

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—MAY 8, 1882.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, May 8th, A. D. 1882, at eight o'clock, in regular session.

PRESENT—Hon. Daniel W. Grubbs, Mayor, and *ex officio*, President of the Common Council, in the Chair, and 25 members, viz: Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Cowie, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

ABSENT—None.

The Proceedings of the Common Council for the regular session, held May 1st, 1882, 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. 31, 1882]—For grading and graveling the alley between Meridian and Pennsylvania streets, from Seventh street to Eighth, or Williams street.

[S. O. 32, 1881]—For grading, bowldering and curbing the gutters of Fletcher avenue, from Dillon street to Linden street.

[S. O. 34, 1882]—For grading and paving with brick, the east sidewalk of Dillon street, from Prospect street to English avenue, where not already properly paved.

[S. O. 36, 1882]—For grading and graveling the alley between Eddy and Tennessee streets, from Garden street to Merrill street.

[S. O. 37, 1882]—For grading and graveling the first alley south of Henry street, from Mississippi street to Missouri street.

COMMUNICATIONS, ETC., FROM THE MAYOR.

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

Indianapolis, Ind., May 8th, 1882.

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

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

Policemen's witness fees.....	\$161 90
Mayor's fees.....	113 90
Fines.....	8 00
Total.....	<u>\$283 80</u>

Which amount I have this day paid to the City Treasurer, and filed 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 Fred. Gansberg for grading and bowldering the gutters of Morrison street, between Alabama and Delaware streets.

885 lineal ft. at 39 cents..... \$345 14

A first and final estimate in behalf of R. H. Patterson for grading and graveling the first alley east of Benton street, from Meek street to Georgia street.

552 $\frac{1}{2}$ lineal ft. at 24 cents..... \$132 61

A first and final estimate in behalf of William Petrie for grading, bowldering and curbing the gutters of New York street, from Missouri street to Bright street (where not already properly bowldered or curbed).

3,131 $\frac{1}{2}$ lineal ft. bowldering, at 60 cents.....	\$1,879 05
1,058 lineal ft. curbing, at 40 cents.....	423 20
Total.....	<u>\$2,302 25</u>

A first and final estimate in behalf of William McClintock for placing a double row of stone crossings on Alabama street, across the north and south side of New York street.

104.70 lineal ft. at 93 cents..... \$97 37

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 Fred. Gansberg for grading and bowldering the gutters of Morrison street, between Alabama and Delaware streets, 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, 23—viz.: Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, 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 R. H. Patterson, for grading and graveling the first alley east of Benton street, from Meek street to Georgia 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, 23—viz.: Councilmen Bedford, Brundage, Bryce, Caylor, Cowie, Cole, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, 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 William Petrie for grading, bowldering and curbing the gutters of New York street, from Missouri street to Bright street (where not already properly bowldered or curbed), 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, 23—viz.: Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, and Yoke.

NAYS—None.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the contract and bond of J. H. Forrest, for ripping the west bank of White river. Bond, \$6,700. Surety, Geo. F. Branham. Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

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

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

Gentlemen:—According to your direction, I have advertised for bids for an iron railing over the East Washington street culvert at Pogue's Run. I have since been

nformed that there is a probability of Pogue's Run, at this point, being used for railway purposes. In that event, no railing would be needed. I would most respectfully recommend that action in this matter be deferred until the question of location of the railroad is determined.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

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

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

Gentlemen.—Since the last meeting of the Council, the cases brought by the Noble-Davidson heirs to recover various pieces of land and lots in the eastern part of the city, in the special term of the Superior Court (in four of which the city was a party on account of school and engine-house property owned by her being included, and also on account of many streets and alleys being included in the original boundaries), have been disposed of in her favor. The plaintiffs will probably appeal one or two of the cases, and the others will abide the result of such appeals. This disposes of all these cases in which the city is interested, except one in the Civil Circuit Court, which will stand to await the decision of a case on appeal.

Respectfully submitted,

C. S. DENNY, City Attorney.

The City Attorney submitted the following report; which was received, and the City Clerk instructed to have the deed properly recorded:

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

Gentlemen.—In obedience to instructions from your honorable bodies, I prepared a deed from Mary T. Tomlinson to the city for the various pieces of property known as the Tomlinson estate, and after ascertaining the address of Mrs. Tomlinson, sent the same to her to be executed. She promptly signed, acknowledged and returned the same to me. I hand the same herewith to the City Clerk, and suggest that he be instructed to have the same recorded.

Respectfully submitted,

C. S. DENNY, City Attorney.

REPORTS ETC., FROM STANDING COMMITTEES.

Councilman Yoke, in behalf of the Committee on Railroads, submitted the following report; which was concurred in:

To the Mayor and Common Council:

Gentlemen.—Your Railroad Committee to whom was referred the following motion, "That the City Attorney prepare and introduce an ordinance for safety gates at the intersection of Noble and Maryland streets," would respectfully report in favor of the same.

N. Yoke,
John R. Pearson,
Allen Caylor,
Committee on Railroads.

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

To the Mayor and Common Council:

Gentlemen.—Your Committee on Streets and Alleys to whom was referred the

petition of the United States Encaustic Tile Co., Will. Terrell and James G. Douglass, for the vacation of a part of the first alley north of Sixth street, beginning at a point 130½ feet east of Howard street, thence east to the C., I., St. L. & C. R. R. Co. tracks; also 31 feet off of the north end of Lafayette street.

We have examined the locality of said street and alley, and recommend that said vacation be made, and that the accompanying resolution relative thereto be adopted.

Respectfully submitted,

George Weaver,
B. W. Cole,
Sim. Coy,

Committee on Streets and Alleys.

Councilman Weaver, with the above report, presented the following resolution :

Resolved, That the petition of U. S. Encaustic Tile Co., Will. Terrell and James G. Douglass, praying for the vacation of part of the first alley north of Sixth street, from a point 130½ feet east of Howard street, to the C., I., St. L. & C. R. R. Co.'s tracks; also, 31 feet off of the north end of Lafayette street, be referred to the City Commissioners, with instructions to determine what persons, if any, will be benefited thereby, and to assess benefits to persons and property affected thereby.

The said Commissioners are instructed to return, as part of their report, all petitions and notices.

The City Clerk is hereby directed to issue, and the City Marshal to serve the proper notices upon the City Commissioners, and the petitioners are hereby required to serve the proper notices upon all interested parties as may be designated by the City Commissioners.

And it was adopted by the following vote :

AYES, 24—viz.: Councilmen Bedford, Brundage, Bryce, Caylor Cole, Cowie, Coy Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer Morrison, Pearson, Pritchard, Reichwein, Thalman, Ward, Weaver, and Yoke

NAYS—None.

Councilman Weaver, in behalf of the same committee, submitted the following report; which was concurred in :

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

Gentlemen:—The Committee on Streets and Alleys to whom was referred the petition of Wm. Reger and others asking for the opening of Hanna street, from Ohio street to Washington street, have examined the locality of said proposed opening, and recommend the prayers of the petitioners be granted, and that the accompanying resolution be adopted.

Respectfully submitted,

George Weaver,
Sim. Coy,
Committee on Streets and Alleys.

Councilman Weaver, with the above report, presented the following resolution :

Resolved, That the petition of Wm. Reger and others praying for the laying out and opening of the street known as Hanna street, in a width of fifty (50) feet from Ohio street to Market street, and to a width of forty-seven (47) feet from Market street to Washington street, between Davidson and Phipps additions, be referred to the City Commissioners, with instructions to assess benefits and damages, and to

make due report; and that for the purposes of such laying out and opening the the Common Council and Board of Aldermen do propose to appropriate such real estate and property as may be necessary therefor.

The said Commissioners are instructed to return, as part of their report, all petitions and notices.

The City Clerk is hereby directed to issue, and the City Marshal to serve the proper notices upon the Commissioners and property owners.

And it was adopted by the following vote :

AYES, 24—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

Councilman Weaver, in behalf of the same committee, submitted the following report; which was concurred in :

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

Gentlemen:—The Committee on Streets and Alleys, to whom was referred the motion instructing the City Attorney and City Civil Engineer to prepare a petition and plat for the annexation of the territory lying between Meridian street, the J., M. & I. tracks, the Madison avenue and the Belt Railroad, and also that territory lying immediately west of Meridian street, recommend that said officers be directed to prepare the necessary petition and plat.

Respectfully submitted,

George Weaver,
Simeon Coy,
Committee on Streets and Alleys.

