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PROCEEDINGS OF BOARD OF EQUALIZATION.

FIRST SESSION—AUGUST 2, 1880.

The Common Council and Board of Aldermen of the City of Indianapolis, together with the City Clerk and City Assessor, met as a Board of Equalization, in the Council Chamber, on Monday evening, August 2d, A. D. 1880, at eight o'clock, pursuant to the following advertisement :

NOTICE TO TAX-PAYERS.

OFFICE OF CITY CLERK,
Indianapolis, Ind., July 10, 1880. }

Notice is hereby given to tax-payers that, in pursuance of the provisions of section 59 of the City Charter, the Common Council and Board of Aldermen, together with the City Clerk and City Assessor, will meet at the Chamber of the Common Council, in the City of Indianapolis, on Monday evening, August 2d, 1880, as a Board of Equalization, to hear and decide complaints, if there be any, and equalize the appraisements for the year 1880, as right and justice may require.

By order of the Common Council and Board of Aldermen.

• Jos. T. MAGNER, City Clerk.

A roll-call was had, with the following result :

PRESENT—His Honor, John Caven, Mayor, in the chair; Joseph T. Magner, City Clerk; Millard F. Connett, City Assessor; Aldermen Hamilton, Layman, Mussmann, Newman, Seibert, Tucker, Wood, and President Coburn; and Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke—35.

ABSENT—Aldermen Drew and Grubbs, and Councilman Thalman—3.

It appearing from the foregoing roll-call that a quorum was present, the Board of Equalization proceeded to business.

The City Assessor presented the following report; which was duly received :

Indianapolis, August 2d, 1880.

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

Gentlemen :—I herewith submit my annual report of the taxable property of the city for the year 1880, showing the total valuation of each class of property:

Valuation of lots.....	\$23,655,905
Valuation of improvements.....	15,474,750
Valuation of personal property.....	11,290,285
Grand total..	\$50,420,940
Number of polls.....	13,319

The valuation of railroad track, side track and rolling stock is yet to be added. The return will be in as soon as the State Board fixes a valuation thereon. The amount for 1879 was \$241,750. I have no means of ascertaining what it will be for 1880, but will be able in my next final report to return the amount.

Respectfully submitted,

M. F. CONNETT, City Assessor.

By direction of His Honor, the Chairman, the City Clerk called the roll of the Wards, in order that complaints against the appraisements of 1880 might be presented.

No complaints were presented.

On Councilman McKay's motion, it was ordered—

That a committee of five be appointed by His Honor, the Chairman, and that one member be chosen from each of the Aldermanic Districts, who shall assemble at the office of the City Assessor, at 10 o'clock A. M., August 3d, 1880, and shall meet from day to day, as by law required, and to whom shall be referred "the assessment lists and all complaints against any assessment," reporting their proceedings back to a future meeting of this Board of Equalization.

Councilman McKay offered the following resolution:

Resolved, That each member serving on the Committee on Equalization be paid two dollars per day for each day engaged on said committee.

And it was adopted by the following vote:

AYES, 32—viz. Aldermen Hamilton, Layman, Mussmann, Newman, Seibert, Wood, and President Coburn; and Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

NAYS, 2—viz. Alderman Tucker and Councilman Morrison.

On motion, the City Attorney was instructed to report at the next regular meeting as to the legality of such expenditure.

His Honor, the Chairman, appointed the below-named members of the Board of Equalization as the select committee required by the adoption of foregoing motion:

First Aldermanic District.....	Councilman Koller.
Second Aldermanic District.....	Councilman Shilling.
Third Aldermanic District.....	Councilman Downey.
Fourth Aldermanic District.....	Councilman Yoke.
Fifth Aldermanic District.....	Alderman Newman.

August 2, 1880.]

City of Indianapolis, Ind.

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On Councilman McKay's motion, the Board of Equalization then adjourned, to meet again on Wednesday evening, August 11th, at the usual hour.

J. L. Owen Mayor,
Chairman of Board of Equalization.

Attest: John W. Wagner City Clerk.

for 2500

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—AUGUST 2, 1880.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, August 2d, A. D. 1880, at eight o'clock, in regular session.

PRESENT—Hon. Jehn Caven, Mayor, and, *ex officio*, President of the Common Council, in the Chair, and 24 members, viz: Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

ABSENT—Councilman Thalman—1.

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

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, Mayor Caven, presented a communication signed by Albert Lupton, et al., which was referred to the Committee on Streets and Alleys, and ordered not to be printed in the Proceedings.

His Honor, Mayor Caven, presented the following communication; which was received, and the Police Board instructed to enforce the ordinance prohibiting the firing of cannon, etc., in the city limits:

To His Honor John Caven, Mayor of the City of Indianapolis,
the Honorable Members of the City Council and Board of Aldermen:

Gentlemen:—We, the undersigned citizens of the City of Indianapolis, beg leave to represent to your Honorable Body that the firing of cannon or anvils in the city endanger the lives of our sick people, or at least causes them unnecessary suffering, is productive of no good, and in the name of humanity we ask you to pass a city ordinance prohibiting such firing of cannon or anvils in the city limits, and your petitioners as in duty bound will ever pray.

August Bessonies, Edward Burns, John Keating, Alfred Harrison, John A. Haugh, Sam. W. Watson, and twenty-nine others.

REPORTS, ETC., FROM CITY OFFICERS.

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

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

Gentlemen.—I herewith report the following estimates:

A first and final estimate in behalf of William Murphy, for grading and graveling First street, from Pennsylvania street to Meridian street.

887 $\frac{5}{12}$ lineal feet, at 18 $\frac{1}{2}$ cents\$164 20

A first and final estimate in behalf of William Murphy, for grading and graveling the alley between Park avenue and Broadway street, from Cherry street to Christian avenue.

577 lineal feet, at 16 cents\$92 30

A first and final estimate in behalf of Richard Carr, for grading and graveling Atwood street and sidewalks, from the south line of outlet No. 99 to Sanders street.

978 lineal feet, at 48 cents\$469 44
150 feet ditching at Sanders street..... 10 00

Total estimate\$479 44

A first and final estimate in behalf of Murphy and Sylvester, for grading, and paving with brick (where not already paved), the sidewalks of Michigan street, from Tennessee street to Missouri street.

880 $\frac{1}{2}$ lineal feet, at 45 cents\$396 03

A first and final estimate in behalf of William Morrison, for grading and graveling the first alley west of Park avenue, from Walnut street to St. Clair street.

780 lineal feet, at 15 $\frac{1}{2}$ cents\$120 92

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 accompanying first and final estimate in behalf of William Murphy, for grading and graveling First street, from Pennsylvania street to Meridian 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, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

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 accompanying first and final estimate in behalf of William Murphy, for grading and graveling the alley between Park avenue and Broadway street, 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, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

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 accompanying first and final estimate in behalf of Richard Carr, for grading and graveling Atwood street and sidewalks, from the south line of out-lot No. 99 to Sanders 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, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

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 accompanying first and final estimate in behalf of Murphy & Sylvester, for grading, and paving with brick (where not already paved), the sidewalks of Michigan street, from Tennessee street to Missouri 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, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

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 accompanying first and final estimate in behalf of William Morrison, for grading and graveling the first alley west of Park avenue, from Walnut street to St. Clair 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, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

NAYS—None.

The City Civil Engineer submitted the following report; which was received, the contracts severally concurred in, and the bonds approved:

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

Gentlemen:—I herewith report the following contracts and bonds:

Contract and bond of Fred. Gansberg, for grading and graveling East street and sidewalks, from Minnesota street to Raymond street. Bond, \$5,000; surety, John Schier.

Contract and bond of James Mahoney, for grading and bowldering the east gutter, and curbing with stone the outer edge of the east sidewalk, of Alabama street (where not already bowldered and curbed), from Pogue's run south to the railroad tracks. Bond, \$400; surety, James Kenihan.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The City Civil Engineer submitted the following report; which was referred to the Fire Board:

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

Gentlemen:—On July 5th and 7th, 1880, a contract was awarded to J. Bly, to build an 1,800 barrel cistern near the corner of Ash and Tenth streets. No bond has been filed, for the reason that I deem it impracticable to build a cistern of this capacity in this locality, on account of the water being so near the surface of the ground.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The City Civil Engineer submitted the following report; which was postponed for two weeks:

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

Gentlemen:—The following contracts have been awarded, and the contractor has failed to file his bond:

For grading and graveling Spruce street and sidewalks, from Prospect street to Pleasant Run; C. T. Langhorne, contractor.

For grading and graveling McKernan street and sidewalks, from Buchanan street to south line of Out-lot 99; C. T. Langhorne, contractor.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The City Clerk submitted the following report:

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:

James Mahoney vs. Elizabeth Pope, for.....	\$14 30
R. P. Dunning and James W. Hudson vs. Robert Burns, for.....	4 81
R. P. Dunning and James W. Hudson vs. Martha Hohen, for.....	4 81
D. A. Haywood vs. Elizabeth Dogget, for.....	25 40

D. A. Haywood vs. Herman F. Reinkin, for.....\$24 00
 D. A. Haywood vs. Nicholas Spillane, for... .. 26 15
 D. A. Haywood vs. Margaret Byrne, for..... 25 40
 D. A. Haywood vs. David Munson, for 24 00
 D. A. Haywood vs. David Munson, for 24 00
 and recommend that you order the precepts to issue.

