

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—FEBRUARY 5, 1883.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, February 5th, A. D. 1883, at seven o'clock, in regular session.

PRESENT—Hon. Daniel W. Grubbs, Mayor, and *ex officio* President of the Common Council in the Chair, and 23 members, viz.: Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Coy, Dean, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

ABSENT, 2—viz. Councilmen Cowie, and Hartmann.

The proceedings of the Common Council for the regular session, held January 15th, 1883, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

REPORTS FROM COMMITTEE ON CONTRACTS.

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

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—The Committee on Contracts, to whom was referred sundry proposals, presented to Council Monday evening, January 15th, 1883, have examined the same, and find them to be as follows:

1st. For grading, bowldering and curbing the gutters of Liberty street, from New York street to Michigan street.

James Mahoney, \$1.05 per lineal foot front, on each side, for bowldering and curbing.

Henry Clay, 63 cents per lineal foot front on each side for bowldering, and 46 cents per lineal foot front on each side for curbing.

J. L. Spaulding, 62 cents per lineal foot front on each side for bowldering, and 46 cents per lineal foot front on each side for curbing.

C. S. Roney, 59 cents per lineal foot front on each side for bowldering, and 47 cents per lineal foot front on each side for curbing.

R. P. Dunning, 57 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

F. Gansberg, 55 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

Richter & Twiname, 55 cents per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

Richter & Twiname being the lowest and best bidders, we recommend they be awarded the contract.

2d. For grading and graveling the first alley west of Maxwell street, from Elizabeth street to Coe street.

Henry Clay, 28 cents per lineal foot front on each side.

C. S. Roney, 25 cents per lineal foot front on each side.

James Mahoney, 24 cents per lineal foot front on each side.

J. L. Spaulding, 23 cents per lineal foot front on each side.

Richter & Twiname, 22 cents per lineal foot front on each side.

R. P. Dunning, 19 cents per lineal foot front on each side.

R. P. Dunning being the lowest and best bidder, we recommend that he be awarded the contract.

Respectfully submitted,

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

COMMUNICATIONS, ETC., FROM THE MAYOR.

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

Indianapolis, February 5, 1883.

To the Common Council and Board of Aldermen:

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

Policemen's witness fees	\$48 10
Mayor's fees.....	48 30
Fines	10 55

Total.....\$106 95

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.

REPORTS, ETC., FROM CITY OFFICERS.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith submit an itemized statement, showing the amount of orders drawn on the city treasury during the month of January, 1883, viz:

Board of Health.....	\$ 187 50
Bridges.....	771 56
City Assessor's Department.....	122 90
City Civil Engineer's Department.....	150 00
City Dispensary.....	270 77
City Hall.....	496 25
City Hospital and Branch.....	1,371 54
City Treasurer's percentage.....	574 58
Fire Department.....	6,059 73
Fountains.....	56 70
Gas.....	5,427 08
Incidentals.....	27 95

Insurance	\$ 62 50	
Judgments and costs.....	48 10	
Markets	8 45	
Market-Masters' Fees.....	129 93	
Parks	124 00	
Police.....	4,306 33	
Printing.....	1,000 14	
Salary.	5,738 50	
Station House.....	261 37	
Street Improvements.....	1,980 48	
Street Openings and Vacations	168 00	
Street repairs.	886 04	
Street Department, bridge repairs, etc.....	178 46	
Street Department, sewer cleaning, etc.....	253 30	
Street signs	4 32	
Taxes refunded.....	139 81	
		<u>\$30,806 29</u>
School fund.....	\$1,950 98	
Tomlinson Estate, repairs, etc.....	45 50	
		<u>1,996 48</u>
Total.....		<u>\$ 32,802 77</u>

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

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

Report of I. N. PATTISON, City Treasurer, for the Month of January, 1883.

RECEIPTS.

Balance on hand as per last report, January 1st, 1883.....	\$103,474 08
From auction licenses	45 00
From benefits.....	10 00
From coal licenses.....	6 00
From dog licenses.....	1 50
From dray licenses	2 70
From express licenses.....	8 70
From hack licenses	6 00
From hucksters' licenses.. .. .	6 00
From liquor licenses.....	892 40
From market-masters' fees	237 85
From pay-patients City Hospital.....	25 00
From peddlers' licenses.....	10 00
From promiscuous (Marion County donation to City Dispensary).....	750 00
From taxes current.....	8,526 28
From taxes delinquent.....	2,472 73
	<u>\$ 116,474 24</u>

DISBURSEMENTS.

For Board of Health.....	\$ 187 50
For bridge repairs.....	164 25
For bridges	757 16
For City Assessor's Department.....	122 90
For City Civil Engineer's Department.....	150 00
For City Dispensary	273 07
For City Hall.....	49 70
For City Hospital and Branch.....	1,491 92

For elections.....	\$ 5 00
For Fire Department.....	5,951 09
For fountains and driven wells	56 70
For gas.....	5,427 08
For incidentals.....	29 95
For insurance	62 50
For judgments and costs.. ..	48 10
For markets.....	8 45
For Market-masters' fees.....	129 93
For parks.....	124 00
For percentage.....	574 58
For police.....	4,318 33
For printing.....	1,000 14
For salary.....	5,513 50
For sewer cleaning.....	233 34
For Station Houses.....	237 97
For street improvements.....	1,980 48
For street opening and vacation.....	150 00
For street repairs.....	694 04
For street signs.....	4 32
For taxes refunded.....	139 81
For sinking fund	227 52
Balance on hand February 1, 1883, (including interest coupons).....	86,360 91
	<hr/>
	\$116,474 24

TOMLINSON ESTATE.

Receipts.

Balance on hand, January 1st, 1883	\$56,913 02
From rents.....	86 85
	<hr/>
	\$ 56,999 87

Disbursements.

For repairs.....	\$ 55 86
Balance on hand, February 1st, 1883.....	56,944 01
	<hr/>
	\$ 56,999 87

ADDITIONAL CITY HALL FUND.

Balance on hand, January 1st, 1883.....	\$ 11,621 92
Balance on hand, February 1st, 1883	\$ 11,621 92

SINKING FUND.

Amount from General Fund	\$ 227 52
Balance on hand February 1st, 1883.....	\$ 227 52

Respectfully submitted,

I. N. PATTISON, City Treasurer.

To JOSEPH T. MAGNER, City Clerk.

The City Clerk submitted the following report:

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

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

James Mahoney vs. Frank W. Baker for.....	\$ 3 17
James Mahoney vs. Frank W. Baker for.....	3 17
Fred. Gansberg vs. Kate C. Steere for.....	34 00

Fred. Gansberg vs. Zilliah Davis for..... \$34 00
 Fred. Gansberg vs. Julia M. Frank for..... 17 82
 And recommend you order the precepts to issue.
 Respectfully submitted,

JOS. T. MAGNER, City Clerk.

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

AYES, 15—viz. Councilmen Bedford, Brundage, Bryce, Cole, Coy, Dowling, Eger, Fultz, Harrold, Koller, Mauer, Pearson, Pritchard, Stout, and Weaver.

NAYS, 1—viz. Councilman Thalman.

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

To the Mayor, Common Council and Board of Aldermen:

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

Contract and bond of Fred. Gansberg for grading and paving with brick the west sidewalk and grading and bowldering and curbing the west gutter of Pennsylvania street, from South street to Madison avenue. Bond, \$3,900.00. Surety, H. C. Roney.

Contract and bond of R. P. Dunning for grading and paving with brick the sidewalks of Oak street, from Massachusetts avenue to the first alley north of Cherry street. Bond, \$1,600.00. Surety, James W. Hudson.

Contract and bond of R. P. Dunning for grading and paving with brick the sidewalks of Broadway street, from Seventh street to Twelfth street. Bond, \$2,500.00. Surety, James W. Hudson.

Contract and bond of Henry Clay for grading, graveling and curbing with wood the west side of Missouri street, from North street to St. Clair street. Bond, \$2,200.00. Surety, Hamilton Bailie.

Contract and bond of C. S. Roney for grading and paving with brick the sidewalks of Hosbrook street, from Cedar street to Dillon street. Bond, \$1,200.00. Surety, James W. Hudson.

Contract and bond of James Mahoney for grading and graveling the first alley east of Everson street, from the first alley south of Prospect street to Orange street. Bond, \$900.00. Surety, Fred. Gansberg.

Contract and bond of James Mahoney for grading, paving with brick, and curbing with stone the north sidewalk of Maryland street, from the alley on the west line of Out-lot Number 143 to a point one hundred and five feet east of said alley. Bond, \$200.00. Surety, Fred. Gansberg.

Contract and bond of Henry C. Roney for grading and graveling the roadway, bowldering the gutters and paving with brick the sidewalks of Central avenue, from Eighth street to State ditch. Bond, \$3,000.00. Surety, Fred. Gansberg.