The Committee on Public Charities, through Councilman Weaver, submitted the following report :

To the Mayor and Common Council :

Gentlemen:—Your Committee on Public Charities, to whom was referred the report of the treasurer and managers of the Home of Friendless Women, would report: We have visited the Home and find it well managed, and kept with great care for cleanliness, health and economy. The benevolent ladies and gentlemen who have charge of the institution are citizens whose devotion to the work of Christian charity commend it to this body; that we should be zealous in aiding them in this good work. We further find that they received from the fines from the Mayor's Court for the year 1881 the sum of \$846, the current expenses for the same year being \$1,065.88, showing that over three-fourths of the support of the Home came from this source. But by an act of the last Legislature, in section 67 of the criminal code of 1881, that all these prosecutions were taken away from the city court, the State punishing the offenses made, by which the money goes into general education fund, cutting off from this benevolent institution its greatest means of support. This caused the Home to appeal to the county commissioners, who kindly donated them fifty dollars per month for ten months of the present year, this being only temporary, and leaving a shortage of \$346 for this year. In view of the fact that this institution is operated and maintained purely for benevolent purposes, furnishing a home for poor sick and homeless persons from our streets and city prisons, we recommend that said shortage of \$346 be given them by the city, and that the City Clerk be directed to include the same in the next appropriation ordinance; and further recommend that twenty per cent. of the gross receipts of the

income from market rents be set aside for an annual donation to this institution, or that the Sellers Farm proceeds be given them.

Respectfully submitted,

George Weaver,
Ernst Knodel,
Patrick Harrold,
Committee.

Councilman Morrison offered the following motion :

17 That the report be referred back to the committee with instructions to report in favor of the passage of an appropriation ordinance allowing the amount of the shortage (\$368) to the Home of the Friendless Women ; said ordinance to be passed at the next regular meeting of this Council.

And, on motion by Councilman Cowie, it was laid on the table by the following vote :

AYES, 13—viz.: Councilmen Bedford, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, and Reichwein.

NAYS, 12—viz.: Councilmen Brundage, Bryce, Dean, Hartmann, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

On motion by Councilman Egger, the report was then referred back to the committee, with the City Attorney.

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

That the School Board be and is hereby allowed to make sewer connection in front of their property on Fletcher avenue without cost to the School Board ; said work to be done under the direction of the City Civil Engineer.

REPORTS FROM SELECT COMMITTEES.

Councilman Ward, in behalf of a certain special committee, submitted the following report :

To His Honor, the Mayor, and Common Council

Gentlemen:—Your Select Committee on Garbage Contract, with Finance Committee, to whom was referred back the report of one week ago, of said Select Committee, with instructions to investigate and report the propriety of letting the contract under the present garbage ordinance, would respectfully report that we have not been able to harmonize our views in the matter, but have agreed to re-submit the whole matter, in the three following propositions, for your consideration, either of which may be adopted :

1st. Shall the contract be awarded for the removal of all slops, garbage, ashes, etc., as per report of Select Committee made on the 1st inst., at an annual expense of eleven to twelve thousand dollars ;

2d. Shall the contract be let for the removal of garbage and slops only at an annual expense \$6,900, as per Campbell's bid ;

3d. Or, shall no contract be let, and a new ordinance passed requiring the citizens to remove their own slops and garbage.

Respectfully submitted,

B. Ward,
E. H. Koller,
James T. Dowling,
John R. Pearson,
Isaac Thalman,
Special Committee.

Councilman Cowie moved to concur in the first clause of above report.

Councilman Pritchard moved, as a substitute to Councilman Cowie's motion, to postpone action until the first regular meeting in June.

Which motion, as a substitute, was adopted.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

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

By Councilman Bedford :

- S. O. 64, 1882—An ordinance to provide for grading and paving with brick where not already done, the north sidewalk of St. Clair street, from Park avenue to Massachusetts avenue.
- S. O. 65, 1882—An ordinance to provide for grading and paving with brick, where not already done, the north sidewalk of Arch street, from Park avenue to Plum street.
- S. O. 66, 1882—An ordinance to provide for grading and paving with brick, and curbing with stone, the west sidewalk of Pine street, from St. Clair street to the first alley south of St. Clair street.

By Councilman Brundage :

- S. O. 67, 1882—An ordinance to provide for grading and graveling Pleasant street and sidewalks, from Linden street to Reid street.

By Councilman Egger :

- S. O. 68, 1882—An ordinance to provide for grading and graveling the first alley west of Virginia avenue, from Bradshaw street to Buchanan street.
- S. O. 69, 1882—An ordinance to provide for grading and paving with brick, where not already done, the sidewalks of Stevens street, from East street to Virginia avenue.
- S. O. 70, 1882—An ordinance to provide for grading and paving with brick the sidewalks of McCarty street, from East street to Virginia avenue,

By Councilman Weaver :

- S. O. 71, 1882—An ordinance to provide for grading and graveling the second alley north of Christian avenue, from Bellefontaine avenue to Peru street.
- S. O. 72, 1882—An ordinance to provide for grading and graveling Hill avenue and sidewalks, from Baltimore avenue to Brinkman street.

Councilman Pritchard offered the following amendment to the Hiland street ordinance ; which was referred to the Committee on Streets and Alleys :

Beginning with station 0, at the north side of Washington street, on a sub grade elevation of 55.9 feet, and running north to station two (2) on a descending grade of 1.85 feet per hundred feet; thence on an ascending grade of 1.61 feet per hundred feet, to station 3+58, the center of Market street; thence on an ascending grade of 1.36 feet per hundred feet to station seven (7); thence on a descending grade of .52 feet per hundred feet to station 8+79, the center of Ohio street.

By Councilman Bryce:

S. O. 38, 1882—An ordinance granting Charles Goodman and John Himbert a license to carry on, maintain and exhibit a museum in the city of Indianapolis.

Councilman Pearson moved a suspension of the rules, for the purpose of placing the above ordinance on its final passage.

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

AYES, 24—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

G. O. 38, 1882, was then read the second time.

Councilman Thalman moved to so amend the above ordinance, as to make the license for three months *twenty-five* dollars.

Which amendment was adopted.

Councilman Bryce offered the following amendment; which failed of adoption:

To amend by striking out section 2 of said ordinance.

Councilman Pritchard moved to amend the ordinance, so that *adults* only would be admitted.

Councilman Dowling moved, as a substitute to Councilman Pritchard's amendment, "to admit persons over the age of seventeen years."

Which motion, as a substitute, was adopted.

Councilman Thalman moved to so amend the ordinance, as to make the license for three months twenty-five dollars, for six months fifty dollars, and for one year one hundred dollars.

On motion by Councilman Reichwein, the above amendment was laid on the table.

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

AYES, 22—viz.: Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Reichwein, Stout, Thalman, Weaver, and Yoke.

NAYS, 3—viz.: Councilmen, Dean, Pritchard and Ward.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Bryce offered the following motions; which were adopted:

That the Marshal instruct the owners of the switches at the crossing of the Union tracks and Pennsylvania streets, to repair the same, and if not done within ten days, the same to be done by the Street Commissioner, and charged to the said owners.

To grant permission to Robert Denny to curb, and pave with bricks, the sidewalk on the Erie street side of his property at the southwest corner of Pearl and Erie streets, at his own expense and under the supervision of the City Civil Engineer.

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

To His Hon. the Mayor, the Members of the Common Council, and Board of Aldermen of the City of Indianapolis:

Gentlemen:—Your Petitioner would respectfully represent, that in making his return for taxes for the year 1881, he returned the total amount of his credits in the sum of \$8,000. That from this sum he should have deducted his bona fide indebtedness, which, by mistake he failed to do. That he was indebted, on the 1st day of April, 1881, for merchandise, as follows, to wit:

To J. N. Church.....	\$5,141 24
“ Orlando Furnass.....	275 00
Total.....	<u>\$5,416 24</u>

That his return was therefore \$5,416.24 too much, and the taxes assessed against him upon said sum erroneous. He files herewith a copy of said return, and affidavits, and prays that said return be corrected, and that said erroneous tax, to wit, the sum of \$58, be certified off the tax duplicate, and that he be permitted to pay the remainder of the taxes assessed against him.

Respectfully submitted, DANIEL TAGGART.

Chicago, May 6th, 1882.

Subscribed and sworn to before me, this sixth day of May, 1882.

PHILIP GOETZ, Notary Public Chicago, Cook Co., Ills.

STATE OF INDIANA, Marion County, ss:

I, J. N. Church, being duly sworn, on oath say, that Daniel Taggart was indebted to me on the 1st day of April, 1881, for merchandise, in the sum of five thousand one hundred and forty-one and 44/100 dollars. J. N. CHURCH.

Subscribed and sworn to before me, this 8th day of May, 1882.

JOHN E. SCOTT, Notary Public.