Respectfully,
 JOSEPH T. MAGNER, City Clerk.

Which was concurred in, and the precepts ordered to issue by the following vote:

AYES, 22—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.
NAYS, 2—viz. Councilmen Downey, and Pearson.

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 July, 1880:

Board of Health	\$680 00	
City Assessor's Department.....	430 50	
City Civil Engineer's Department.....	107 95	
City Dispensary.....	220 44	
City Hall.....	494 20	
City Hospital and Branch.....	848 21	
City Treasurer's percentage.....	197 18	
Damages and Costs.....	4,950 00	
Fire Department.....	6,016 48	
Fountains.....	7 50	
Gas	5,122 63	
Interest on Bonds.....	540 00	
Market-Masters' Fees.....	252 89	
Parks.....	209 55	
Police.....	4,051 00	
Printing.....	383 29	
Salary.....	1,864 98	
Station Houses.....	334 81	
Street Improvements.....	114 23	
Street Repairs.....	5,129 86	
Taxes refunded.....	11 16	
		\$31,966 86
School Fund.....		749 04
Total.....		\$ 32,715 90

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 July, 1880.

RECEIPTS.

Balance on hand June 30th, 1880	\$298,660 68
From delinquent taxes.....	3,154 82
From tax sales.....	175 55
From auction licenses.....	10 00
From benefits.....	8 25
From dray licenses.....	199 00
From coal licenses.....	10 00
From dog licenses.....	535 50
From express licenses.....	445 00
From fines and fees.....	491 65
From hack licenses.....	348 00
From hucksters' licenses.....	624 00
From market rents.....	417 00
From market-masters' fees.....	361 10
From peddlers' licenses.....	12 00
From promiscuous—(City Hospital pay patients).....	30 00
From show licenses.....	50 00
From tapping sewers.....	1 00
	<hr/>
	\$305,533 55

DISBURSEMENTS.

For Board of Health.....	\$680 00
For City Assessor's Department.....	437 00
For City Civil Engineer's Department.....	111 80
For City Dispensary.....	220 44
For City Hall.....	494 20
For City Hospital and Branch.....	827 43
For City Treasurer's percentage.....	197 18
For damages and costs.....	4,950 00
For elections.....	49 50
For Fire Department.....	5,854 12
For fountains.....	7 50
For gas.....	5,122 63
For interest on bonds.....	540 00
For market-masters' fees.....	252 89
For parks.....	209 55
For Police.....	4,051 00
For printing.....	383 29
For salary.....	1,675 40
For school fund.....	749 04
For station houses.....	303 35
For street improvements.....	114 23
For street repairs.....	5,047 05
Balance on hand.....	273,255 95
	<hr/>
	\$ 305,533 55

TOMLINSON ESTATE.

Balance on hand June 30, 1880.....	\$ 21,129 71
Received from rents.....	245 00
	<hr/>
Balance on hand.....	\$ 21,374 71

Respectfully submitted,
To JOSEPH T. MAGNER, City Clerk,

W. G. WASSON, City Treasurer.

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

Indianapolis, August 2, 1880.

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

Gentlemen:—In obedience to your instruction, I herewith submit an opinion as to whether it is the duty of the city or of the Citizens' Street Railway Company to keep the Illinois street tunnel in good sanitary condition and repair.

The ordinance of April 2, 1878, authorizing the construction of the tracks of said company through said tunnel provides that said company shall keep the roadway in said tunnel and its approaches in good repair to the satisfaction of the Common Council and Board of Aldermen, and failing to do so, after notice, the city has the power to order said tracks to be removed. And if the present unsanitary condition is caused by defects in the roadway or approaches, then it would be the duty of said company to repair the same. If, however, the evils complained of are caused by defective drainage, then it would be the duty of the city to provide the remedy.

So far as the railing around the tunnel is concerned, the ordinance referred to does not seem to require the street railway company to keep said railing in repair.

I might add that the city reserves the right under the ordinance to discontinue the use of the tunnel if it should be deemed advisable.

Second, I would report that the proceedings in the Federal court relating to the Dillon street opening have made but little, if any, progress towards final adjustment, and as at present advised, if the city wishes to proceed with opening of said street during the present year, it will be necessary to take evidence and establish to the satisfaction of the court that the opening of the street over the route proposed is a public necessity.

Respectfully submitted,

JOHN A. HENRY, City Attorney.

By consent, Councilman Lamb, from the Committee on Judiciary, submitted the following report; which was concurred in:

Indianapolis, July 5, 1880.

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

Gentlemen:—Your Joint Committees on Judiciary and Streets and Alleys, together with the City Attorney, to whom was referred a communication of McDonald & Butler, attorneys, of date June 17, 1880, with reference to the opening and widening of Dillon street, would report that the United States Circuit Court having granted an injunction against the proposed opening of said street, and referred the application of the city for leave to make the receiver of the railroad company a party to the condemnation proceedings to W. P. Fishback, Master in Chancery, to take evidence as to the necessity for the opening of said street, and report thereon to the court, we recommend that the City Attorney be, and he is hereby, directed to take evidence before said master touching the matters therein involved, and if possible procure an order of said court dissolving said injunction, and also granting leave to make said receiver a party to the condemnation proceedings.

Very respectfully submitted,

JOHN A. HENRY, City Attorney.

Wm. C. Lamb,
Jas T. Dowling,
James A. Pritchard,
Council Judiciary Committee.

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 July, 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	100					
Number of beds in Branch.....	10					
No. of adult patients in Hospital at beginning of week.....	49	36	40	40	41	49
No. of infant patients in Hospital at beginning of week.....	3	2	3	1		3
No. of adult patients received during week	7	16	9	10	1	43
No. of infant patients received or born during week.....	1	1				2
No. of adult patients discharged during week	20	11	9	8	3	51
No. of infant patients discharged during week.....	2		1	1		4
No. of adult patients who died during week.....		1		1	1	3
No. of infant patients who died during week.....			1			1
No. of patients in Branch at beginning of week.....						
No. of patients in Branch at end of week.....						
No. of adult patients in Hospital and Branch at end of week	36	40	40	41	38	38
No. of inf't patients in Hospital and Branch at end of week	2	3	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.....	298	318	310	297	126	1349
Aggregate number of days of patients in Branch						
Aggregate number of days of employes in Hospital						435
Total.....						1784

Number of prescriptions filled during the month	676
Total expenditures for month	\$872 60
Cash collected from pay-patients and other sources, and paid to City Treasurer.....	\$35 60
Aggregate number of days subsistence furnished	1784
Average daily cost of each patient64-7 cts.
Average daily cost for patients, officers, and employes.....	.48-9 cts.

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

The Superintendent of the City Dispensary 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 July, 1880, are respectfully submitted:

Number of Patients treated at Dispensary	176
Number of Medical cases at Dispensary	114
Number of Surgical cases at Dispensary	50
Number of Disease of Nervous System.....	8
Number of Disease of Eye and Ear.....	4
Number of Diseases of the Throat.....	0
Number of Out-door Patients treated	95
Number at Station House	12
Number at News Boys' Home	0
Total number of Patients treated during month.....	383
Total number of Visits made during month.....	367

Total number of Prescriptions filled during month.....	692
Number of Births during month..	2
Number of Deaths during month.....	1

EXPENDITURES FOR MONTH.

C. A. Ritter, Superintendent.....	\$ 61 66
F. A. Morrison, 1st Assistant.....	45 83
C. I. Fletcher, 2d Assistant.....	37 50
F. M. Ferree, Prescription Clerk.....	30 00
W. A. & L. N. Pattison, drugs.....	45 05
Eli Lilly, drugs.....	3 30
Indianapolis Gas Light & Coke Co.....	1 20

Total expenditures for month..... \$224 54

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

REPORTS, ETC., FROM OFFICIAL BOARDS.

By request, the Fire Board was granted permission to withdraw their reports and proposition from the Silsby Manufacturing Co., submitted to Council July 19, 1880.

The Fire Board, through Councilman Pearson, submitted the following reports; which were concurred in:

Indianapolis, August 2d, 1880.

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

Gentlemen:—The contract for the purchase of a lot for the location of the No. 10 Hose Reel company having been rescinded, the Fire Board beg leave to report that they have received a proposition from Margaret McCarty heirs, to sell the city for said purpose a lot, situate at north-west corner of Madison avenue and Morris street, being 40 feet front on Madison avenue by 140 feet on Morris street, at and for the sum of \$1,000.

We recommend that the proposition be accepted when the abstract shall have been examined and approved by the Judiciary Committee and City Attorney.

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

Indianapolis, July 30, 1880.

