

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—NOVEMBER 7, 1881.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, November 7th, A. D. 1881, at half-past seven o'clock, in regular session.

**PRESENT**—HON. Daniel W. Grubbs, Mayor, and *ex officio* President of the Common Council, in the Chair, and 24 members, viz: Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thaman, Ward, Weaver, and Yoke.

**ABSENT**—Councilman Bryce—1.

The Proceedings of the Common Council for the regular session, held October 17th, 1881, having been printed, and placed on the desks of the Councilmen, said Journals were approved as published.

## OPENING AND REFERRING SEALED PROPOSALS FOR PUBLIC IMPROVEMENTS.

Sealed proposals for making the below described street improvements, were opened, read, and referred to the Committee on Contracts:

(S. O. 81, 1880)—For grading and graveling New Jersey street, bowldering the gutters, and curbing with stone the outer edges of the sidewalks thereof, from the south line of lot No. 5, in Yandes & Wilkins' subdivision of square No. 62, to the C., C., C. & I. R. R. Co.'s tracks.

(S. O. 102, 1880)—For grading and bowldering the gutters of Morrison street, between Alabama and Delaware streets.

(S. O. 19, 1881)—For grading and paving with brick, the south sidewalk of Michigan street, from Liberty street to East street.

(S. O. 110, 1881)—For the erection of two lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Merrill street, between Delaware street and Pennsylvania street. The lamp frames to be according to plans and specifications on file in the office of the City Civil Engineer of said city.

(S. O. 114, 1881)—For paving with brick, where not already paved, the west sidewalk of Broadway street, between Christian avenue and St. Clair street.

- (S. O. 116, 1881)—For grading and paving with brick, where not already paved, the east sidewalk of Meridian street, from McCarty street to Morris street.
- (S. O. 118, 1881)—For grading and paving with brick, the north sidewalk of North street, from Tennessee street to Pennsylvania street, except where already paved,
- (S. O. 121, 1881)—For curbing with stone the sidewalks of Massachusetts avenue, where not already curbed, from Pennsylvania street to New Jersey street.
- (S. O. 126, 1881)—For grading and graveling the first alley north of Market street from the first alley east of Arsenal avenue to the first alley west of State avenue.
- (S. O. 127, 1881)—For grading and graveling the alley between Park and Central avenues, from Seventh street to Eighth street.
- (S. O. 128, 1881)—For grading and bowldering the first alley north of Ohio street, from Market street to Bird street.
- (S. O. 129, 1881)—For grading, bowldering and curbing the north gutter of Ohio street, from Meridian street to Illinois street.
- (S. O. 136, 1881)—For grading and paving with brick, and curbing with stone, the east sidewalk of Pine street, from St. Clair street to the first alley south.
- (S. O. 138, 1881)—For grading and paving with brick, and curbing with stone, the south sidewalk of New York street, from Bright street west to Minerva street.
- (S. O. 139, 1881)—For grading and paving with brick, and curbing with stone, the north sidewalk of New York street, from Bright street to Agnes street.
- (S. O. 145, 1881)—For grading and graveling Ohio street and sidewalks, and bowldering and curbing the gutters thereof, from 222 feet east of Harvey street to the first alley west of Hanna street.
- (S. O. 146, 1881)—For grading and bowldering the south gutter, curbing with stone and paving with brick, the south sidewalk of Ohio street, from Harvey street to a point 222 feet east of Harvey street.

#### REPORT FROM COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Thalman, submitted the following report; which was concurred in and the several contracts awarded as recommended:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—Your Committee on Contracts, to whom was referred sundry proposals, presented to Council, Monday evening, September 5th, 1881, have examined the same and find them to be as follows, viz:

1st. For grading and paving with brick, where not already paved, the south sidewalk of Fifth street, from Illinois street to the canal.

H. C. Roney, 48 cents per lineal foot front.

F. J. Blume, 46 cents per lineal foot front.

John Schier, 45 cents per lineal foot front.

R. H. Patterson, 44 cents per lineal foot front.

J. L. Spaulding 41 cents per lineal foot front.

J. D. Hoss & Co., 40 cents per lineal foot front.

— J. D. Hoss & Co. being the lowest and best bidders, we recommend that they be awarded the contract.

2d. For grading and graveling the first alley east of Benton street, from Meek street to Georgia street.

- F. J. Blume, 33 cents per lineal foot front on each side.
- J. L. Spaulding, 33 feet cents per lineal foot front on each side.
- Henry Clay, 30 cents per lineal foot front on each side.
- James Mahoney, 24½ cents per lineal foot front on each side.
- R. H. Patterson, 24 cents per lineal foot front on each side.
- Wm. Morrison & Co., 16 cents per lineal foot front on each side.

R. H. Patterson being the best bidder, we recommend he be awarded the contract; the proposition of Morrison & Co. not being a responsible one, on account of the insanity of Mr. Morrison.

3d. For grading and graveling the first alley north of McCarty street, from the first alley east of Alabama street to the first alley west of New Jersey street.

- Henry Clay, 20 cents per lineal foot front on each side.
- Robert Kennington, 20 cents per lineal foot front on each side.
- J. L. Spaulding, 18 cents per lineal foot front on each side.
- James Mahoney, 17 cents per lineal foot front on each side.
- R. H. Patterson, 15 cents per lineal foot front on each side.

R. H. Patterson being the lowest and best bidder, we recommend he be awarded the contract.

4th. For grading, bowldering and curbing the gutters of South street, from Pennsylvania street to Delaware street, where not already properly bowldered or curbed.

- R. H. Patterson, 69 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.
- H. C. Roney, 65 cents per lineal foot front on each side for bowldering, and 46 cents per lineal foot front on each side for curbing.
- J. D. Hoss & Co., 63 cents per lineal foot front on each side, for bowldering, and 47 cents per lineal foot front on each side for curbing.

Richard Carr, 65 cents per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

Richard Carr being the lowest and best bidder, we recommend he be awarded the contract.

5th. For grading and paving with brick the sidewalks of Madison avenue, from McCarty street to Ray street.

- R. H. Patterson, 72 cents per lineal foot front on each side.
- J. L. Spaulding, 67 cents per lineal foot front on each side.
- H. C. Roney, 63 cents per lineal foot front on each side.
- F. J. Blume, 45 cents per lineal foot front on each side.

F. J. Blume submitted a communication to your committee, clearly showing that he made an error in his bid. We therefore recommend that he be allowed to withdraw his bid, and that the contract be awarded to the next lowest bidder Henry C. Roney.

6th. For grading and bowldering the first alley east of Meridian street, from the south line of lot No. 6, square 97, south to Pogue's Run.

- Dunning & Hudson, 75 cents per lineal foot front on each side.
- H. C. Roney, 65 cents per lineal foot front on each side.
- R. H. Patterson, 59 cents per lineal foot front on each side.

R. H. Patterson being the lowest and best bidder, we recommend he be awarded the contract.

7th. For grading and bowldering Georgia street and curbing with stone the outer edges of the sidewalks, from Pennsylvania street to Delaware street.

- Robert Kennington, \$2.25 per lineal foot front on each side.  
 R. H. Patterson, \$1.59 per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.  
 Richard Carr, \$1.43 per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.  
 J. L. Spaulding, \$1.39 per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.  
 Dunning & Hudson, \$1.37 per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

Dunning & Hudson being the lowest and best bidders, we recommend they be awarded the contract.

8th. For grading and bowldering South street and curbing with stone the outer edges of the sidewalks, from Meridian street to Illinois street.

- R. H. Patterson, \$2.59 per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.  
 R. Kennington, \$2.80 per lineal foot front on each side for bowldering and curbing.  
 J. L. Spaulding, \$2.24 per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.  
 H. C. Roney, \$2.20 per lineal foot front on each side for bowldering, and 46 cents per lineal foot front on each side for curbing.  
 Dunning & Hudson, \$2.23 per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.  
 Richard Carr, \$2.15 per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

Richard Carr being the lowest and best bidder, we recommend he be awarded the contract.

9th. For grading, bowldering and curbing the gutters of New York street, from Missouri street to Bright street, where not already properly bowldered or curbed.

- Henry Clay, 79 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.  
 J. L. Spaulding, 63 cents per lineal foot front on each side for bowldering, and 44 cents per lineal foot front on each side for curbing.  
 R. H. Patterson, 69 cents per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.  
 Dunning & Hudson, 63 cents per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.  
 Fred. Gansberg, 62 cents per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.  
 J. D. Hoss & Co., 55 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.  
 Wm. Petrie, 60 cents per lineal foot front on each side for bowldering, and 40 cents per lineal foot front on each side for curbing.

There being a tie bid, and believing the same low, we recommend the contract be awarded to William Petrie.

10th. For grading and graveling the alley between Pleasant and Lexington avenues, from Linden street to Spruce street.

- Robert Kennington, 30 cents per lineal foot front on each side.  
 R. H. Patterson, 29 cents per lineal foot front on each side.  
 Henry Clay, 27 cents per lineal foot front on each side.  
 J. L. Spaulding, 22 cents per lineal foot front on each side.  
 John Keenan, 20 cents per lineal foot front on each side.  
 James Mahoney, 20 cents per lineal foot front on each side.

There being a tie bid, and believing the same low, we recommend the contract be awarded to James Mahoney.

Respectfully submitted,

Isaac Thalman,  
E. H. Dean,  
E. H. Koller,  
Committee on Contracts.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, the Mayor, submitted the following report; which was received:

Indianapolis, Ind., Nov. 7, 1881.

To the Common Council and Board of Aldermen:

Gentlemen:—I report collections for the month of October, as follows:

Policemens' witness fees.....	\$149 35
Mayor's fees.....	120 50
Fines due the city.....	22 80
Total.....	<u>\$292 65</u>

Which amount I have this day paid to the City Treasurer, and have deposited his receipt therefor with the City Clerk.

Very respectfully, D. W. GRUBBS, Mayor.

REPORTS, ETC., FROM CITY OFFICERS.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following estimates of work done according to contract:

A first and final estimate in behalf of Henry C. Roney, for grading and graveling Eddy street and sidewalks, from Norwood street to Merrill street.

