

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—DECEMBER 11, 1882.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, December 11th, A. D. 1882, at seven o'clock, in regular session.

PRESENT—Hon. Jas. T. Layman, President of the Board of Aldermen, in the Chair, and Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and Wood—10.

ABSENT—None.

The Proceedings of the Board of Aldermen for the special session held November 20th, 1882, and for the regular session held November 27th, 1882, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

The following special message was read, and the matter as set forth therein, was laid on the table, on motion by Alderman Tucker:

To the President and Members of the Board of Aldermen :

Gentlemen:—The Common Council in regular session, held in the Council Chamber, Monday evening, December 4th, 1882, adhered to their former action in adopting the following motion :

“That the City Civil Engineer make a plain map or profile of Park avenue, indicating thereon the proper numbers to be placed on the different houses or lots, and place the same in the hands of the City Clerk, who is hereby directed to cause said numbers to be so placed on the houses on said avenue ; and for the purpose of notifying the owners of said houses, he is authorized and directed to call to his assistance the members of the police force, through the Chief of Police.”

For the Common Council :

JOS. T. MAGNER, City Clerk.

The following special message was read, and on motion by Alderman Tucker, the matter as set forth therein, was laid on the table:

To the President and Members of the Board of Aldermen :

Gentlemen:—The Common Council in regular session, held in the Council Chamber, Monday evening, December 4th, 1882, adhered to their former action in adopting the following motion :

“That the City Civil Engineer be directed to have a double row of stone crossings on Wabash street, at the intersection of Delaware street :

For the Common Council :

JOS. T. MAGNER, City Clerk.

The following special message was read, and the action of the Common Council, in awarding the contract to John Keenan, concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:—The Common Council in regular session, held in the Council Chamber, Monday evening, December 4th, 1882, awarded the following contract to John Keenan:

3d. For grading and graveling the first alley east of Olive street, from the first alley south of Prospect street to the first alley north of Pleasant Run.

Henry Clay, 47 cents per lineal foot front on each side.

J. L. Spaulding, 39 cents per lineal foot front on each side.

F. J. Blume, 36 cents per lineal foot front on each side.

W. H. Wagoner, 32 cents per lineal foot front on each side.

James Mahoney, 32 cents per lineal foot front on each side.

John Keenan, 31 cents per lineal foot front on each side.

John Keenan is the lowest and best bidder, but as there was considerable opposition to awarding this contract at 32 cents, on previous bids, and as this is only 1 cent per foot lower, we submit the same for your consideration without recommendation.

For the Common Council:

JOS. T. MAGNER, City Clerk.

The following special message was read, and on motion by Alderman Tucker, the matter was laid on the table:

To the President and Members of the Board of Aldermen:

Gentlemen:—The Common Council in regular session, held in the Council Chamber, Monday evening, December 4th, 1882, non-concurred in your action of November 27th, 1882, amending a certain motion directing the City Civil Engineer to place double stone crossings at all the intersections on North street, from the O. I. St. L. & C. Railway to Illinois street, by including "street and alley crossings on east side of Dillon street, from English avenue to Prospect street, and alley crossing south side McCarty street, between East street and Virginia avenue," and adhered to their former action of October 23d, 1882, as to your amendment, recommending that the Street Commissioner be authorized to have said stone crossings laid by contract.

For the Common Council:

JOS. T. MAGNER, City Clerk.

Alderman Tucker moved a reconsideration of the above action.

Which motion was adopted, and the action reconsidered by the following vote:

AYES, 7—viz. Aldermen Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS, 2—viz. Aldermen DeRuiter, and Wood.

On motion by Alderman Mussmann, the action of the Common Council, as set forth in the foregoing message, was then concurred in.

The following message was read and received:

To the President and Members of the Board of Aldermen :

Gentlemen:—I herewith submit the following papers for your consideration, favorably passed upon by the Common Council, at its regular session, held December 4th, A. D. 1882.

For the Common Council :

JOS. T. MAGNER, City Clerk.

The following report from His Honor, the Mayor, (see page 685, *ante*), was read and received :

Indianapolis, Dec. 4, 1882.

To the Common Council and Board of Aldermen :

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

Policemens' witness fees.....	\$ 79 00
Mayor's fees.....	54 50
Fines.....	1 75

Total..... \$135 25

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

Respectfully,

D. W. GRUBBS, Mayor.

The following report from the City Civil Engineer was read, and the favorable action of the Common Council thereon (see pages 686 and 687, *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 R. P. Dunning, for grading, paving with brick, and curbing with stone, the east sidewalk of Broadway street, from St. Clair street to Cherry street, where not already done.

1,077.80 lineal feet curbing, at 45 cents.....	\$485 01
763.61 lineal feet paving, at 51 cents.....	389 44
	\$874 45

A third and partial estimate in behalf of Henry C. Roney, for building a brick sewer, at the expense of the city, in and along Reid street, from English avenue to Pleasant Run.

1,000 lineal feet, at \$1.87.....	\$1,870 00
3 man-holes, at \$30.00 each.....	90 00
	\$1,960 00
Less 15 per cent reserve.....	294 00

Amount allowed..... \$1,666 00

Amount sewer completed:

2,821.40 feet, 7 man-holes, and cutting through abutment.	
Amount allowed in three estimates.....	\$4,671 62
Amount 15 per cent reserves in three estimates.....	824 40

Cost of amount completed..... \$5,496 02

A first and final estimate in behalf of John Schier, for grading and re-paving the east sidewalk of Illinois street (where not already properly done), from Washington street to Louisiana street.

452.74 lineal feet paving, at 80 cents.....	\$362 19
31.76 lineal feet re-paving, at 50 cents.....	15 83
	\$378 02

A first and final estimate in behalf of Richard Carr and George W. Buchanan, for re-grading and bowldering Delaware street, from Wabash street to the north line of Massachusetts avenue.

1,540.70 lineal feet, at \$2.10.....	\$3,235 47
50.20 lineal feet walk-stone, at 36 cents.....	18 08

\$3,253 55

A first and final estimate in behalf of Fred. Gansberg, for grading and graveling Minnesota street and sidewalks, from Madison avenue to East street.