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

Gentlemen:—In a motion introduced by Councilman Lamb and referred to the Fire Board as to the need of better fire protection in the district between Virginia avenue and South street, along the line of Delaware street, offer the following report:

We have carefully examined this district, and it is our opinion that the large amount of property along the proposed line is entitled to more secure fire protection. We therefore recommend that a resolution be passed instructing the Water Works company to lay a six inch main in Delaware street from the intersection of their mains in Virginia avenue, connecting with their mains in South street; and that the Water Works company remove two (2) of the useless hydrants that they are not now receiving pay for, and re-locate them on this new line. In consideration of and when completed the city will accept and pay the regular annual rent

for both hydrants. The removal and re-location of these hydrants to be designated by the Chief Fire Engineer.

JOHN G. PENDERGAST, Chief Fire Engineer.

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

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

To the Common Council and Board of Aldermen:

Gentlemen:—The heating apparatus at the Central Police Station is completely worn out, and can not be repaired. It was difficult to make it do effective service during last winter, and if the cold had been severe during the close of the season, the prisoners could not have been kept comfortable. A new furnace is a necessity, and we ask that authority be given for the purchase of one.

Respectfully submitted,

D. W. Grubbs,
John T. Downey,
H. J. Prier,
Police Board.

Councilman Downey offered the following motion; which was adopted:

That the Police Board be authorized to purchase a furnace for heating the Central Station.

The Board of Public Improvements and Street Commissioner, through Councilman Morrison, submitted the following report; which was received:

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

Gentlemen:—We herewith report the expenditures of the Street-Repairs Department for the month of July, 1880, together with the total amount of expenditures to August 1, 1880:

Pay-rolls	\$ 4,200 40
Freight on stone.....	72 00
Rent stone-yard.....	25 00
Boulders	87 00
Blacksmithing.....	37 45
Gravel.....	176 30
Sewer pipe	36 95
Stone crossings and curb.....	68 00
Cement.....	4 00
Lumber.....	282 92
Hardware.....	20 88
Brick.....	36 50
Serving official notices.....	51 62
Ledger	2 00
One street scraper	12 00
Painting bridge.....	10 00
Catch-basin.....	6 84

Total expenditures for July, 1880.....\$ 5,129 86

Total expenditures, per last report..... 2,664 56

Total expenditures to August 1, 1880.....\$ 7,794 42

Respectfully submitted,

L. A. FULMER, Street Commissioner.

Wm. H. Morrison,
Hiram Seibert,
Board of Public Improvements.

The Board of Public Improvements, through Councilman Morrison, submitted the following report; which was received, and the several recommendations concurred in, except the 23d clause, which was referred back to said Board:

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

Gentlemen:—The Board of Public Improvements, to whom sundry papers were referred, would report thereon as follows:

1st. Is a motion that the Street Commissioner be instructed to clean the gutters on Dorman street, from St. Clair street to Michigan street, and fill the chuck-holes with gravel.

Recommend the work be done from St. Clair street to Pogue's Run.

2d. Is a motion that the Street Commissioner be instructed to repair Dougherty street and sidewalks, from East street to Wright street.

Recommend the chuck-holes be repaired at an expense not to exceed ten dollars.

3d. Is a motion that the Street Commissioner clean the gutters on Tennessee street, from Merrill street to Ray street.

Recommend the work be done.

4th. Is a motion that the Street Commissioner be directed to clean the gutters on New York street, from East street to Massachusetts avenue.

Also, the gutters on Vermont street, from Noble street to Delaware street.

Also, the gutters on North street, from Noble street to Delaware street.

Recommend the work be done.

5th. Is a motion that the Street Commissioner be instructed to put a double stone crossing across Delaware street, on the north side of New York street.

Recommend stone crossing be put across Delaware street, on north side Massachusetts avenue.

6th. Is a motion that the Street Commissioner be directed to clean the gutters on Vermont street, between Arsenal and State avenues, that the water may run off that stands in them.

Recommend the work be *not* done.

7th. Is a motion that the Street Commissioner be directed to clean the gutters, and fill the chuck-holes, in Davidson street, from Washington street to North street.

Recommend the work be *not* done.

8th. Is a motion that the Street Commissioner be directed to clean the gutters, and fill the chuck-holes, in Pine street, from Washington street to North street.

Recommend the chuck-holes be filled, and that an ordinance be introduced to boulder the gutters to a width of five feet on each side.

9th. Is a motion that the Street Commissioner be directed to fill the chuck-holes, with broken stone, on Arsenal avenue, from Washington street to Michigan street.

Recommend the work be done.

10th. Is a motion that the Street Commissioner be instructed to clean the gutters on Madison avenue, between Jeff. Railroad and Ray street.

Recommend the work be done.

11th. Is a motion that the Street Commissioner be directed to clean out the gutters on Sixth street, from Illinois street to Mississippi street.

Recommend the work be done.

12th. Is a motion that the Street Commissioner be directed to clean out the gutter on the north side of Second street, from the railroad west to the canal.

Recommend the work be *not* done.

13th. Is a motion that the Street Commissioner be directed to clean out the gutters on Fifth street, from Illinois street to the railroad.

Recommend the work be *not* done.

14th. Is a motion that the Street Commissioner be directed to clean the gutters on West street, between Indiana avenue and Washington street.

Recommend the work be not done, but an ordinance be introduced to have said gutters bowldered.

15th. Is a motion that the Street Commissioner be directed to clean the gutters on California street, between North and New York streets.

Recommend the work be done.

16th. Is a motion that the Street Commissioner be directed to clean the gutters, and fill the chuck-holes, on Blackford street, between North and New York streets.

Recommend the work be done.

17th. Is a motion that the Street Commissioner be instructed to clean the gutters on St. Clair street, between East and New Jersey streets.

Recommend the work be done.

18th. Is a motion that the Street Commissioner be directed to so change the grade of the first alley west of Olive street, south of Willow street, as to prevent the flooding of adjoining property.

Recommend the work be *not* done.

19th. Is a motion that the Street Commissioner be instructed to repair the entrances to the bridge on Olive street, across Pleasant Run.

Recommend the work be done.

20th. Is a motion that the Street Commissioner be instructed to clean the gutters (where needed) on Cedar street, between Virginia avenue and Dillon street.

Recommend the work be done.

21st. Is S. O. 77, 1880—An ordinance to provide for grading, and paving with brick, the sidewalk of Louisiana street, from East street to Virginia avenue, together with remonstrance against said improvement.

Recommend said ordinance be passed.

22d. Is S. O. 96, 1880—An ordinance to provide for grading and graveling the alley between Linden and Olive streets, together with remonstrance against said improvement.

Recommend said ordinance be passed.

23d. Is S. O. 97, 1880—An ordinance to provide for grading and graveling Linden street and sidewalks, from Orange street to Pleasant Run, with remonstrance against said improvement.

Recommend said ordinance be amended to improve said street from Orange to Willow streets, and then passed.

24th. Is a clause of the report of July 5th referred back, "that the Street Commissioner clean the gutters and fill chuck-holes on Vermont street, west of canal," in which the Board recommend the work be not done. The Board stand by their former action, and report the work be not done.

Respectfully submitted,

Wm. H. Morrison,
Edward H. Dean,
Hiram Seibert,
Board of Public Improvements.

The Board of Public Improvements, through Councilman Morrison, introduced the following entitled ordinances; which were severally read the first time:

- S. O. 122, 1880—An Ordinance to provide for grading and bowldering the gutters (where not already bowldered), of West street, from Washington street to Indiana avenue.
- S. O. 123, 1880—An Ordinance to provide for grading and bowldering the gutters of Pine street, from Washington street to North street.

Councilman Van Vorhis submitted a report from the City Dispensary, for the year ending May 31st, 1880; which was referred to the Committees on Printing.

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

Report of Deaths in the City of Indianapolis, from the 15th day of July, to the 31st day of July, 1880—inclusive.

Under 1 year.....	24
1 to 2 years.....	8
2 to 5 ".....	7
5 to 10 ".....	4
10 to 15 ".....	2
15 to 20 ".....	1
20 to 25 ".....	8
25 to 30 ".....	1
30 to 40 ".....	2
40 to 50 ".....	1
50 to 60 ".....	0
60 to 70 ".....	4
70 to 80 ".....	2
80 to 90 ".....	1
90 to 100 ".....	0
100 and upwards.....	0
Unknown.....	0
Total.....	65

Respectfully,

E. S. ELDER, M. D., President,
W. E. JEFFRIES, M. D., Secretary,

By consent, Councilman Lamb, from the Committee on Judiciary, submitted the following report; which was concurred in:

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

Gentlemen:—Your Judiciary Committee, together with the City Attorney, to whom was referred certain papers, report thereon:

First is the petition of Helen M. Rockwood and others, asking the Council to return certain money on account of taxes, alleged to have been erroneously paid, and reported adversely by this committee on the 21st day of last June. The matter having been adjusted between the parties interested, we recommend that no action be taken on the petition.

Second is a petition by B. F. Tuttle and George W. Sloan, vestrymen of Christ church, asking the return of forty-six dollars and eight cents (\$46 08), and interest thereon, on account of such money being collected from the property known as "St. George's Mission Chapel."

This property was sold to Nicholas McCarty at tax sale. The petitioners claim that at the time of the sale, and previous to that time, the property was used for church purposes. The petition shows that Mr. McCarty offers to receive the principal and interest and cancel his certificate of purchase.