STATE OF INDIANA, Marion County, ss:

Alexander Taggart, being duly sworn upon oath, says, that he is the brother of Daniel Taggart, whose petition is hereto attached, and is his successor in busi-

ness, and has in his custody the books and accounts used and kept by him during the year 1881, and is well acquainted with the condition of the said Daniel Taggart's business during said year, and that he knows from his own personal knowledge that the facts stated in said petition are true, and it so appears from said books; that the items entering into the total credits returned for taxation, as set forth in said petition, were largely and for the most part for merchandise sold; and that upon the 1st day of April, 1881, the said Daniel Taggart was indebted for merchandise purchased, as set forth in said petition.

ALEX. TAGGART.

Subscribed and sworn to before me, this 8th day of May, 1882.

[Seal.]

JOHN E. SCOTT Notary Public.

Councilman Dean offered the following resolution:

Resolved, That the owners of the following described real estate, to-wit: Lot 79 in Yeiser's heirs' addition, on Downey street, of the City of Indianapolis, be, and they are hereby, required to fill or drain the same, as, in the opinion of the Common Council and Board of Aldermen, there is a hole or excavation thereon, in which water has or may become so stagnant or noxious as to be a nuisance, and injurious to the health and comfort of said city and of the inhabitants thereof; and that the Street Commissioner be, and he is hereby, required to notify the owners thereof, as provided by an ordinance passed April 28, 1866, entitled "An ordinance providing for the drainage and filling up of Ponds, Excavations and Holes, and prescribing Penalties for the failure to fill up or drain the same;" and that, in case of the failure of the owners thereof to fill or drain the same, the Street Commissioner proceed to fill or drain the said hole or excavation as provided in said ordinance, *provided*, that the cost thereof shall not exceed ten per cent. of the value of the aforesaid real estate, as assessed upon the tax duplicate for city purposes.

And it was adopted by the following vote:

AYES, 19—viz. Councilman Bedford, Brundage, Bryce, Caylor, Cole, Coy, Dean, Dowling, Egger, Harrold, Hartmann, Koller, Mauer, Morrison, Pearson, Reichwein, Thalman, Ward, and Weaver.

NAYS—None.

Councilman Egger presented the following petition; which was referred to the Committee on Markets:

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

Gentlemen:—The undersigned represents to your honorable bodies that he desires to establish a licensed market on the northwest corner of Sullivan and Buchanan streets in the city of Indianapolis, occupying a frontage on said Sullivan street of about 220 feet, and on Buchanan of about 28 feet.

I desire to erect buildings to contain at least twenty stalls, each to contain benches and stands, and will furnish standing room for at least forty wagons laden with farm and garden products and other provisions.

I promise to faithfully observe and be subservient to all rules and regulations which are or may be prescribed for the government of the public markets of the city of Indianapolis.

Wherefore, your petitioner prays that he may be permitted to establish and maintain such a market, and that an ordinance be passed protecting him in his rights for at least one year. And your petitioner will ever pray.

May 8th, 1882.

MATTHIAS ROMAN.

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

WHEREAS, The bridge over the canal on Wabash street having become dangerous to travel, and the Street Commissioner having removed the same by order of the Common Council and Board of Aldermen, said bridge being of great benefit to residents in said locality, and the public generally, therefore,

Moved, That the Street Commissioner furnish such material as he may have on hand of the old Delaware street viaduct, and the City Civil Engineer be authorized to advertise for proposals for furnishing the balance of material and erecting said bridge under his direction.

Councilman Koller offered the following motion; which was adopted:

That the Wabash, St. Louis and Pacific Railway Company, and the Cleveland, Columbus, Cincinnati and Indianapolis Railroad Company (Bee Line), be, and are hereby directed to repair and put in good order, the crossings at Ohio and Market streets across their railroad tracks; and the Marshal be instructed to notify said railroads to do said repair work inside of ten (10) days; if not done inside said limit, the Street Commissioner be notified by the Marshal to do the work.

Councilman Reichwein offered the following motion; which was adopted:

That the Committee on Office Fixtures and Supplies be, and is hereby, authorized to purchase a clock for the Council Chamber, the cost not to exceed fifteen dollars.

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

That the Street Commissioner be, and is hereby, directed to clean gutters on Park avenue, between Christian avenue and Eighth street. (Gutters are partly bowldered.)

29 That the Street Commissioner be, and is hereby, directed to fill chuck-holes on Alabama street, between Morrison and Seventh streets.

Councilman Thalman offered the following motion; which was adopted:

That the City Clerk be directed to withdraw the advertisement for proposals for printing, stationery, books, etc., and insert an advertisement calling for bids separate and distinct, under the following different heads, the contract to be let to the lowest and best bidders for each: Proposals for Books; proposals for Stationery; proposals for Printing; proposals for Advertising; proposals for Publishing Delinquent Tax List; proposals for Bill Posting. Bids to be received by Monday evening, May 22d, 1882.

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

To the Mayor, Board of Aldermen and City Council:

Gentlemen:—We, the undersigned, property owners, owning a majority of feet on the line of the first alley south of Michigan, running from Delaware to Susque-

bannah streets, respectfully remonstrate against the passage of an ordinance for bowldering the same. The alley is in good order, and does not require so expensive an improvement.

Respectfully,
S. Straus, 39 ft; K. Munter, 195 ft; W. H. Jones, 40 ft.

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

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

Gentlemen:—Your petitioners, whose names are hereto signed, with the number of feet of real estate by each owned, fronting upon Blake street in the City of Indianapolis, Ind., placed opposite our respective names, respectfully remonstrate against the adoption by your honorable bodies of the ordinance now pending, and providing for grading, paving and curbing the sidewalks of said Blake street from the National road to Indiana avenue. And your petitioners will ever pray

J. G. Douglass, 120 ft; Wm. Marten, 40 ft; Johanna North, 40 ft; E. F. Steffens, 79 ft; Mary Oval, 35 ft; Kate Koster, 26 ft; George Potts, 35 ft; Barbara E. Church, 35 ft; Matth. Hauenstein, 35 ft; Helen C. Wachs, 70 ft; R.O. Mara, 73 ft. Charles F. Berner, 33 ft; Mrs. A. C. Railsbeck, 35 ft; Jacob; Altenburger, 106 ft; Theodore Holly, 45 ft; Sarah A. George, 22 $\frac{3}{4}$ ft; J. W. Smith, 22 $\frac{3}{4}$ ft; W. O. Culbertson, 22 $\frac{3}{4}$ ft; E. M. Soule, 33 ft 1 inch; Emanuel Schlegel, 33 ft; Thomas Rouland, 33 ft; Moses Broyles, 33 ft; A. C. Anthony, 33 ft; Miranda Rhoads, 33 ft; Edward Doody, 33 ft; R. E. Shattuck, 33 ft; Ann Courtney, 33 ft; Mrs. Lou. Stacy, 33 ft; Cristan Gall, 40 ft; Wm. A. Kerr, 40 ft; Lucy Williams, 61 ft; Harriet McGruder, 33 ft; Jerry Black, 30 ft; Elisha Kise, 60 ft; Ann B. Hammond, 31 ft; Thomas Bair, 30 ft; Frank Landers, 290 ft; W. B. Faught, 66 ft; Carrie M. Herdman, 60 ft; Wm. S. Hubbard, 120 ft; M. & M. Strowbridge, 40 ft; Mary A. Pence, 33 ft; John C. Wright, per I. C. Hays, 100 ft

Councilman Cowie offered the following motion; which was adopted:

That Philip Warner be allowed to raise his gutter to the Engineer's grade at his own expense.

The following message was read; and the action of the Board of Aldermen, as set forth therein, was not concurred in:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber, this Monday evening, May 8th, 1882, adopted the following motion:

That the present advertisement for sealed proposals for "City Printing," be discontinued, and instead thereof the following advertisement be substituted:

Notice is hereby given that sealed proposals will be received by the Common Council and Board of Aldermen, on Monday evening, May 22d, 1882, at 8 o'clock, for furnishing the City of Indianapolis for one year from June 1st, 1882, with books and stationery, and to do the necessary printing, advertising and bill posting, and for publishing the delinquent tax list for same length of time. Bids to be submitted for any part or all of the above work.

The said city reserves the right to reject any and all proposals that may be submitted.

I submit the same for your consideration and action thereon.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following message was read, and the action of the Board of Aldermen concurred in :

To the Mayor and Common Council :

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber, Monday evening, May 8th, 1882, adopted the following motion :

That no bid for the improvement of North Meridian street be entertained unless the same is accompanied by a good and sufficient bond for five (5) per cent. of the amount of the bid, and bond to be conditioned upon the fulfillment of the contract if awarded, and to be forfeited to the city if for any reason the contractor fails to do the work.

Also, that advertisements for sealed proposals for the said improvement be inserted in the official papers of the cities of Chicago and Detroit.

I submit the same for your consideration.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

PENDING ORDINANCES.

The following entitled ordinance was referred to the special committee appointed at a previous meeting, on "cow" and "goose" ordinances : viz., Councilmen Morrison, Pearson and Koller.