Contract and bond of Jesse S. Whitsit for grading and paving with brick the sidewalks of Elm street, from Noble street to Dillon street. Bond, \$3,500.00. Surety, Fred. Gansberg.

Contract and bond of Henry C. Roney for grading and graveling the roadway, bowldering the gutters and paving with brick the sidewalks of Central avenue, from the north line of St. Clair street and a point on east line of Central avenue opposite the north line of St. Mary street to Eighth street. Bond, \$22,600.00. Surety, W. G. Wasson, Fred. Gansberg and H. F. Holmes.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report; which, on motion by Councilman Thalman, was referred to the Committee on Streets and Alleys, with instructions to prepare proper papers, etc., for the vacation:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Some time ago I was directed to contract for 100 yards of Rolling Mill cinders to rip-rap the city's portion of the east bank of White River at the National Road and Washington street.

The contract was let, but the cinders could not be obtained. The bank at this point is considerably washed, and certainly needs protection. I am informed, however, that if the city will vacate what remains of the street between the property and the river, that the owners will protect the banks themselves; this would save to the city an expenditure of \$1,200 or \$1,500.

I respectfully submit this for your consideration.

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report; which was received, and the Engineer authorized to replace the water-gauge:

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

Gentlemen:—I find that the water gauge on the east abutment of White River bridge has been removed. It is very important in my department that one be replaced at said locality, to register the different stages of water. There is one at Muncie and Anderson towns. Would request that I be authorized to replace the same.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Recent overflows of Pogue's Run, have demonstrated the necessity of some measure to prevent such disasters in the future. I have spent considerable time in collecting data, and in determining a method of accomplishing the above result, and therefore suggest the following plan:

Deepen, widen and straighten the Run, to a point as low as would be advisable under a regular grade; pave the bottom, and arch the Run with brick, resting on a stone foundation; extend this from White River to Brookside avenue, which could be done in sections, as the city's finances would permit. This would then form the main sewer, which could be connected with the others by means of intercepting sewers. I have calculated the requisite dimensions, and the sewer could be built so as to carry, in addition to the sewage, all storm water which would be drained in the basin of said Run.

I have also included that territory in the vicinity of the Atlas Works, now drained by the State Ditch, and can, by extending an arm from Pogue's Run to said point, drain said territory perfectly, thereby doing away with the State Ditch. The water which is now drained into said Ditch, could be provided for by a small sewer, and we could be thus completely protected against overflows on the north, northeast and through the centre of the city.

I most respectfully submit this for your consideration.

S. H. SHEARER, City Civil Engineer.

Councilman Weaver, as to the above report, offered the following motion:

That the Legislative Committee appointed by this body, be instructed to present a bill to the Legislature, asking the right to levy a special tax of twenty-five cents on the one hundred dollars, for one year, to be used in protecting the city from the periodical floods caused by the overflow of Pogue's Run and the State Ditch.

Councilman Pritchard moved to amend the above motion by striking out *twenty-five* cents, and insert in lieu thereof *five* cents; which failed of adoption.

Councilman Cole moved to amend the motion by inserting *ten cents for three years*; which was adopted.

The motion as amended, was then adopted.

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

Indianapolis, February 5th, 1883.

To the Mayor, Common Council and Board of Aldermen:

1. *Gentlemen*:—Since the last meeting of the Council, Mary J. Ryan, who recently sued the city for damages on account of injuries alleged to have been received by a fall at the corner of High and Bicking streets, where the sidewalk was in bad condition, has dismissed her complaint at her own costs.

2. The case of Davidson et al. vs. The I., P. & C. Railroad Co., The City et al., has been decided by the general term of the Superior Court, affirming the judgment of the special term in favor of the defendants. This will probably be the end of the list of the old cases against the city and others by these parties, especially if one case, which is now pending in the Supreme Court, shall be decided against them.

3. The general term of said court has also affirmed the judgment of the special term in the case of Henry Weghorst vs. The City. According to your instructions of December 18th and 27th, respectively, I will not appeal said cause, unless you should revoke said action and instruct me further. I have prepared and had presented to both branches of the General Assembly, a bill, which, if passed, will put the law back as it was before the act of April 16, 1881. If said bill should not be favorably considered, I suggest that the City Treasurer be instructed to retain the *whole* of the taxes collected on these five-acre tracts, until such time as the School Commissioners may test the question in court as to what part, if any, it is entitled to. I will allow the same kind of entries made in the other two cases mentioned in my former report as will now be made in this case, unless otherwise instructed.

4. The general term has also affirmed the judgment of special term in the case of Mary J. McAvoy vs. The City, and under your previous instructions (see pp. 640 and 679) I will appeal said cause to the Supreme Court.

5. Two cases, where the city was a nominal party, have been disposed of, the decrees in each case protecting the city against costs.

6. In obedience to your instructions, heretofore given, I accompanied the City Marshal in making service of notice on the railroad companies to remove obstructions from the bed of Pogue's Run. Proper service was made on said companies, including the Wabash, St. Louis & Pacific, which is the successor of the I., P. & C., and returned to the City Clerk. We were informed by the agent of the P., C. & St. L. road that the company is now preparing to replace the present bridge over the run with an iron bridge resting on stone abutments, as soon as the weather will permit. The other companies made no statement as to their intentions.

Respectfully submitted,

C. S. DENNY, City Attorney.

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

Indianapolis, February 5th, 1883.

To the Common Council:

Gentlemen:—By a motion adopted at the last session of the Board of Aldermen, I was directed to prepare and have presented to your honorable body "An ordinance providing for the transter of \$12,000 from receipts for liquor licenses to the General Fund, for the purpose of paying for an addition to the City Hospital building." I have prepared, and herewith hand to his Honor, the Mayor, for introduction, an ordinance as nearly in accordance with the letter of said motion as it is possible to do, and which I think is what the supporters of the motion desire.

Respectfully,

C. S. DENNY, City Attorney.

His Honor, the Mayor, as per foregoing report, introduced the following entitled ordinance, which was read the first time; and, on motion, was referred to the Finance Committee:

G. O. 3, 1883—An ordinance providing means for the erection of an addition to the City Hospital.

Wm. Hadley, rental agent, submitted the following report; which was referred to the Committee on Public Property, with the agent, to report on needed repairs, and give an estimated cost of the same:

Indianapolis, Ind., Feb. 5, 1883.

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

Gentlemen:—I herewith submit report of the collection of rents of the Tomlinson Estate, for the month of January, 1883:

Mary Dwyer, No. 113 north Illinois street.....	\$25 00
Hannah C. Overman, No. 115 north Illinois street	25 00
W. H. Mahone, No. 117 north Illinois street	25 00
	<hr/>
	\$75 00
Less 3½ per cent commission.....	2 63
	<hr/>
	\$72 37

The city property on west Ohio street is in very poor repair. The plastering has fallen off, and the roof of No. 23 leaks badly, and the fence in the rear, between new building of Talbott's, is entirely torn away, and the property exposed.

Respectfully submitted,

W. HADLEY, Agent.

The Superintendent of the City Dispensary submitted the following report; which was received:

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

Gentlemen:—The following reports of the City Dispensary for the month of January, 1883, are respectfully submitted:

Number of Patients treated at Dispensary.....	228
Number of Medical cases at Dispensary	197
Number of Surgical cases at Dispensary.....	3
Number of Disease of Nervous System.....	2
Number of Disease of Eye and Ear.....	3
Number of Diseases of the Throat.....	9
Number of Out-door Patients treated	132
Number at Station House	12
Number at News Boys' Home	0
Number of Patients sent to Hospital.....	4

Total number of Patients treated during month.....	\$ 590
Total number of Visits made during month.....	318
Total number of Prescriptions filled during month.....	890
Number of Births during month.....	1
Number of Deaths during month.....	2

EXPENDITURES FOR MONTH.