We recommend, upon the return of the certificate of purchase, the payment of forty-six dollars and eight cents, only. We can not allow interest.

Third is a communication from A. C. Harris, attorney for certain property holders on South Illinois street, addressed to the City Attorney, asking that certain liens be removed from their property. On the 18th day of February, 1870, an ordinance was passed for putting a cement pipe sewer in Illinois street, between Washington and South streets. The sewer was constructed, and the costs thereof paid out of the general sewerage fund. After the sewer was thus put in and paid for, by ordinance one-half of the costs thereof was put upon the property between South and Washington streets, apportioned at so much per front foot, irrespective of benefits. This cloud upon the titles is now sought to be removed.

It is urged that this sewer was too small, and of no practical use. Suit was brought in 1873 by certain of the property holders along the line to enjoin the city from collecting its assessments. This suit is still pending. In 1874 and 1875 the city removed the cement pipe sewer, and constructed a good and sufficient one instead thereof.

We think, owing to the worthless character of the first sewer, the long time which has elapsed since its construction, and considering the many intricate legal questions involved, and the justness in the premises, that the city ought not now to further seek the collection of the assessments thus made, and we therefore recommend that the City Attorney be instructed to make such a record in the cause now pending as will remove the cloud upon the titles along this line.

If our recommendation be accepted by the property holders, they shall pay all the costs made in the suit now pending.

Fourth is a petition from John Young, asking the Council to refund to him the sum of one hundred and twenty-three dollars and eighty-seven cents (\$123.87), on account of money erroneously paid for taxes.

We find that he has made a mistake in his tax return, and that the amount claimed was collected by reason of such mistake. We further find that the Butler University held a mortgage on Mr. Young's property, and they paid said sum under protest, to keep the property from being sold. The university now comes and asks by petition the correction of the mistake, and that the money be refunded.

We recommend that the sum of one hundred and twenty-three dollars and eighty-seven cents be paid to the said Butler University.

Fifth is a petition from William Giezendanner, asking the Council to allow him the sum of one hundred dollars, on account of damages alleged to have been sustained by him by reason of a recent flooding of his cellar. His premises are located on the northeast corner of Vermont and Mississippi streets.

On investigation we find that the water from six gutters run to this point. We further find that the Citizens' Street Railroad Company has constructed a bridge

on the west side of Mississippi street, across Indiana avenue, of insufficient capacity; that before the construction of the bridge no trouble was had with water at this point, the open gutter being amply sufficient at all times to carry away the water.

We are of the opinion that the Citizens' Street Railroad Company is primarily liable, and that the remedy ought to be sought against said company first. Prayer of petition not granted. We recommend that the City Civil Engineer go upon the ground and make survey, and report his opinion of the present bridge built by the street car company, and what should be done in order to carry off the water that runs to this point.

William C. Lamb,
James A. Pritchard,
Jas. T. Dowling,
Judiciary Committee.

JOHN A. HENRY, City Attorney.

PENDING ORDINANCES.

The following entitled ordinance was read the third time:

S. O. 39, 1880—An Ordinance to provide for grading and bowldering the gutters, and curbing with stone the outer edge of the sidewalks (where not already bowldered and curbed,) of Virginia avenue, from Washington street to its southern terminus.

Councilman Bernhamer moved to amend by substituting the words, "Stevens street," for the words, "its southern terminus." Which motion was laid on the table.

A vote was then had on the passage of the ordinance, and it failed to pass (a two-thirds vote being necessary), by the following vote:

AYES, 16—viz. Councilmen Bedford, Bryce, Caylor, Dean, Downey, Koller, Lamb, Lang, Mauer, Morrison, Pearson, Prier, Pritchard, Shilling, Van Vorhis, and Yoke.

NAYS, 8—viz. Councilmen Bernhamer, Dowling, Fultz, Harrold, Kahn, McKay, O'Connor, and White.

A motion to reconsider the vote just taken, was adopted by the following vote:

AYES, 14—viz. Councilmen Bedford, Bryce, Caylor, Dean, Downey, Kahn, Lamb, Mauer, Morrison, Pearson, Prier, Pritchard, Shilling, and Yoke.

NAYS, 10—viz. Councilmen Bernhamer, Dowling, Fultz, Harrold, Koller, Lang, McKay, O'Connor, Van Vorhis, and White.

The further consideration of the ordinance was then postponed.

The following entitled ordinance was read the second time:

S. O. 88, 1880—An Ordinance to provide for grading, and paving with good hard burned brick, the west sidewalk of Broadway street, from St. Clair street to Vine street.

Councilman Bedford presented the following remonstrance; which, together with the foregoing entitled ordinance, was referred to the Board of Public Improvements:

Indianapolis, July 10th, 1880.

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

Gentlemen:—The undersigned, owners of real estate fronting on the west side of Broadway street, between St. Clair street and Vine street, respectfully remonstrate against the passage of an ordinance now pending, providing for the grading and paving of the west sidewalk of Broadway street, between St. Clair and Vine streets. And your remonstrants will ever pray, etc.

A. W. & N. J. Parrish, 120 feet; A. C. Goodman, by W. A. Bradshaw, agent, 120 feet; Margaret Everson, 80 feet; M. C. Davis, 120 feet; Elizabeth A. and John V. Parker, 73 feet.

The following entitled ordinance was read the second time and referred to the Committee on Sewers and Drainage:

S. O. 117, 1880—An Ordinance to provide for the construction of a sewer in, and along, the first alley east of Meridian street, from Maryland street to Washington street, connecting with the Washington street sewer; and providing for the assessment and collection of the cost thereof.

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

S. O. 93, 1880—An Ordinance providing for the construction of a brick sewer in and along Washington street, from the east line of New Jersey street to, and connecting with, the Washington street sewer at the intersection of Pennsylvania street; and providing for the assessment and collection of the cost thereof.

And it was passed by the following vote:

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

NAYS—None.

Special ordinances Nos. 64, 87, 90, 94, 95, 96, 102, 103, 106, 108, 111, 115, and 118, 1880, were severally read the second time and ordered to be engrossed.

The following entitled ordinance was read the third time:

S. O. 64, 1880—An Ordinance to provide for grading and graveling the first alley east of Wright street, from Dougherty street to Coburn street.

And it was passed by the following vote:

AYES 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

- S. O. 87, 1880—An Ordinance to provide for grading, and paving with brick, (where not already paved), the sidewalks of English avenue, from Harrison street to Dillon street.

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

- S. O. 90, 1880—An Ordinance to provide for grading and graveling the first alley south of Dougherty street, from Virginia avenue to Short (formerly Hunter) street.

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

- S. O. 94, 1880—An Ordinance to provide for grading, bowldering and curbing the gutters of the first alley south of Ohio street, from Pennsylvania street to Delaware street.

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

- S. O. 95, 1880—An Ordinance to provide for grading, bowldering and curbing the gutters of Ohio street, (where not already properly bowldered or curbed,) from Meridian street to Pennsylvania street.

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

S. O. 96, 1880—An Ordinance to provide for grading and graveling the alley between Linden and Olive streets, from Prospect street to Pleasant Run.

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

S. O. 102, 1880—An Ordinance to provide for grading and bowldering the gutters of Morrison street, between Alabama and Delaware streets.

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

S. O. 103, 1880—An Ordinance to provide for grading and graveling the alley between Archer and Dorman streets, from Pogue's Run to Michigan street.

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

S. O. 106, 1880—An Ordinance to provide for grading and bowldering the gutters of Ohio street, and curbing with stone the outer edges of the sidewalks thereof, from East street to Noble street.

And it was passed by the following vote :

AYES 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

S. O. 108, 1880—An Ordinance to provide for grading and bowldering the south gutter, and curbing with stone and paving with brick, the south sidewalk of Ohio street, from Noble street to a point 222 feet east of Harvey street.

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

S. O. 111, 1880—An Ordinance to provide for grading, and paving with brick, (except where already paved,) the south sidewalk of North street, from Illinois street to the Indianapolis, Cincinnati and Lafayette Railway track.

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

S. O. 115, 1880—An Ordinance to provide for grading and bowldering the second alley east of the intersection of Clifford avenue and Pendleton road, from Pendleton road to Brookside avenue.

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

NAYS—None.

The following entitled ordinance was read the third time :

S. O. 118, 1880—An Ordinance to provide for grading and graveling Cypress street and sidewalks, from Linden street to Olive street.

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White, and Yoke.

NAYS—None.

It now being nearly eleven o'clock, Councilman Kahn moved the suspension of the following section of the rules, 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 motion was adopted, and the rules suspended by the following vote :

AYES, 21—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Mauer, McKay, O'Connor, Pearson, Prier, Pritchard, VanVorhis, White, and Yoke.

NAYS, 3—viz. Councilmen Lang, Morrison, and Shilling.

The following entitled ordinance was read the second time :

- S. O. 12, 1880—An Ordinance to provide for re-paving with wooden blocks (red cedar) the roadway of Meridian street, from New York street to St. Clair street.

Councilman VanVorhis moved to strike the ordinance from the files.

Which motion failed of adoption by the following vote :

AYES, 2—viz. Councilmen Shilling, and VanVorhis.