2,512.60 lineal feet, at 56 cents.....	\$1,407 06
----------------------------------------	------------

A first and final estimate in behalf of Henry Clay, for grading and bowldering the south gutter of Ohio street, from Meridian street to Illinois street.

420 lineal feet, at 71 cents	\$298 21
------------------------------------	----------

A first and final estimate in behalf of Richter & Twiname, for grading and bowldering the gutters and widening the sidewalks of North street, from Illinois street to the C., I., St. L. & C. R. R. tracks.

2,672.08 lineal feet bowldering, at 67 cents.....	\$1,790 30
2,282 lineal feet curbing, at 42 cents.....	958 44
68.10 square yards re-bowldering, at 30 cents.....	20 43
72 64 square yards re-paving with brick, at 63 cents.....	45 76
183.50 lineal feet re-setting curb, at 7 cents.....	12 85
236.20 lineal feet walk-stone, at 36 cents.....	85 03

\$2,912 81

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 687, *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. P. Dunning, for grading, paving with brick, and curbing with stone, the east sidewalk of Broadway street, from St. Clair street to Cherry street, where not already done, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

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

NAYS, 1—viz. Alderman Hamilton.

The following estimate resolution (adopted by the Common Council—see page 687, *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 John Schier, for grading and re-paving the east sidewalk of Illinois street, from Washington street to Louisiana street, where not already properly done, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

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

NAYS, 1—viz. Alderman Hamilton.

The following estimate resolution (adopted by the Common Council—see page 687, *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 George W. Buchanan and Richard Carr, for re-grading and bowldering Delaware street, from Wabash street to the north line of Massachusetts 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, 8—viz. Aldermen DeRuiter, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS, 1—viz. Alderman Hamilton.

The following estimate resolution (adopted by the Common Council—see page 688, *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 graveling Minnesota street and sidewalks, from Madison avenue to East 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, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS, 1—viz. Alderman Hamilton.

The following estimate resolution (adopted by the Common Council—see page 688, *ante*), was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis' That the accompanying first and final estimate in behalf of Henry Clay, for grading and bowldering the south gutter of Ohio street, from Meridian street to Illinois street, be, and the same is hereby adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

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

NAYS, 1—viz. Alderman Hamilton.

The following estimate resolution (adopted by the Common Council—see page 688, *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 Richter & Twiname, for grading and bowldering the gutters, and curbing and widening the sidewalks of North street, from Illinois street to the C., L., St. L. & C. R. R. tracks, 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, Mussmann, Newman, Rorison, Seibert, Tucker, 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 689, *ante*), was concurred in:

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

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

Contract and bond of Chas. S. Roney, for constructing a vetrified pipe sewer in New York street, from Mississippi street to, and connecting with the Indiana avenue sewer. Bond, \$900.00; surety, J. A. Haywood.

Contract and bond of J. H. Forest, for constructing a brick sewer in Delaware street, from North street to, and connecting with, the Massachusetts avenue sewer. Bond, \$12,000.00; surety, G. F. Branham.

Contract and bond of J. H. Forest, for grading, graveling the road way, and bowldering the gutters, of Delaware street, from Massachusetts avenue to St. Clair street. Bond, \$11,000.00; surety, G. F. Branham.

Contract and bond of Wm. J. Freaney, for erecting lamp-posts, lamps and fixtures on Broadway street, between Seventh and Ninth streets. Bond, \$100.00; surety, Allen M. Fletcher.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

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 affidavits, now on file in my office, for the collection of street improvement assessments by precept, viz:

John Schier vs. Hezekiah Griffith, for...	\$18 80
C. S. Roney vs. Laura F. Sprague, for.....	8 64
C. S. Roney vs. Laura F. Sprague, for.....	8 64

And recommend you order the precepts to issue.

Respectfully submitted.

JOS. T. MAGNER, City Clerk.

On motion, the favorable action of the Common Council on the above report (see page 689, *ante*), was concurred in, and the precepts ordered to issue by the following vote:

AYES, 5—viz. Aldermen DeRuiter, Mussmann, Newman, Wood, and President Layman.

NAYS, 4—viz. Aldermen Hamilton, Rorison, Seibert, and Tucker.

The report of the City Attorney on sundry cases (see pages 691 and 692, *ante*), was read and received.

The reports of the Chief Fire Engineer and Superintendent of the City Hospital and Branch, and City Dispensary (see pages 693, 694 and 695, *ante*), were read and received.

The report of the Board of Public Improvements and Street Commissioners, showing expenses during the month of November, 1882 (see pages 703 and 704, *ante*), was read.

Alderman Tucker moved that the report be *not received*.

Which motion failed of adoption by the following vote:

AYES, 4—viz. Aldermen DeRuiter, Mussmann, Newman, and Tucker.

NAYS, 5—viz. Aldermen Hamilton, Rorison, Seibert, Wood, and President Layman.

On motion by Alderman Seibert, the report was then ordered laid on the table.

The report of the Board of Public Improvements and Street Commissioner, showing in detail the amounts expended on the various streets of the city (see pages 695, 696, 697, 698, 699, 700, 701 and 702, *ante*), was read and received.

The mortality report of the Board of Health (see page 704, *ante*), was read and received.

The following report from the City Commissioners was read, and the favorable action of the Common Council thereon (see pages 704, 705, 706 and 707, *ante*), was concurred in:

Report of the Board of City Commissioners in the matter of widening and opening East street, at its intersection with Morris street.

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

Gentlemen:—The undersigned members of the Board of City Commissioners of said city duly appointed, sworn, qualified and acting under and in pursuance of the Act of the General Assembly of the State of Indiana, in relation to the laying out, opening, and widening, and altering and vacating of streets, etc., approved March 17th, 1875, and acts amendatory thereto; do report—

1st. That in pursuance of a notice of the City Clerk, herewith filed as a part hereof, marked "A," they met in room 6, of the City Clerk's office, on the 4th day of September, 1882.