932 lineal feet, at 28 cents..... \$260 96

A first and final estimate in behalf of J. D. Hoss & Co., for grading and paving with brick, the north sidewalk of St. Marys street (where not already paved), from Delaware street to Alabama street.

370  $\frac{1}{2}$  lineal feet, at 39  $\frac{1}{2}$  cents..... \$146 45

A first and final estimate in behalf of Henry Clay, for grading and graveling the north sidewalk of Twelfth street, from Meridian street to Illinois street.

454  $\frac{6}{12}$  lineal feet, at 42 cents..... \$190 89

A first and final estimate in behalf of F. J. Blume, for grading and paving with brick, the south sidewalk of Third street, from Tennessee street to Illinois street.

368  $\frac{6}{12}$  lineal feet, at 42 cents..... \$154 77

A first and final estimate in behalf of Fred. Gansberg, for grading and bowldering the gutters of West street, from Washington street to Indiana avenue, where not already properly done.

6,350 $\frac{90}{100}$	lineal feet bowldering, at 55* cents.....	\$3,493 00
65 $\frac{87}{100}$	lineal feet curbing, at 45 cents.....	29 64
175 $\frac{60}{100}$	lineal feet stone crossing, at 30 cents.....	52 68
108 $\frac{75}{100}$	lineal feet re-bowldering, at 55 cents, less \$13.60 for old material.....	46 21
Total .....		\$3,621 53

A first and final estimate in behalf of Henry C. Roney, for grading and paving with brick, the sidewalks of Bates street, from Noble street to Grant street.

4,340  $\frac{49}{100}$  lineal feet, at 39 cents..... \$1,692 79

A first and final estimate in behalf of Robert Thomas, for grading and graveling the alley between Union and Chestnut streets, from Hanway street to Hill street.

1,040 lineal feet, at 21 cents..... \$218 40

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution was 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 Henry C. Roney, for grading and graveling Eddy street and sidewalks, from Norwood street to Merrill street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; 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, Brundage, Caylor, Cole, Cowie, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

**NAYS**—None.

The following estimate resolution was 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 J. D. Hoss & Co., for grading and paving with brick (where not already paved), the north sidewalk of St. Marys street, from Delaware street to Alabama street, be, and the same is hereby adopted as the estimate of the Common Council and Board of Aldermen of said city; 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, Brundage, Caylor, Cole, Cowie, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver and Yoke.

**NAYS**—None.

The following estimate resolution was 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 Henry Clay, for grading and graveling the north sidewalk of Twelfth street, from Meridian street to Illinois street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; 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, Brundage, Caylor, Cole, Cowie, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

The following estimate resolution was 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 F. J. Blume, for grading and paving with brick the south sidewalk of Third street, from Tennessee street to Illinois street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; 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, Brundage, Caylor, Cole, Cowie, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

The following estimate resolution was 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 Fred. Gansberg, for grading, and bowldering the gutters of West street, from Washington street to Indiana avenue, where not already properly done, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; 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, Brundage, Caylor, Cole, Cowie, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

The following estimate resolution was 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 Henry C. Roney, for grading and paving with brick, the sidewalks of Bates street, from Noble street to Grant street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; 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, Brundage, Caylor, Cole, Cowie, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver and Yoke.

NAYS—None.

The following estimate resolution was 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 Robert Thomas, for grading and graveling the alley between Union and Chestnut streets, from Hanway street to Hill street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; 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, Brundage, Caylor, Cole, Cowie, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

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

Gentlemen:—Owing to an error in the plat books, a mistake was made in the estimate for improving Lincoln avenue, between Beeler and Newman streets. I herewith submit a second, corrected, and final estimate in behalf of Charles S. Roney; for grading and graveling Lincoln avenue and sidewalks, from Beeler street to Newman street.

697 <sup>5</sup>/<sub>12</sub> lineal feet, at 69 cents..... \$481 29

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying second, corrected, and final estimate in behalf of Charles S. Roney, for grading and graveling Lincoln avenue and sidewalks, from Beeler street to Newman street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; 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, Brundage, Caylor, Cole, Cowie, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

To the Mayor, Common Council and Board of Aldermen :

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

Contract and bond of Richard Carr, for grading and bowldering South street, and curbing with stone the outer edges of the sidewalks, from Meridian street to Illinois street. Bond, \$4,000; surety, Fred. Gansberg.

Contract and bond of Richard Carr, for grading, bowldering and curbing the gutters of South street, from Pennsylvania street to Delaware street. Bond, \$2,000; surety, Fred. Gansberg.



Contract and bond of Dunning & Hudson, for grading and bowldering Georgia street, and curbing with stone the outer edges of the sidewalks, from Pennsylvania street to Delaware street. Bond, \$3,000; surety, Richard Carr.

Contract and bond of J. D. Hoss & Co., for grading and paving with brick (where not already paved), the south sidewalk of First street, from Illinois street to the Canal. Bond, \$600.00; surety, David R. Marshall.

Contract and bond of James Mahoney, for grading and graveling the alley between Pleasant and Lexington avenues, from Linden street to Spruce street. Bond, \$700.00; surety, James Reninan.

Contract and bond of J. L. Spaulding, for grading, paving with brick, and curbing with stone, (where not already properly paved or curbed) the north sidewalk of Maryland street, from West street to Helen street. Bond, \$2,000; surety, A. S. Comstock.

Contract and bond of Wm. Petrie, for grading, bowldering and curbing the gutters of New York street, from Missouri street to Bright street. Bond, \$2,500; surety, Hamilton Bailie.

Contract and bond of H. C. Roney, for grading and paving with brick the sidewalks of Georgia street, from Noble street to Dillon street. Bond, \$2,000; surety, Richard Carr.

Contract and bond of J. S. Whitsit, for building a brick sewer in, and along the first alley east of Meridian street, from Maryland street to, and connecting with, the Georgia street sewer. Bond, \$2,500; surety, Henry C. Adams.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report: which was received:

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

*Gentlemen:*—In accordance with your direction, I have made a survey and established the lines of Maryland street, between Alabama and New Jersey streets.

The records of my office show the location and width of said street, which is now ready to be ordered open by your honorable bodies. Also, of Sullivan street, between McCarty and Buchanan streets, showing its location and width; also showing the alley adjoining said street on the east, and the location of adjoining property. The plat whereof is herewith submitted.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer presented the following communication; which was received, and the request granted:

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

*Gentlemen:*—I most respectfully ask your honorable bodies to grant me a ten days leave of absence from the duties of my office, the latter part of this month.

Respectfully submitted,

S. H. SHEARER, 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 entitled affidavits, now on file in my office, for the collection of street assessments by precepts, to-wit:

Robert H. Patterson vs. George T. Dunn, for.....	\$113 80
John L. Spaulding vs. A. A. Young and M. B. Draper, for.....	61 45
Charles S. Roney vs. Frank McWhinney, for.....	12 00
Charles S. Roney vs. Lafayette Ousler, for.....	12 00
Charles S. Roney vs. Jane Hussey, for.....	12 00
Charles S. Roney vs. Emma R. Caskey, for.....	12 00
Samuel W. Patterson vs. Gustavus H. Voss, for.....	57 22 $\frac{1}{2}$
Samuel W. Patterson vs. Gustavus H. Voss, for.....	57 22 $\frac{1}{2}$
Samuel W. Patterson vs. Gustavus H. Voss, for.....	57 22 $\frac{1}{2}$
John Schier vs. George Walters, for.....	30 10

And recommend you order the precepts to issue.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

On motion the above report was concurred in, and the precepts ordered to issue by the following vote:

**AYES, 22**—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Cov, Dean, Dowling, Fultz, Harrold, Hartmann, Knodel, Keller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Ward, Weaver, and Yoke.

**NAYS, 2**—viz. Councilmen Egger and Thalman.

The City Clerk submitted the following report; which was referred to the Committee 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 October, 1881, viz:

Board of Health.....	\$172 00
City Assessor's Department.....	123 50
City Civil Engineer's Department.....	180 00
City Dispensary.....	243 12
City Hall.....	695 00
City Hospital and Branch.....	746 00
City Treasurer's per centage.....	118 47
Fire Department.....	5,900 76
Garbage.....	450 00
Gas.....	5,213 01
Judgments and costs.....	11 45
Markets.....	3 00
Market-Masters' Fees.....	219 69
Parks.....	119 99
Police.....	4,082 00
Printing.....	470 53
Salary.....	5,178 75
Southern Park.....	247 00
Station Houses.....	121 25
Street Improvements.....	1,121 40
Street Repairs.....	1,525 54
Taxes refunded.....	359 87
	<hr/>
	\$ 27,302 33
Home for Friendless Women.....	202 45
School fund.....	433 09
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Total.....	\$ 27,937 87

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

The City Clerk presented the following report of Mr. Hadley, rental agent; which was referred to the Committee on Finance :

Indianapolis, Oct. 17th, 1881.

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

Gentlemen:—I herewith submit a report of the collections of the rents for the month of September, 1881, with the Treasurer's receipt therefor :

Received of Theodore Zumbush, 23 west Ohio street.....	\$35 00
Received of Mary A. Dyer, 113 north Illinois street.....	25 00
Received of H. C. Overman, 115 north Illinois street.....	25 00
Received of W. H. Mahone, 117 north Illinois street.....	20 00
Received of Paul Sherman, 21 Indiana avenue (July).....	15 00
Received of Paul Sherman, 21 Indiana avenue (August).....	5 00
Received of E. H. Pritchard, 27 west Ohio street.....	25 00

Total receipts.....	\$150 00
Less 3½ per cent. commission .....	5 25

Treasurer's receipt for.....	\$144 75
Respectfully submitted,	

WILLIAM HADLEY, Agent.

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

Report of Isaac N. Pattison, City Treasurer, for the month of October, 1881.

RECEIPTS.