NAYS, 22—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, White, and Yoke.

The foregoing entitled ordinance (S. O. 12, 1880), was then ordered to be engrossed, read the third time and passed by the following vote :

AYES, 21—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Pritchard, White, and Yoke.

NAYS, 3—viz. Councilmen Prier, Shilling, and VanVorhis.

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

- 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.

And it was passed by the following vote :

AYES, 21—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Pritchard, White, and Yoke.

NAYS, 3—viz. Councilmen Prier, Shilling, and VanVorhis.

The following entitled ordinance was read the second time and stricken from the files :

- S. O. 101, 1880—An Ordinance to provide for grading and graveling Meridian street, and bowldering the gutters (placing a gutter stone therein) thereof, from St. Clair street to Seventh street.

The following entitled ordinance was read the second time and stricken from the files :

- S. O. 54, 1879—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.

The following entitled ordinance was read the second time and stricken from the files :

- S. O. 55, 1879—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.

By consent the following papers were introduced :

Councilman Kahn offered the following motion ; which was adopted :

That Fred Gansberg be granted thirty days further time to complete his contract for improving a portion of north Tennessee street.

Councilman McKay offered the following motion ; which was adopted :

That Richard Carr be, and is hereby, granted twenty days further time to complete the contract of grading and graveling Newman street and sidewalks, from Seventh street to Ninth street.

Councilman Fultz offered the following motion ; which was adopted :

That the contractors for grading and graveling Wilkins street be granted twenty (20) days further time to complete the same.

Councilman Yoke offered the following resolution ; which was referred to the Fire Board :

WHEREAS, John Huffer, fireman, was on the 3d day of March, 1880, while in the line of his duty, injured and crippled so as to disqualify him from duty ; and whereas, the Fire Board has dropped him from the pay-rolls of the Department, therefore

Resolved, That the Fire Board be, and are hereby, instructed to retain the name of the said John Huffer on their pay-rolls, and pay him fireman's pay until a time when he shall be able to go on duty again.

Councilman Kahn offered the following resolution and presented the following communication ; which were referred to the Committee on Judiciary and City Attorney :

WHEREAS, The Common Council is of the opinion that there is due to the city, from foreign Insurance Companies, a certain tax for the benefit of the Fire Department ; and whereas, said tax is and has been due to the city ever since 1877 ; therefore,

Resolved, That the City Attorney be, and is hereby, instructed to draw up and enter into a contract with Messrs. Carnahan & Collins (upon the basis of their proposition) for the collection of said tax ; and that the proper authorities be, and are hereby, empowered to sign said contract.

La Fayette, Ind., July 24th, 1880.

LEON KAHN, Indianapolis, Ind. :

DEAR SIR :—In regard to the suits against foreign Insurance Companies, on behalf of the city, our proposition is this :

We will bring the suits, perform all the legal work, and the city shall be at no expense for attorney's fees, unless we succeed. If we succeed in a recovery for the city, so as to enforce the collection, then we shall receive an amount equal to one-third of all the amounts collected from Insurance Companies.

If you wish a consultation, personal on the matter further, I will go down and see you. If my proposition meets with your approval, inform me, and I will go down and close the contract, and commence at once.

Yours,

CARNAHAN & COLLINS,
per Carnahan.

The Joint Committees on Public Light, through Councilman Prier, submitted the following report; which was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Joint Committees on Public Light have had under consideration the question of making a new contract with the Indianapolis Gas Light and Coke Company to furnish light for the year, beginning August 1st, 1880, and terminating July 31st, 1881. In view of the fact that the present contract with the Indianapolis Gas Light and Coke Company has, so far as we have been able to ascertain, been favorable and satisfactory to the citizens generally, your committee recommend the continuance of the same contract for the year ending 31st, 1881, with some additional clauses embodied therein; and we herewith transmit the contract of the Indianapolis Gas Light and Coke Company for your consideration, and which we recommend be accepted and the Mayor be authorized to execute the same.

Respectfully submitted,

James T. Layman

F. W. Hamilton,

H. E. Drew.

Aldermanic Committee.

H. J. Prier,

Jas. T. Dowling,

Peter F. Bryce,

Council Committee.

The following contract was then read and approved:

THIS AGREEMENT, Made this second day of August, 1880, by and between the City of Indianapolis, party of the first part, and the Indianapolis Gas-Light and Coke Company, party of the second part,

Witnesseth, That, whereas, on the 22d day of July, 1876, said parties entered into a contract, in writing, whereby the party of the second part undertook and agreed, for a period of five years from August 1st, 1876, to furnish gas to light the public lamps of said city, upon terms therein stated;

And whereas, on the 2d day of August, 1878, the same parties made a provisional agreement for the furnishing of gas by the party of the second part to the party of the first part, which contract expired August 1st, 1879;

And whereas, on the 24th day of July, 1879, the same parties made another provisional contract for the furnishing of gas by the party of the second part to the party of the first part, which contract will expire July 31st, 1880;

Now, therefore, The parties hereto make this provisional agreement, for the term of one year from the 1st day of August, 1880, to-wit:

The said party of the second part agrees to furnish gas to said party of the first part, of the quality and kind provided for in the third section of the ordinance of the Common Council of said city, enacted March 19th, 1866, for twenty-four hundred (2400) lamps, all of which are now in a serviceable condition, in and upon the streets of said city, said lamps to be lighted upon time-tables to be furnished by the said city, which tables shall provide for twenty-five hundred (2500) hours per year for each and every lamp; and the burners thereof shall be of a capacity of not less than four cubic feet per hour for each and every lamp. Said party of the second part also agrees, at proper and regular times, to light and extinguish said lamps according to the schedule furnished by said party of the first part; to keep said lamps clean and in repair; and if said party of the second part shall fail or neglect to keep the same clean and in repair, the said party of the first part shall have the right to do so, and deduct the cost thereof from any sum due the said gas company.

It is further agreed, That the party of the first part shall have the right to deduct from any amount due said party of the second part the sum of fifteen cents for each and every post for each and every night that it is not lighted, and kept lighted, during the time provided in the time tables: *provided* that this provision shall not apply to cases of failure to light and keep lighted that are caused by frost, over which said party of the second part has no control; but said party of the second part agrees to use the utmost reasonable dispatch in thawing out such posts.

The city and her officers shall have the right, at any time, to test both the quality of the gas furnished and the capacity of the burners on the street lamps.

The aforesaid twenty-four hundred (2400) posts shall be such as shall be selected and designated by the Joint Committees on Public Light of the Common Council and Board of Aldermen and a representative committee of said gas company.

And said party of the second part also agrees to furnish gas for all offices occupied by city officers, for all engine-houses, for the Council chamber, for all tunnels, bridges, station-houses, and all other places where gas is required for the use of said city in her corporate capacity, at the price of two dollars per thousand cubic feet.

In consideration of the foregoing agreements of said party of the second part, the said party of the first part agrees to pay said party of the second part, for each and every street lamp of said city to which gas is supplied, the sum of twenty five dollars per annum, or the sum of sixty thousand dollars (\$60,000) for said twenty-four hundred posts—said sum to be full compensation for all gas furnished, and for cleaning, lighting, keeping in repair and in order for service, such lamps and posts, as above undertaken and agreed by the party of the second part; and the party of the first part does further agree to pay for gas furnished said city in her corporate capacity, except street lamps, the price of two dollars per thousand feet, as above mentioned. The compensation herein agreed to be paid shall be paid by the party of the first part, in equal monthly installments, at the end of each and every month, and city warrants or orders shall be received at par in such payments.

And the party of the first part further agrees with the party of the second part, that during the continuance of this contract all fines and damages collected by said city from persons for breaking or damaging said street-lamps or posts shall be paid, when collected, to said party of the second part.

And said party of the second part also agrees that if the city should, at any time, require a greater number of lamp-posts lighted than above mentioned, the said party of the second part will furnish gas, light, and keep the same in repair in the same manner as the said twenty-four hundred (2400) lamps above mentioned, and at the same rate, *provided*, that when new posts shall be erected along lines where new mains are to be laid, then such work shall be performed according to the terms and requirements of section six of said Gas Company's Charter of March 19th, 1866. And said party of the second part does further agree to dismantle any gas lamp now erected and re-light in lieu thereof any lamp-post now erected or that may hereafter be erected upon the lines of existing mains, when so ordered by the Common Council and Board of Aldermen, during the existence of the present contract, and due notice being given by the City Civil Engineer, without any cost to said city.

This contract to take effect from and including the first day of August, 1880, and be and remain in force for the period of one year.

After the expiration of the term of this contract, the parties hereto are to be remitted to whatever rights they, or either of them, may have under the contract of July 22d, 1876, the same as if this contract, or any other modifying contract, had never been made.

In Witness Whereof, The parties hereto, by their proper officers, have hereunto signed their corporate names and caused their corporate seals to be affixed.

THE CITY OF INDIANAPOLIS,

[Seal.]

Attest: Jos T. MAGNER, City Clerk.

By JOHN CAVEN, Mayor.

INDIANAPOLIS GAS LIGHT AND COKE CO.,

[Seal.]