2d. That they did, at that time and place, enter upon the consideration of widening East street at the intersection of Morris street, as more clearly shown by the petition and plat filed herewith and marked exhibit "B." And that they did, on the 4th day of September, view the ground and examine the property proposed to be taken to widen said street; also, the property in the neighborhood, with the view of ascertaining what property would be benefited and what property damaged,

and did file with the City Clerk, on September 6th, 1882, their report, giving a description of the property, with the owner of each particular lot, which report instructed the City Clerk to have the City Marshal notify each property owner to meet the City Commissioners on the 31st day of October, at 10 o'clock A. M., in room 6 of the City Clerk's office, which report is filed herewith as a part hereof, and marked exhibit "C."

3d. That they did meet on the said 31st day of October, at the place designated (a full board being present), and entered upon the further consideration of widening said street by examing, under oath, various witnesses and interested parties in relation thereto, and having agreed upon the amount of damages and benefits, instructed their secretary to prepare a report of the same, then adjourned to meet on Monday, November the 6th, at 10 o'clock A. M.

4th. We now, on the said 6th day of November, 1882, report that there is no damage to any property on account of widening and opening said East street, except where a portion of property is taken therefor.

5th. Said widening extends from the east side of East street, where it intersects Morris street, a distance of seventy feet and eight inches, and north from said intersection to the first alley south of Coburn street; appropriating lot 63 of Vajen's subdivision, and eleven feet and two inches north of and adjoining said lot and the old street surrounding the same on the east and north.

6th. No part of the damages to be paid by the city.

7th. The names of the owners, the description of the property and the value thereof, to be appropriated, are as follows:

Ellen Powers, Vajen's sub, lot 63, O. L. 108.....	\$500	00
J. H. Vajen, 11 feet 2 inches by 20 feet, north of lot 63.....		01
Total damages.....	\$500	01

8th. The names of the owners, description of the property and value thereof beneficially affected by said proposed change and widening of said street are as follows, viz.:

	In-lot.	Out-lot.	
Catherine Hildebrand, subdivision.. .. .	1	108	\$ 5 00
Catherine Hildebrand, subdivision.....	2	108	5 00
John English.....	3	108	5 00
Indiana V. Elvin.....	4	108	5 00
B. New, Vajen's subdivision.....	37	108	10 00
Frederica Schellenberger, Vajen's subbivision.....	38	108	15 00
Thomas Hays, Vajen's subdivision.....	39	108	15 00
Charles B. Parkman, Vajen's subdivision.....	40	108	15 00
Lorenz Geis and A. Patterson.....	41	108	20 00
Lorenz Geis and A. Patterson, Vajen's subdivision.....	42	108	15 00
Susan Suh.....	43	108	10 00
Susan Suh.....	44	108	10 00
	81		
Jonathan Edwards, Trustee, 60 ft. N. end.....	82	99	20 00
	83		
	84		
	81		
Flether & Churchman, 60 ft. S. of 60 ft. N. end.....	82	99	20 00
	83		
	84		
	81		
Henry Folkening, 25 ft. N. of 25 ft. S. end.....	82	99	10 00
	83		
	84		
	81		
Jane Page, 25 ft. S. end.....	82	99	20 00
	83		
	84		

F. Phleger, Yeiser's addition, 35 ft. N. end.....	47 48 49	} 15 00
Fredica Schilling, Yeiser's addition, 25 ft. S. of 35 ft. N. end	47 48 49	
Emma Anacker, Yeiser's addition, 25 ft. S. of 60 ft. N. end	47 48 49	
Emelia & Peter Fritz, Yeiser's add., 22½ ft. N. 22½ ft. S. end	47 48 49	
Jacob & Josephine Fritz, 22½ ft. S. end	47 48 49	} 10 00
Gustavus H. Voss, Yeiser's addition.....	50	
Gustavus H. Voss, Yeiser's addition.....	51	10 00
Gustavus H. Voss, Yeiser's addition.....	52	10 00
J. A. Denny, Yeiser's addition.....	98	10 00
J. A. Denny, Yeiser's addition.....	99	10 00
Alfred S. Foster, Yeiser's addition.....	100	10 00
Alfred S. Foster, Yeiser's addition.....	101	10 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	17	25 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	18	20 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	19	15 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	20	10 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	16	10 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	15	10 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	14	10 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	13	10 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	12	8 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	11	6 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	10	6 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	9	5 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	8	5 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	7	5 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	6	5 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	5	5 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	4	5 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	3	5 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	2	5 00
E. B. Martindale and W. F. Stilz, Martindale & Stilz's add.	1	5 00
Total amount of benefits.....		\$500 00

Table "A."

Damages to be paid as follows to—

Ellen Powers, for lot 63 and improvements thereon.....	\$500 00
J. H. Vajen, 11 ft. 2 in. by 20 ft. N. of lot 63.....	01
	<hr/>
	\$500 01

Table "B."

Benefits to be collected from—

Gustavus H. Voss.....	\$ 10 00
Gustavus H. Voss.....	10 00
Gustavus H. Voss.....	10 00
J. A. Denny.....	10 00
J. A. Denny.....	10 00
Alfred S. Foster.....	10 00
Alfred S. Foster.....	10 00
Caroline Hildebrand.....	10 00

John English.....	5 00
Indiana V. Elvin.....	5 00
B. New.....	10 00
F. Schellenberger.....	15 00
Thomas Hays.....	15 00
Charles B. Parkman.....	15 00
Lorenz Geis and A. Patterson.....	35 00
Susan Suh.....	20 00
Jonathan Edwards, Trustee.....	20 00
Fletcher & Churchman.....	20 00
Henry Folkening.....	10 00
Jane Page.....	20 00
F. Pleger.....	15 00
Frederica Schilling.....	10 00
Emma Anacker.....	10 00
Amelia and Peter Fritz.....	10 00
Jacob and Josaphine Fritz.....	10 00
E. B. Martindale and Wm. F. Stilz.....	175 00
Total amount of benefits.....	\$500 00

We further report that the improvements on Ellen Powers' lot, consisting of a frame dwelling and fence around the same, can be sold for something above the cost of removing them. We therefore recommend that the City Treasurer be directed to sell the same for the best price obtainable therefor as your honorable body may direct, and that the proceeds thereof be turned into the City Treasury, and that the net amount so turned into said treasury, be then deducted pro rata from the amounts assessed against the various property owners as above reported, when he collects said assessments.