J. J. Garver, Superintendent.....	\$70 00
C. Button, Assistant.....	41 66
G. A. Coble, Assistant.....	41 66
C. H. Bacon, Druggist.....	30 00
L. A. Gable, drugs, etc.....	73 65
A. B. Mayer & Co., Coal.....	13 15
Pursell & Medsker, repairing stoves and buckets.....	3 50
Total expenditures for month.....	<u>\$273 62</u>

J. J. GARVER, M. D., Superintendent.

The Superintendent of the City Hospital and Branch, submitted the following report; which was received:

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

Gentlemen:—The following reports of the City Hospital and Branch, for the month of January, 1883, are respectfully submitted:

	First Week.	Second Week.	Third Week.	Fourth Week.	Three Days.	Monthly Total.
Number of paid Officers and Employes in Hospital.....	15					
Number of paid Officers and Employes in Branch.....	1					
Number of beds in Hospital.....	100					
Number of beds in Branch.....	10					
No. of adult patients in Hospital at beginning of week.....	68	72	77	73	73	68
No. of infant patients in Hospital at beginning of week.....	4	3	7	6	8	4
No. of adult patients received during week.....	13	9	7	8	6	43
No. of infant patients received or born during week.....	2	4	1	3	1	11
No. of adult patients discharged during week.....	8	3	9	8	8	36
No. of infant patients discharged during week.....	2	2	2	1	1	6
No. of adult patients who died during week.....	1	1	2	.....	.....	4
No. of infant patients who died during week.....	1	.....	.....	.....	.....	1
Number of patients in Branch at beginning of week.....	.....	.....	.....	.....	.....	.....
Number of patients in Hospital during entire month.....	122	.....	.....	.....	.....	.....
No. of adult patients in Hospital and Branch at end of week.....	72	77	73	73	71	71
No. of infant patients in Hospital and Branch at end of week.....	3	7	6	8	8	8
Number of pay patients at beginning of week.....	.....	.....	.....	.....	.....	.....
Number of pay patients at end of week.....	.....	.....	.....	.....	.....	.....
Aggregate number of days of patients in Hospital.....	535	570	563	567	251	2486
Aggregate No. of days of employes in Hospital and Branch.....	.....	.....	.....	.....	.....	527
Total expenditures for month.....						\$1,196 97
Aggregate number of days subsistence furnished.....	3,013					
Average daily cost of each patient.....						.48+cts.
Average daily cost for patients, officers, and employes.....						.39+cts.

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

The Chief Fire Engineer submitted the following report; which, was received:

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

Gentlemen:—I herewith submit for your consideration my monthly report of the cash receipts and disbursements for the month of January, 1883:

RECEIPTS.

Jan. 1.	Balance on hand as per last report.....	\$109 44
Jan. 5.	J. Heard, 6 feet old hose.....	60
Jan. 11.	S. Keating, 6 feet old hose.....	60
Jan. 23.	Casper Barrett, old zinc.....	\$10 00
		11 20
	Total.....	<u>\$120 64</u>

DISBURSEMENTS.

Jan. 8.	C., C., C. & I. R'y Co., freight.....	\$1 22
Jan. 12.	C., I., St. L. & C. R'y Co., freight.....	40
Jan. 15.	C., C., C. & I. R'y Co., freight.....	1 70
Jan. 20.	H. Meyers, 25 lbs. clickey powder.....	6 25
Jan. 30.	Indianapolis Brush Works, brushes.....	9 00
Jan. 30.	J. A. Wildman, postage stamps.....	5 00
Feb. 5.	I. N. Pattison, City Treasurer, cash.....	11 20
		\$34 77
	Balance on hand.....	85 87
		<u>\$120 64</u>

Respectfully submitted,

J. H. WEBSTER, Chief Fire Engineer.

REPORTS, ETC., FROM OFFICIAL BOARDS.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—We herewith report expencitures of the Street Department for the month of January, 1883, together with the total amount of expenditures to January 31st, 1883:

STREET REPAIRS DEPARTMENT.

Pay-rolls.....	\$236 25
Blacksmithing.....	8 10
Coal.....	7 50
Freight on stone.....	192 00
Gravel.....	24 30
Stone spawls.....	28 00
Stone crossings and curb.....	389 89
Total expenditures for January, 1883.....	\$ 886 04
Total expenditures per last report.....	13,460 05
Total expenditures to January 31st, 1883.....	<u>\$14,346 09</u>

STREET CLEANING DEPARTMENT.

Expenditures for January.....	00 00
Total expenditures per last report.....	\$9,002 77
Total expenditures to January 31st, 1883.....	<u>\$ 9,002 77</u>

BRIDGE DEPARTMENT.

Pay-rolls.....	\$152 00
Blacksmithing	6 25
Hardware	20 21
<hr/>	
Total expenditures for January, 1883.....	\$ 178 46
Total expenditures per last report.....	4,249 79
<hr/>	
Total expenditures to January 31st, 1883	\$ 4,428 25

SEWER DEPARTMENT.

Pay-rolls.....	\$225 99
Blacksmithing	7 35
Sewer-pipe	19 96
<hr/>	
Total expenditures for January, 1883.....	\$ 253 30
Total expenditures per last report	1,998 09
<hr/>	
Total expenditures to January 31st, 1883	\$ 2,251 39
<hr/>	
Total expenditures	\$30,028 50

Respectfully submitted,

E. H. Dean,
W. H. Morrison,
Board of Public Improvements.

L. A. FULMER, Street Commissioner.

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

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

Gentlemen:—The Board of Public Improvements herewith submit ordinances for the appropriation of money on account of the Street Department. We hope there will be no unnecessary delay in their passage, as the recent freshet has done considerable damage to the streets, culverts, sewers, bridges, etc., which should be repaired as soon as possible.

We would recommend that the Street Commissioner be authorized to make such repairs as he may deem necessary for the protection of public travel.

Respectfully submitted,

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

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

Report of Deaths in the City of Indianapolis, from the 15th day of January, 1883, to the 31st day of January, 1883.

Under 1 year.....	23
1 to 2 years.....	1
2 to 5 ".....	8
5 to 10 ".....	4
10 to 15 ".....	1
15 to 20 ".....	4
20 to 25 ".....	5
25 to 30 ".....	4
30 to 40 ".....	8
40 to 50 ".....	5
50 to 60 ".....	3
60 to 70 ".....	4

70 to 80 years.....	4
80 to 90 ".....	0
90 to 100 ".....	0
100 and upwards.....	0
Unknown.....	1
Total.....	75

J. A. SUTCLIFFE, M. D., Pres't.,
 E. S. ELDER, M. D., Sec'y.,
 M. S. RUNNELS, M. D.,
 Board of Health.

The following communications, presented by the Board of Health, were read, and referred to the Committee on Sewers and Drainage:

Indianapolis, February 5th, 1883.

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

Gentlemen:—Enclosed please find petition and affidavit of Peter Schmidt relative to the Pogue's Run overflow. The matter is one of such vital importance that we deem it advisable to refer it to you at once. Without expressing any opinion in regard to the overflow and backwater, we respectfully refer to and reiterate the following statements, which appeared in our annual report for the year 1880, pages 103 and 104.

Yours respectfully,

J. A. SUTCLIFFE, M. D., Pres't.
 E. S. ELDER, M. D., Sec. Board.
 M. T. RUNNELS, M. D.

ON SEWERS AND SEWAGE.

The greatest problem which now presents itself to the authorities of our city, is that of public health. In order to secure that, our people must have *proper food, pure air, and good water.*

Entering into all these wants very largely, is the question of sewage and sewerage.

Our city is yet new, and, although it is located on grounds capable of adequate sewerage, we are rapidly arriving at the point of embarrassment, that inevitably results from the aggregation of human beings, viz., the poisoning of the air, and the pollution of the water, by the excretions from the animal bodies. From earliest antiquity public officials and health authorities, have been attempting to mitigate those deleterious influences. The cities of ancient Greece, Macedonia and Egypt, had systems of sewerage that compared favorably with those of modern cities. Rome possessed a most admirable system, and her cloacas correspond with her ancient grandeur and magnificence. London and Paris have a system of sewers that are among the wonders of modern history. *Our city has not yet completed any system.* An effort has been made to adopt a system, and while several sewers have been constructed, and have worked well, we think that it is fortunate that so few have been built in accordance with the proposed system, for as it proposes to drain everything *one* direction, in our judgment, it is defective. The necessary gradients for the sewers on the east side of the city will be so small that they will prove a failure. Our city has good natural facilities for drainage, with a stratum of sand and gravel immediately below the surface, almost entirely surrounded by streams of water, whose levels are enough below the level of the city to insure a good fall to drains and sewers, we have but to avail ourselves of the offered benefits to have thorough and complete removal of all excreta. White River and Fall Creek and the Canal on the north, west and south side, Pogue's Run and Pleasant Run on the east and south offer us natural channels for sewerage that are ample and satisfactory. All portions of our city can be drained toward one or the other of them. They are the natural channels for sewers, and should be used for that purpose alone; in *fact*, they are *now* open sewers, and are now notoriously foul, and hopelessly poisoned for any other use. In our opinion,

the city should at once adopt these natural outlets, and as rapidly as possible sewer Pogue's Run, and at once prohibit the construction of new sewers that do not discharge their contents into the nearest one of the natural channels. Pogue's Run has a fall of near thirty feet from the north end of the city to its mouth, thus insuring a most admirable drainage. It is deep enough to allow tapping at any street crossing, and will carry off any amount of sewage that will ever be discharged into it.

We know that the matter of the cost of it will obtrude itself. We appreciate this, but with the increased facilities it affords, and the amount of labor it would save to construct sewers to connect with it, rather than to sink them twenty feet or more, as under the present system, we think that it would soon save enough to pay for its construction. Besides it is only a question of time when it *must* be sewered. It is at present a center of putrefaction, that is only waiting the introduction of some germs of disease to breed a pestilence, for the laws of hygiene can *not* be continuously violated without disaster to the public health. This lesson has been learned at a fearful cost by nearly every ancient and modern city.