Balance on hand as per last report.....	\$ 126,788 80
From benefits.....	67 50
From coal licenses.....	18 00
From dog licenses.....	8 25
From dray licenses.....	8 10
From express licenses.....	3 15
From fines and fees.....	552 96
From hack licenses.....	9 00
From hucksters' licenses .....	72 00
From market masters' fees.....	478 30
From peddlers' licenses.....	43 00
From sale of old material (Fire Department).....	118 55
From show licenses.....	8 00
From tapping sewers .....	2 00
From Taxes delinquent.....	1,771 99
	<u>\$129,949 60</u>

DISBURSEMENTS.

For Board of Health.....	\$ 172 00
For City Assessor's Department .....	123 50
For City Civil Engineer's Department.....	180 00
For City Dispensary .....	248 57
For City Hall.....	244 00
For City Hospital and Branch.....	786 98
For Fire Department.....	5,919 10
For fountains.....	2 12
For garbage.....	450 00
For gas.....	5,213 01
For Home for Friendless Women.....	330 95
For incidentals.....	4 05

For markets .....	3 00
For Market-masters' fees.....	219 69
For parks.....	55 95
For percentage.....	118 47
For Police.....	4,101 00
For printing.....	470 53
For salary.....	5,039 08
For Southern Park.....	252 88
For Station House.....	126 65
For street improvements.....	1,121 40
For street openings and vacations.....	24 00
For street repairs.....	1,546 36
For taxes refunded.....	341 79
Balance on hand, November 1, 1881.....	\$102,854 52
	<u>\$129,949 60</u>

TOMLINSON ESTATE.

Balance on hand as per last report.....	\$ 24,865 36
From rents.....	895 06
	<u>\$ 25,760 42</u>

Respectfully submitted,

I. N. PATTISON, City Treasurer.

To JOSEPH T. MAGNER, City Clerk.

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 October, 1881, are respectfully submitted:

	First Week.	Second Week.	Third Week.	Fourth Week.	Three Days.	Monthly Totals.
Number of paid Officers and Employes in Hospital .....	12					
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.....	53	45	50	55	63	53
No. of infant patients in Hospital at beginning of week.....	5	5	6	5	5	5
No. of adult patients received during week .....	6	11	18	12	4	51
No. of infant patients received or born during week.....	3	1				4
No. of adult patients discharged during week .....	13	6	11	4	5	39
No. of infant patients discharged during week.....	3		1		1	5
No. of adult patients who died during week.....	1		2			3
No. of infant patients who died during week.....						
No. of patients in Branch at beginning of week.....						
No. of patients in Branch at end of week.....						
No. of adult patients in Hospital at end of week .....	45	50	55	63	62	62
No. of infant patients in Hospital at end of week.....	5	6	5	5	4	4
No. of pay-patients at beginning of week.....						
No. of pay-patients at end of week .....						
Aggregate number of days of patients in Hospital.....	415	374	418	447	208	1862
Aggregate number of days of patients in Branch.....						
Aggregate number of days of employes in Hospital .....						408
Number of prescriptions filled.....						875
Total.....						

Total expenditures for month .....	\$ 1265 75
Cash collected from pay-patients and other sources, and paid to City Treasurer.....	\$329 00
Aggregate number of days subsistence furnished.....	2270
Average daily cost of each patient .....	67. X cts.
Average daily cost for patients, officers, and employes.....	55.7 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 Indiannapolis:

*Gentlemen:*—The following reports of the City Dispensary for the month of October, 1881, are respectfully submitted:

Number of Patients treated at Dispensary.....	185
Number of Medical cases at Dispensary .....	105
Number of Surgical cases at Dispensary .....	65
Number of Disease of Nervous System.....	10
Number of Disease of Eye and Ear.....	5
Number of Diseases of the Throat.....	0
Number of Out-door Patients treated .....	126
Number at Station House.....	6
Number at News Boys' Home .....	0
Total number of Patients treated during month.....	317
Total number of Visits made during month.....	502
Number of Patients vaccinated.....	0
Total number of Prescriptions filled during month.....	1130
Number of Births during month.....	1
Number of Deaths during month.....	8

EXPENDITURES FOR MONTH.

C. A. Ritter, Superintendent.....	\$ 70 00
H. O. Pantzer, Assistant .....	41 66
F. M. Ferree, Assistant.....	41 66
S. B. Sperry, Druggist.....	30 00
Stewart & Barry, Drugs.....	44 22
Johnson & Bennett, Stove Co.....	27 40
W. A. & I. N. Pattison, drugs and instruments.....	7 50

Total expenditures for month..... \$262 44

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

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Fire Board, through Councilman Thalman, submitted the following report; which was concurred in:

To the Mayor, City Council and Board of Aldermen:

*Gentlemen:*—Your Fire Board, to whom was referred sundry papers, report as follows:

1st. In regard to placing gong in Central Station House, we recommend that the motion be not concurred in.

2d. The recommendation from Board of Aldermen to throw out of service the Skinner Truck and purchase a light Hook and Ladder Truck instead is, in our opinion, not advisable. The Skinner Truck is in good working order, and ready

to do good service when required. The estimate for the expenditures of the Fire Department will not warrant the expense of a new truck, and in our opinion is unnecessary.

Respectfully submitted,

Isaac Thalman,  
Phil. Reichwein,  
N. Yoke,  
Fire Board.

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

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

*Gentlemen:*—We herewith report expenditures of the Street Repairs Department for the month of October, 1881, together with the total amount of expenditures to November 1st, 1881:

Pay-rolls.....	\$ 813 32
Blacksmithing.....	13 30
Hardware.....	22 86
Lumber.....	44 28
Sand.....	8 20
Total expenditures for October, 1881.....	\$ 901 96
Total expenditures per last report.....	14,736 51
Total expenditures to November 1st, 1881.....	<u>\$15,638 47</u>

Respectfully submitted,

Edward H. Dean,  
Wm. H. Morrison,  
John R. Cowie,  
Board of Public Improvements.

L. A. FULMER, Street Commissioner.

The Board of Public Improvements, through Councilman Dean, submitted the following report; which was concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Owing to the appropriation ordinance for the Street Repairs Department failing to pass the Board of Aldermen at their last session, the Board of Public Improvements have been unable to keep the necessary force upon the streets for the past three weeks, and in the meantime the streets and gutters in some parts of the city have become very filthy and in a deplorable condition, and in our opinion some immediate action should be taken to put the streets and gutters in as good condition as possible before winter sets in. Therefore we herewith submit an appropriation ordinance for the sum of five thousand dollars, and recommend the same be passed, and that the Street Commissioner be authorized to employ a sufficient force at once, and proceed to giving the city a general cleaning up.

Respectfully submitted,

Edward H. Dean,  
Wm. H. Morrison,  
John R. Cowie,  
Board of Public Improvements.

The Board of Health submitted the following report; which was referred to the Board of Public Improvements:

Indianapolis, Nov. 7th, 1881.

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

*Gentlemen:*—We respectfully recommend that the first alley south of Massachusetts avenue, on Noble street, and running from Noble street to Massachusetts

avenue, be graded and bowldered, as the only means of keeping it in a proper sanitary condition.

Respectfully submitted,

E. S. ELDER, Pres't.,  
W. E. JEFFRIES, Sec'y.  
Board of Health.

By consent, Councilman Bedford presented the following remonstrance; which was referred to the Board of Public Improvements, with the ordinance, S. O. 161, 1881:

Indianapolis, October 25th, 1881.

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

*Gentlemen:*—We, the undersigned, owners of real estate fronting on first alley south of Massachusetts avenue, between Noble street and Massachusetts avenue, respectfully remonstrate against the passage of an ordinance providing for the grading and bowldering the first alley south of Massachusetts avenue, from Noble street to Massachusetts avenue.

ELIZABETH KETTENBACH, 218 feet on north side, 121 feet on south side—total, 339 feet. Total number of feet on both sides, 449.

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

*Report of Deaths in the City of Indianapolis, from the 15th day of October, to the 31st day of October, 1881—inclusive.*

Under 1 year.....	25
1 to 2 years.....	10
2 to 5 ".....	4
5 to 10 ".....	4
10 to 15 ".....	4
15 to 20 ".....	4
20 to 25 ".....	1
25 to 30 ".....	3
30 to 40 ".....	4
40 to 50 ".....	3
50 to 60 ".....	3
60 to 70 ".....	6
70 to 80 ".....	1
80 to 90 ".....	4
90 to 100 ".....	1
100 and upwards.....	0
Unknown.....	0
Total.....	77

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

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

Indianapolis, November 7th, 1881.

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

*Gentlemen:*—Acting upon the suggestion of the Mayor and the Committee of Health, the Board of Health arranged, temporarily, with Messrs. Birk & Miller, for the removal of dead animals from the city. The necessities of the case were

urgent and we were compelled to make terms upon the conditions offered, viz: Three dollars per day. The services of the above company began at this rate October 24th, at noon. It is to the interest of the city that this contract terminate as soon as possible.

E. S. ELDER, M. D., President,  
W. E. JEFFRIES, M. D., Secretary,  
Board of Health.

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

That permission be, and the same is hereby, granted to Volney T. Malott to lay a sewer of vitrified stone-ware sewer pipe, twelve inches in diameter, from his buildings on the southeast corner of Meridian and North streets, in and along North street to, and connecting with the Illinois street sewer. Said work to be done under the supervision of the City Civil Engineer, and at his, Volney T. Malott's, own expense.

#### REPORTS, ETC., FROM STANDING COMMITTEES.

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

*Indianapolis, November 7th, 1881.*

To the Mayor and Common Council:

*Gentlemen:*—Your Judiciary Committee, together with the City Attorney, to whom was referred sundry papers, report thereon as follows:

The first is the petition of F. A. McClung, showing that he is the owner of two lots fronting one hundred feet on Plum street, and running back forty feet. The Engineer, in making estimate for brick sidewalk on Plum street, assessed all against said lots, amounting to \$37.00.

The petitioner asks that the estimate be corrected so as to assess him with four-fifths, and lot back of him to one-fifth of the cost of the improvement.

By the act of 1881 street improvement liens cover fifty feet of ground back from front line of lot on street improved, and the statute directs that the estimate be made out accordingly.