We therefore recommend that the prayer of the petition be granted, and said street be opened accordingly.

Respectfully submitted,

W. Hadley,
J. C. Yohn,
M. Steinhaur,
N. Kellogg.
City Commissioners.

The following resolution (adopted by the Common Council—see page 707 and 708, *ante*), was read:

Resolved, That the report of the City Commissioners in the matter of the petition for the widening of East street, at the intersection of Morris street, by condemning and appropriating the ground on the northeast corner of said streets, 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 such persons benefited are hereby required to give a proper bond for the payment of all benefits that may be assessed against them; 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 such benefits according to law.

Resolved, further, That said owner, Ellen Powers, of said lot number 63, of Vajen's subdivision of out-lot number 108, be allowed to remove the dwelling-house, and other improvements situate on said lot, therefrom, provided she will do the same within thirty days from the adoption of this resolution.

Resolved, further, That if said Ellen Powers shall fail to remove said house and other improvements from said lot 63 within the time aforesaid, the City Treasurer shall proceed to sell, at the south door of the Court House, in the city of Indianapolis, not later than ten days from the expiration of said thirty days, the said dwelling house and other improvements situate in said lot number 63 of Vajen's subdivi-

vision of out-lot number 108, 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, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

The following report from the City Commissioners was read, and the favorable action of the Common Council thereon (see pages 708 and 709, *ante*), was concurred in:

Report of the City Commissioners on the Vacation of the Streets and Alleys in Frank & Seider's Subdivision.

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

Gentlemen:—The undersigned, members of the Board of City Commissioners of said city, duly appointed and qualified, and acting under the provisions of the statutes of the State of Indiana in relation to the laying out, opening, widening, altering and vacation of streets and alleys and highways, beg leave to submit the following report on the matter of the vacation of Frank & Seider's subdivision and the streets and alleys through the same, in accordance with the petition of Bernard Bachman et al. (with the exception of so much of the petition as refers to Madison avenue.)

1. We met at the office of the City Clerk in Room 6, on Friday the 15th day of September, 1882, at 10 o'clock a. m., in pursuance of a notice of the City Clerk, to take into consideration the vacation of Frank & Seider's subdivision and the vacation of certain streets and alleys in the city of Indianapolis, heretofore referred to them by your honorable body. The notice and return of the Marshal endorsed thereon, is filed herewith as a part hereof, marked Exhibit "A."

2. We immediately proceeded to view the streets and alleys proposed to be vacated, and the property contiguous thereto, and the surrounding property along the line of said streets and alleys, and find that the following persons owning the property herein described are interested in said vacation:

W. H. Seiders and Bernard Bachman, joint owners of lots 1 to 25 of Frank and Seider's subdivision of lot 3 of Schroer's subdivision.

H. W. Fenneman and Samuel Fenneman, Schroer's subdivision, part lot 5.

Henry Fenneman, Schroer's subdivision, part lot 4.

Henry Kruse, Schroer's subdivision, part lot 2.

Morris Howland and Thos. Webb, Schroer's subdivision, lot 1.

Wm. Weighurst, Yandes' addition, lot 4.

Nicholas Benz, Yandes' addition, part lot 5.

F. Meyer, Yandes' addition, part lot 5.

That we made due report of said facts to the City Clerk, and required said Clerk to have the petitioners notify said interested parties to meet the Commissioners on the 14th day of November, 1882. Said report is filed herewith as a part hereof, marked, Exhibit "B."

3. We further report that we met at the time and place named, and that although due service had been made on all said interested parties none of them made any opposition to said vacation. Said notice and return of service endorsed thereon is filed herewith as a part hereof, marked Exhibit "C."

4. We now further report that the length, width and location of the streets and

alleys proposed to be vacated are as follows: Webb street, from the south to the north line of said subdivision, a distance of 244.4 feet. Said street runs north and south, and is 50 feet wide, and the first alley east of said street, running parallel therewith a distance of 244.4 feet, and is 12 feet wide. Also, the first alley west of said Webb street, and parallel therewith a distance of 244.4 feet, and is 12 feet wide.

5. The value of the land on which said streets and alleys are situated is \$100.

6. The benefits to the persons desiring the vacation is \$100.

7. There are no persons objecting to said vacation (except as to Madison avenue, which we do not recommend.)

The expenses attending these vacations, to be paid by the petitioners, amounts to the sum of \$51.

We therefore recommend the prayer of the petition be granted (except as to Madison avenue), and that said vacations be made, and the ground described as lot 3, Schroer's subdivision of 27.90 acres in the east $\frac{1}{2}$ of southwest $\frac{1}{4}$, section 13, township 15, range 3 east.

W. Hadley,
George W. Hill,
M. Steinhauer,
City Commissioners

The following resolution (adopted by the Common Council—see pages 709 and 710, *ante*), was read:

Resolved, That the report of the City Commissioners in the matter of the petition for the vacation of Frank & Seider's subdivision, and the streets and alleys running in and through the same (except Madison avenue), be, and the same is hereby, in all things accepted, adopted and approved; and that the said streets and alleys, except said Madison avenue, in accordance with said report be, and the same are hereby, vacated. *And*,

Resolved, further, 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 fifty-one dollars (\$51) 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, 9—viz. Aldermen DeRuitter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

The following report from the Finance Committee was read, and the favorable action of the Common Council thereon (see page 710, *ante*), was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Finance Committee would respectfully report they have examined the books of the City Treasurer and City Clerk, for the quarter ending October 31, 1882, and found them correct according to monthly itemized statements presented to this body, and would recommend they be approved.

John R. Pearson,
E. H. Koller,
B. Ward,
Frederick Hartmann,
Isaac Thalman,
Finance Committee.