Attest: H. WETZEL, Sec'y.

By ALLEN M. FLETCHER, President.

Councilman McKay offered the following motion; which was adopted:

That the Fire Board be, and are hereby, directed to report a plan and an estimate of the cost of two engine houses; one to be erected at the corner of College avenue and Ash street, and one at the corner of Madison avenue and Morris street, at the next meeting of this Council.

Councilman Pritchard offered the following motion; which was adopted:

That J. H. Greenstreet and J. L. McCormick be given permission to act as a committee for citizens on Tennessee street, between First and Seventh streets, and look after the improvement now being made on said street, and to make suggestions to the contractor, if in their opinion any of the work at any time is being done contrary to the contract and specifications on file.

Councilman Downey offered the following motion; which was adopted:

That the City Marshal be, and is hereby, directed to notify the Citizens' Street Railroad Company to repair and put in good condition their track on East street, between Washington and Ohio streets, and in case said company fails to make said repairs within ten days, the Street Commissioner is hereby directed to do the work at the expense of said company.

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

Indianapolis, Ind.

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

The undersigned respectfully petitions your honorable body to make him an allowance for damages done him on the 30th day of May, as follows, to wit:

He was driving on west Michigan street, a little east of White river bridge, where the street is very narrow, and the bank at least fifteen feet high, when the horse he was driving shied at a log in a pond of water near the street, and upset the buggy, tumbling it down the bank, causing damage to the buggy, for which he had to pay twelve dollars, and injuring your petitioner, disabling him from work, and was under the doctor's care for one week, having to pay the sum of ten dollars, and causing him to lose time for about two weeks. Your petitioner verily believes that his injuries and damages was occasioned by reason of the narrowness of the street, with no protection from a high bank where horses are liable to scare at logs and stumps on the roadside; and by reason of these premises he asks your honorable body for a reasonable compensation, which he thinks would be seventy-five dollars.

JOSHUA BEAL.

Indianapolis, July 8th, 1880.

To whom it may concern:—This certifies, that Mr. Joshua Beal applied to me on the afternoon of May 30th, 1880, complaining of an injury of the left shoulder, received by the upsetting of his buggy on that day. I found, on careful examination, that there was no fracture of any bones, but severe pain of the shoulder when the arm was brought into action. He was under treatment for something like a week, for which I charged for services the sum of ten dollars. I might add, in truth, that he was duly sober at the time of receiving said injuries.

F. M. ABBETT, M. D.

APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances were introduced and read the first time, and were then placed on their second and third reading, and final passage, without suspension of the rules:

By the Fire Board, through Councilman Pearson:

Ap. O. 49, 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 Bryce :

Ap. O. 50, 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. 51, 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. 52, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.

By the Committees on Printing, through Councilman Bedford :

Ap. O. 53, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising.

Appropriation ordinances Nos. 49, 50, 51, 52, and 53, 1880, were severally read the second time.

On motion of Councilman Morrison, the claim of Ed. A. Guthrie, in the sum of \$79.89, was stricken from Ap. O. 52, 1880.

On motion of Councilman Bernhamer, the claim of Wm. A. Pfaff, in the sum of \$50.00, was stricken from Ap. O. 52, 1880.

The ordinances were then ordered to be engrossed.

Ap. O. 49, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$1,217.87.]

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

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, VanVorhis, White and Yoke.

NAYS—None.

Ap. O. 50, 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, \$872.60.]

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

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

NAYS—None.

Ap. O. 51, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station-Houses. [Amount appropriated, \$179.70.]

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

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Downey, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

NAYS—None.

Ap. O. 52, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$70,737.66.]

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

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

NAYS—None.

Ap. O. 53, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising. [Amount appropriated, \$575.58.]

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

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Van Vorhis, White, and Yoke.

NAYS—None.

MISCELLANEOUS.

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

That the Street Commissioner be instructed to clean the gutters on east St. Clair street, from East street to Massachusetts avenue.

That the Street Commissioner be instructed to clean the gutters on Plum street, from Christian avenue to Massachusetts avenue, and fill the chuck-holes with gravel, especially the crossing of Arch street on Plum street, where the water now stands to a considerable depth.

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

Indianapolis, Ind., August 2nd, 1880.

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

Gentlemen:—On the 2nd day of October, 1879, I was thrown from a buggy at the intersection of Sullivan and McCarty streets, by reason of a deep gutter at said point, and severely and, as I believe, permanently injured.

On January 22nd, 1880, I instituted a suit for damages against the city in the Superior Court, cause No. 25,949. A trial was had on May 18th, 19th, and 20th, as per Order Book 85, pages 510, 583, and 586, and judgment rendered against me on verdict. I have not, and do not intend to appeal further, but think that in justice the city should have paid me damages, and now ask your honorable bodies to pay the costs of said suit, as it is a great hardship on me to be thus permanently injured and be compelled in addition thereto, to pay the costs of proceedings brought to enforce my rights.

MARY DAVIS.

No. 128 Dougherty street.

Councilman Bernhamer presented the following petition; which was referred to the Joint Committees on Streets and Alleys:

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

Gentlemen:—The undersigned, owners of lots 12, 13, 14, and 15, of Phoebe M. Daugherty's subdivision as per Plat Book 2, page 103, of the east part of Out-lot.99, in the city of Indianapolis, and of the east half of lot 2, and the west half of lot 1, in David S. Beaty's subdivision, as per Plat Book 2, page 92, of the northeast corner of the northeast quarter of Section 13, Township 15 north, Range 3 east, all in Marion county, Indiana, respectfully petition for the vacation of so much of the former plat as lies west of Short (formerly Hunter) street, south of Coburn street, and east of a point 15 feet east of the west line of lot 15, in said Daugherty's subdivision, and for the opening of an alley 15 feet wide north and south, to be taken off the west end of said lot 15; and for the vacation of the alley south of said lots 12, 13, 14, and that part of lot 15 not appropriated for said proposed alley. A plat of said lots 12, 13, 14, and 15, and the alleys to be vacated and proposed to be opened, are filed herewith, and made a part hereof.

Respectfully submitted, this Aug. 2, 1880.

BROTHERS OF THE SACRED HEART,

by Bro. Vincent, Director of St. John's School.

Councilman Dean presented the following petition; which was referred to the Joint Committees on Streets and Alleys:

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

Gentlemen:—Your petitioners pray your honorable bodies to cause to be laid out and opened, Hanway street, of a width of forty (40) feet, and running from Chestnut street to Madison avenue. A plat of such proposed extension and opening of Hanway street, is herewith filed, and made a part of this petition, being shown by the red lines thereon.

Respectfully,

Th. Sander, Dr. Max Scheller, Fred. Rapp,
Math. Obergfell, Charles Haltmayer, Louis
Greiner, F. Weiffenbach, J. B. Oelschlager,
Philip Guenther, Casper Hess, W. Schwarc.

Councilman Dowling offered the following resolution:

WHEREAS, The press of the city, in several instances, have complained, and justly, too, of the conduct of Mr. Edward A. Guthrie, City Market-master of the West Market, owing to his excessive use of intoxicating liquors, thereby unfitting

him for the faithful performance of his duties, and to the great discredit of this Council, and the city generally; therefore

Resolved, That the office of Market-master for the West Market be, and is hereby, declared vacant.

Councilman Prier, in behalf of the Committees on Markets, submitted the following report; which was received:

To the Mayor and Common Council:

Your Committee on Markets report that the Market master at West Market has been guilty of misconduct and neglect of duty, and that such negligence has caused the city to lose a large sum of money which might have been collected if collections had been closely made. Your committee recommend that such action be taken as will place the West Market in better condition.

D. W. Grubbs,
W. H. Tucker,

H. J. Mauer,
H. J. Prier,
Pat. Harrold.

Councilman Lamb moved to refer the foregoing resolution to the Committees on Markets, with instructions to report at the next regular meeting of this body.

Which motion was adopted by the following vote:

AYES, 17—viz. Councilmen Bedford, Bryce, Caylor, Dean, Downey, Harrold, Kahn, Lamb, Mauer, Morrison, McKay, Pearson, Prier, Pritchard, Shilling, Van-Vorhis, and Yoke.

NAYS, 7—viz. Councilmen Bernhamer, Dowling, Fultz, Koller, Lang, O'Connor, and White.

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

That the Street Commissioner be directed to clean the gutters and repair the streets of that portion of the city bounded by Washington, Merrill, Illinois and Missouri streets.

Councilman Dowling offered the following motion; which was adopted:

That the City Marshal be, and is hereby, directed to notify the owners of the property fronting on the west side of South Illinois street, on both sides of Pogue's Run, to repair and put in good condition the brick sidewalk approaching Pogue's Run on both sides; and if not done in ten (10) days, then the Street Commissioner be directed to repair the approaches to the Run—at the expense of the property owners.

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

That the Street Commissioner be directed to fill the chuck-holes in Market street, between Alabama and Noble streets.

Councilman Downey introduced the following entitled ordinance; which was read the first time:

G. O. 34, 1880—An Ordinance fixing the amount of License to be paid by the Academy of Music Theatre.

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

That the Street Commissioner be directed to clean the gutters and fill up the street where it has been washed out, on Kansas street, from Meridian street to the bed of the old canal; the filling of the street to be done with good river or creek gravel.