Your committee recommend the prayer of the petitioner be granted.

The second is the petition of William H. Morrison, showing that in February, 1876, the petitioner bought at county tax sale lot 86 in Noble's Sub. of Outlot 50; subsequently he paid \$36.10 city taxes on same lot; afterwards the sale was set aside as void, and the Board of County Commissioners refunded the money paid.

Petitioner now asks that the \$36.10 paid on city taxes be refunded.

Your committee recommend that \$36.10 be refunded, and the taxes carried against the lot.

The third is the petition of A. Bird, showing that he is the owner of lot 6, block 34 in city, known as "Bird's Point," and as such owner paid a large assessment for the Illinois street sewer, and has made all necessary connections therewith.

Now the sewer on Indiana avenue is built, and his property again assessed for its share in the costs of construction thereof. That the same is of no benefit to his property by reason of his having made all necessary connections with the Illinois street sewer.

The petitioner asks the city to pay the assessment for the Indiana avenue sewer.



Your committee feel that there is an injustice in thus imposing a double sewer assessment on same property, when not needed by owner, but it is one of the laws, and your committee do not feel like recommending the payment of what is the individual debt of Mr. Bird, out of the public money.

We recommend the prayer of petitioner be not granted.

The fourth is a resolution providing that the contract of Aegidius Naltner, garbage contractor, be rescinded, and no further payments be made after November 1st, 1881, on the ground that he has failed, neglected and refused to carry out his part of the contract.

We recommend that the resolution be amended to read, "That no further payments be made after the 30th day of November, 1881," and that it then pass.

Respectfully submitted,

James A. Pritchard,  
Jas. T. Dowling,  
N. Yoke,  
Judiciary Committee.

JOHN A. HENRY, City Attorney.

The following resolution was submitted with the above report :

WHEREAS, Aegidius Naltner, to whom was awarded the contract for the removal of the garbage and other impure matter from the city, has failed, neglected and refused to remove said impure matter, as required by the terms of his contract and the ordinance under which the same was awarded; therefore

*Resolved*, That the said contract of said Aegidius Naltner, for the removal of said refuse matter, be and the same is hereby rescinded; and that no further payments be made to said contractor, after the 30th day of November, 1881; and that the City Clerk prepare, and the City Marshal serve said contractor with, a certified copy of this preamble and resolution.

And it was adopted by the following vote :

**AYES**, 16—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Dean, Downing, Knodel, Mauer, Morrison, Pearson, Pritchard, Stout, Ward, Weaver, and Yoke.

**NAYS**, 8—viz. Councilmen Coy, Egger, Fultz, Harrold, Hartmann, Koller, Reichwein, and Thalman.

The Committee on Public Health, through Councilman Bedford, submitted the following report; which was received, the recommendations concurred in, and contract awarded :

To the Mayor and Common Council :

*Gentlemen*:—Your Committee on Public Health, to whom was referred the proposal of Birk & Miller, for the privilege of removing the dead animals from the city to the Sellers farm, for one year, and to pay the city the sum of fifty-one dollars for said privilege, recommend that the contract be awarded to said Birk & Miller, according to said proposal.

Respectfully submitted,

C. T. Bedford,  
Sim. Coy,  
Phil. Reichwein,  
Committee on Public Health.

The Committee on Public Light, through Councilman Stout, submitted the following report; which was concurred in :

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

*Gentlemen*:—Your Committee on Public Light, to whom was referred the motion "that the City Civil Engineer be instructed to re-advertise for bids for laying gas-

SIG. 70.

mains and erecting posts on Morris street, from Meridian street to Dacotah street, and to continue to advertise until bids are received for doing the work," have considered the matter, and recommend the motion be adopted.

Respectfully submitted,

H. B. Stout,  
James T. Dowling,  
Committee on Public Light.

By consent, Councilman Weaver presented the following petition; was referred to the Committee on Streets and Alleys:

To the Honorable, the City Council of the City of Indianapolis, Ind.:

*Gentlemen:*—The undersigned respectfully pray that you vacate the subdivision in Out-lot 8, west of White River, (plat filed herewith) known as Virling K Stanley's subdivision, and recorded in Plat Book 7, page 80, in the Recorder's office of Marion county, Indiana. This subdivision is all owned by S. A. Fletcher & Co., and this vacation is desired with a view of erecting improvements on the ground, which its present shape will not accommodate.

F. M. Churchman, S. J. Fletcher, J. F. Holt.

#### REPORTS FROM SELECT COMMITTEES.

Councilman Pearson, on behalf of a certain select committee, submitted the following report:

Indianapolis, Nov. 7th, 1881.

To the Mayor and Common Council

*Gentlemen:*—Your special committee to whom was referred the two reports of the Judiciary Committee and City Attorney, on the subject of cutting off seventy-six hydrants, reports thereon as follows:

We have met the officials of the Indianapolis Water Works Company, and they have expressed to your committee their willingness to take out and store away the seventy-six hydrants, on the following conditions to-wit: That the city will consent, that in laying new mains for the future, to take and pay for one hydrant to every five hundred feet of mains laid, until the seventy-six hydrants are all again located; that is, to put the seventy-six hydrants, now to be taken out, on extended mains, one to every five hundred feet of mains. After the seventy-six hydrants are thus located, then the Council may require hydrants to be located as provided in the charter of the company—one hydrant to every one thousand feet of mains.

The city to further agree, that they will not order the company to lay any mains in the year 1882, on account of the expense incurred in obtaining a new water supply; and the City Council and Board of Alderman will not order, in 1883, mains to be laid to exceed 6,500 feet of mains; and that in years 1884, 1885 and 1886, the company shall not order to be laid to exceed 10,560 feet, or two miles of pipe each year; and all lines of piping now ordered and not laid, to be apportioned through the years 1883, 1884, 1885 and 1886, to the number of feet agreed upon per year, the same as though they were not at present ordered.

The price on all remaining hydrants for the next five years to be the same as at present, namely, fifty dollars each per year.

The Water Works Company agree, if the foregoing arrangement is made, to allow it to take effect as of the date of September 1st, 1881; in other words, will forgive the rent on the seventy-six hydrants taken out, since September 1st, 1881. This will be a saving to the city of \$900; saving on hydrants, per year, \$3,800; total, \$4,700.

Your committee recommend the proposition be accepted, and that the City Attorney be directed to draw contracts in accordance with the terms stated in this

report, it being simply a special arrangement concerning the seventy-six hydrants taken out, and not in any way to disturb or effect any provision of Water Works Company's charter, which fact shall be stated in said contract, together with other provisions protecting the interest of city. And in said contract the company shall receipt in full any and all claims for rent of hydrants, if any claim they have, accrued, during and since year 1877, on account of hydrants then cut off, and since used by the city.

Respectfully submitted,

John R. Pearson,  
Collins T. Bedford,  
James T. Dowling,  
Special Committee.

On motion, the above report was concurred in by the following vote:

**AYES**, 17—viz. Councilmen Bedford, Brundage, Caylor, Cowie, Coy, Dean, Dowling, Harrold, Knodel, Koller, Mauer, Pearson, Pritchard, Reichwein, Thalman, Ward, and Weaver.

**NAYS**, 7—viz. Councilmen Cole, Egger, Fultz, Hartmann, Morrison, Stout, and Yoke.

#### MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read:

To the Mayor and Members of the Common Council:

*Gentlemen*:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, October 24th, 1881, adopted the following amendments to Ap. O. 64, 1881:

To amend by inserting after the words "such work," the following: "And that of said sum of five thousand dollars hereby appropriated, the sum of one hundred dollars shall be by the Street Commissioner expended in each ward of the city, under the direction of the Councilman of the ward and the Alderman of the district." Also, "that no amounts of money as authorized by this appropriation ordinance, be expended without said amounts having first been approved by the Aldermanic Committee on Streets & Alleys and Sewers & Drainage, except the cleaning of bowldered streets, and alleys and gutters where bowldered."

The ordinance as amended is submitted for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The question being on concurring in the action of the Board of Aldermen in the adoption of the amendments as set forth in the above message, a roll-call was had, which resulted as follows:

**AYES**, 12—viz. Councilmen Caylor, Cole, Coy, Dowling, Fultz, Harrold, Hartmann, Koller, Pearson, Stout, Ward, and Weaver.

**NAYS**, 12—viz. Councilman Bedford, Brundage, Cowie, Dean, Egger, Knodel, Mauer, Morrison, Pritchard, Reichwein, Thalman, and Yoke.

There being a tie vote, the name of Mayor Grubbs was called, and His Honor voting in the negative, the amendments failed of adoption.

The following message was read; and, on motion, the matter as set forth therein was referred to the Board of Health and the Board of Police:

To the Mayor and Members of the Common Council:

*Gentlemen:*—The Board of Aldermen, in regular session held in the Aldermanic Chamber, Monday evening, October 24th, 1881, adopted the following resolution:

“Resolved, That this Board of Aldermen will not pass any further appropriation ordinances for the payment of more than one Sanitary Policeman for the months of November, December, January, February, March and April.”

I report the foregoing as a matter of information.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following message was read, and the motions, as set forth therein, were referred to the Board of Public Improvements:

To the Mayor and Common Council:

*Gentlemen:*—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, October 24th, 1881, adopted the following motions:

“That the Street Commissioner be, and is hereby, directed to lay foot crossings at the intersection of St. Marys street and Delaware street.”

“That the Street Commissioner remove obstructions to free passage of water in gutters of Pine street, north of North street.”

I submit the same for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following message was read, and the matter as set forth therein, was referred to the Fire Board:

To the Mayor, and Common Council:

*Gentlemen:*—The Board of Aldermen in regular session, held in the Aldermanic Chamber Monday evening, October 24th, 1881, adopted the following motion:

“That 450 water plugs or hydrants, judiciously located, is all that the city needs, in addition to the regular Fire Department, for protection against fire, it is hereby ordered that the Fire Board, with the committee of this Board and Chief Fire Engineer, designate where such plugs or hydrants shall be located, to the best possible advantage, and that all others from this date shall be discontinued and not paid for.”