The following clauses from the report of the Committee on Public Light (see page 711, *ante*), were read; and on motion by Alderman Tucker, was referred to the Committee on Public Light and Education:

1. Is a motion that the lamp-post on the northwest corner of Dougherty and Wright streets be remantled. We made a report on this motion on September 18th, that a certain lamp on east St. Clair street be dismantled, and said lamp-post remantled. Objection was made and the matter was referred back to us for further consideration. We now recommend that the first lamp-post west, on south side of Dougherty street, of said lamp, be dismantled, and the lamp-post mentioned in said motion be remantled and lighted.

2. Is a motion that the first lamp east of New Jersey street, on the north side side of Market street, be remantled. We recommend the post be moved to the corner of the first alley east, and then remantled and lighted, providing the Councilman from that ward designate some lamp-post in his ward to be dismantled.

The following clauses from the report of the Committee on Judiciary, (see pages 711 and 712, *ante*), were read; and, on motion by Alderman Hamilton, were referred to the Committee on Judiciary and Ordinances:

1. The first is the petition of F. P. Rush & Co., showing that on 11th day of April, 1882, while paying taxes, they by mistake, paid \$32.10 on property in name of Frances G. Roll, being 8.86 acres of land. Petitioners wanted to pay on five acres, and by mistake paid on 8.86. The City Treasurer informs your committee that the facts stated in petition are true. We therefore recommend that the sum of \$32.10 be refunded to F. P. Rush & Co., and the sum be carried on the duplicate against 3.86 acres of ground in name of Francis G. Roll.

2. The second is the petition of S. A. Fletcher & Co., showing that in February 1879, they bought at city tax sale Lots 38 and 39, in McGill's subdivision of Square 93, paying therefor \$43.15. Further, on June 26, 1881, they paid on same taxes, \$41.19. Further, on February 7, 1882, they paid on same, taxes, \$17.65. All of which sums they paid under certificate No. 14,380. At the time these taxes accrued, said Lots 38 and 39 were under mortgage to the State of Indiana. On the 22d day of March, 1880, they were forfeited to the State, under said mortgage. The State take the lots freed of all liability on account of city taxes paid by petitioners. We therefore recommend that the several sums paid, be refunded to petitioners, with interest on several sums from the several dates of payment.

3. The third is the petition of Wm. C. Anderson, showing same state of facts as shown in No. 2 of this report, as to part Lot 37, Square 10, southeast addition, for which he paid \$17.44, February 13, 1880. Also, Lot 34, Woodruff's subdivision Morris' addition, for which he paid \$6.65, on April 2d, 1880. For reason stated in No. 2, this report, we recommend the two sums, \$17.44 and \$6.65, with interest from their date of payment, be refunded to petitioner.

The following motions (adopted by the Common Council—see pages 719, 720 and 721, *ante*), were read and concurrently adopted:

That the City Marshal notify the Union Railroad company to plank their tracks on a line with east sidewalk on Meridian street, as the same is dangerous to walk over.

That an auctioneer license be granted to John Guston & Co, for the city of Indianapolis, for one year.

That the City Marshal be, and is hereby, directed to notify the C., H. & D. Railroad company to plank the crossing of their intersection of Cruse street, the full width of said street and sidewalk.

The following petition was read, and the favorable action of the Common Council thereon (see page 719, *ante*), was concurred in:

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

Gentlemen:—The undersigned hereby petition your honorable bodies to grant them license to sell at auction at No. 115 S. Illinois street for the term of one year.

JOSEPH MAYER & Co.

The following petition and motion accompanying the same, were read, and the favorable action of the Common Council thereon (see page 721, *ante*), was concurred in:

Indianapolis, Ind., Dec. 4, 1882.

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

Gentlemen:—The undersigned respectfully petition your honorable body to grant a permit to connect the building, situate on the south west corner of Washington and West streets, with the private sewer owned and controlled by the Equitable Trust Company, we having obtained consent of said company so to do. We would further represent that an emergency exists for immediate action.

Very respectfully,

JNO. S. SPANN & Co., Agents Mansur Heirs.

That the prayer of the above petitioners be granted; provided, the work be done at their own expense, and to the satisfaction of the City Civil Engineer.

The following resolution (adopted by the Common Council—see page 721, *ante*), was read:

Resolved, That the sale of eighteen and one-half feet off of the east side of lot four, in square fifty-six, in the city of Indianapolis, which was heretofore made by said city to Francis M. Churchman and Stoughton J. Fletcher for the sum of twenty-eight thousand dollars be, and the same is hereby approved, the same being the full appraised value thereof.

Resolved, also, That the sale of seventeen feet east of sixteen feet off of the west end of lot four, square thirty-four, in the city of Indianapolis, which was heretofore made by said city to James M. Tomlinson, for the sum of seventeen hundred dollars be, and the same is hereby approved, the same being the full appraised value thereof.

And resolved further, That His Honor, the Mayor, be, and he is hereby directed to execute to said purchasers good and sufficient deeds therefor, as provided by law.

And it was concurrently adopted by the following vote:

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

NAYS—None.

The following motion (adopted by the Common Council—see page 722, *ante*), was read, and referred to the Committee on Public Light and Education:

That the City Civil Engineer be directed to replace all broken or missing street signs.

APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances (passed by the Common Council) were placed upon their final passage without a suspension of the rules.

Alderman Tucker, in behalf of the Committee on Fire Department, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Fire recommend that the appropriation ordinance No. 65, be passed.

Very respectfully submitted,

W. H. Tucker,
D. DeRuiter,

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

Ap. O. 65, 1882—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$1,241.61.]

And it was passed by the following vote:

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

NAYS—None.

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

Ap. O. 71, 1882—An ordinance appropriating money for the payment of sundry claims against the city of Indianapolis, on account of the Fire Department. [Amount appropriated, \$1,158.22.]

And it was passed by the following vote:

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

NAYS—None.

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

Ap. O. 72, 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, \$1,094.10.]

And it was passed by the following vote:

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

NAYS—None.

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

Ap. O. 73, 1882—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station Houses. [Amount appropriated, \$184.38.]

And it was passed by the following vote:

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

NAYS—None.