Councilman Kahn offered the following motion; which was adopted:

That the Board of Police be requested to detail one of the patrolmen of the city to look after the enforcement of the coal ordinances.

Councilman Kahn introduced the following entitled ordinance; which was read the first time:

S. O. 124, 1880—An Ordinance to provide for grading and bowldering the first alley east of Alabama street, from Michigan street to North street.

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

That the Street Commissioner be instructed to clean gutters on Duncan street, from New Jersey street west to Delaware street.

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

That the Board of Public Improvements be, and are hereby instructed to lay a double stone crossing on both sides of Pearl street, across Alabama street.

That the Board of Public Improvements be, and are hereby, instructed to lay a double stone crossing on South street, on both sides of Alabama street.

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

That the Street Commissioner be directed to clean gutters and fill chuck-holes in Union street.

That the Street Commissioner be directed to clean gutters and fill chuck-holes in Meridian street, between McCarty and Morris streets.

That the Street Commissioner be instructed to clean the gutters on Russell avenue, between Merrill and McCarty streets. Also, to clean gutters on Illinois street, between Ray and Morris streets.

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

That the Street Commissioner be instructed to build a culvert over the gutter on the north side of North street, at the intersection of Agnes street.

That the Street Commissioner be instructed to clean the gutters on Agnes street, from New York street to Elizabeth street.

That the Street Commissioner be instructed to build a culvert over the gutter on the east side of Blake street, at the intersection of Michigan street.

Councilman McKay presented the following remonstrance; which was referred to the Committee on Railroads:

Indianapolis, July 15th, 1880.

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

Gentlemen:—The undersigned, owners of real estate fronting on College avenue, between Seventh street and Ninth street, respectfully remonstrate against the passage of an ordinance providing for the extension of the Massachusetts and College avenue line of the Street Railway Co. of the city of Indianapolis. That in compliance with the terms of said ordinance, said Street Railway Co. have begun laying said additional track; that said company say they will, unless otherwise instructed, lay a double track on said avenue, from Seventh to Ninth street; that said avenue from Seventh to Ninth street is only 36 feet wide from curb to curb; that if said company is permitted to lay their tracks on said avenue, that it will greatly interfere with, if it does not entirely prevent the driving of all carriages, buggies, and wagons on said avenue; that it will greatly injure and decrease the value of property on said avenue between Seventh and Ninth streets. We therefore respectfully but earnestly ask that the ordinance compelling said company to make said extension, be by you repealed, and that said line of said company remain as it was before the passage of said ordinance. And your petitioners will ever pray, etc.

W. M. Tent, 40 feet; Ella T. McDaniel, 42 feet;
Amos K. Hollowell, 40 feet; Mrs. E. H. Wingate, 40 feet; C. C. Pierce, per O. W. Pierce, 40 feet; Elizabeth Leeber, 40 feet; M. D. Bridges, 40 feet.

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

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

Your petitioners, as partners doing business under the firm name and style of Woodburn Sarven Wheel Company, at No. 230 south Illinois street, in the City of Indianapolis, respectfully request your honorable body to grant them permission to erect and maintain, until your further action in the premises, two foot bridges (of a sufficient height to in no wise obstruct travel or the public use of said streets,) across Eddy street, in said city, one of which said foot bridges shall connect your petitioners' factory with their ware-house, at the corner of Garden and Eddy streets, and the other of which shall connect their main factory building with their ware-house on the opposite of Eddy street. And your petitioners will ever pray, etc.

Addison Bybee, Julius F. Pratt, James F. Fairley, by Chapman & Hammond, their att'ys.

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

Gentlemen:—Your petitioners respectfully represent to your honorable body that in making their return to Assessor for 1879, they returned their personal property at twenty-five thousand dollars (\$25,000;) that in transcribing this return into the City Assessor's book, by a clerical error the assessor made our return thirty five thousand dollars (\$35,000,) and it was so reported to the City Treasurer and put on his tax duplicate, and we, on the 16th day of April past, paid said City Treasurer on said sum of thirty-five thousand dollars—being ten thousand more than our re-

turn for taxation. Wherefore we pray this honorable body that the City Treasurer be instructed to return to your petitioners the amount of tax thus erroneously paid.
 STEWART & BARRY.

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

That the Street Commissioner be directed to lay about two hundred and fifty feet of two-foot tiling on the north side of Maryland street, between Oriental street and Arsenal avenue.

64 That the Street Commissioner be directed to clean the gutters on Vermont street, from Illinois street to the canal.

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

That the Police Board and the Chief of Police be, and are hereby, directed to instruct the police officers to strictly enforce the ordinance providing for the licensing of dogs.

66 That the City Clerk be directed to advertise for sealed proposals for removal of dead animals from within the city limits to what is known as the "Sellers Farm," for the term of one year from July 1st, 1880.

Councilman Pearson presented the following petition; which was referred to the Committee on Accounts and Claims:

Indianapolis, Ind., July 2d, 1880.

To the Honorable Board of City Councilmen of the City of Indianapolis:

Gentlemen:—On the third (3d) day of last May, while out buggy riding with my family, we were crossing the Vandalia tracks, on Mississippi street, when my horse, (a gray mare,) caught her left fore foot in the crossing, throwing her down on the foot while fastened, causing a sprain of the ankle, and other bruises on her head and body; also, breaking the buggy and harness, caused by the boards of the street crossing being decayed and rotten, and in an unsafe condition for public travel. The horse was walking, and being driven careful, to avoid any accidents; but this was unavoidable. I have given her all of the treatment that could be done to cure the injury, but it seems to get worse instead of better, and the horse is almost worthless. I considered her value at \$125.00 before receiving the injury, and would not have accepted that much cash for her. She cannot be driven over two or three hours per day now, and would not bring \$50, on account of the injury to her ankle. Please find enclosed herewith claim for damages and expenses, amounting to \$52.81. I also send statements of disinterested parties, to show that my bill for damages is a just one. I also enclose the bill for repairs to the buggy; and as for the medicine, it was purchased at two or three different places, and I did not get any bill for it. The boot for the horse I purchased of Ad. Hereth, and did not think to get any bill. I trust that you will favorably consider my claim, and make an allowance for the amount.

Respectfully, yours, &c.,
 A. A. ZION,
 Residence, 503 North Mississippi street.

Indianapolis, Ind., July 2d, 1880.

CITY OF INDIANAPOLIS, IND.:

	To A. A. Zion,	Dr.
Damages to gray mare ($\frac{1}{3}$ value of \$125.00).....		\$41 66
Medicine purchased.....		2 50
Boot for mare.....		1 50

Actual time lost (first three days after injury) at 50 cts.....	1 50
Expense of repairing buggy (bill enclosed).....	5 65
Total.....	<u>\$52 81</u>

Indianapolis, Ind., June ..., 1880.

This is to Certify, That we, the undersigned, have examined the road crossing of Mississippi street and the Vandalia railroad, in the city of Indianapolis, and we find that the boards between the rails of said track are so badly worn and decayed as to admit of a horses foot to go through, or get caught between the rail and the board, and that said crossing is in a dangerous condition for a horse to be driven over.

THEODORE WORNERN,
LEWIS WALTER.

This is to Certify, That I was at the crossing of Mississippi street and the Vandalia railroad, in the city of Indianapolis, Ind., on the evening of May 3d, 1880, and that I know a horse belonging to Mr. A. A. Zion, caught its foot in between the rail and board of said crossing, and the horse fell, and lay upon its foot for some time before it could be got out, and that the horse was injured in the ankle and other parts of the body from effects of said accident; also, that the buggy and harness was broken by the horse falling.

JAMES SLOAN.

Councilman Prier offered the following motion; which was referred to the Committee on Railroads:

That the C, C, C. & I. R. R. Co. be requested to open and plank the crossing across their tracks at the first alley east of Alvord street, between Malott avenue and Peadleton road.

Councilman Pritchard introduced the following entitled ordinance; which was read the first time:

S. O. 125, 1880—An Ordinance to provide for the improvement of Tennessee street, from Seventh street to Tenth street, by grading and graveling the roadway, and bowldering the gutters thereof.

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

That the Street Commissioner be instructed to clean the gutters on Market street, between Missouri and Blackford streets.

Councilman White offered the following resolutions; which were referred to the Board of Public Improvements:

Resolved, That the owners of the following described real estate, to-wit: Lot No. 3, in J. B. Brand's subdivision of Fletcher's Woodlawn addition to 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.

Resolved, That the owners of the following described real estate, to-wit: Lot No. 4, in J. B. Brand's subdivision of Fletcher's Woodlawn addition to 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.

Resolved, That the owners of the following described real estate, to-wit: Lot No. 6, in Coffin's subdivision of Fletcher's Woodlawn addition to 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.

Resolved, That the owners of the following described real estate, to-wit: Lot No. 12, in Fletcher's Woodlawn addition to 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.

Resolved, That the owners of the following described real estate, to-wit: Lot No. 53, in Fletcher's Woodlawn addition to 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.