The City of Memphis had running through it an open bayou, very much similar to Pogue's Run. For years they escaped, and only three days before yellow fever reached them, in 1878, the officials of that city boasted of their health, and solemnly assured the inhabitants that *Memphis never would* have yellow fever in an epidemic form, yet in *seventy-two* hours the pestilence lighted in that bayou and cost them sixty million of dollars and a fearful sacrifice of human lives. *Then* they sewered the bayou and the rest of their city, regardless of expense.

We *must* carefully and intelligently survey the situation, and calmly looking into the future welfare of our city, decide *what is right*, and after having done that, direct all our energies and expenditures in that direction, and sternly refuse to adopt any temporizing measure that involves an outlay of money for anything but a permanent improvement.

STATE OF INDIANA, *Marion County, ss:*

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

Peter Schmidt hereby informs said board that ever since in the year 1864 he has owned and occupied, as a family residence, the house and lot at No. 394 on East Market street, in said city, and still owns and resides in said property with his wife and children; that, about the year 1866, and on divers and sundry occasions since, and lastly on the night of February 3, 1883, his said premises have been overflowed with backwater from Pogue's Run; that at the present time, as has been the case on the former occasions, his cellar, well and cistern are filled with such backwaters from said stream, made foul from overflowed privy-vaults, sinks, and other filth, rendering his said house dangerously unhealthy, and the water in his well and cistern unfit for use; that by reason of the other property in his immediate neighborhood being in like condition, it is almost impossible to obtain water fit for drinking and culinary purposes; that by reason of these facts, a large number of inhabitants of Indianapolis now have their health impaired and their lives imperilled, and in the past much sickness and many deaths have resulted from such overflows of backwater from said stream; that all such overflows from said stream, and all the evils resulting therefrom, have been caused by obstructions placed in, over and across said stream by the said city of Indianapolis and by individuals and companies, in making and constructing bridges and other crossings over said stream, and by placing within the channel of said stream supports of various kinds and for various purposes, all within the limits of said city, all of which obstructions hinder the passage of drift, ice and other *debris*, and very greatly prevent and obstruct the free and natural flow of the waters of said stream; and that there is constant and increasing danger to life and health of many inhabitants of said city from such overflowings of backwater from the said stream. And he further says that such overflows, and the evils and frightful consequences resulting therefrom, might and ought to be guarded against and prevented, by the prompt removal of all obstructions to the free and natural flow of the waters of said stream, and the lives

and health of many inhabitants and taxpayers of said city protected and preserved but that as an individual he is powerless and without any means of his own to procure or cause such obstructions to be removed from said stream. And to the truth of the foregoing statement he now makes oath in due form of law.

Wherefore, he asks that the Board of Health will promptly investigate the matters herein set forth, and at the earliest practicable period take such action as may be necessary to secure proper relief and protection from said dangers and priviances. And for such speedy relief, on behalf of himself and other sufferers, he will ever pray.

PETER SCHMIDT.

Subscribed and sworn to before me, on this 5th day of February, 1883.

[Seal.]

ROBERT DENNY, Notary Public.

Indianapolis, February 5th, 1883.

To the Board of Health of said City :

In addition to the statement made in the accompanying petition of Mr. Peter Schmidt, I would explain that inasmuch as Mr. Schmidt is a day laborer as a skilled mechanic, employed at Herman's furniture manufactory in this city, and in order to keep his situation, must make full time, unless prevented by circumstances not under his control, he came to me on the Sabbath, February 4th, 1883, and requested me to prepare a petition to your honorable board, which I did, and this morning, as he was on the way to his work, between 6 and 7 o'clock, he called and executed the said petition. He then stated that in consequence of the dampness of his house, one son had croup, or an attack of that nature, necessitating treatment last night, and depriving Mr. Schmidt of rest and sleep a great portion of the night; and his other son was this morning suffering from pains and stiffness of the neck, resulting from the dampness of the house, caused by said overflow. His cellar has a large quantity of foul water in it, as also has his well and cistern, and he would be exceedingly grateful to this board if its influence and good offices were immediately exercised to cause the water to be removed from his cellar and those of other dwellings in which his and other families are compelled to abide, as a most urgent matter of sanitary relief and regulation. It certainly seems to me that life and health ought to be protected by first removing the water from cellars under dwelling houses, and attending to business premises afterward.

Respectfully submitted,

By ROBERT DENNY,
Attorney for Peter Schmidt.

REPORTS, ETC., FROM STANDING COMMITTEES.

Councilman Weaver, in behalf of the Home for Friendless Women, presented the following report; which was received:

Reports of the Treasurer and Secretary of the Board of Managers of the Indianapolis Home for Friendless Women, from January 1st, 1882, to December 31st, 1882, inclusive :

DR. TO RESOURCES.

To balance January 1st, 1882	\$	30	41
To funds received from William S. Hubbard, Treasurer of the Board of Trustees of the Home, interest on Peck Fund		299	00
To fund per William S. Hubbard, Treasurer, from the Commissioners of Marion County, in lieu of fines		500	00
To funds per William S. Hubbard, Treasurer, from City Council, in lieu of city fines		346	00
To fund from Orphans' Home, board for nursing and board of babies		66	40
To contributions from friends		54	43
To funds received on Donation Day		333	11

To membership fees	\$	30 00
To sale of old iron		14 00
To Work Fund of the Home		389 66
		<hr/>
		\$2,063 01

CR. BY EXPENDITURE.

By fuel.....	\$	220 90
By repairs and furniture		223 43
By dry goods and clothing.....		58 73
By drugs and medicines.....		16 20
By stationery		5 14
By wages.....		87 00
By salary of Matron.....		360 00
By current expenses of the Home		1,000 65
By balance December 31st, 1882		90 96
		<hr/>
		\$2,063 01

Tramp, tramp, on we go;
Who stops to heed a woman's woe?
Life's march keeps time with notes of woe.

Four hundred and thirty-five females, ranging in age from helpless infancy to gray hairs, have been cared for by us this year. Have our friends ever thought what it is for a young girl, sometimes a mere child, to realize that she stands alone, homeless, friendless, "with no joy in life, no hope in death"—on the verge of despair, ready to plunge into deeper guilt or a suicide's grave? Have they thought what it is for a wife and mother to find herself deceived, deserted, with no home or provision for helpless children?—hope crushed and life a burden! Many orphans, not knowing where to rest their weary feet, seek refuge in the Home, and find in our worthy Matron a mother's love and sympathy. Some from respectable families, sent from home to pursue their education or to teach; the charmer, with his snake-like devices, deceives, and they fall! Others are drugged, ruined, lost! These, through friends, are brought to us. We watch over them, encourage them, and direct them to Him who, while "Desert may not touch His shoe-tie, Love may kiss His feet." In most cases these are restored to home and friends or provision is made for them in some other way. Each year we feel more and more that one great cause for the necessity of our work is the loss by the young of a mother's love and a home's protection. Thrown out from the sweet influences of the family circle, they soon lose self-respect—feel they are uncared for, and the sad end follows. Words can not express the guilt of the traitors to humanity who seek the ruin of such. We leave them to memories that will follow them with a withering curse, and to the terrible wrath of Him who has said "Woe to him who shall offend one of these little ones!" Marriage vows are easily made and easily disregarded. Do husbands and fathers realize that such vows are registered in the book of God's remembrance? They will and must answer for them, and there is no appeal from that bar!

Thanks, sincere thanks, to the editors of our daily papers for their kind notices of the Home, to our many friends for donations of funds, dry goods, groceries, provisions, fuel, and many other gifts too numerous to mention.

On behalf of the Board of Managers,

MRS. L. F. HYDE, Secretary,
MRS. M. M. TODD, Treasurer.

Indianapolis, December 31st, 1882.

The Committee on Railroads, through Councilman Pearson, submitted the following report; which was received:

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

Gentlemen:—The petition of E. L. Williams, praying for authority for the Cincinnati, Indianapolis, St. Louis & Chicago Railway Company to lay a switch

along side their main track in front of the premises occupied by the petitioner, to-wit: Lots 15 to 24, inclusive, in the Indianapolis, Cincinnati & Lafayette Railroad Company's addition to the City of Indianapolis; also, for authority to lay said switch across Pine street.

Your Railroad Committee, to whom the above petition was referred, respectfully report in favor of granting the prayer of the petitioner.

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

The following entitled ordinance, presented with the above report, was read the first time:

G. O. 4, 1883—An ordinance granting the Indianapolis Oil Tank Line Co. the right and privilege to build and construct a railroad switch in Louisiana street, from the C., I., St. L. & C. R. R. Co.'s track opposite Lot 15, and running to Lot 24, in Out-lot 91, in the city of Indianapolis.