G. O. 14, 1882—An Ordinance to restrain cows and heifers from running at large from sunset in the evening to sunrise in the morning, and preventing such animals, when breachy, from running at large at any time in the city of Indianapolis; providing penalties, establishing pounds and rules for the government thereof; appropriating money in aid thereof, and repealing conflicting ordinances.

The following ordinance was referred to the City Attorney :

G. O. 49, 1881—An ordinance to provide for the removal and burial of the unknown dead of the city.

The following ordinance was referred to the Committee on Public Light :

G. O. 34, 1882—An Ordinance to provide for the establishment of electric lights at the crossing of the Union tracks with Virginia avenue and south Delaware streett

The following ordinances were ordered stricken from the files :

G. O. 28, 1882—An Ordinance repealing an ordinance entitled "An ordinance granting the Mutual Union Telegraph Company, of New York, the privilege of using certain streets and alleys of the city of Indianapolis in constructing lines of telegraph in said city;" ordained February 27th, 1882.

G. O. 29, 1882—An ordinance to amend section three (3) of an ordinance entitled "An ordinance granting the Mutual Union Telegraph Company, of New York, the privilege of using the streets and alleys of the city of Indianapolis, in constructing lines of telegraph in said city;" ordained January 16th, 1882.

G. O. 30, 1882—An Ordinance authorizing the Cincinnati, Indianapolis, St. Louis & Chicago Railroad Company to construct a switch or side-track across First street, in the city of Indianapolis.

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

G. O. 8, 1882—An ordinance punishing the reckless use and handling of fire-arms :

And it was passed by the following vote :

AYES, 25—viz.: Councilmen Bedford, Brundage, Bryce, 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 entitled ordinance was read the second time :

G. O. 9, 1882—An ordinance requiring proper fire escapes to be provided for all large buildings.

Councilman Thalman moved to refer above ordinance to a special committee and the City Attorney, to report next Monday night.

Which motion was adopted, and Councilman Thalman, Morrison and Cole appointed by the Chair to act as members of such committee.

The following entitled ordinance was read the second time :

G. O. 27, 1882—An ordinance to increase the public revenues of the city of Indianapolis, by licensing Telegraph Companies; The Indianapolis Brush Electric Light and Power Company; and Saloons, and all persons selling spirituous, vinous and malt liquors in the city of Indianapolis; and wagons, or other vehicles, used by Express Companies doing business in said city.

Councilman Dowling moved to strike the above ordinance from the files.

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

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

AYES, 24—viz.: Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Cowie, Coy, Dean, Dowling, Egger, Fultz, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS, 1—viz.: Councilman Harrold.

The question then being on Councilman Dowling's motion, G. O. 27, 1882, was stricken from the files by the following vote :

AYES, 13—viz.: Councilmen Brundage, Caylor, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Reichwein, and Weaver.

NAYS, 12—viz.: Councilmen Bedford, Bryce, Cole, Cowie, Dean, Morrison Pearson, Pritchard, Stout, Thalman, Ward, and Yoke.

On motion, the Common Council then adjourned.

DANIEL W. GRUBBS, Mayor.

President of the Common Council

Attest: JOS. T. MAGNER, City Clerk.

PRESENTED TO
INDIANAPOLIS BAR ASSOCIATION LIBRARY

JANUARY, 1921, BY

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—MAY 8, 1882.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, May 8th, A. D. 1882, at eight o'clock, in regular session.

PRESENT—Hon. James T. Layman, President of the Board of Aldermen, in the Chair, and Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood—9.

ABSENT—Alderman Tucker—1.

The Proceedings of the Board of Aldermen for the regular session, held April 24th, 1882, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

By consent, Alderman Rorison, in behalf of the Judiciary Committee, submitted the following report:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Judiciary respectfully present the following report from the committee of citizens and members of the Board of Council which was appointed on motion of this Board to investigate the various kinds of pavements, and report the results of their investigations.

In accordance with the unanimous recommendation of the said committee we would report in favor of the accompanying ordinances for the improvement of North Meridian street with cedar blocks.

Respectfully submitted,

Brainard Rorison,
John Newman,
Committee on Judiciary.

Alderman Rorison submitted the following report, in behalf of the Citizen's Committee:

Indianapolis, May 8th, 1882.

To the Honorable Mayor, Board of Aldermen and

Common Council, of the City of Indianapolis:

Gentlemen:—Your Committee, appointed to investigate and if possible to determine the kind of pavement best adapted for re-paving South Illinois and North Meridian streets, will say, that we have visited Chicago for the purposes stated, and have endeavored to solve the question to the best of our ability.

We found in that city a wide range of opinion on the subject. Experience and science so far seems to have failed to find the desideratum, as no settled or fixed policy has been determined upon in any of our cities. The Superintendent of Public Improvements more particularly directed our attention to the following kinds of pavements now in use in that city, viz: Bowldered, Macadamized, Medina Stone, Asphalt, and White Cedar Blocks; all of which were carefully examined by your committee, and comment-d upon freely by the friends of the respective pavements. We will state, in this connection, that where a pavement is desired there are many questions that should be fully considered, such as climate of the locality, change of temperature, surface and sub-soil, purpose for which it is designed, durability, and cost of construction. After weighing carefully every proposition pertaining thereto, your committee are of the opinion that for a business thoroughfare like South Illinois street, we would recommend a pavement of carefully selected and well laid bowlders, which should not exceed three inches in diameter; and the gutters be made of flat stone similar to those recently put down on South Meridian street. After removing the old wooden blocks the street should be filled with fine gravel and sand, so that when completed the new pavement will conform to the present grade.

And for North Meridian street, where a firm foundation of gravel and sand can be secured, would recommend that white cedar blocks, six inches in length, be used. That street being already provided with a good solid, gravel foundation, it can, with but little expense, be put in most excellent condition for receiving the new blocks. None but sound blocks should be used, similar to the samples shown your committee; and they should be well laid so as to leave an even surface. And then, after the street has been completed, it will require comparatively no expense for repairs for seven or eight years. After which time, the same care being taken for its maintenance that is usually given to gravel or bowldered streets in your city, this pavement will last many years longer, and in our opinion give good satisfaction. Such a street will in a manner be free from dust and mud, and noise from passing vehicles, and in appearance creditable to your city, and calculated to add value to the adjoining property.

Your committee desire to state, however, that the above recommendation as to the repaving of North Meridian street, has been made from our personal examination of pavements now in use; but, from information otherwise derived, would suggest that you give due consideration as to the propriety of substituting red cedar blocks in lieu of the white cedar, as proposed; provided they can be obtained so as not to materially add to the cost of the pavement. We have not seen any streets paved with that kind of blocks, but are of the opinion that the red will last some longer than the white cedar, provided it is not too brittle and will withstand the wear as well; if so, it may give better satisfaction in the end. This is a question, however, on which your committee are not well advised.

We will further add that we were favorably impressed with the Medina stone, Asphalt and Pellitier blocks for paving business streets, and would commend them for your careful consideration; but, after ascertaining their cost, were of the opinion that the recommendations we have made would, on the streets named, be more acceptable to our citizens and give better satisfaction for the money expended.

Respectfully submitted,

E. F. Claypool,
Theo. P. Haughey,
George W. Sloan,
V. T. Malott,
Henry Schnull,
Wm. Haerle,
Brainard Rorison,
H. E. Drew.

I concur in the above report so far as it relates to North Meridian street.

Edward H. Dean.

Special Committee.

Alderman Rorison moved that the report of the Citizen's Committee be received.

Which motion was adopted.

Alderman Rorison moved that the report of the Judiciary Committee be concurred in.

Which motion to concur was adopted by the following vote :

AYES, 8—viz.: Aldermen DeRuiter, Drew, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS, 1—viz.: Alderman Hamilton.

By consent, Alderman Rorison offered the following motion ; which was adopted :

That the present advertisement for sealed proposals for "City Printing," be discontinued, and instead thereof the following advertisement be substituted :

Notice is hereby given that sealed proposals will be received by the Common Council and Board of Aldermen, on Monday evening, May 22d, 1882, at 8 o'clock, for furnishing the City of Indianapolis for one year from June 1st, 1882, with books and stationery, and to do the necessary printing, advertising and bill posting, and for publishing the delinquent tax list for same length of time. Bids to be submitted for any part or all of the above work.

The said city reserves the right to reject any and all proposals that may be submitted.

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, May 1st, 1882, for your action upon the same.

For the Common Council :

JOS. T. MAGNER, City Clerk.

The following report from the City Civil Engineer was read, and the favorable action of the Common Council thereon (see page 1418, *ante*), was concurred in :

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

Gentlemen:—In accordance with your direction, I have proceeded to straighten the walks in University Park, by cutting the main diagonals through the diamonds at the four corners. Also, by forming a circle and raising a mound in the center. The walks have all been trimmed up to a regular width, and all necessary sodding done.