Resolved, That the owners of the following described real estate, to-wit: Lot No. 149, in Spann & Co.'s Woodlawn addition to 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.

Resolved, That the owners of the following described real estate, to-wit: Lot No. 12, Mankedick's subdivision southeast addition to 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.

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

That the Street Commissioner be instructed to repair the sidewalk on the east side of Linden street, at the crossing of Spann avenue.

Councilman Bedford introduced the following entitled ordinance; which was read the first time:

S. O. 126, 1880—An Ordinance to provide for improving Massachusetts avenue, from New Jersey street to the intersection of Clifford avenue, by removing the bowlders, forty (40) feet in the centre of the street, and graveling the same with raker river gravel.

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

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

Gentlemen:—We, the undersigned, property owners on Massachusetts avenue, would respectfully petition your honorable bodies to pass an ordinance for the improvement of Massachusetts avenue, from New Jersey street northeast to intersection of Massachusetts and Clifford avenues, by removing twenty (20) feet of the bowlders each way from the centre, and replacing the same with good raked gravel;

the bowlders to pay the expense, or as much thereof as they may. And for the same your petitioners will ever pray, &c.

Henry Geisel, 177 feet; Anton Prange, 28 $\frac{3}{4}$ feet; Theo. Dietz, 59 feet.

Councilman Lamb introduced the following entitled ordinance; which was read the first time:

S. O. 127, 1880—An Ordinance to provide for grading and bowldering the north gutter of South street, from Virginia avenue to New Jersey street.

Councilman Yoke introduced the following entitled ordinance; which was read the first time:

S. O. 128, 1880—An Ordinance to provide for grading and graveling the first alley east of Virginia avenue, from Grove street to Elk street.

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

To the Common Council:

We, the undersigned, petition your honorable body to grant our request for the improvement of alley running from Grove street to Elk street, and first east of Virginia avenue. We would ask your honorable body that this alley be graded and graveled.

John G. Ward, Ira Stout, A. D. Lambard, per
John T. Stanley; J. P. Bruce, D. S. Poor-
man, T. Woessner, James Gogen, 40, Mary
Cobb, George Schmidt.

Councilman Yoke offered the following motion; which was adopted:

That Jacob Woessner be allowed to construct a passage across sidewalk, on north side of his property on Grove street, at his own expense.

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

That the Street Commissioner be directed to clean the gutters on Market street, from Noble street to Cruse street, and clean the gutters in Cruse street, from Washington street to Market street.

REPORTS, ETC., FROM COMMITTEES.

The Joint Committees on Public Property, through Councilman Pearson, submitted the following report; which was postponed:

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

Gentlemen:—Your Joint Committees on Public Property, met at the office of the City Clerk, Wednesday evening, July 28, 1880, to open bids and appraisement on the Tomlinson Estate, according to their report made July 5, 1880. We find that said property has been properly advertised by the City Clerk, according to directions, and we report the following appraisement and bids on said property:

APPRAISEMENT.

Description of Property.	Lot	Square.	Value of Lot.	Val. of Improv'ts	Total Value.	
40 by 97½ ft. n w cor...	8	35	\$5,350 00	\$4,500 00	\$9,850 00	Illinois street prop- erty.
35 by 97½ ft. s w cor...	9	35				
16 feet middle.....	4	34	7,000 00	600 00	7,600 00	Indiana avenue property.
west half.....	5	34				
59 ft. e of 16 ft. w end..	6	36	5,900 00	1,000 00	6,900 00	Ohio, near Penn.
52¼ feet west side	13	46	13,200 00	2,600 00	15,800 00	Ohio, near Illinois street property.
east half.....	14	46				
18 feet east side.....	4	56	18,000 00	4,000 00	22,000 00	34 E. Washt'n st.
			\$49,450 00	\$12,700 00	\$62,150 00	

William Hadley, Rob't. F. Pence, Robert C. Dain, appraisers.

The following bids were received for the purchase of 18 feet east side lot 4, sqr. 56, (34 east Washington street:)

Peter Gramlin, \$17,000; \$12,000 cash, balance in two years.

Robert F. Catterson, \$19,000; one-third cash, one-third in 12 months, and one-third in 24 months.

Merrick E. Vinton, \$22,750; one-third cash, balance in one and two years, with 6 per cent. annual interest on deferred payments, in accordance with advertisement.

The following bid was received upon 59 feet east of 16 feet west end lot 6, sqr. 36, (30, 32, and 34 east Ohio street:)

J. B. Aldridge, \$1,000.

Your Joint Committees, after careful consideration, would recommend the following:

1st. That the bid of Merrick E. Vinton, of twenty-two thousand seven hundred and fifty dollars (\$22,750,) for 18 feet east side lot 4, sqr. 56—No. 34 east Washington street—one-third cash, one-third in 12 months, one-third in 24 months, with 6 per cent. interest, secured by mortgage upon said real estate, be accepted, and the City Attorney instructed to prepare a deed, notes, and mortgage, and have the same executed at once, and delivered to the City Treasurer, who shall deliver to said Merrick E. Vinton such deed upon the full compliance by him of the terms of such purchase, and the payment to said treasurer of the sum of \$7,583 33.

2d. We recommend the bid of J. B. Aldridge, of \$1,000, for property No. 30, 32, and 34, east Ohio street, be not accepted.

Respectfully submitted,

Wm. H. Tucker,
J. Newman,
Aldermanic Committee.

John R. Pearson,
John W. Fultz,
W. E. Shilling,
Council Committee.

Councilman Pearson, in behalf of certain special committee, submitted he following report; which was postponed:

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

Gentlemen:—Your Special Committee, to whom was referred the communication of ex-Councilman Tucker, relative to the improvement of the Southern Park grounds, together with the Joint Committee on Public Property and Street Commissioner, have carefully considered the subject matter contained therein, and would report that, in our opinion, the improvement is practicable, and should be made. We therefore respectfully submit the following recommendations, and earnestly recommend their adoption :

1st. The appropriation of \$2,000 for the present year, to be used in improving the Southern Park grounds, also, for the purchasing of tools and the employment of a suitable person to superintend said improvement, under the supervision of the committee intrusted with such work.

2d. The transferring of the Stone Yard force to the Southern Park grounds, to be used in improving the same.

3d. The adoption of a plan of improvement of said grounds by the Joint Committees on Public Property.

4th. That as soon as said place shall be adapted, that the Stone Yard force be transferred to the grounds, and that the Board of Public Improvements and the Street Commissioner be, and are hereby, directed to take charge of such force and the improvement, and that the Stone Yard be discontinued.

Most respectfully submitted,

James T. Layman,
D. Mussmann,
Jas. T. Dowling,
F. J. Van Vorhis,
Special Joint Committee.

John R. Pearson,
John W. Fultz,
W. E. Shilling,
W. H. Tucker,
D. W. Grubbs,
John Newman,

L. A. FULMER, Street Commissioner.

Joint Committee on Public Property.

The Joint Committees on Railroads, through Councilman Yoke, submitted the following report ; which was concurred in :

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

Gentlemen:—Your Joint Committees on Railroads to whom was referred a motion, that the culvert under the switch, extending from Massachusetts avenue to the Capital City Planing Mills, at the crossing of said railroad with Peru avenue, be lowered, so that the water may be drained off, recommend that the City Marshal be, and is hereby, directed to notify the I. P. & C. R. R. Co. to put proper culverts on each side of Peru avenue, at the crossing of their switch on said avenue, between John street and Massachusetts avenue.

Your committee would further report that upon examination we find, that the Citizens' Street Railway Co., in constructing the South street line, laid the rail upon a part of said line, with the flang outward, which is not in accordance with an agreement made with your committees some time past, not to lay any more rails in this manner, therefore we recommend that the City Marshal be, and is hereby, directed to notify said company to immediately take up and reverse such rails on said line.

Respectfully submitted,

F. W. Hamilton,
Aldermanic Committee.

N Yoke,
W. G. White,
W. E. Shilling.
Council Committee.

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

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

Gentlemen:—Your Joint Committees on Sewers and Drainage, together with the City Attorney, to whom was referred a motion directing us to report some plan for districting the city for sewer purposes, would report, that there is no plan that the Committee can devise that can, under existing law and financial condition of the city, be successfully carried out. Respectfully submitted,

W. H. Tucker,
Aldermanic Committee.

Leon Kahn,
John T. Downey,
E. H. Koller,
Council Committee.

Councilman Kahn, in behalf of certain Conference Committee, submitted the following report; which was concurred in :

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

Gentlemen :—The Committee on Conference, to whom was referred the following motion: "That the Committees on Printing be, and are hereby, instructed to print Mayor's proclamation in the official city paper only," would report the following instead of the motion :

That the Mayor be requested to issue proclamations only when the law strictly requires the same, or in case of an extraordinary emergency, and then only to be published in the following daily papers, to-wit: Journal, Sentinel, Telegraph, and News.

Respectfully,

Leon Kahn,
F. W. Hamilton,
Geo. P. Wood,
Committee of Conference.

On motion, the Common Council then adjourned.

.....
J. Leavenworth Mayor,
President of the Common Council.

Attest: - *Joel Wagner* City Clerk.