The Committee on Streets and Alleys, through Councilman Weaver, submitted the following report; which was concurred in, and Ap. O. 76, 1882, ordered stricken from the files; and, on further motion, the Common Council adhered to their former action on Sanders street:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom sundry papers were referred, would report thereon as follows:

1st. Is a motion that the City Civil Engineer prepare plans and advertise for proposals for building an iron railing to be placed on north end of culvert over east Washington street.

We recommend said motion be adopted, and the work done, providing it does not cost to exceed \$150.00.

2d. Is the resolution for vacating 15 feet on each side of Sanders street. The Board of Aldermen amended said resolution (January 8, 1883,) to vacate 10 feet, instead of 15 feet.

We recommend the Council stand by their former action.

3d. Is Ap. O. 76, 1882, "An ordinance appropriating \$1,500.00 on account of the Street Department."

We recommend said ordinance be stricken from the files.

Respectfully submitted,

George Weaver,
Sim. Coy,
B. W. Cole,
Committee on Streets and Alleys.

REPORTS FROM SELECT COMMITTEES.

Councilman Morrison, in behalf of a certain select committee, submitted the following report; which was concurred in:

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

Gentlemen:—Your Special Committee, to whom was referred the petition of Mrs. Carrie McChesney, asking that the city pay her for an itemized list of clothing left by her at the pest-house during the illness of herself and child, after a careful investigation, would recommend that the claim be included in the appropriation ordinance this evening, and that she be paid the full amount asked for, \$74.40.

Respectfully submitted,

Wm. H. Morrison,
George Weaver,
John W. Fultz,
Special Committee.

Councilman Pearson, in behalf of a certain special committee on Telephones, reported progress, and asked for further time; which was granted.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read and received:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber Monday evening, January 22d, 1883, non-concurred in your action in ordering the annual report of the Fire Board and Chief Fire Engineer printed in pamphlet form.

The report having been referred to a committee, and they reporting adversely, the action of the Board of Aldermen, under their rule, is therefore *final*.

I submit the above for your information.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following message was read; and on motion, the Common Council adhered to their former action:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, January 22d, 1883, adhered to their former action in recommending that taxes be not refunded to the following persons for void tax sales. (See page 712, *ante*.)

S. A. Fletcher & Co., Lots 38 and 39, in McGill's subdivision of Square 93; certificate 14,380; and

Wm. C. Anderson, part of Lots 38 and 39, Square 10, southeast addition, and Lot 34, Woodruff's subdivision Morris' addition,

I submit the same for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following message was read:

To the Mayor and Common Council:

Gentlemen:—At a meeting of the Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, January 22d, 1883, the following amendment was adopted, during the consideration of the concurrence in the action of the Common Council in awarding the contract to Peter Routier for building additions to the City Hospital:

"Amend that the Hospital Committee from this Board be a part of the committee on Hospital Building; and that no action of theirs be binding on the city, unless approved by two members of the Hospital Committee from this Board."

After the adoption of the amendment, the contract was awarded.

I submit the same for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

Councilman Morrison offered the following amendment; which was adopted:

Moved, That the action of the Board of Aldermen be concurred in, with the following amendment:

Unless the members of the Hospital Committee of said Board shall attend the sig. 71.

meetings called by the President of the Hospital Board, in regard to the construction of said building, the action of said Hospital Board shall be valid without the concurrence of said Hospital Committee of said Board.

The action of the Board of Aldermen was then concurred in.

The following message was read; and, on motion, was referred to the Police Board:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber January 22d, 1883, adopted the following motion:

“That His Honor, the Mayor, and the Chief of Police, devise some plan by which the census of Indianapolis can be taken by the Police Department, during the months of February and March; and that His Honor, the Mayor, and Chief, take charge of said work, and to supply all necessary blank books for the taking of said census, the work to be done by the day patrolmen.”

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following message was read, and referred to the Special Committee on Cemetery:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber Monday evening, January 22d, 1883, concurred in the following report:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your special committee on Cemetery, beg leave to present herewith the proposal of Ruth Harris, to exchange the sixty acres therein described, for Sellers Farm, under the conditions named.

The tract lies south of west Washington street; is about two miles from the corner of Washington and Meridian streets, and is accessible by either Washington street or Kentucky avenue. The ground is somewhat rolling, and has gravel subsoil, and all of it is available for the proposed purpose.

The proposition is the best your committee has received, and it seems very equitable with respect to the relative values of the two tracts. We respectfully recommend its acceptance.

Brainard Rorison,
F. W. Hamilton,
Committee.

The following proposition, presented with the above report, was received:

Indianapolis, Ind., Dec. 18, 1882.

To the Council of the City of Indianapolis, Ind:

Gentlemen:—I will give the piece of ground described as follows: Being all that part of the Obadiah Harris farm situated in Section nine (9), in Township No. 15 north, Range 3 east, and lying east of an extension of the west line of the lane running north and south, west of the old house or (formerly the residence of the late Obadiah Harris,) until said extension intersects Oliver avenue; thence east to Vandalia Railroad; thence along said railroad to the east line of the west half of the northeast quarter of Section nine (9), Township 15 north, Range 3 east; thence north along said line to the Indianapolis & St. Louis Railroad; thence westerly along said line to said lane—containing sixty acres, more or less; and also I will give the ground for an avenue the same width of Washington street, from said Washington street to the Indianapolis & St. Louis Railroad, for an outlet from said ground, the ground to be used as a Cemetery, in exchange for the two hundred

and twenty-five acres, more or less, of land known as the Sellers Farm, and now owned by the city of Indianapolis; *provided*, the farm is clear of all incumbrance, and perfect title can be made. Both parties to furnish satisfactory abstracts of title, and possession to be given upon the transfer of title, except the growing wheat now on my land, which I reserve for my own, being about thirty acres, until said crop can be harvested.

The said sixty acres of land is level, above overflow, and is underlaid with a fine bed of gravel, from 15 to 20 feet in thickness, and is easily accessible from both Washington and Oliver streets

RUTH HARRIS,

By H. W. Carpenter, Agent.

I submit the same for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following message was read; and, on motion, the Common Council receded from their former action; and instructed the City Attorney to appeal the case, and use his discretion as to paying costs and demanding a new trial:

To the Mayor and Common Council:

Gentlemen.—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, January 22d, 1883, non-concurred in your action instructing the City Attorney to take no further action in the case of Mason J. Osgood, Trustee, vs. the City of Indianapolis, but authorized the City Attorney to pay the costs in said case, demand a new trial, and carry the case to the Supreme Court, if necessary.

I submit the above for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

By consent, Councilman Bryce, in behalf of the Hospital Board, presented the following contracts and bond; which were received, the contracts concurred in and bond approved, and the Mayor instructed to execute the contracts on behalf of the city.

ARTICLES OF AGREEMENT, Made this 29th day of January, Anno Domini One Thousand Eight Hundred and Eighty-three, by and between the City of Indianapolis, of the first part, and Peter Routier, of the City of Indianapolis, of the second part, as follows, viz:

The said party of the second part, for and in consideration of the covenants and agreements hereinafter mentioned, doth each for himself, his executors, administrators and assigns, covenant, promise and agree to and with said party of the first part, that he, the said Peter Routier, party of the second part, shall and will, within six months from the date hereof, to-wit: on or before the 29th day of July, one thousand eight hundred and eighty-three, in good and workman-like manner, well and substantially erect, build, set up and complete the East Wing of the City Hospital building of said city, including its connections with the present old building, and deliver to said City of Indianapolis, through her proper officers, free from and discharged of all claims, liens, and charges whatsoever, or cause to be erected, built, set up, finished and delivered as above mentioned, on a lot or piece of ground known as Out-lot number one hundred and fifty eight, in the city of Indianapolis, according to the plan, draft or scheme, with the specifications made, drawn and finished by Huebner & Mueller, architects, heretofore adopted by the Council and Board of Aldermen of said city; and the said party of the second part further agrees for himself, his executors, administrators and assigns, to furnish at his own proper cost and charge, all the materials which may be requisite for the construction of the aforesaid wing of said building, according to the plans and specifications

aforesaid; and to ensure on their part the performance of this part of these presents. It is further agreed that Charles Mueller, of said firm, be, and he is hereby appointed superintendent, who shall have power to inspect and accept or reject any work done or materials used in or about the construction of the aforesaid house, and whose decision shall be final and conclusive, without question or appeal as between the parties hereto.

And the said city of Indianapolis, the party of the first part as aforesaid, in consideration of the above premises, doth for herself, covenant, promise and agree well and truly to pay, or cause to be paid, unto the said party of the second part, his executors, administrators or assigns, the sum of twelve thousand dollars (\$12,000.00) good and lawful money of the United States, in payments as the work on said building progresses, according to the estimates of the said Charles Mueller, supervising architect, an amount equal to fifteen (15) per cent., to be retained, however, by said city, out of each estimate; said sums so retained to be paid to said Routier as soon as the whole work is completed and accepted.