I submit the same for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

#### APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances were placed on their second and third reading and final passage without suspension of the rules.

On the passage of the following entitled ordinances, Councilman Dowling stated that he wished to record his vote in the affirmative on all ordinances appropriating money for the payment of salaries, and on all other ordinances as voting in the negative.

By the Fire Board, through Councilman Thalman, the following entitled ordinance was introduced, read the first and second times, ordered engrossed, and read the third time:

Ap. O. 65, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis on account of the Fire Department. [Amount appropriated \$2,034.60.]

And it was passed by the following vote :

**AYES**, 22—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dean, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, and Yoke.

**NAYS**, 1—viz. Councilman Dowling.

By the Hospital Board, through Councilman Bedford, the following entitled ordinance was introduced, read the first and second times, ordered engrossed, and read the third time :

Ap. O. 66, 1881—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, \$1,265.75.]

And it was passed by the following vote :

**AYES**, 22—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dean, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, and Yoke.

**NAYS**, 1—viz. Councilman Dowling.

By the Police Board, through Councilman Pearson, the following entitled ordinance was introduced, read the first and second times, ordered engrossed, and read the third time :

Ap. O. 67, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station Houses. [Amount appropriated, \$370.52.]

And it was passed by the following vote :

**AYES**, 22—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dean, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, and Yoke.

**NAYS**, 1—viz. Councilman Dowling.

By the Committee on Accounts and Claims, through Councilman Brundage, the following entitled ordinance was introduced, read the first and second times, ordered engrossed, and read the third time :

Ap. O. 68, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$15,433.15.]

And it was passed by the following vote :

**AYES**, 22—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dean, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, and Yoke.

**NAYS**, 1—viz. Councilman Dowling.

By the Committee on Printing, through Councilman Bedford, the following entitled ordinance was introduced, and read the first and second times:

**Ap. O. 69, 1881**—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising.

Councilman Morrison offered the following motion; which was adopted:

I desire to amend the ordinance for the appropriation of money on account of printing and stationery, making the amount allowed to the Indianapolis Journal Co. to correspond with the amounts in the vouchers as made by the City Clerk; said amounts being the price fixed by and between the Indianapolis Journal Co. and the city of Indianapolis by contract.

Councilman Morrison moved that the above entitled appropriation ordinance be amended, making the claim of the Journal Company \$276.37.

Which motion was adopted, and the ordinance amended.

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

**Ap. O. 69, 1881**—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery and Advertising. [Amount appropriated, \$383.97.]

And it was passed by the following vote:

**AYES, 22**—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dean, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, and Yoke.

**NAYS, 1**—viz. Councilman Dowling.

By the Board of Public Improvements, through Councilman Dean, the following entitled ordinance was introduced, and read the first time:

**Ap. O. 70, 1881**—An Ordinance appropriating the sum of Five Thousand Dollars, on account of the Street Repairs Department of the city of Indianapolis.

Councilman Pritchard moved to suspend the rules for the purpose of placing the above entitled ordinance on its final passage:

Which motion was adopted, and the rules suspended by the following vote:

**AYES, 21**—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dean, Egger, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

**NAYS, 3**—viz. Councilmen Dowling, Fultz, and Harrold.

**Ap. O. 70, 1881**, was then read the second time, ordered engrossed, read the third time, and passed by the following vote:

**AYES, 23**—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dean, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout; Thalman, Ward, Weaver, and Yoke.

**NAYS, 1**—viz. Councilman Dowling.

Councilman Yoke moved that the Council do now adjourn.

Which motion to adjourn failed of adoption by the following vote :

**AYES, 7**—viz. Councilmen Cole, Dean, Harrold, Knodel, Morrison, Weaver, and Yoke.

**NAYS, 16**—viz. Councilmen Bedford, Brundage, Caylor, Coy, Dowling, Egger, Fultz, Hartmann, Koller, Mauer, Pearson, Pritchard, Reichwein, Stout, Thalman, and Ward.

#### INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES

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

By Councilman Bedford :

S. O. 162, 1881—An Ordinance to provide for grading, paving and curbing the east sidewalk of Broadway street (where not already paved and curbed), between Cherry and St. Clair streets.

The above entitled ordinance was accompanied by the following petition :

*Indianapolis, October 28th, 1881.*

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

*Gentlemen:*—The undersigned, owner of real estate fronting on Broadway street, between Cherry and St. Clair streets, petitions for the passage of an ordinance providing for grading, paving and curbing the east sidewalk of said street, between the points named, except where already paved and curbed.

MERRITT F. ROBINSON, 33 feet.

By Councilman Hartmann :

S. O. 163, 1881—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service pipes), on Louisiana street, from East street to Noble street.

By Councilman Reichwein :

S. O. 164, 1881—An Ordinance to provide for grading, bowldering and curbing the gutters of Noble street, from Washington street to New York street, except where already bowldered or curbed.

By Councilman Stout :

S. O. 165, 1881—An Ordinance to provide for grading and graveling the first alley north of Home avenue, from Broadway street to College avenue.

## INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Bedford offered the following resolution :

*Resolved*, That the physicians and surgeons appointed on the consulting and clinical staff of the City Hospital of Indianapolis, July 5th, 1881, by the Hospital Board, are hereby relieved from further duties on said staff; and said Board is hereby instructed to appoint on said consulting and clinical staff six physicians from the allopathic or "regular" school of physicians, two physicians from the homoeopathic school of medicine, two physicians from the physio-medical school of medicine, and two physicians from the eclectic school of medicine.

*Resolved*, That we pledge ourselves to vote for and support the above resolution when brought before the Council and the Board of Aldermen.

Councilman Pearson moved to refer the above resolution to a special committee, consisting of five members of the Common Council.

Councilman Dowling moved to lay the above motion on the table.

Which motion to lay on the table failed of adoption by the following vote :

AYES, 11—viz. Councilmen Bedford, Caylor, Cowie, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, and Stout.

NAYS, 12—viz. Councilmen Brundage, Cole, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Thalman, Ward, and Yoke.

Councilman Pearson's motion then failed of adoption by the following vote :

AYES, 8—viz. Councilmen Brundage, Egger, Mauer, Pearson, Reichwein, Thalman, Ward, and Yoke.

NAYS, 15—viz. Councilmen Bedford, Caylor, Cole, Cowie, Coy, Dean, Dowling, Fultz, Harrold, Hartmann, Knodel, Koller, Morrison, Pritchard, and Stout.

The resolution, as offered by Councilman Bedford, was then adopted by the following vote :

AYES, 15—viz. Councilmen Bedford, Caylor, Cole, Cowie, Coy, Dean, Dowling, Fultz, Harrold, Hartmann, Koller, Morrison, Pritchard, Stout, and Weaver.

NAYS, 9—viz. Councilmen Brundage, Egger, Knodel, Mauer, Pearson, Reichwein, Thalman, Ward, and Yoke.

Councilman Brundage offered the following motions; which was referred to the Board of Public Improvements :

That the Street Commissioner be instructed to put a coat of gravel on Linden street, from Prospect street to Fletcher avenue.

That the Street Commissioner be instructed to clean the east gutter of Dillon street, between Spann and Fletcher avenues.

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

That the city furnish A. Caylor fifty loads gravel, to be hauled at his own expense, and used in the fourth ward.



Councilman Cole presented the following remonstrance; which was referred to the Committee on Streets and Alleys:

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

*Gentlemen:*—The undersigned property holders, owning all the property fronting on Railroad street, hereby remonstrate against the opening of said street. Our reasons for objecting to opening said street are, that it would injure our properties, interfere with our business, and would be no improvement to the city.

For the consideration of which we will ever pray.

Capital City Planing Mill Co., Chas. J. Many, Prest.;  
Walter S. Brown, J. B. Walker, Theo. Dietz, H.  
Bertelsmann Heirs.

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

That stone crossing be placed on Washington street, at the New Jersey street crossing.

That the Street Commissioner be directed to repair, with gravel, east Georgia street, between New Jersey and East streets.

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

Indianapolis, November 7th, 1881.

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

*Gentlemen:*—The undersigned petitioners, owners of, and conducting large manufacturing interests on and in the vicinity of Madison avenue, in the city of Indianapolis, feeling that the fire protection, as now furnished us by the Fire Department of said city, is inadequate—the Indianapolis Hominy Mills, located in our vicinity, having burned twice in four months—would respectfully ask and petition you to locate a steam fire engine and crew at No. 10 Hose Reel House, corner of Madison avenue and Morris street.

And for you to grant this our request, your petitioners will ever pray.

Kantasky & Co., mouldings and frames; Fred Dietz, box factory; Dean Bros., steam pump works machine shop; P. Lieber & Co., brewery; Jac. Metzger & Co., bottling works; John F. Mayer, J. M. & P. Frame Co.; Holmes & Claypool, hominy mills; Western Furniture Co., furniture factory; A. M. Kuhn, coal dealer; Rapp & Co., millers; C. F. Schmidt, brewery; Eli Lilly & Co., manufacturing pharmacists.

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

That the Fire Board be, and is hereby, requested to transfer the No. 4 Steam Fire Engine and company, now located at Engine House corner of Russell avenue and Merrill street, to Engine House No. 10, corner of Madison avenue and Morris street; and transfer No. 6 Steam Fire Engine and company, now located at Engine House on west Washington street, to Engine House corner of Russell avenue and Merrill street.

Councilman Dean offered the following motion; which was adopted:

That the City Civil Engineer be, and is hereby, authorized to have printed blank forms of specifications for all kinds of street improvements done under contract.

Councilman Dowling presented the following petition; which was received:

Indianapolis, Ind., Oct. 17th, 1881.