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

Ap. O. 74, 1882—An ordinance appropriating money for the payment of sundry claims against the city of Indianapolis.

On motion by Alderman Seibert, the claim of "Lewis Gustin, \$19.00," was stricken from the ordinance by the following vote:

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

NAYS, 1—viz. Alderman Drew.

The ordinance was then read the third time (amount appropriated, \$22,941.54), and passed by the following vote:

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

NAYS, 1—viz. Alderman Tucker.

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

Ap. O. 75, 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, \$307.50.]

And it was passed by the following vote:

AYES, 10—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood and President Layman.

NAYS—None.

Alderman Hamilton offered the following motion; which was adopted:

6 That the cost of advertising for plans for City Hospital and proposals for City Hall Building be charged by the Clerk of this Board to such departments respectively.

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

Ap. O. 76, 1882—An ordinance appropriating the sum of fifteen hundred dollars (\$1,500), on account of the Street Department of the city of Indianapolis, for repairing streets, alleys, sidewalks, etc.

Alderman Tucker offered the following as an amendment to the above ordinance; which was adopted:

Amend and putting in stone crossing on McCarty and Dillon streets.

Alderman DeRuiter offered the following amendment; which was adopted;

That no money appropriated by this ordinance be used to repair Indiana avenue between Illinois and Missouri streets.

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

AYES, 10—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

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

G. O. 82, 1882—An ordinance to regulate certain sales by Auction.

G. O. 83, 1882—An ordinance providing for a temporary loan of Fifty Thousand dollars, for the purpose of defraying the current expenses of the city of Indianapolis during the balance of the fiscal year ending with May 31st, 1883.

On motion by Alderman Hamilton, the rules were suspended for the purpose of placing the first above ordinance on its final passage, by the following vote:

AYES, 10—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

G. O. 83, 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, 1—viz. Alderman Tucker.

The following resolution (adopted by the Common Council—see page 718, *ante*), was read:

Resolved, That for the purpose of providing a temporary loan, to the amount of fifty thousand (\$50,000) dollars, to defray the current expenses during the balance of the fiscal year ending with May 31, 1883, as provided for by an Act of the General Assembly of the State of Indiana, approved February 15, 1877, and an ordinance of the Common Council and Board of Aldermen of the city of Indianapolis, the Committees on Finance of such Council and Board, are hereby directed to advertise for ten days in five leading newspapers of general circulation, that pro-

posals will be received at the office of the clerk of the city, until the 22d day of December, 1882, at 12 o'clock, noon, for time warrants of 1882, dated on said 22d day of December, 1882, and payable at the office of the Treasurer of the city of Indianapolis on the 22d day of March, 1883, such warrants to be issued in denomination of not less than one thousand dollars each. The city reserving the right to reject any and all proposals and bids offered.

Alderman Mussmann's motion that an advertisement be placed in the "Tribune," failed of adoption.

Alderman Tucker offered the following resolution;

Resolved, That the City Treasurer be and is hereby directed to loan to the city the Tomlinson Estate Fund, as a time loan, at four per cent. interest, said interest to be paid or added to said fund when paid.

The resolution, as passed the Common Council, was concurrently adopted by the following vote:

AYES, 6—viz. Aldermen DeRuiter, Drew, Hamilton, Newman, Rorison, and President Layman.

NAYS, 4—viz. Aldermen Mussmann, Seibert, Tucker, and Wood.

The resolution as offered by Alderman Tucker, was adopted by the following vote:

AYES, 6—viz. Aldermen DeRuiter, Mussmann, Newman, Seibert, Tucker, and Wood.

NAYS, 4—viz. Aldermen Drew, Hamilton, Rorison, and President Layman.

Alderman Seibert moved to reconsider the action by which the resolution that passed the Common Council, was concurrently adopted.

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

AYES, 5—viz. Aldermen Mussmann, Newman, Seibert, Tucker, and Wood.

NAYS, 5—viz. Aldermen DeRuiter, Drew, Hamilton, Rorison, and President Layman.

Alderman Mussmann gave notice that he would make a motion to reconsider the action by which G. O. 83, 1882, was passed, at the next regular meeting.

REPORTS FROM STANDING COMMITTEES.

The Finance Committee, through Alderman Hamilton, submitted the following report; which was received:

To the President and Members of the Board of Aldermen:

Gentlemen:—The undersigned, as directed, respectfully report that the total receipts of revenue for general purposes of the city of Indianapolis, for the fiscal year ending June 1, 1882, was \$485,516.73; expenditures for the same period,

\$508,167.90; and expended beyond receipts for year, \$22,651.17. Also, that the receipts for six months, from June 1, 1882, as shown by the City Treasurer, have been \$63,339.27; expenditure for same period, \$267,034.45. Estimates for year, \$496,127.00. Cash on hand June 1, 1881, \$408,700.00; cash on hand June 2, 1882, \$288,714.00.

Respectfully submitted,

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

The Finance Committee, through Alderman Hamilton, submitted the following report; which was received:

To the President and Members of the Board of Aldermen :

Gentlemen:—The undersigned beg leave to submit the following statement, showing the estimate for the several Departments of the City Government, for the fiscal year ending with the 31st day of May, 1883, and the expenditures made by each, for the one half of such year to December 1st, 1882.

As will be seen the following Departments have, in six months, overdrawn the estimates for the entire year, to-wit: "Bridges," "Driven Wells," "Garfield Park," "Incidentals," "Street Openings and Vacations," "Street Department, Bridge Repairs," etc., "Tomlinson Annuity," and "White River Rip-Rap."

The following named Departments have not expended the half of their estimates to-wit: "Civil Engineer," "Fountains," "Hospital Addition," "Judgment and Costs," "Markets," "Printing," "Salary," "Sewers," "Street Improvements," "Taxes Refunded," and "Street Signs," all others have expended respectively more than the half of their appropriations.

We enjoy on all officers administering the city's affairs, the closest economy; and that prudence and judgment must be exercised in all contracts made and in the purchase of materials and supplies.