And it is further agreed between the aforesaid parties, that all alterations of the plans or specifications, by which the cost may be either increased or diminished, shall be endorsed on these articles, and signed by the parties, before they shall be deemed binding on either party. And for the performance of all and every one of the articles and agreements above mentioned, the said Peter Routier, of the second part, does hereby bind himself, his executors, administrators and assigns, in the penal sum of twelve thousand dollars, lawful money as aforesaid, firmly by these presents.

In Witness Whereof, The said parties have hereunto set their hands and seals, the day and year aforesaid.

PETER ROUTIER, [Seal.]

Signed, sealed and delivered in presence of V. G. Clifford and C. S. Denny.

For the faithful performance of all and singular the covenants, agreements and promises contained in the above articles, on the part of Peter Routier, party of the second part aforesaid, we do severally and jointly hereby bind ourselves, our executors, administrators and assignees, to the aforesaid city of Indianapolis.

Witness our hands and seals the day and year aforesaid.

PETER ROUTIER, [Seal.]
JOHN MARTIN, [Seal.]

Indianapolis, Ind., January 29, 1883.

It is hereby agreed, by and between the City of Indianapolis, of the first part and Charles Mueller, of the second part, as follows:

Said party of the second part is to supervise and superintend the erection of the east wing of the City Hospital building of the city of Indianapolis, now under contract to Peter Routier, according to the plans and specifications of Huebner and Mueller, architects, heretofore adopted by the Common Council and Board of Aldermen of said city, make estimates from time to time as the work progresses as a basis for payment by the city of the contract price of said building, and all and singular the other things necessary to be done by him as such supervising architect. In consideration of which, said party of the first part is to pay him an amount equal to two-and-one half ($2\frac{1}{2}$) per centum of \$12,000, the same to be paid in installments as the contractor is paid, to-wit: $2\frac{1}{2}$ per cent. on the amount of each sum paid to said contractor, at the times said sums are paid.

Councilman Dowling was excused for the remainder of this session.

APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances were placed on their final passage without a suspension of the rules:

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

Ap. O. 8, 1883—An ordinance appropriating money for the payment of sundry claims against the city of Indianapolis, on account of the Fire Department. [Amount appropriated, \$381.70]

And it was passed by the following vote:

AYES, 19—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Egger, Fultz, Harrold, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

Ap. O. 9, 1883—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, \$1,195.98.]

And it was passed by the following vote:

AYES, 19—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Egger, Fultz, Harrold, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

Ap. O. 10, 1883—An Ordinance appropriating money for the payment of sundry claims against the city of Indianapolis, on account of the Station House. [Amount appropriated, \$209.24.]

And it was passed by the following vote:

AYES, 19—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Egger, Fultz, Harrold, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

Ap. O. 11, 1883—An Ordinance appropriating money for the payment of sundry claims against the city of Indianapolis.

Councilman Thalman moved to strike from the above ordinance the

claims of "J. H. and A. H. Stem, \$2,000.00," and "E. J. Hodgson, \$300.00," and that said claims be referred to the Committee on Judiciary and City Attorney, with instructions to report next session.

It being now nearly eleven o'clock, Councilman Morrison moved an extension of time; which was extended by the following vote:

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Coy, Dean, Egger, Fultz, Harrold, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

The motion as offered by Councilman Thalman, was then adopted by the following vote:

AYES, 14—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Egger, Fultz, Mauer, Morrison, Pearson, Stout, Thalman, Ward, and Yoke.

NAYS, 6—viz. Councilmen Coy, Dean, Harrold, Koller, Pritchard, and Weaver.

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

That the Commissioners be requested to present a complete report of their actions up to the present time, at the next meeting of this Council.

The ordinance was then ordered engrossed, read the third time, (amount appropriated \$72,234.58), and passed by the following vote:

AYES, 19—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Egger, Fultz, Harrold, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

Ap. O. 12, 1883—An Ordinance appropriating money for the payment of sundry claims against the city of Indianapolis, on account of Printing, Stationery and Advertising. [Amount appropriated, \$307.80.]

And it was passed by the following vote:

AYES, 19—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Egger, Fultz, Harrold, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

Ap. O. 13, 1883—An Ordinance appropriating the sum of One Thousand Dollars, on account of Street Department of the city of Indianapolis.

And it was passed by the following vote:

AYES, 19—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Egger, Fultz, Harrold, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

Ap. O. 14, 1883—An Ordinance appropriating the sum of One Thousand Dollars, on account of Street Department of the city of Indianapolis, for repairing streets, etc.

And it was passed by the following vote:

AYES, 19—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Egger, Fultz, Harrold, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Councilman Pearson introduced the following entitled ordinance, which was read the first time:

G. O. 5, 1883—An ordinance requiring the Citizens' Street Railway Company to provide and maintain conductors on its cars in the city of Indianapolis.

Councilman Pearson moved a suspension of the rules, to place the above ordinance on its final passage; which failed of adoption by the following vote:

AYES, 8—viz. Councilmen Bedford, Brundage, Dean, Mauer, Pearson, Thalman, Weaver, and Yoke.

NAYS, 10—viz. Councilmen Bryce, Caylor, Coy, Egger, Fultz, Harrold, Koller, Morrison, Pritchard, and Ward.

Councilman Coy moved to refer the above ordinance to a special committee.

Councilman Weaver moved as a substitute, to refer the ordinance to the Committee on Railroads; which failed of adoption.

Councilman Weaver introduced the following entitled ordinance, which was read the first time:

S. O. 2, 1883—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Eighth street,

between Bellefontaine avenue and the Wabash, St. Louis & Pacific Railroad Company's tracks.

Councilman Stout introduced the following entitled ordinance, which was read the first time:

S. O. 3, 1883—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Park avenue, between Seventh and Ninth streets.

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

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

Gentlemen:—We, the undersigned, being the sole owners thereof, pray that a certain piece of ground in Kappes & Naltner's south Meridian street addition to the city of Indianapolis, and bounded as follows: Commencing nine hundred and sixty-five feet south of the northeast corner of said addition; running thence west 1,429 feet to White River; thence south along the river bank to the south line of said addition; thence east along the south line of said addition to the southeast corner thereof; thence north to the place of beginning, be disannexed from the city of Indianapolis. It borders on the east by Meridian street; on the north by 40 ft. street; on the south by the south line of said addition, about 10 feet south of the right-of-way of the Belt Railroad, and on the west by White River.

This land is unimproved, and is situated in the bottom, with the exception of nine lots, fronting on Bluff Road. This territory is wanted to lay switches from the Belt to the low ground for improvements.

J. E. McDonald, Charles F. Kuhn, W. P. Ijams, Supt.
Belt Co.; Joseph G. English, by C. E. Coffin, Agent.

Councilman Stout was excused for the remainder of this session.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

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

'That the Chief Fire Engineer be, and is hereby, directed to place a fire alarm box at the German Orphan Asylum.

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

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

Gentlemen:—We, the undersigned petitioners, respectfully represent to your honorable bodies that the public convenience would be greatly promoted by the condemnation for highway purposes of lot number three hundred and seventy-eight (378) of Fletcher, Stone, Witt, Taylor & Hoyt's subdivision of out-lots Nos. 94, 95, 96, 97, 98, and the south half of 91, in the city of Indianapolis, thus extending Woodlawn avenue from its terminus at Dillon street west to Elk street, and forming an open square at the junction of Dillon, Elk and Hosbrook streets and Woodlawn avenue; and that such a change would be of public utility. We herewith exhibit a plat of said lot and the adjacent streets and alleys. We do, therefore, respectfully pray that such condemnation be made.

G. S. Bradley, Woodlawn, 40 ft.; J. M. McCollum, Virginia av. 45 ft., Elk 160 ft.; W. T. D. Roberts, Dillon 40 ft., Elk 43 ft.; Louis F. Burtin, Woodlawn 30 ft.; O. B. Phillips, W. W. Scott, W. H. Orbison; J. T.