To the Honorable, the Common Council and Board of Aldermen

of the City of Indianapolis, Indiana:

*Gentlemen:*—Your petitioners, Addison Bybee, James F. Failey and Julius F. Pratt, partners doing business under the firm name and style of Woodburn Sarven Wheel Company, at No. 230 South Illinois street, in said city of Indianapolis, respectfully show to your honorable bodies, that it would be a great aid and convenience in their business, if your honorable bodies would give them permission to construct a narrow track, consisting of lines of wooden stringers, close together, with flat iron rail on the top thereof, across Illinois street, between their factory buildings on either side of said street, on which to run small wheelbarrows or trucks for carrying material from one side of said street to the other, and between their said factory buildings. They further respectfully show that said track, if they are permitted to construct the same, will be level with the surface of said street, and will not in any wise obstruct said street or interfere with travel thereon, any more than your petitioners now do, by the use of common wheelbarrows.

Wherefore your petitioners pray that such permission may be granted to them, with such conditions and limitations as to your honorable bodies may seem meet and proper.

Respectfully,

Addison Bybee,  
James F. Failey,  
Julius F. Pratt,

Partners as Woodburn Sarven Wheel Company.

Councilman Dowling offered the following motion; which was adopted:

That the petition of the "Woodburn Sarven Wheel Co.," in regard to laying a small track across Illinois street, in front of their premises, be, and the same is hereby, granted; *Provided*, "The same shall be constructed under the supervision of, and according to the requirements and specifications of the City Civil Engineer."

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

That the Street Commissioner be instructed to clean the gutters on Coburn, Dougherty, and Buchanan streets, between Virginia avenue and East street.

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

That the Street Commissioner be, and is hereby, directed to bridge the gutter in front of the second alley west of Tennessee street, on McCarty street, north side.

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

That the Street Commissioner be, and is hereby, instructed to repair west Washington street, from White River to I. B. & W. Railroad crossing, by filling chuck-holes and other bad places with gravel.

Councilman Hartmann presented the following petitions; which were referred to the Committee on Streets and Alleys:

Indianapolis, October 17th, 1881.

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

*Gentlemen:*—The undersigned petitioners pray your honorable bodies to cause Cruse street to be opened, widened, laid out and extended to a width of sixty (60) feet, from the north line of Meek street to the south end of lots 25 and 26 Indiana Central Railroad Co.'s Sub. of Out-Lot No. 90; thence north to the Michigan Road.

A plat of said proposed street is filed herewith and made a part of this petition.

Respectfully, etc.,

Edwin L. Atkinson, H. Simmons, Fred. Fells, Fred.  
Kline, Thomas Shea, W. R. Miller, A. C. Volbarth,  
Patrick Dignan.

Indianapolis, October 17th, 1881.

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

*Gentlemen:*—The undersigned petitioners pray your honorable bodies to cause Dillon street to be opened, widened and extended to a width of sixty feet (60 feet), from a point on said street where Cedar street intersects the same near Harrison street, to the north line of Meek street.

A plat of said proposed street is herewith filed and made a part of this petition.

Respectfully, etc.,

Edwin L. Atkinson, H. Simmons, Fred. Fells, Fred.  
Kline, Thomas Shea, W. R. Miller, A. C. Volbarth,  
Patrick Dignan.

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

That the Street Commissioner be directed to place gravel or cinders on the sidewalks crossing Bates street, from Noble street to Leota street, as the sidewalks of said Bates street have been paved with brick and the crossings are in a bad and muddy condition.

That the Street Commissioner be directed to repair Georgia street, between East street and Noble street.

That the Street Commissioner be, and is hereby, directed to repair the culvert and drain along the P., C. & St. L. Railroad tracks, from Summit street to Oriental street, so the water may run off.

That the Street Commissioner be directed to lay a coat of gravel on Pine street, between Washington street and Bates street, and open the gutters of said Pine street, so as to allow the water to run off; for said street is now almost impassable.

That the Street Commissioner be directed to open the gutters on Benton street, so as to allow the water to run off, and fill the chuck-holes on said street, between Washington and Georgia streets.

Councilman Hartmann offered the following motion; which was adopted:

That Mr. Frederick Noelke be allowed to cut the shade trees down in front of his property on east Georgia street, to be replaced by better trees, as the ones now there are a nuisance.

Councilman Knodel offered the following motion ; which was adopted :

That the Street Commissioner be, and is hereby, directed to fill the chuck-holes on Russell avenue, between Illinois and Meridian streets.

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

That the Street Commissioner be and is hereby instructed to fill the chuck-holes on Market street, between Highland street and Arsenal avenue.

Councilman Morrison offered the following motion ; which was adopted :

That the Street Commissioner be, and is hereby, directed by this Council, to make the following improvements of the streets herein mentioned: To place a coat of gravel, thirty feet in width, on Ohio street, between Meridian street and Illinois street; Tennessee street, between Market street and Ohio street, a coat of gravel or stone spraws, 30 feet in width; and Mississippi street, between Washington and Ohio streets, a coat of gravel or stone spraws, 30 feet in width, as said streets are in a dangerous condition, and almost impassable.

It being now nearly eleven o'clock, Councilman Pearson moved that the time be extended.

Which motion was adopted, and the time extended by the following vote:

**AYES, 19**—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dowling, Fultz, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, and Weaver.

**NAYS, 5**—viz. Councilmen Dean, Egger, Harrold, Knodel, and Yoke.

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

That the Street Commissioner clean the bowldered gutters on North Mississippi street, from North street to Second street.

Councilman Pearson offered the following motion ; which was adopted :

That the Commissioners of Marion county be permitted to use the Central Police Station for the confinement of prisoners sentenced to the jail ; said Commissioners being required to make good any damage done by such prisoners to said Station.

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

To the Honorable Daniel W. Grubbs, Mayor, and the Board of Common Council of the City of Indianapolis, Marion County, State of Indiana:

*Gentlemen:* — You are hereby notified that the levee or embankment heretofore built and constructed by the city of Indianapolis upon the banks of Fall creek and White river, on part of the north half of section three (3), township fifteen (15), range three (3) east, in Marion county, State of Indiana, along and through said and to White river, upon a line designated by the City Civil Engineer of said city for the purpose of a bank for Fall creek in changing the channel of said creek, and

which levee or embankment was built and constructed in pursuance of a certain contract and agreement entered into by and between said city of Indianapolis and Samuel J. Patterson, on the 29th day of June, 1876, is in great danger of, and that the same is now in fact being washed and carried away by the waters of said creek; that said levee or embankment is now greatly diminished in width, by reason of said wash, and is being weakened continuously thereby; that, by reason thereof, the property and lands of the said Samuel J. Patterson, adjacent and contiguous to said levee or embankment are in imminent danger of being overflowed by water from said creek, and of being greatly damaged by the breaking of said levee or embankment.

You will therefore please take notice of the condition of said levee or embankment, and proceed at once to repair the same, and place it in good, safe and sufficient condition, for the purposes for which said levee or embankment was constructed, and according to the terms and stipulations of said contract, entered into by said city and Patterson.

October 17th, 1881.

S. J. PATTERSON.

To the Honorable Boards of Aldermen and Councilmen of the City of Indianapolis:

*Gentlemen:*—Your petitioner humbly prays you to allow interest on the several claims, as follows, from their respective dates, viz.:

The first is the petition of E. B. Hutchison, showing that on the 10th day of February, 1880, he purchased a tax certificate on the north half of lot 3, square 28, in L. D. Johnson's subdivision of Johnson's heirs addition, for which he paid the sum of \$27.58. He says the above sale was erroneous, from the fact that the property described was absorbed in Gerrard's subdivision of square 28. The City Treasurer informed your committee that the facts stated in petition are true. Your committee therefore recommend that the \$27.58 be refunded to petitioner.

The second is the petition of M. L. McWhinney, showing that on the 9th day of February, 1880, he purchased a tax certificate on 35 feet south of 68 feet north ends of lots 7 and 8, square 3, Harris' subdivision of out lot 157, for which he paid the sum of \$45.27, sold in the name of Amelia Chism. The above sale was erroneous, as the same property was charged double on duplicate, being in name of M. A. Toohy also. The City Treasurer informed your committee that the facts stated in the petition are true.

The eighth is the petition of Frank McWhinney, showing:

1st. That on the 19th day of August, 1880, he purchased tax certificate on Lot No 37, Kappes & Frank's subdivision B. F. Morris' addition, for which he paid \$3.52. Sale was void, from the fact the description should have been lot 37, Kappes & Frank's south addition.

2d. That on the 11th day of February, 1880, 20 4-12 feet on Louisiana street, west of 63 8-12 feet, east end, lot 6, in square 87, sold in name of Frank McWhinney, for the sum of \$126.17. The sale was void, for the reason the property was double on duplicate, being in name of George P. Bissell, trustee, and the taxes paid.

3d. Purchased lot 5, G. G. & H.'s subdivision, D. T.'s addition, on October 29th, 1879, for the sum of \$10.97, sold in name of McWhinney, and is double, in name of G. Dollman, and taxes paid.

4th. That on August 19th, 1880, petitioner purchased one-half acre east of 52-100 acres, west side of lot 21, Cress' addition, for which he paid the sum of \$15.32. The sale was erroneous, for the reason that the property described was absorbed in the laying out of the lots.

Your petition asks refunding of taxes paid, with interest, on 20 4-5 feet on Louisiana street, west of 63 8-12 feet east end lot 87, city of Indianapolis, sum paid being \$58.85, paid January 4, 1881, by F. McWhinney. Same was a double assessment, the legal taxes having been paid by Bissell, owner of fee theretofore.

Your petitioner further asks the refunding of the following claim, with interest from date of payment, viz.:

5th. That on the 11th day of February, 1880, petitioner purchased (except 30 feet south of 156 feet north end of) lot 130 in McKernan & Pierce's subdivision of out-lots 121-8. and paid the sum of \$14.70, and since paid taxes of 1880, \$6.42. Sale void, double taxation, and proper tax had been paid at date of sale. So please refund principal paid, with interest, and oblige.

Your petitioner also asks that the sum of \$42.78, with interest, from February 13th, 1880, purchase-price on lot 46, W. H. Morrison's addition to city of Indianapolis; sold to F. McWhinney. Assessed in name of M. A. Toohey; also assessed in names of Perkins and Douglass, for taxes sold, and by them paid before sale, hence double tax. Be therefore refunded with interest.