In this connection I wish to inform you that not a single live tree has been destroyed, but on the contrary every tree has been transplanted and now growing. I have cut out a few dead trees, and trimmed up some partially dead ones. Though the appropriation would not admit of as much work being done as I would liked, yet in my opinion the Park has been materially beautified. The original appropriation was \$300, of which I have spent \$170. Bids for the above work can be seen at my office.

I would suggest that the appearance of the Park could be still more beautified by placing a fountain in the center, and by removing the old rickety fence and substituting a light stone fence therefor.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following report from the City Civil Engineer was read, and the favorable action of the Common Council thereon (see page 1418, *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 Dunning & Hudson, 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—

222 lineal feet of bowldering, at 49 cents.....	\$108 78
222 lineal feet of curbing, at 45 cents.....	99 90
222 lineal feet of paving, at 43 cents.....	95 46
	\$304 14

A first and final estimate in behalf of James Mahoney, 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—

859 ⁸ / ₁₂ lineal feet, at 28 cents.....	\$240 70
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Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 1419, *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 Dunning and Hudson, 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, 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, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 1419, *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 James Mahony, 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, 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, 9—viz Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS—None.

The following report from the City Clerk was read:

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

Gentlemen.—I herewith report the following entitled affidavit, now on file in my office, for the collection of street assessment by precept, viz :

J. L. Spaulding vs. Frank McWhinny, for\$24 90

and recommend you order the precept to issue.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

And the action of the Common Council thereon (see page 1419, *ante*), was concurred in, and the precept ordered to issue by the following vote :

AYES, 7—viz. Aldermen DeRuiter, Drew, Mussmann, Newman, Seibert, Wood, and President Layman.

NAYS, 2—viz. Aldermen Hamilton and Rorison.

The report of William Hadley, showing the collections of the Tomlinson estate (see page 1422, *ante*), was read and received.

The reports of the Superintendents of the City Hospital and Branch, and the City Dispensary, for the month of April, 1882 (see pages 1423 and 1424, *ante*), were read and received.

The mortality report of the Board of Health (see page 1425, *ante*), was read and received.

The report of the Board of Public Improvements and Street Commissioner, showing the expenses in the Street Repair Department, for the month of April, 1882, and the total expenses to May 1st, 1882 (see page 1424, *ante*), was read and received.

The following report of the Board of Public Improvements was read, and the favorable action of the Common Council thereon (see page 1424, *ante*) was concurred in :

To the Mayor and Common Council :

Gentlemen.—The Board of Public Improvements, to whom was referred the following motion :

"That the Street Commissioner be authorized to repair the east bank of White River with Rolling Mill cinders, so as to protect the piers of Washington street bridge."

Would recommend that the City Civil Engineer be authorized to contract for 100 loads of rolling mill cinders to be placed in front of the city's portion of streets and sidewalks on said east bank between the two river bridges.

Respectfully submitted,

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

The following clause from the report of the Judiciary Committee was read, and the favorable action of the Common Council thereon (see page 1438, *ante*) was concurred in :

The first is a petition of F. W. Baugher, supported by affidavit, showing that for the year 1877, he was assessed with \$1,575.00 on personal property—none of which he owned.

The tax amounts to \$18.14, which he asks shall be certified off the duplicate.

Mr. Baugher's assessment for 1877, on stock of goods, was made out by a deputy, he says "on information." He does not say in his return where he got the information, or that Mr Baugher had refused to make lists, and Mr. Baugher, on oath says, that he did not own any of the property put in his assessment "on information."

The City Assessor informs your committee that, in his opinion, the tax of \$18.14 should be ordered off the duplicate. Your committee recommend that the City Treasurer be directed to certify off of duplicate the tax of \$18.14 for the year, 1877, against F. W. Baugher.

The following petition and motion was read (see page 1447, *ante*), and on motion by Alderman Musssmann, was referred to the Committee on Water and Public Health :

45I, the undersigned, beg leave to place a water plug, to be used for sprinkling purposes, between Ray and Morris, on south Meridian street.

CHRISTIAN LEHR.

I, the undersigned, agree to have the aforesaid water plug in front of my residence on south Meridian street, No. 578.

FREDR. KLARE.

That permission be, and is hereby, granted to Christian Lehr to erect water-plug for sprinkling purposes, in front of No. 578 south Meridian street.

Later in the session, Alderman Drew moved to reconsider the above action.

Alderman Mussmann moved to lay the motion to reconsider on the table:

Which motion, to lay on the table, failed of adoption.

On motion by Alderman Drew, the Committee on Streets and Alleys and Sewers and Drainage was added to the above reference.

The following motion (see page 1451, *ante*) was read and referred to the City Civil Engineer :

That Robert George be granted permission to drain a pond of water on Railroad street, between Third and Fourth streets, so as to run the water into the gutter of Third street. The work to be done at his own expense, under the direction of the City Civil Engineer.

The following petition and motion (see page 1451, *ante*) was read, and on motion by Alderman Seibert, was referred to the Committee on Water and Public Health :

Indianapolis, May 1st, 1882.

We, the citizens living on and adjacent to Sixth and Tennessee streets, hereby give our consent to Henry Love, to erect a hydrant for street sprinkling purposes, on the corner of Sixth and Tennessee streets.

T. S. Prentice, G. W. Eberhardt, Albert Erhart, Jos.
G. Stemen.

This certifies that I give my consent to Henry Love to erect a hydrant for street sprinkling, on the property owned by me, on the corner of Sixth and Tennessee streets, (northwest corner) said hydrant to be erected at the expense of said Henry Love.

WM. SCHAEFER.

That Henry Love be given permission to erect a sprinkling plug on east side of Tennessee street, in front of property owned by Wm. Schaefer, corner of Tennessee and Sixth streets.

The following motions (adopted by the Common Council—see page 1448 and 1452, *ante*) were read and concurrently adopted :

That the City Civil Engineer be, and is hereby, instructed to set the proper grade stakes for placing a brick sidewalk in front School House No. 14.

That the City Marshal be, and is hereby, directed to notify the Bee Line and Wabash R. R. Co.'s to place larger culverts under their tracks on the west side of Pine street, that the water may run off properly.

That the Street Commissioner be, and is hereby, ordered to regulate the gutters, so as to drain the waterpool on East street, north of Washington street, between Court and Washington streets.

The report of the Board of City Commissioners on the vacation of a certain alley, running from Buchanan street to Bismarck street, parallel with and contiguous to Sullivan street (see pages 1425 and 1426, *ante*), was read, and the favorable action of the Common Council thereon (see page 1425, *ante*) was concurred in.

The following resolution (adopted by the Common Council—see page 1426, *ante*), was read :

Resolved, That the report of the City Commissioners in the matter of the petition for the vacation of a certain alley running from Buchanan street to Bismarck street, parallel with and contiguous to Sullivan street, be, and the same is hereby in all things accepted, adopted and approved; and that in accordance with said report, the alley running from Buchanan street to Bismarck street, parallel with and contiguous to Sullivan street in the city of Indianapolis, be, and the same is hereby vacated.

And that the petitioners be, and they are hereby required to pay to the City Treasurer within twenty days from the adoption of this resolution, the sum of thirty-three dollars, the amount of expenses reported by the Commissioners as taxed in this matter; and that said petitioners also be, and are hereby required to procure and have recorded in the office of the Recorder of Marion county, the proper certified copies of proceedings and maps as required by law, at their own expense, and that until such expenses are paid and proceedings and maps recorded, as aforesaid, said alley shall not be closed or used otherwise than as now.

And it was concurrently adopted by the following vote :

AYES, 8—viz. Aldermen Drew, Hamilton, Mussmann, Newman, Rorison, Seibert Wood, and President Layman.

NAYS—None.

The report of the City Commissioners in the matter of opening, widening and extending Cruse street to a width of sixty feet, from the north line of Meek street, at the south end of lots 25 and 26, Indiana Central R. R. Co.'s subdivision of out-lot 90, thence north to the Michigan Road, (see pages 1427, 1428, 1429, 1430 and 1431, *ante*) was read, and the favorable action of the Common Council thereon (see page 1426, *ante*) was concurred in.

The following resolution (adopted by the Common Council—see page 1431, *ante*) was read :

Resolved, That the report of the City Commissioners in the matter of the petition for the opening of Cruse street to the width of sixty feet from the north line of Meek street to the Michigan road, be, and the same is hereby in all things accepted and approved; that the benefits assessed and damages awarded by said Commissioners, be, and the same is hereby approved; that the real estate therein described for the opening of said street, be, and the same is hereby appropriated; that the City Clerk be, and he is hereby directed to certify to the City Treasurer so much of said report as assesses benefits and awards damages upon real estate, giving the description thereof; and that the City Treasurer be, and he is hereby directed to make tender of such damages to the parties entitled thereto, and proceed to collect said benefits according to law.