Manson, W. H. Baker, Pleasant 40 ft.; O. B. Gilkey, Pleasant 40 ft.; E. H. Shaw, Dillon 187½ ft., Pleasant 80 ft.; S. C. Jewell, Hosbrook 40 ft.; A. A. Bowers; D. T. Cloud, Woodlawn 40 ft.; F. Gansberg, Prospect 66 ft.; W. H. Gardner, John K. Cloud; R. T. S. Cloud, Dillon 40 ft.; J. M. Gregg, Virginia av. 40 ft.; Jos. Davis, Dillon 140 ft., Hosbrook 147 ft.; W. J. Clary; Wm. Poppe, 580 Virginia av.; S. C. Ryan, 122 Olive; J. A. Dynes, 230 Olive; James Heller, 98 Pleasant, 40 ft.; Charles Kald, 383 Pleasant, 147 ft.; Wilber Flanders, 154 Hosbrook, Frank Hosbrook, C. Hauserman, Earl Reid, F. W. Rosebrook; Henry Monroe, 17 Woodlawn; W. J. Cravens; E. W. K. Bell; Mrs. M. H. Brown, Woodlawn 40 ft.; J. H. Brown, Woodlawn 40 ft.; A. Mathews, Woodlawn 40 ft.; C. F. McMillin; L. Dillon, 21 Laurel; G. W. Bruce, Woodlawn 80 ft.; F. Mattler, 97 Woodlawn; Permelia A. Cox, 283 and 306, 85 ft.; John C. Griffin, 55 Linden, 32 ft.; J. Thomas, lot 203 Woodlawn, 40 ft.; M. H. Daniels, 229 Woodlawn; L. C. Bowser, 67 Woodlawn, 120 ft.; Mellissa Bowser, 67 Woodlawn, 40 ft.; Ed. M. Harnes, 80 Olive; William C. Denny, August Elbrecht; Henry Greenwald, Woodlawn 40 ft.

Councilman Brundage presented the following petition; which was received, and the prayer of the petition granted:

Indianapolis, February 5, 1883.

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

Gentlemen:—I most respectfully petition your honorable body to grant me a license as "auctioneer" to enable me to dispose of a stock of groceries, &c., situated in store-room known as No. 170 West Washington street. An emergency exists for immediate action by your body to enable me to commence sale (by auction) as per advertisement in daily papers and posters, 6th of February, 1883, at 10 o'clock A. M. I petition your body to authorize the City Clerk to grant license.

Respectfully submitted, through Councilman Brundage,

GEO. E. WALLACE.

Councilman Coy offered the following resolution:

WHEREAS, there is a large fund in the hands of the City Treasurer of Indianapolis belonging to said city, derived from the Tomlinson Estate and from city licenses from saloon-keepers, from which the city is deriving no benefit so far as known, while she is borrowing money to pay interest upon her public debts;

Now, therefore, for the purpose of ascertaining the true amount of said fund, with a view to taking such steps as are necessary to utilize the same, and to derive a profit therefrom to the city until such time as it can be used by said city in the erection of a City Hall and Market-House,

Resolved, That the City Treasurer be required to report to the Common Council at its next regular meeting, the full amount of said fund now in his hands, and the disposition he has made of the same; if in bank, in what bank or banks, and what interest, if any, said bank or banks have paid, or have agreed to pay upon the same, or any part thereof; or if any of said fund has been loaned to private individuals; that said Treasurer report what amount, to whom, for what purpose, upon what authority, and what amount of interest, if any, has been received or contracted for upon said loan or loans; and if he holds any notes or contracts for or with reference to said fund, upon, or with any person or persons; that he furnish with his

said report a copy thereof, and also a statement of what security he holds, if any, to secure the payment of said loan or loans so made of said fund.

Which was laid on the table, on motion by Councilman Yoke, by the following vote:

AYES, 14—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Dean, Egger, Mauer, Morrison, Pearson, Pritchard, Thalman, Ward, Weaver, and Yoke.

NAYS, 3—viz. Councilmen Coy, Fultz, and Harrold.

Councilman Coy, for Councilman Dowling, presented the following remonstrance; which was ordered filed with the ordinance:

Indianapolis, January 29, 1883.

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

Gentlemen:—The undersigned, owners of real estate fronting on the alley between Illinois and Eddy streets, from the first alley south of Garden street to Pogue's Run, respectfully remonstrate against the passage of an ordinance providing for the grading and graveling of said alley.

Katie Griffin, 30 ft.; Eugenie Hayes, 30 ft.; Woodburn-Sarven Wheel Company, 140 ft.

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

That the City Engineer be, and is hereby, instructed to report to the Common Council estimate of cost for stone or iron viaduct over Pogue's Run, the Union and C., I., St. L. & C. Railway tracks on Virginia avenue.

That the City Attorney be, and is hereby, instructed to report to the Common Council what legal obstructions there are to building a viaduct over the railway tracks on Virginia avenue; and if there are any, what action is necessary by the city to remove the same.

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

That the Street Commissioner be ordered to allow the men that he worked on Saturday, February 3d, protecting property on Pogue's Run, double time.

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

That the Street Commissioner be, and is hereby, directed to enlarge the culverts on Davidson street, under the Railroad tracks, as the culverts at said point are not large enough to let the amount of water through that accumulates in said locality.

Councilman Mauer offered the following motion; which was adopted.

That the City Civil Engineer be instructed to prepare a plat of west New York street, west of Blake street, and report to this body what buildings, if any, extend out on said street, and how much each building extends out on said street.

Councilman Morrison offered the following motion; which was adopted:

Resolved, That the City Clerk advertise ten days in the Indianapolis Journal and Sentinel for separate bids for purchase of the Tomlinson properties.

Councilman Morrison offered the following resolution:

WHEREAS, A bill has been introduced in the House of Representatives of this State, by a member of the Marion County delegation, providing for a metropolitan police system for the City of Indianapolis; said bill provides for a very large increase over the amount now paid by the city for its Police Department, amounting to thirty-eight thousand dollars per annum in excess of the amount now paid by the City of Indianapolis;

Whereas, The Constitution of the State, Section 220, of the Revised Statutes, by its provisions, limits the city from ever becoming indebted, in any manner, or for any purpose, to an amount in the aggregate exceeding two (2) per centum on the value of its taxable property; the indebtedness of the city is now more than two (2) per cent of her taxables; therefore, with the constitutional provision, and the law of 1877, we, as a Council, can not, in any manner, increase the debt of the city, or make proper levy to maintain said police system.

Whereas. The City of Indianapolis is much more in need of legislation providing for a special levy for Sinking Fund, in order that proper provisions may be made looking to the payment of her debt, as the rate of interest now paid by this city costs the citizens and tax-payers more per annum than the entire cost of the Police and Fire Departments of the city.

Whereas, A committee of the Council, with a like committee from the Board of Aldermen, have reported to the Council that the City Hospital, now in use, is totally unfit for hospital purposes, and that the foundation, roof, weatherboarding and floors are old and decaying, and that said building should be torn down, that said buildings are unfit to furnish protection to the sick, from rain and cold, and provision must be made for the erection of a new City Hospital.

Whereas, The citizens and tax-payers are now demanding of the city government that the streets be kept in proper repair, and when once they make the streets, by ordinance, that it then becomes the duty of the city to keep said streets in a good and safe condition; and in order to do this, expenses in the Police Department must not be increased.

Whereas. Petitions have been presented asking the city to erect a Market-House and City Hall, and other improvements are also demanded of the city, providing for a Work-House and the purchase of burial grounds; said improvements have not or can not be made, owing to the limited amount of revenue derived from taxation, after the annual interest is paid; therefore, be it

Resolved, By the Common Council of the city of Indianapolis, that we most respectfully ask the Legislature not to pass the law providing for a Metropolitan Police System, creating an increase of the present force, and that if said bill is passed, that the Legislature provide in said bill for the State to make provision for the payment of said Metropolitan System; and that the City Clerk be, and is hereby, directed to prepare and hand to the President of the Senate and Speaker of the House of Representatives, each, a copy of this preamble and resolution, with the request that they present the same to their respective houses.

Councilman Coy's motion to lay the above resolution on the table, failed of adoption.

The resolution was then adopted by the following vote:

AYES, 14—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Dean, Egger, Mauer, Morrison, Pearson, Pearson, Pritchard, Thalman, Ward, Weaver, and Yoke.

NAYS, 4—viz. Councilmen Coy, Fultz, Harrold, and Koller.

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

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

Gentlemen:—Your petitioner would respectfully represent that he is the holder,

by assignment, of city tax sale certificate No. 14,817, covering the city taxes for the years 1876, 1877, 1878 and 1879, on 30x90 feet the s. e. corner of lot No. 31, Greer & Waters' subdivision, in out-lot number one hundred and one (101). Said part of lot was sold on February 11th, 1880, to S. A. Fletcher & Co., for the sum of \$55.57, and by them, on February 1st, 1882, assigned to N. S. Byram. The above sale was void, for the reason that the property for the years 1877, 1878 and 1879 was assessed double, in the names of Nancy Nichols and also in the name of A. C. Rogers. The property was sold in the name of Nancy Nichols for the years above written, and the same property was paid in the name of Angelina C. Rogers.

The above sale being void, on the ground of double assessment, your petitioner would therefore ask and demand that the above sum of \$55.57, with 6 per cent interest, be allowed him from date of sale, February 11th, 1880; and as in duty bound, your petitioner will ever pray.