J. T. LECKLIDER,  
Attorney for petitioners.

Law—Sec. 227, Laws 1872, for assessment of taxes; sec. 218, Laws 1881, for assessment of taxes. Supreme Court decisions. See Acts 1875, pages 148 and 149; Acts 1881, page 697; showing city governed by same law as county and state.

A person bringing suit on a tax certificate, if his title be invalid, is entitled to recover the money paid out, with interest, without a specific prayer to that effect, in his complaint. 57 Ind. 189.

*Indianapolis*, Oct. 15th, 1881.

I hereby certify that the above statements are true and correct.

I. N. PATTISON,  
City Treasurer.

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

That the Street Commissioner be directed to place a coat of gravel on Sixth street, from Mississippi street west to Canal.

That the Street Commissioner be directed to place one stone (single) crossing on North Illinois street, at short Fourth street.

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

That the Street Commissioner be and is hereby directed to repair stone-crossing on north side of Washington street, at the crossing of Alabama street.

That the Street Commissioner be and is hereby directed to lay a stone-crossing across Washington street, on east side of alley between Alabama and New Jersey streets.

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

That the Street Commissioner be, and is hereby, instructed to clean the gutter (bouldered) of Park avenue, from Christian avenue to Lincoln avenue.

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

That the Street Commissioner be directed to repair Market street, and put it in a good passable condition, between Delaware and Pennsylvania streets.

That the Street Commissioner be directed to clean the gutters of the alley between Circle and Illinois streets, from Market street to Ohio street.

That the Street Commissioner be directed to put the alley crossing on the north side of New York street, between Meridian and Illinois streets, in good passable condition.

That the Street Commissioner be directed to put down stone crossings across Circle street, at the entrance of the three gates, north, west, and east.

Councilman Thalman offered the following motion ; which was adopted :

That the City Civil Engineer be directed to draw a plan, and furnish an estimate of cost, for a low iron fence on a stone base, around Circle and University Parks.

Councilman Thalman presented the following remonstrance ; which was referred to the Committee on Streets and Alleys, with the ordinance S. O. 154, 1881 :

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

*Gentlemen.*—The undersigned, adjacent property owners, respectfully protest against bowldering the gutters on New York street, between Bright and Blake streets of said city.

Adelia Rolland, Thos. Rolland, Carrie M. Herdman,  
Adelia New, Margrett Carey, Maria Farrell, Mrs.  
Sarah M. Scott, E. Miller, R. A. Deitch, S. B. Cor-  
baley, M. H. Spades (for Rafina Rink), Mrs. Kate  
Gorman, Mary A. Coble, Ellen B. Douglass, Doug-  
lass Heirs, M. J. White, Phebe Rodebaugh, Mary F.  
Love, W. G. Hamilton.

Councilman Thalman presented the following communication ; which was received, and the request granted :

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

*Gentlemen.*—It becomes necessary to empty two large fire cisterns, for the purpose of repairs. We have not sufficient apparatus, and would respectfully ask your authority to use for this purpose the apparatus belonging to the city, for this purpose. The cisterns were built this summer, at the suggestion of the Chief of the Fire Department, as in his judgment the fire protection at the Hospital was insufficient. We will see that the city is remunerated for the use of said apparatus.

Jos. G. ROGERS, Superintendent  
Indiana Hospital for the Insane.

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

Indianapolis, October 31st, 1881.

To the Honorable, the Members of the Common Council :

*Gentlemen.*—Your petitioner respectfully asks to have taxes charged against him for the years 1877-78-79-80, stricken from the tax duplicate, as he had no taxable property during these years. The assessment lists were made by some one unknown to your petitioner.

Very respectfully,

F. W. BAUGHER.

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

That the Street Commissioner be instructed to clean the gutters and fill the chuck-holes on Fort Wayne avenue, the entire length of the street.

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

To clean the gutter and culvert on Lincoln avenue, from the first alley west to Columbia avenue, including the crossing on the above avenues.

To clean the gutters on Peru street, between Christian and Home avenues.

Councilman Yoke offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, directed to put in stone crossings at the intersection of Fletcher avenue and Dillon street; and that the above be and is hereby, referred to the Board of Public Improvements, and the Committee on Streets & Alleys and Sewers & Drainage of the Board of Aldermen, with power to act.

On motion by Councilman Dean, Ap. O. 64, 1881, was stricken from the files.

Councilman Yoke moved that this Council do now adjourn.

The question then being on adjournment, a roll-call was had, with the following result:

**AYES**, 12—viz. Councilmen Bedford, Cole, Coy, Dean, Egger, Knodel, Mauer, Morrison, Pritchard, Stout, Ward, and Yoke.

**NAYS**, 12—viz. Councilmen Brundage, Caylor, Cowie, Dowling, Fultz, Harrold, Hartmann, Koller, Pearson, Reichwein, Thalman, and Weaver.

There being a tie vote, the name of Mayor Grubbs was called, and His Honor voting in the affirmative, the Common Council was declared adjourned.

DANIEL W. GRUBBS, Mayor,

President of Common Council.

Attest: JOS. T. MAGNER, City Clerk.



# PROCEEDINGS OF BOARD OF ALDERMEN.

SPECIAL SESSION—NOVEMBER 7, 1881.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, on Monday evening, November 7th, A. D. 1881, at eight o'clock, in compliance with the following call :

*Indianapolis, November 5, 1881.*

To D. DeRuiter, H. E. Drew, F. W. Hamilton, D. Mussmann, John Newman, B. Rorison, Hiram Seibert, Wm. H. Tucker, and G. P. Wood, members of the Board of Aldermen :

*Gentlemen:*—You are hereby requested to meet in special session, on Monday evening, November 7th, 1881, at 8 o'clock, P. M., for the purpose of passing on the contract and bond of J. S. Whitsit, for constructing a brick sewer in the first alley east of Meridian street, from Maryland street to Georgia street, and for the transaction of such other business as may be submitted,

By order of the President of said Board :

GEO. T. BREUNIG, Clerk.

**PRESENT**—His Honor, President Layman, in the Chair, and Aldermen DeRuiter, Hamilton, Newman, Seibert, Tucker, and Wood—7.

**ABSENT**—Aldermen Drew, Mussmann, and Rorison—3.

The following message was read and received :

To the President and Members of the Board of Aldermen :

*Gentlemen:*—I herewith transmit to your honorable body certain papers, favorably passed upon by the Common Council, at its regular session, held on Monday evening, November 7th, 1881, for your action upon the same.

For the Common Council :

JOS. T. MAGNER, City Clerk.

The following report from the Committee on Contracts was read; and the favorable action of the Common Council thereon (see pages 772, 773 and 774, *ante*) was concurred in :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—Your Committee on Contracts, to whom was referred sundry proposals, presented to Council, Monday evening, October 17th, 1881, have examined the same and find them to be as follows, viz :

1st. For grading and paving with brick, where not already paved, the south sidewalk of First street, from Illinois street to the canal.

H. C. Roney, 48 cents per lineal foot front.  
 F. J. Blume, 46 cents per lineal foot front.  
 John Schier, 45 cents per lineal foot front.  
 R. H. Patterson, 44 cents per lineal foot front.  
 J. L. Spaulding, 41 cents per lineal foot front.  
 J. D. Hoss & Co., 40 cents per lineal foot front.

J. D. Hoss & Co. being the lowest and best bidders, we recommend that they be awarded the contract.

2d. For grading and graveling the first alley east of Benton street, from Meek street to Georgia street.

F. J. Blume, 33 cents per lineal foot front on each side.  
 J. L. Spaulding, 33 cents per lineal foot front on each side.  
 Henry Clay, 30 cents per lineal foot front on each side.  
 James Mahoney, 24½ cents per lineal foot front on each side.  
 R. H. Patterson, 24 cents per lineal foot front on each side.  
 Wm. Morrison & Co., 16 cents per lineal foot front on each side.

R. H. Patterson being the best bidder, we recommend he be awarded the contract; the proposition of Morrison & Co not being a responsible one, on account of the insanity of Mr. Morrison.

3d. For grading and graveling the first alley north of McCarty street, from the first alley east of Alabama street to the first alley west of New Jersey street.

Henry Clay, 20 cents per lineal foot front on each side.  
 Robert Kennington, 20 cents per lineal foot front on each side.  
 J. L. Spaulding, 18 cents per lineal foot front on each side.  
 James Mahoney, 17 cents per lineal foot front on each side.  
 R. H. Patterson, 15 cents per lineal foot front on each side.

R. H. Patterson being the lowest and best bidder, we recommend he be awarded the contract.

4th. For grading, bowldering and curbing the gutters of South street, from Pennsylvania street to Delaware street, where not already properly bowldered or curbed.

R. H. Patterson, 69 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.  
 H. C. Roney, 65 cents per lineal foot front on each side for bowldering, and 46 cents per lineal foot front on each side for curbing.  
 J. D. Hoss & Co., 63 cents per lineal foot front on each side, for bowldering, and 47 cents per lineal foot front on each side for curbing.  
 Richard Carr, 65 cents per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

Richard Carr being the lowest and best bidder, we recommend he be awarded the contract.

5th. For grading and paving with brick the sidewalks of Madison avenue, from McCarty street to Ray street.

R. H. Patterson, 72 cents per lineal foot front on each side.  
 J. L. Spaulding, 67 cents per lineal foot front on each side.  
 H. C. Roney, 63 cents per lineal foot front on each side.  
 F. J. Blume, 45 cents per lineal foot front on each side.

F. J. Blume submitted a communication to your committee, clearly showing that he made an error in his bid. We therefore recommend that he be allowed to withdraw his bid, and that the contract be awarded to the next lowest bidder Henry C. Roney.

6th. For grading and bowldering the first alley east of Meridian street, from the south line of lot No. 6, square 97, south to Pogue's Run.

Dunning & Hudson, 75 cents per lineal foot front on each side.

H. C. Roney, 65 cents per lineal foot front on each side.

R. H. Patterson, 59 cents per lineal foot front on each side.

R. H. Patterson being the lowest and best bidder, we recommend he be awarded the contract.

7th. For grading and bowldering Georgia street and curbing with stone the outer edges of the sidewalks, from Pennsylvania street to Delaware street.