Resolved further, That said Treasurer proceed to sell at the south door of the Court House, in the city of Indianapolis, not later than ten days after the adoption of this resolution, the buildings and other improvements situate on lot No. 26, outlot 90, belonging to Tim Foley, as shown in said report, and also the building and other improvements situate on lot 25 and out-lot 90, belonging to Bridget Sullivan, as shown in said report, to the highest bidder for cash, first giving at least five days' notice of the time and place of sale by posting up at least five printed or written notices in the most public places in the city of Indianapolis, and that the net proceeds of said sale be turned into the City Treasury, and that the amount thereof be deducted *pro rata* from the assessments made against the parties named in said Commissioners' report.

And it was concurrently adopted by the following vote:

AYES, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS—None.

The report of the City Commissioners in the vacation of that part of Madison street adjoining lots 28 to 31, inclusive, and so much of the first alley north of Madison street as adjoins lots 1, 2, 3, 28, 29 and 30, all in Hanna heirs' addition to the city of Indianapolis (see pages 1431 and 1432, *ante*), was read, and the favorable action of the Common Council thereon (see page 1431, *ante*) was concurred in.

The following resolution (adopted by the Common Council—see pages 1432 and 1433, *ante*) was read :

Resolved, That the report of the City Commissioners in the matter of the petition for the vacation of Madison street and a certain alley therein described, be, and the same is hereby in all things accepted, adopted and approved; and that in accordance with said report, Madison street from the west line of Dorman street to the east line of the first alley west of Dorman street, a distance of 216 feet, said street being sixty feet wide, and also the first alley north of Madison street from the west line of Dorman street to the east line of the first alley west of Dorman street, a distance of 216 feet, said alley being 15 feet wide, be, and the same are hereby vacated. And that the petitioners be, and they are hereby required to pay to the City Treasurer within twenty days from the adoption of this resolution, the sum of sixty-three dollars, the amount of expenses reported by the Commissioners as taxed in this matter; and that said petitioners also be, and are hereby required to procure and have recorded in the office of the Recorder of Marion county, the proper certified copies of the proceedings and maps as required by law, at their own expense; and that until such expenses are paid and proceedings and maps recorded, as aforesaid, said alley shall not be closed or used otherwise than as now.

And it was concurrently adopted by the following vote :

AYES, 8—*viz.* Aldermen DeRuiter, Drew, Mussmann, Newnan, Rorison, Seibert, Wood, and President Layman.

NAYS, 1—*viz.* Alderman Hamilton.

The report of the City Commissioners in the matter of opening, widening and extending Dillon street to a width of sixty feet, from a point on said street where Cedar street intersects the same, near Harrison street, to the north line of Meek street (see pages 1433, 1434 and 1435, *ante*), was read, and the favorable action of the Common Council thereon (see page 1433, *ante*) was concurred in.

The following resolution (adopted by the Common Council—see pages 1435 and 1436, *ante*) was read :

Resolved, That the report of the City Commissioners in the matter of the petition for the widening and extension of Dillon street, from Cedar street to the north line of Meek street, to a width of sixty feet, be, and the same is hereby, in all things accepted and approved; that the benefits assessed and damages awarded by said commissioners be, and the same is hereby, approved; that the real estate therein described for the opening, widening and extension of said Dillon street be, and the same is hereby, appropriated; that the City Clerk be, and he is hereby, directed, to certify to the City Treasurer so much of said report as assesses benefits and awards damages upon real estate, giving the description thereof; and that the

City Treasurer be, and he is hereby, directed, to make tender of such damages to the parties entitled thereto, and proceed to collect said benefits according to law.

Resolved, further, That said Treasurer proceed to sell at the south door of the Court House, in Indianapolis, not later than ten days after the adoption of this resolution, the shed and all other improvements situate on lot number one, in Bobbs's addition, belonging to John L. Klaiber, as shown in said report, to the highest bidder for cash, first giving at least five days notice of the time and place of sale, by posting up at least five printed or written notices thereof in the most public places in the city of Indianapolis, and that the net proceeds of said sale be turned into the city treasury, and that the amount thereof be deducted pro rata from the assessments made against the parties named in said commissioners' report.

And it was concurrently adopted by the following adopted by the following vote :

AYES, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS—None.

The report of the City Commissioners on the vacation of Leota, Allen and Laurel (or Spruce) streets, and certain alleys within certain boundaries (see pages 1436 and 1437, *ante*), was read, and the favorable action of the Common Council thereon (see page 1436, *ante*) was concurred in.

The following resolution (adopted by the Common Council—see pages 1437 and 1438, *ante*) was read :

Resolved, That the report of the City Commissioners in the matter of the petition for the vacation of Leota (or Grant), Allen, and (Laurel (or Spruce) streets, and certain alleys described therein, be, and the same is hereby, in all things accepted, adopted and approved; and that, in accordance with said report, the following streets and alleys, for the distances named, be vacated, to-wit :

Leota (or Grant) street, from the center of the first alley north of Deloss street, to the main track of the C, I., St. L. and C. R. R. Co., a distance of five hundred and twenty (520) feet, said street being sixty feet wide.

Allen street, from Leota (or Grant) street, to the center of Laurel (or Spruce) street, fifty feet, the full width thereof; and the north half of said street, from the center of Laurel (or Spruce) street, to the main track of the C, I., St. L. and C. R. R. Co., being twenty-five feet wide.

And the west half of Laurel (or Spruce) street, from the first alley north of Deloss street, to the center of Allen street, a distance of one hundred and fifty (150) feet, being twenty-five feet wide.

And the first alley north of Allen street, from Leota (or Grant) street, to Laurel (or Spruce) street, a distance of 765 feet, being 10 feet wide.

And the alley running north and south between Lau el and Leota streets, from the first alley north of Deloss street, to the main track of the C, I, St. L. and C. R. R. Co., a distance of 397 feet, being 10 feet wide.

Also, the first alley north of Allen street, running east from Laurel street, to a point where said alley intersects Allen street, a distance of about 240 feet, being 10 feet wide.

And that the petitioners be, and they are hereby required to pay to the City Treasurer, within twenty days from the adoption of this resolution, the sum of sixty six dollars, the amount of expenses reported by the Commissioners as taxed in this matter; and that said petitioners also be and are hereby required to procure, and have recorded in the office of the Recorder of Marion county, the proper certified copies of proceedings and maps, as required by law, at their own expense; and that until such expenses are paid and proceedings and maps recorded, as aforesaid, said streets and alleys shall not be closed, or used otherwise than as now

And it was concurrently adopted by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison Seibert, Wood, and President Layman.

NAYS—None.

APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances (passed by the Common Council) were severally read the first time, and placed on their final passage, without a suspension of the rules:

The following entitled ordinance was read the first and second times, and read the third time:

Ap. O. 25, 1882—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$1,419.45.]

And it was passed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

The following entitled ordinance was read the first and second times, and read the third time:

Ap. O. 26, 1882—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, \$990.96.]

And it was passed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

The following entitled ordinance was read the first and second times:

Ap. O. 27, 1882—An Ordinance appropriating money for the payment of sundry claims against the city of Indianapolis, on account of Station Houses.

Alderman Seibert moved to strike out of the above ordinance the

claims of "F. Boettcher, \$43.03," and "F. Minter, \$26.82," and that the said claims be referred to the Police Board for an itemized account.

Which motion was adopted.

The ordinance was then read the third time (amount appropriated, \$67.09), and it was passed by the following vote :

AYES, 9—viz. Aldermen DeRuitter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS—None.

The following entitled ordinance was read the first and second times, and read the third time :

Ap. O. 28, 1882—An Ordinance appropriating money for the payment of sundry claims against the city of Indianapolis. [Amount appropriated, \$97,919.88.]

And it was passed by the following vote :

AYES, 9—viz. Aldermen DeRuitter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS—None.

The following entitled ordinance was read the first and second times, and read the third time :

Ap. O. 29, 1882—An Ordinance appropriating money for the payment of sundry claims against the city of Indianapolis, on account of Printing, Stationery and Advertising. [Amount appropriated, \$273 90.]

And it was passed by the following vote :

AYES, 8—viz. Aldermen DeRuitter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

NAYS—None.

The following entitled ordinances (passed by the Common Council) were severally read the first time :

S. O. 45, 1882—An Ordinance to provide for grading and graveling Linden street and sidewalks, from Orange street to Pleasant Run.

S. O. 48, 1882—An Ordinance to provide for re-grading and bowldering (where not already done) the roadway of Ohio street, from Meridian street to Illinois street.

S. O. 49, 1882—An Ordinance to provide for grading and graveling the alley between Cedar and Grove streets, from Huron street to Fletcher avenue.