N. S. BYRAM, Petitioner.

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

Gentlemen:—Your petitioners represent that they bought, at public tax sale by the city, February 9, 1880, a description of property as follows: "Lot 10, in Spann, Smith & Hammond's subdivision in West's heirs addition;" and as there is no such description of property, and the sale therefore being void, we ask that the money paid be refunded, as follows:

Amount of original purchase.....	\$22 47
Three years interest, at 6 per cent.....	4 04
Tax paid one year ago	\$2 65
Deed and recording.....	2 35
	5 00
Interest one year.....	30
	\$31 81

Duplicate No. of certf., 3,067; sold in name of H. Clay.

S. A. FLETCHER & Co.

Councilman Pritchard presented the following petitions; which were severally referred to the Judiciary Committee:

Indianapolis, Ind., Feb. 5th, 1883.

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

Gentlemen:—Your petitioner would respectfully represent to your honorable bodies, that on the 10th day of February, 1880, he purchased from the City Treasurer, at a public tax sale held on that day, a tax sale certificate covering the city taxes for 1876-7-8-9, on Lot No. ten (10), Square No. seven (7), in Cushing's subdivision of Hanway & Hanna's Oak Hill addition to the city of Indianapolis.

The above sale was erroneous, from the fact that it was sold for an amount of personal tax, which was not a lien on the property.

Your petitioner paid the sum of twenty-two dollars and fifty-nine cents, (\$22.59) for the certificate Feb. 10th, 1880, and for tax of 1880, since paid, 53 cents paid April 7th, 1881, and for tax of 1881, since paid, 54 cents, and paid Feb. 1st, 1882.

Your petitioner would therefore ask and demand that the above amount, with interest from dates of payment, be refunded him. And as in duty bound, your petitioner will ever pray.

CHRISTOPHER HILLGENBERG, Petitioner.

This is a revival of the petition which may be found in the proceedings of Board of Aldermen, adjourned session, June 13th, 1882, page 101.

Indianapolis, Ind., Feb. 5th, 1883.

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

and Board of Aldermen of the City of Indianapolis, Ind:

Gentlemen:—Your petitioner would respectfully represent to your honorable bodies, that on the 6th day of April, A. D. 1880, he bid in and purchased from the

treasurer of said city, at private tax sale for city taxes delinquent for the year 1879, and arrears, what purported to be real estate described as follows:

Lot No. eight (8), in French's subdivision Out-lot No. four (4), west of White River, in the city of Indianapolis, in Marion County, in the State of Indiana.

The above sale was erroneous, because there has not been since, nor was there at the time of said sale, any real estate of the above description in said city. Said subdivision was made on the 28th day of October, A. D. 1836, and never contained more than seven (7) lots, as is shown by the plat thereof, recorded in Plat Book G., page 550, of the Records of said county.

Your petitioner paid the sum of thirty-one dollars and seventy-four cents (\$31.74) on said sale, April 6th, A. D. 1880. Your petitioner would therefore ask and demand that the above amount, with interest thereon at six per centum, from the date of said payment, be refunded to him. And this he will ever pray.

C. HILGENBERG.

Councilman Bryce, for Councilman Stout, offered the following motion; which was referred to the Board of Public Improvements, with power to act:

That the Street Commissioner be, and is hereby, directed to place foot bridges at the crossings of Ruckle, Park avenue, Broadway, and College avenue, on south side of Ninth street.

Councilman Bryce, for Councilman Stout, presented the following petition; which was referred to the Judiciary Committee:

To the Common Council of Indianapolis:

STATE OF INDIANA, *Marion County*, ss:

Pliny W. Bartholomew, being duly sworn, says that the city of Indianapolis, on June 8th, 1881, issued to him an order on the City Treasurer of Indianapolis, numbered 4,420, for the sum of three dollars and fifty cents (\$3.50); that the same has not been paid, but that affiant has mislaid or lost the same, and after diligent search cannot find the said order; and your affiant prays your honorable body to authorize the City Clerk to issue a duplicate to affiant, or to grant him such relief as to you may seem equitable in the premises. And he will ever pray.

PLINY W. BARTHOLOMEW.

Subscribed and sworn to before me, this 30th day of January, 1883.

[Seal.]

R. A. SPRAGUE, Notary Public.

Councilman Thalman presented the following petition; which was referred to the Committee on Railroads:

Indianapolis, Ind., February 5th, 1883.

To the Members and President of the Board of Aldermen,

and Common Council of the City of Indianapolis:

Gentlemen:—The undersigned, residents and property holders on College avenue and vicinity, in said city, respectfully petition your honorable bodies to require the Citizens' Street Railway, of this city, to lay the flat rail upon its track on said avenue, and take up and remove the "T" now used thereon. That your honorable bodies act promptly, as said company are now preparing to put down on said avenue a new "T" rail.

F. A. Palmer, F. S. Newby, A. T. Moore, Wm. M. Cochran, John R. Leonard, J. S. Smith, Royal Aldrich, M. A. Thomas, D. M. Ransdell, Samuel Hanway, Fletcher & Sharpe, F. L. Ritzinger, George Kothe, G. C. Krug, Jno. L. Harper, Geo. V. Thayer, John P. Cooper, W. E. Mick, A. J. Danforth, Lewis Shively, F. A. W. Davis, A. Bruner, W. H. Lester,

R. S. Foster, Chas. Fiske, V. W. Woodard, J. M. Olcott, S. M. Shepard, A. W. Ritzinger, B. Ward, A. S. Cost, C. C. Pierce, Wm. H. Bennett, Geo. W. New, C. Schrader & Bro., H. Lieber, Becker & Son, John P. Wood, Chas. E. Reynolds, Walter B. Stout, D. Haggart, J. W. Morris, F. M. Curtis, J. C. Hays, D. F. Swain, Charles E. Dark, J. S. Brush.

Councilman Thalman presented the following petition; which was referred to the Committee on Ordinances:

To the Board of Aldermen and Common Council of Indianapolis:

Gentlemen:—Your petitioners would respectfully represent unto your honorable bodies that the matter and manner of soliciting business by the owners and drivers of express wagons have become matters of serious concern to the expressmen themselves and of annoyance to the public, by reason of the very rude and boisterous manner in which the soliciting of business is done by many of those having wagons in charge on the streets, now allowed by ordinance. To the end that a public nuisance may be abated, and fair and gentlemanly competition in said business be protected from insult, your petitioners respectfully ask your honorable bodies to place the right of expressmen to solicit patronage within reasonable limits as to place and manner of so doing, confining each solicitor to a certain distance from his wagon, and the mode of soliciting to a quiet and decorous tone of voice, without violent gestures or demonstrations. And your petitioners will ever pray.

John Jenkins, James E. Ward, C. F. Voght, John Callaghan, Pat. Stundon, John Burk, Anthony McHugh, C. Behrent, V. D. Krator, David Fleming, and 23 others.

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

Indianapolis, Ind., February 5th, 1883.

To the Mayor and City Council and Board of Aldermen:

Gentlemen:—I will give sufficient ground for a roadway along the bank of White River, as laid out by your Committee on Streets and Alleys, for the sum of seven hundred dollars.

AUGUST H. W. MINKNER.

Councilman Thalman offered the following motion; which was referred to the special Committee on Cemetery:

That the Committee on Cemetery be directed to ascertain what from 3 to 5 acres of ground adjoining the German Catholic burying-ground can be bought at.

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

That the Committee on Printing be directed to have 500 copies of the report of the Chief Fire Engineer printed in pamphlet form.

That the Street Commissioner notify the Citizens' Street Railroad Company that so soon as the weather will permit the City Engineer will set stakes to put west Washington street (or National Road), between California and Blake streets, to its original and proper grade, and that they be directed not to do any work on said street until they have the grade from the City Civil Engineer.

That the Judiciary Committee and City Attorney be directed to report to this Council, at next meeting, whether or not the city can by ordinance compel prop-

erty-owners adjoining Pogue's Run to pay a part for improving the same, by straightening, widening and deepening and walling up the sides with stone or brick (virtually making an open sewer of it). If the city has no power to assess property-holders for such work, could the Legislature pass a bill to give us such right?

Councilman Thalman offered the following motion:

That the Committee on Legislature be directed to oppose the passage of a bill that has been introduced authorizing the city to assess a special tax of 10 per cent. for sinking fund purposes.

And it was adopted by the following vote:

AYES, 11—viz. Councilmen Brundage, Bryce, Dean, Fultz, Koller, Mauer, Pearson, Pritchard, Thalman, Ward, and Yoke.

NAYS, 4—viz. Councilmen Bedford, Coy, Harrold, and Morrison.

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

That the Street Commissioner be instructed to clean out the bed of the State Ditch, and remove all obstructions caused by the last flood; cost of which shall not exceed one thousand dollars.

On motion, the Common Council then adjourned.

DANIEL W. GRUBBS, Mayor,

President of the Common Council.

Attest: **JOS. T. MAGNER**, City Clerk.