Accounts.	Estimate Am't.	Expended Am't
Board of Health.....	\$ 2,500 00	\$ 1,275 35
Bridges.....	2,500 00	3,899 72
City Assessor's Department.....	4,500 00	2,389 50
City Civil Engineer's Department.....	2,300 00	930 95
City Dispensary	3,100 00	1,636 35
City Hall	2,500 00	1,295 00
City Hospital and branch	11,500 00	6,764 22
City Treasurer's percentage.....	5,000 00	3,761 06
Cisterns.....	2,000 00	1,654 16
Driven Wells.....	1,500 00	1,650 00
Fire Department.....	73,000 00	39,361 00
Fountains.....	200 00	
Garfield Park.....	1,000 00	1,471 27
Gas.....	63,000 00	31,786 63
Incidentals.....	1,000 00	1,683 70
Hospital addition.....	6,000 00	
Interest on bonds.....	132,505 00	61,810 75
Judgment and costs.....	7,000 00	380 75
Markets.....	200 00	25 25
Market Master fees.....	2,000 00	1,504 58
Parks	2,500 00	1,410 62
Police.....	50,000 00	26,399 98
Printing.....	6,000 00	2,227 14
Salary.....	23,722 00	11,677 08
Sewers.....	7,500 00	3,024 57
Station Houses.....	4,000 00	2,556 02
Street improvements.....	10,500 00	4,966 18

Street openings and vacations.....	500 00	2,792 00
Street cleaning.....	12,500 00	8,958 90
Street repairs.....	20,500 00	12,723 15
Street department, bridge repairs, etc.....	3,000 00	3,874 46
Street department, sewer cleaning, etc.....	3,000 00	1,794 56
Taxes refunded.....	1,000 00	389 94
Tomlinson annuity.....		3,500 00
Water rent.....	28,000 00	14,053 42
Street signs.....	100 00	
White River rip-rap.....		3,405 27
Totals.....	\$496,127 00	\$267,034 45

Amount expended, in aggregate, over one-half of estimates \$18,970.45.

Respectfully,

F. W. Hamilton,
Hiram Seibert,
D. Mussmann,
Finance Committee.

The Judiciary Committee, through Alderman Rorison, submitted the following report; which was referred back to the committee:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Judiciary, to whom was referred the accompanying motion, beg leave to report that O. H. Hasselman, or the Journal Printing Company, clearly have a contract which covers all book work, such as codification of ordinances, etc., etc. As no definite price is stated for this character of work it of course includes that any such work must be done at reasonable rates.

Brainard Rorison,
W. H. Tucker,
Committee on Judiciary.

By consent, Alderman Tucker offered the following motion:

That the Printing Committee be and are hereby directed not to advertise for a time loan until after our next regular meeting.

And it failed of adoption by the following vote:

AYES, 4—viz. Aldermen Mussmann, Newman, Seibert, and Tucker.

NAYS, 6—viz. Aldermen DeRuiter, Drew, Hamilton, Rorison, Wood, and President Layman.

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

That the Chief of Police be and is hereby demanded (having heretofore been requested without any results) to report to this Board of Aldermen, at our next meeting, his reasons for not requiring the policemen to see that all dangerous places in and along the streets, sidewalks and alleys are not properly reported, as requested to do several weeks since by this Body.

Alderman Tucker was excused for the remainder of this session.

The Judiciary Committee, through Alderman Rorison, submitted the following report; which was concurred in:

Indianapolis, November 28, 1882.

At a meeting of the Board of Aldermen of the City of Indianapolis, held on the 27th day of November, 1882, the following motion was referred to the Judiciary Committee and City Attorney.

"That the City Clerk advertise, for ten days, for proposals for printing and binding two hundred copies of City Ordinances."

To the President and Board of Aldermen:

Gentlemen.—Your Committee on Judiciary and City Attorney respectfully report adversely on the above motion. In the opinion of your committee that the printing of city ordinances should be postponed until after the forthcoming session of the legislature.

Brainard Rorison,
W. H. Tucker.
Judiciary Committee.

The Judiciary Committee, through Alderman Rorison, submitted the following report:

To the President and Members of the Board of Aldermen:

Gentlemen.—Your Judiciary Committee, to whom was referred the petition of Mary Burgman and others, asking that fifteen feet on each side of Sanders street be vacated, recommend that the prayer of the petition be granted, provided the abutting property owners each be required to pay into the city treasury the fair value of the land thus acquired by them, respectively, but not otherwise. We have, therefore, prepared an amendment to the resolution passed by the Council, referring said petition to the City Commissioners, which we present herewith, and recommend that the resolution be adopted as amended.

Respectfully submitted,

Brainard Rorison,
W. H. Tucker.
John Newman.
Judiciary Committee.

Alderman Rorison, in behalf of the Judiciary Committee, presented the following amendment:

Amend the Council resolution referring the Sanders street vacation matter to the City Commissioners, by adding thereto the following:

Resolved, further, That said Commissioners be, and they are hereby, directed to carefully estimate and submit as a part of their report, the cash value of the fifteen feet of ground acquired by each property owner on said street, respectively, by reason of said vacation, if finally made and approved.

On motion by Alderman Hamilton, the above report and amendment were referred back to the committee, with instructions to report in favor of vacating *ten* feet on each side of said Sanders street, between the points prayed for.

On motion by Alderman Rorison, the Committee on Railroads and Public Charities, was requested to report at the next meeting, on the resolution relative to removing obstructions from Pogue's Run.

REPORTS FROM SELECT COMMITTEES.