S. O. 50, 1882—An Ordinance to provide for grading and graveling the first alley south of Fletcher avenue, from Cedar street to Grove street.

S. O. 51, 1882—An Ordinance to provide for grading, bowldering and curbing the gutters, and widening the sidewalks of Fletcher avenue, from Noble street to Cedar street.

S. O. 52, 1882—An Ordinance to provide for grading, bowldering and curbing the gutters of South street, from East street to Noble street.

G. O. 19, 1882--An Ordinance authorizing the Indiana, Bloomington & Western Railway Company to construct certain tracks within and through a certain portion of the city of Indianapolis, Indiana.

Alderman Seibert moved a suspension of the rules, for the purpose of placing the above ordinances, S. O. 45, 48, 49, 50, 51 and 52, 1882, and G. O. 19, 1882, on their final passage.

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

AYES, 9--viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS--None.

S. O. 45, 1882, was then read the second and third times, and passed by the following vote:

AYES, 9--viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS--None

S. O. 48, 1882, was read the second and third times, and passed by the following vote:

AYES, 9--viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS--None.

S. O. 49, 1882, was read the second and third times, and passed by the following vote:

AYES, 9--viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS--None.

S. O. 50, 1882, was read the second and third times, and passed by the following vote:

AYES, 9--viz. Aldermen DeRuiter, Drew, Hamilton, Mussman, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS--None.

S. O. 51, 1882, was read the second and third times, and passed by the following vote:

AYES, 8--viz. Aldermen Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS--None.

S. O. 52, 1882, was read the second and third times, and passed by the following vote:

AYES, 8--viz. Aldermen Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS--None.

G. O. 19, 1882, was read the second time.

Alderman Seibert moved to refer the ordinance to the Committee on Railroads and Public Charities, Streets and Alleys, and Sewers and Drainage, and City Attorney, to report at the next meeting.

Which motion to refer, failed of adoption by the following vote :

AYES, 2—viz. Aldermen Drew and Mussmann.

NAYS, 7—viz. Aldermen DeRuitter, Hamilton, Newman, Rorison, Seibert, Wood, and President Layman.

The following entitled ordinance was then read the third time :

G. O. 19, 1882—An ordinance authorizing the Indiana, Bloomington and Western Railway Company to construct certain tracks within and through a certain portion of the city of Indianapolis, Indiana.

And it was passed by the following vote :

AYES, 9—viz. Aldermen DeRuitter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS—None.

Alderman Seibert gave notice that he would make a motion to reconsider the above action, at the next regular meeting.

The following entitled ordinance (reported on by the Judiciary Committee, the first part of the session), was taken up and read the third time :

S. O. 41, 1882—An Ordinance to provide for paving with cedar blocks the roadway of Meridian street, and bowldering the wings of street and alley crossings thereof, from New York street to St. Clair street.

And it was passed by the following vote :

AYES, 8—viz. Aldermen DeRuitter, Drew, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS, 1—viz. Alderman Hamilton.

The following entitled ordinance (reported on by the Judiciary Committee, at the first part of the session), was taken up and read the third time :

S. O. 42, 1882—An Ordinance to provide for the paving with cedar blocks the roadway of Meridian street, from St. Clair street to Seventh street.

And it was passed by the following vote :

AYES, 8—viz. Aldermen DeRuitter, Drew, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

NAYS, 1—viz. Alderman Hamilton.

By consent, Alderman Rorison offered the following motion ; which was adopted :

That no bid for the improvement of North Meridian street be entertained unless the same is accompanied by a good and sufficient bond for five (5) per cent. of the amount of the bid, and bond to be conditioned upon the fulfillment of the contract if awarded, and to be forfeited to the city if for any reason the contractor fails to do the work.

Also, that advertisements for sealed proposals for the said improvement be inserted in the official papers of the cities of Chicago and Detroit.

Alderman Seibert moved that the Board of Aldermen do now adjourn.

Which motion to adjourn failed of adoption.

Alderman Seibert was excused for the remainder of this session.

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 this Monday evening, May 8th, 1882, for your action upon the same.

For the Common Council:

JOSEPH T. MAGNER, City Clerk.

The following entitled ordinance (passed by the Common Council) was read the first time:

G. O. 38, 1882—An ordinance granting Charles Goodman and John Himbert a license to carry on, maintain and exhibit a museum in the city of Indianapolis.

Alderman Rorison moved a suspension of the rules, for the purpose of placing the above ordinance on its final passage.

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

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

NAYS—None.

G. O. 38, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Drew, Mussmann, Newman, Rorison, Wood, and President Layman.

NAYS, 1—viz. Alderman Hamilton.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 1462, *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 Fred. Gansberg for grading and bowldering the gutters of Morrison street, between Alabama and Delaware streets.

885 lineal ft. at 39 cents..... \$345 14

A first and final estimate in behalf of R. H. Patterson for grading and graveling the first alley east of Benton street, from Meek street to Georgia street.

552 $\frac{1}{2}$ lineal ft. at 24 cents..... \$132 61

A first and final estimate in behalf of William Petrie for grading, bowldering and curbing the gutters of New York street, from Missouri street to Bright street (where not already properly bowldered or curbed).

3,131 $\frac{1}{2}$ lineal ft. bowldering, at 60 cents..... \$1,879 05

1,058 lineal ft. curbing, at 40 cents..... 423 20

Total \$2,302 25

A first and final estimate in behalf of William McClintock for placing a double row of stone crossings on Alabama street, across the north and south side of New York street.

104.70 lineal ft. at 93 cents..... \$97 37

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 1462, *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 Morrison street, between Alabama and Delaware streets, 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, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 1463, *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 R. H. Patterson, for grading and graveling the first alley east of Benton street, from Meek street to Georgia 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, 8—viz. Aldermen, DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 1468, *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 William Petrie for grading, bowldering and curbing the gutters of New York street, from Missouri street to Bright street (where not already properly bowldered or curbed), 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:

A Y E S, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

N A Y S—None.

The following report from the Committee on Streets and Alleys was read, and the favorable action of the Common Council thereon (see page 1464 and 1465, *ante*), was concurred in:

To the Mayor and Common Council:

Gentlemen.—Your Committee on Streets and Alleys to whom was referred the petition of the United States Encaustic Tile Co., Will. Terrell and James G. Douglass, for the vacation of a part of the first alley north of Sixth street, beginning at a point 130½ feet east of Howard street, thence east to the C., I., St. L. & C. R. R. Co. tracks; also 31 feet off of the north end of Lafayette street.

We have examined the locality of said street and alley, and recommend that said vacation be made, and that the accompanying resolution relative thereto be adopted.

Respectfully submitted,

George Weaver,
B. W. Cole,
Sim. Coy,

Committee on Streets and Alleys.

The following resolution (adopted by the Common Council—see page 1465, *ante*) was read:

Resolved, That the petition of U. S. Encaustic Tile Co., Will. Terrell and James G. Douglass, praying for the vacation of part of the first alley north of Sixth street, from a point 130½ feet east of Howard street, to the C., I., St. L. & C. R. R. Co.'s tracks; also, 31 feet off of the north end of Lafayette street, be referred to the City Commissioners, with instructions to determine what persons, if any, will be benefited thereby, and to assess benefits to persons and property affected thereby.

The said Commissioners are instructed to return, as part of their report, all petitions and notices.

The City Clerk is hereby directed to issue, and the City Marshal to serve the proper notices upon the City Commissioners, and the petitioners are hereby required to serve the proper notices upon all interested parties as may be designated by the City Commissioners.

And it was concurrently adopted by the following vote:

A Y E S, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

N A Y S—None.

The following report from the Committee on Streets and Alleys was read; and the favorable action of the Common Council thereon (see page 1465, *ante*) was concurred in :

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

Gentlemen:—The Committee on Streets and Alleys to whom was referred the petition of Wm. Reger and others asking for the opening of Hanna street, from Ohio street to Washington street, have examined the locality of said proposed opening, and recommend the prayers of the petitioners be granted, and that the accompanying resolution be adopted.

Respectfully submitted,

George Weaver,
Sim. Coy,
Committee on Streets and Alleys.

The following resolution (adopted by the Common Council—see pages 1465 and 1466, *ante*) was read :

Resolved, That the petition of Wm. Reger and others praying for the laying out and opening of the street known as Hanna street, in a width of fifty (50) feet from Ohio street to Market street, and to a width of forty-seven (47) feet from Market street to Washington street, between Davidson and Phipps additions, be referred to the City Commissioners, with instructions to assess benefits and damages, and to make due report; and that for the purposes of such laying out and opening the the Common Council and Board of Aldermen do propose to appropriate such real estate and property as may be necessary therefor.

The said Commissioners are instructed to return, as part of their report, all petitions and notices.