Robert Kennington, \$2.25 per lineal foot front on each side.

R. H. Patterson, \$1.59 per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

Richard Carr, \$1.43 per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

J. L. Spaulding, \$1.39 per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

Dunning & Hudson, \$1.37 per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

Dunning & Hudson being the lowest and best bidders, we recommend they be awarded the contract.

8th. For grading and bowldering South street and curbing with stone the outer edges of the sidewalks, from Meridian street to Illinois street.

R. H. Patterson, \$2.59 per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

R. Kennington, \$2.80 per lineal foot front on each side for bowldering and curbing.

J. L. Spaulding, \$2.24 per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

H. C. Roney, \$2.20 per lineal foot front on each side for bowldering, and 46 cents per lineal foot front on each side for curbing.

Dunning & Hudson, \$2.23 per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

Richard Carr, \$2.15 per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

Richard Carr being the lowest and best bidder, we recommend he be awarded the contract.

9th. For grading, bowldering and curbing the gutters of New York street, from Missouri street to Bright street, where not already properly bowldered or curbed.

Henry Clay, 79 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

J. L. Spaulding, 63 cents per lineal foot front on each side for bowldering, and 44 cents per lineal foot front on each side for curbing.

R. H. Patterson, 69 cents per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

Dunning & Hudson, 63 cents per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

Fred. Gansberg, 62 cents per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

J. D. Hoss & Co., 55 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

Wm. Petrie, 60 cents per lineal foot front on each side for bowldering, and 40 cents per lineal foot front on each side for curbing.

There being a tie bid, and believing the same low, we recommend the contract be awarded to William Petrie.

10th. For grading and graveling the alley between Pleasant and Lexington avenues, from Linden street to Spruce street.

- Robert Kennington, 30 cents per lineal foot front on each side.
- R. H. Patterson, 29 cents per lineal foot front on each side.
- Henry Clay, 27 cents per lineal foot front on each side
- J. I. Spaulding, 22 cents per lineal foot front on each side.
- John Keenan 20 cents per lineal foot front on each side.
- James Mahoney, 20 cents per lineal foot front on each side.

There being a tie bid, and believing the same low, we recommend the contract be awarded to James Mahoney.

Respectfully submitted,

Isaac Thalman,  
E. H. Dean,  
E. H. Koller,  
Committee on Contracts

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 775, *ante*) was concurred in:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith report the following estimates of work done according to contract:

A first and final estimate in behalf of Henry C. Roney, for grading and graveling Eddy street and sidewalks, from Norwood street to Merrill street.

932 lineal feet, at 28 cents..... \$260 96

A first and final estimate in behalf of J. D. Hoss & Co., for grading and paving with brick, the north sidewalk of St. Marys street (where not already paved), from Delaware street to Alabama street.

370  $\frac{1}{2}$  lineal feet, at 39  $\frac{1}{2}$  cents ..... \$146 45

A first and final estimate in behalf of Henry Clay, for grading and graveling the north sidewalk of Twelfth street, from Meridian street to Illinois street.

454  $\frac{6}{12}$  lineal feet, at 42 cents..... \$190 89

A first and final estimate in behalf of F. J. Blume, for grading and paving with brick, the south sidewalk of Third street, from Tennessee street to Illinois street.

368  $\frac{6}{12}$  lineal feet, at 42 cents..... \$154 77

A first and final estimate in behalf of Fred. Gansberg, for grading and bowldering the gutters of West street, from Washington street to Indiana avenue, where not already properly done.

6,350 $\frac{90}{100}$ lineal feet bowldering, at 55 cents..	\$3,493 00
65 $\frac{87}{100}$ lineal feet curbing, at 45 cents..	29 64
175 $\frac{60}{100}$ lineal feet stone crossing, at 30 cents..	52 68
108 $\frac{75}{100}$ lineal feet re-bowldering, at 55 cents, less \$13.60 for old material.....	46 21

Total ..... \$3,621 53

A first and final estimate in behalf of Henry C. Roney, for grading and paving with brick, the sidewalks of Bates street, from Noble street to Grant street.

4,340  $\frac{49}{100}$  lineal feet, at 39 cents..... \$1,692 79

A first and final estimate in behalf of Robert Thomas, for grading and graveling the alley between Union and Chestnut streets, from Hanway street to Hill street.

1,040 lineal feet, at 21 cents..... \$218 40

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 776, *ante*) was 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 Henry C. Roney, for grading and graveling Eddy street and sidewalks, from Norwood street to Morrill street, be, and the same is hereby adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

**AYES, 7—viz.** Aldermen DeRuiter, Hamilton, Newman, Seibert, Tucker, Wood, and President Layman.

**NAYS—None.**

The following estimate resolution (adopted by the Common Council—see page 776, *ante*) was 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 J. D. Hoss & Co. for grading and paving with brick (where not already paved) the north sidewalk of St. Marys street, from Delaware street to Alabama street, be, and the same is hereby adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

**AYES, 7—viz.** Aldermen DeRuiter, Hamilton, Newman, Seibert, Tucker, Wood, and President Layman.

**NAYS—None.**

The following estimate resolution (adopted by the Common Council—see page 777, *ante*) was 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 Henry Clay for grading and graveling the north sidewalk of Twelfth street, from Meridian street to Illinois street, be, and the same is hereby adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

**AYES, 7—viz.** Aldermen DeRuiter, Hamilton, Newman, Seibert, Tucker, Wood, and President Layman.

**NAYS—None.**

The following estimate resolution (adopted by the Common Council—see page 777, *ante*) was 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 F. J. Blume, for grading and paving with brick the south sidewalk of Third street, from Tennessee street to Illinois street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES. 7—viz. Aldermen DeRuiter, Hamilton, Newman, Seibert, Tucker, Wood, and President Layman.

NAYS—None;

The following estimate resolution (adopted by the Common Council—see page 777, *ante*) was 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 Fred. Gansberg, for grading, and bowldering the gutters of West street, from Washington street to Indiana avenue, where not already properly done, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES. 7—viz. Aldermen DeRuiter, Hamilton, Newman, Seibert, Tucker Wood, and President Layman.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 778, *ante*) was 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 Henry C. Roney, for grading and paving with brick, the sidewalks of Bates street, from Noble street to Grant street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES. 7—viz. Aldermen DeRuiter, Hamilton, Newman, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 778, *ante*) was 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 Robert Thomas, for grading and graveling the alley between Union and Chestnut streets, from Hanway street to Hill street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Newman, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 778, ante) was concurred in :

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

Gentlemen:—Owing to an error in the plat books, a mistake was made in the estimate for improving Lincoln avenue, between Beeler and Newman streets. I herewith submit a second, corrected, and final estimate in behalf of Charles S. Roney, for grading and graveling Lincoln avenue and sidewalks, from Beeler street to Newman street.

697  $\frac{6}{12}$  lineal feet, at 69 cents. .... \$481 29

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 778, ante) was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying second, corrected, and final estimate in behalf of Charles S. Roney, for grading and graveling Lincoln avenue and sidewalks, from Beeler street to Newman street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Newman, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

The following report from the City Civil Engineer was read, and the favorable action of the Common Council thereon (see pages 778 and 779, ante) was concurred in :

To the Mayor, Common Council and Board of Aldermen :

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

Contract and bond of Richard Carr, for grading and bowldering South street, and curbing with stone the outer edges of the sidewalks, from Meridian street to Illinois street. Bond, \$4,000; surety, Fred. Gansberg.

Contract and bond of Richard Carr, for grading, bowldering and curbing the gutters of South street, from Pennsylvania street to Delaware street. Bond \$2,000; surety, Fred. Gansberg.

Contract and bond of Dunning & Hudson, for grading and bowldering Georgia street, and curbing with stone the outer edges of the sidewalks, from Pennsylvania street to Delaware street. Bond, \$3 000; surety, Richard Carr.

Contract and bond of J. D. Hoss & Co., for grading and paving with brick (where not already paved), the south sidewalk of First street, from Illinois street to the Canal. Bond, \$600.00; surety, David R. Marshall.

Contract and bond of James Mahoney, for grading and graveling the alley between Pleasant and Lexington avenues, from Linden street to Spruce street. Bond, \$700.00; surety, James Reninan.

Contract and bond of J. L. Spaulding, for grading, paving with brick, and curbing with stone, (where not already properly paved or curbed) the north sidewalk of Maryland street, from West street to Helen street. Bond, \$2,000; surety, A. S. Comstock.

Contract and bond of Wm. Petrie, for grading, bowldering and curbing the gutters of New York street, from Missouri street to Bright street. Bond, \$2,500; surety, Hamilton Bailie.

Contract and bond of H. C. Roney, for grading and paving with brick the sidewalks of Georgia street, from Noble street to Dillon street. Bond, \$2,000; surety, Richard Carr.

Contract and bond of J. S. Whitsit, for building a brick sewer in, and along the first alley east of Meridian street, from Maryland street to, and connecting with, the Georgia street sewer. Bond, \$2,500; surety, Henry C. Adams.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following communication was read; and the favorable action of the Common Council thereon (see page 779, *ante*) was concurred in:

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

13 *Gentlemen*:—I most respectfully ask your honorable bodies to grant me a ten days leave of absence from the duties of my office, the latter part of this month.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following motion (adopted by the Common Council—see page 786, *ante*) was read; and, on motion by Alderman Tucker, was referred to the Committee on Streets & Alleys and Sewers & Drainage:

That permission be, and the same is hereby, granted to Volney T. Malott to lay a sewer of vitrified stone ware sewer pipe, twelve inches in diameter, from his buildings on the southeast corner of Meridian and North streets, in and along North street to, and connecting with the Illinois street sewer. Said work to be done under the supervision of the City Civil Engineer, and at his, Volney T. Malott's, own expense.

On motion, the Board of Aldermen then adjourned.

JAMES T. LAYMAN, President.

Attest: GEO. T. BREUNIG, Clerk.