Alderman Hamilton, in behalf of a certain special committee, submitted the following report; which was concurred in:

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

Gentlemen:—The undersigned, a special committee to whom was referred a petition of Ingram Fletcher and others, that certain territory in Oak Hill be afforded light, fire protection, and other city luxuries, or that said territory “be no longer compelled to contribute for such purposes, but be relieved from further city taxes;” also, that said committee consider and report a plan defining lines for the reduction of the city boundaries, respectfully report and recommend that all the territory embraced within the following described boundary lines, only, shall constitute the city of Indianapolis, in the State of Indiana, for municipal purposes:

Commencing at the northwest corner of Schurmann’s First Addition on Twelfth street, in section number thirty-five (35), township sixteen (16) north, of range three (3), east of the Second Principal Meridian, according to government survey; thence east on said Twelfth street to Central avenue; thence north on said Central avenue to Bruce street; thence east to Martindale avenue; thence south on said Martindale avenue to Bolton, or Ninth street; thence east on said last named street to Hill avenue; thence in a straight line south to the northeast corner of the United States Arsenal grounds, being the east half of the northwest quarter of section six, township fifteen north, of range four, east; thence south on the east line of said United States Arsenal grounds, State avenue and Reid street, to the south line of what is known as the Belt Railway; thence westwardly, along the south line of the right of way of said railway to the east bank of White River, in section number fourteen (14), township fifteen (15) north, of range three (3) east of the Second Principal Meridian; thence with the east bank of said river and the meanders thereof to the south line of Maryland street; thence west along Maryland street, and the south line of the “Donation,” to the west line of Out-lot sixteen (16), of said Donation west of White River; thence north and east on said Donation line to the east bank of said White River; thence southeasterly along said east bank of said river to the mill-race, near the intersection of said river and the old National Road crossing; thence northeast along the west bank of said mill-race to Fall Creek; thence north and east along the east bank of said creek to the north line of Drake & Mahew’s Second Addition to said city; thence east and north along the present corporation line to Seventh street; thence east on said Seventh street to west line of Henderson’s addition; thence north to the place of beginning, including in such territory the whole of all boundary line streets and alleys.

We recommend that all of the territory embraced within said described boundary lines, including lands, lots, streets, alleys, gravel roads canals, railroads, rights and appurtenances of every kind and description, subject by law to municipal control, and not heretofore annexed, be at once made part of the city, and that the territory heretofore annexed to said city, and not embraced by the aforesaid described lines, be declared as disannexed, and forming no part of the city of Indianapolis, from and after the 31st day of March, 1883.

Respectfully submitted,

F. W. Hamilton,
George Weaver,
D. Mussmann,
Special Committee.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Hamilton offered the following motion; which was referred to the Judiciary Committee:

That all monies received from liquor licenses be transferred to the General Fund of the city.

Alderman Hamilton offered the following motion; which was adopted:

That the City Treasurer be, and is hereby, directed to prepare and deliver to the City Attorney, without delay, an itemized account of all sums of money due from the managers of all theatres and variety shows in this city on account of licenses, and that the City Attorney make demand of parties for all such sums, so shown to be due the city, and if not paid, that he bring suit therefor.

Alderman Newman offered the following motion; which was adopted:

That the next regular meeting be postponed to December 27, as our regular meeting falls on Christmas night, December 25.

Alderman Rorison offered the following resolution:

WHEREAS, The City of Indianapolis has already exceeded by nearly 10 per cent. the maximum of indebtedness allowable under Sec. 3121, of the Revised Statutes of 1881, which reads as follows:

"Limit of debt. When the aggregate indebtedness, funded or otherwise, of any city of this State having a voting population of over sixteen thousand, as shown by the votes cast for Governor at the last preceding election, amounts to or exceeds two per cent. upon the taxables borne upon the city tax duplicate for the current year, it shall not be lawful to increase such indebtedness in any manner or form whatever, except only by temporary loans in anticipation of the revenue of the then current year, and not to exceed two-thirds of the amount of the city tax duplicate for the preceding year, payable out of said revenue and within the current year; and no temporary or other loan upon the revenue of any year thereafter shall be made until all temporary loans upon the revenue of any preceding year have been fully paid; and any ordinance or resolution, warrant, certificate, obligation, note, contract, or other evidence of indebtedness, by whomsoever made, or in whatsoever form, to increase the indebtedness of any such city, except as herein provided, shall be absolutely null and void." And,

WHEREAS, The City Hall and Market House Ordinance involves a contract for the expenditure of a sum largely in excess of the cash and property on hand available for that purpose, in express violation of the above act, thus rendering the ordinance clearly illegal; therefore,

Resolved, That we will not vote to award any contract under what is known as the City Hall and Market House Ordinance, and the City Attorney is hereby instructed to prepare and introduce an ordinance repealing the same.

Alderman Mussmann moved to refer above resolution to the City Hall Commissioners.

Which motion to refer, on motion by Alderman Hamilton, was laid on the table by the following vote:

AYES, 5—viz. Aldermen DeRuitter, Drew, Hamilton, Rorison, and Wood.

NAYS, 4—viz. Aldermen Mussmann, Newman, Seibert, and President Layman.

The resolution then failed of adoption by the following vote:

AYES, 4—viz. Aldermen DeRuitter, Hamilton, Rorison, and Wood.

NAYS, 5—viz. Aldermen Drew, Mussmann, Newman, Seibert and President Layman.

Alderman Rorison offered the following motion; which was adopted:

That the President appoint a committee of two from this Board, who, with himself as chairman, shall represent the interests of the city before the coming Legislature.

Alderman Rorison offered the following motion:

That the City Attorney be, and is hereby, requested to report at the next meeting of this Board whether, in his opinion, the city can legally borrow the fund known as the "Tomlinson Fund" until it is deemed expedient to build a city hall for the purpose of a market house, or such other purpose or purposes as she may determine, without endangering her title to said fund.

Which was referred to the City Hall Commissioners, on motion by Alderman Layman, by the following vote:

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

NAYS, 2—viz. Aldermen Hamilton, and Rorison.

Alderman Newman was excused for the remainder of this session.

On motion by Alderman Rorison, the City Clerk was directed to have the Proceedings of the Common Council for the *previous week*, on the desks of the Aldermen the *following week*.

The following entitled ordinance was recalled from the Committee on Streets & Alleys and Sewers & Drainage, and read the second and third times:

S. O. 156, 1882—An ordinance to provide for grading, bowldering and curbing, the gutters of Liberty street, from New York street to Michigan street.

And it was passed by the following vote:

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

NAYS—None.

On motion, the Board of Aldermen then adjourned.

JAMES T. LAYMAN, President.

Attest: GEO. T. BREUNIG, Clerk.