The City Clerk is hereby directed to issue, and the City Marshal to serve the proper notices upon the Commissioners and property owners.

And it was concurrently adopted by the following vote :

AYES, 8—*viz.* Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

NAYS—None.

The following report from the Committee on Streets and Alleys was read, and the favorable action of the Common Council thereon (see page 1466, *ante*) was concurred in :

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

Gentlemen:—The Committee on Streets and Alleys, to whom was referred the motion instructing the City Attorney and City Civil Engineer to prepare a petition and plat for the annexation of the territory lying between Meridian street, the J., M. & I. tracks, the Madison avenue and the Belt Railroad, and also that territory lying immediately west of Meridian street, recommend that said officers be directed to prepare the necessary petition and plat.

Respectfully submitted,

George Weaver,
Simeon Coy,
Committee on Streets and Alleys.

The following motions (adopted by the Common Council—see pages 1467, 1470, 1472, and 1473, *ante*) were read and concurrently adopted :

That the School Board be and is hereby allowed to make sewer connection in front of their property on Fletcher avenue without cost to the School Board; said work to be done under the direction of the City Civil Engineer.

To grant permission to Robert Denny to curb, and pave with bricks, the sidewalk on the Erie street side of his property at the southwest corner of Pearl and Erie streets, at his own expense and under the supervision of the City Civil Engineer.

That the Committee on Office Fixtures and Supplies be, and is hereby, authorized to purchase a clock for the Council Chamber, the cost not to exceed fifteen dollars.

That the City Clerk be directed to withdraw the advertisement for proposals for printing, stationery, books, etc., and insert an advertisement calling for bids separate and distinct, under the following different heads, the contract to be let to the lowest and best bidders for each: Proposals for Books; proposals for Stationery; proposals for Printing; proposals for Advertising; proposals for Publishing Delinquent Tax List; proposals for Bill Posting. Bids to be received by Monday evening, May 22d, 1882.

That Philip Warner be allowed to raise his gutter to the Engineer's grade at his own expense.

Alderman Hamilton, in behalf of the Finance Committee, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Finance and Accounts and Claims to whom was referred certain clauses in the report of the Council Judiciary Committee (approved by Council April 17th, 1882), have examined the same and report as follows:

1. The first clause recommends the payment of interest to W. H. Lyons on \$29.55, from March 10th, 1873, to August 5, 1880.

We recommend the Council action on the above be not concurred in.

2. The second clause recommends the refunding of \$14 68, with interest, to W. C. Anderson, on account of erroneous tax sale.

We recommend the Council action on the above be concurred in.

3. The third clause recommends that F. H. Harris be granted auctioneer's license to sell general merchandise.

We recommend the Council action on the above be concurred in.

4. The fifth clause recommends the refunding of \$48.44 to Ann Allen, being amount of taxes paid, from 1867 to 1881, inclusive, on an alley 15×33 feet; and, also for the payment by the city of a sewer assessment on said alley amounting to \$18.95.

We recommend the Council action relating to the first part of above clause be not concurred in; and that their action on the latter part (payment of \$18.95), be concurred in.

Respectfully submitted,

F. W. Hamilton,
H. Seibert,
D. Mussmann,
Committee on Finance.

Geo. T. Breunig, Clerk of the Board of Aldermen, presented a report for Alderman Seibert; which, on motion by Alderman Wood, was re-committed, without reading and printing.

On motion, the above action was reconsidered.

The following report was then presented by the Clerk; which was received:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Streets and Alleys, Sewers and Drainage, to whom was referred Special Ordinances Nos. 38, 39, 40, 43 and 44, for the improving of streets and alleys, would report that they have examined the same, and would recommend the passage of Ordinances Nos. 38, 39, 40 and 44; and would recommend Ordinance No. 43 be amended so as to read "and bowldered to the width of 9 feet instead of 6, and that the sidewalk be widened twenty (20) feet instead of 25 feet."

Hiram Seibert.
Committee on Streets and Alleys.

The following entitled ordinance was read the second and third times:

S. O. 38, 1882—An Ordinance to provide for grading and graveling the first alley west of Illinois street, from Eighth street to the first street north of Eighth street (where not already done).

And it was passed by the following vote:

AYES, 8—viz. Aldermen DeRuitter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

NAYS—None.

The following entitled ordinance was read the second and third times:

S. O. 39, 1882—An Ordinance to provide for grading and graveling the first alley north of Fifth street, from Tennessee street to the first alley east of Mississippi street.

And it was passed by the following vote:

AYES, 8—viz.: Aldermen DeRuitter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

NAYS—None.

The following entitled ordinance was read the second and third times:

S. O. 40, 1882—An Ordinance to provide for grading and graveling the first alley south of Third street, from Illinois street to Tennessee street.

And it was passed by the following vote:

AYES, 8—viz.: Aldermen DeRuitter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

NAYS—None.

The following entitled ordinance was read the second and third times:

S. O. 43, 1882—An Ordinance to provide for grading, bowldering, and curbing the gutters, and widening the sidewalks of New York street, from New Jersey street to East street.

And it was passed by the following vote :

AYES, 8—viz.: Alderman DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

NAYS—None.

Alderman Rorison gave notice that he would reserve the right to make a motion to reconsider the above ordinance, S. O. 43, 1882, at the next regular meeting.

The following entitled ordinance was read the second and third times :

S. O. 44, 1882—An Ordinance to provide for grading, bowldering and curbing the gutters (where not already curbed) of New York street, from East street to Noble street.

And it was passed by the following vote :

AYES, 8—viz.: Alderman DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood and President Layman.

NAYS—None.

Alderman Hamilton offered the following motion ; which was adopted :

6 That the City Attorney prepare and have presented to the Common Council at its next session, an ordinance providing that all through freights upon the several railroads, intended for other places and not billed or shipped for Indianapolis, shall be transferred around the city upon the Belt Railroad, and in no case whatever run through the city ; making it the absolute duty of the Chief of Police to enforce such ordinance, prescribing penalties for violation, non-enforcement, etc.

Alderman Hamilton offered the following resolution :

Resolved, That from this date, no claim or account against the city for goods furnished or the committees on Printing, Office Fixtures and Supplies, and Market and Public Property, shall be allowed by the Committee on Accounts and Claims, or placed in any appropriation ordinance by the Clerk of this Board and allowed, unless such claim or account is accompanied with the proper requisition in every case, signed by all the members of such committee.

Alderman Drew moved to refer above resolution to the Committee on Contracts and Bridges.

Alderman Hamilton moved to add the Committee on Finance and Accounts and Claims ; which was accepted by Alderman Drew.

The motion to refer was then adopted.

Alderman Hamilton offered the following motion :

Any Department of the City Government having exhausted its estimate for any fiscal year before the expiration of such year, shall be allowed no further appropriation by ordinance or otherwise, until an estimate is made out and approved for the succeeding fiscal year.

Alderman Drew moved to refer the motion to the Committee on Judiciary, Ordinances and Rules.

Alderman Hamilton moved to add Committee on Finance and Accounts and Claims; which was adopted.

The motion to refer, as amended, was then adopted.

On motion by Alderman Rorison, the following motion (see page 1406, *ante*) was taken up for consideration, by unanimous vote:

That the Street Commissioner be directed to repair Market street, between Delaware and Pennsylvania streets, where there are dangerous chuck-holes; also, to repair the stone-crossing on Washington street, between Pennsylvania and Delaware streets.

Alderman Hamilton moved to amend the motion, so that the cost shall not exceed one hundred dollars.

Alderman Drew moved to lay the amendment on the table.

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

AYES, 4—viz.: Aldermen DeRuiter, Drew, Rorison, and Wood.

NAYS, 4—Aldermen Hamilton, Mussmann, Newman, and President Layman.

The amendment then failed of adoption, by a rising vote.

Alderman Mussmann moved to refer the motion to the Committee on Streets and Alleys and Sewers and Drainage, to report probable cost; which failed of adoption.

The original motion was then adopted by the following vote:

AYES, 5—viz.: Aldermen DeRuiter, Drew, Rorison, Wood, and President Layman

NAYS, 3—viz.: Aldermen Hamilton, Mussmann, and Newman.

President Layman offered the following motion; which was adopted:

That the Street Commissioner be and is hereby instructed to lay a double stone crossing across the north side of St. Mary street, at the intersection of New Jersey street.

Alderman Hamilton moved that the Board of Aldermen do now adjourn; which failed of adoption.

Alderman Newman's motion, to adjourn, also failed of adoption.

Alderman Rorison moved that the Board take a recess of fifteen minutes.

May 8, 1882.]

City of Indianapolis, Ind.

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Aldermen Mussmann and Newman were excused for the remainder of this session.

On motion by Alderman Wood, the Board of Aldermen then adjourned

JAMES T. LAYMAN, President.

Attest: GEO. T. BRUNIG, Clerk.