

# PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—FEBRUARY 26, 1883.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, February 26th, A. D. 1883, at seven o'clock, in regular session.

PRESENT—Hon. James T. Layman, President of the Board of Aldermen, in the Chair, and Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood—8.

ABSENT, 2—viz. Aldermen Drew, and Tucker.

The Proceedings of the Board of Aldermen for the regular session, held February 12th, 1883, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

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 February 19th, 1883.

For the Common Council:

JOS. T. MAGNER, City Clerk.

The following communication from his Honor, Mayor Grubbs, was read, and the action of the Common Council thereon (see page 885, *ante*), was concurred in:

Jeffersonville, Ind., Feb. 19, 1883.

TO MAYOR GRUBBS:

Have you one or more old fire engines that you can send here to help pump water out of cellars? They have but two, and Louisville and New Albany need all their own machines.

CHAS. W. BROUSE.

The following report from the City Civil Engineer was read, and the favorable action of the Common Council thereon (see page 885, *ante*), was concurred in:

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

*Gentlemen:*—I herewith report a second, corrected and final estimate in behalf Fred. Gansberg, for grading and graveling Sulliving street and sidewalks, from the north line of Bismarck street to Buchanan street.

843 lineal feet, at 43 cents..... \$362 49

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 886, *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying second, corrected and final estimate in behalf of Fred. Gansberg, for grading and graveling Sullivan street and sidewalks, from the north line of Bismarck street to Buchanan 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, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

**NAYS**—None.

The following report from the City Civil Engineer was read, and the favorable action of the Common Council thereon (see page 886, *ante*), was concurred in:

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

*Gentlemen:*—I herewith report a second, final and corrected estimate in behalf of Henry Clay, for grading and graveling Ohio street and sidewalks, and bowldering and curbing the gutters thereof, from 222 feet east of Harvey street, to the first alley west of Hanna street.

1,717.80 lineal feet graveling, at \$1.12.....	\$1,923 93
1,706 lineal feet bowldering, at 68 cents.....	1,160 08
1,669.95 lineal feet curbing, at 47 cents.....	784 89
	\$3,868 90

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see pages 886, *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying second, final and corrected estimate in behalf of Henry Clay, for grading and graveling Ohio street and sidewalks, and bowldering and curbing the gutters thereof, from 222 feet east of Harvey street to the first alley west of Hanna street, 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, Hamilton, Mussmann, Newman, Rorison, Seibert, Wood, and President Layman.

**NAYS**—None.

The following report from the City Civil Engineer was read, and the favorable action of the Common Council thereon (see page 887, *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 R. P. Dunning, for grading and graveling the first alley west of Maxwell street, from Elizabeth street to Coe street. Bond, \$300.00; surety, H. C. Roney.

Contract and bond of Richter & Twiname, for grading, bowldering and curbing the gutters of Liberty street, from New York street to Michigan street. Bond, \$3,500; surety, Peter Fritz.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following report from the City Civil Engineer was read, and the action of the Common Council thereon (see page 887, *ante*), was concurred in:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—The following contracts have been awarded, for which no bonds have been filed:

To F. J. Blume, for grading and graveling the first alley north of Home avenue, from Broadway to College avenue.

To Michael Flaherty, for grading and graveling Vermont street and sidewalks, from Agnes street to the Mill Race.

To Houston Solomon, for grading and paving with brick the sidewalks of Blake street, from the National Road to Indiana avenue.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following report from the City Civil Engineer was read, and the favorable action of the Common Council thereon (see page 887, *ante*), was concurred in, by adding the Committee on Printing and Office Fixtures & Supplies, with power to act:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—The wagon used in my department, is practically worn out. I ask that I may be authorized to procure a new one. By exchanging the old one, I can get a suitable wagon for about \$150.00.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

We, the undersigned, members of the Board of Public Improvements, recommend that the City Civil Engineer be authorized to make the best contract possible for the purchase of a new wagon, said wagon to cost not to exceed the sum of \$200.

Respectfully submitted,

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

The following report from the City Clerk (see page 887, *ante*), was read; and on motion by Alderman Rorison, was referred to the Committee on Finance and Accounts & Claims:

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, viz:

James W. Hudson vs. Caroline P. DeWolf, for.....	\$79 95
James W. Hudson vs. J. F. Klenk (christian name unknown), for..	32 50
James W. Hudson vs. J. F. Klenk (christian name unknown), for..	17 22
Fred. Gansberg vs. Annie E. Bills, for.....	17 92
Fred. Gansberg vs. Alfred Rossman, for .....	17 92

And recommend you order the precepts to issue.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

The opinion of Caleb S. Denny, City Attorney, showing what legal objections, if any, to building a viaduct over the railway tracks on Virginia avenue (see page 888, *ante*), was read and received.

The following report was read, and the action of the Common Council thereon (see page 889, *ante*), was concurred in:

Indianapolis, Feb. 19th, 1883.

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

*Gentlemen:*—The case of Malinda Murphy vs. The City, has been tried before a jury in the Circuit Court, resulting in a verdict of two thousand dollars against the city. I have filed a motion for a new trial, with a view of appealing to the Supreme Court, if it is the desire of the Council and Board of Aldermen to have it so appealed.

Respectfully submitted,

JAMES A PRITCHARD,  
Special Attorney for city.

The following report from the Street Commissioner, and the motion accompanying the same, was read, and the action of the Common Council thereon (see page 889, *ante*), was concurred in:

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

*Gentlemen:*—I make the following report for your consideration and action thereon:

The east stone abutment of Reid street bridge over Pleasant Run, was so badly damaged by the recent freshet, that it will have to be re built before the bridge will be safe for public use. Also, the east wing of the south side of Olive street bridge over Pleasant Run was damaged. The bridge on Davidson street over Pogue's Run is in such a condition, the timbers being rotten, that it should be re-built. Ray street bridge over Pogue's Run was damaged some, but can be repaired without any great expenditure.

Respectfully submitter,

L. A. FULMER, Street Commissioner.

That the City Civil Engineer be, and is hereby, instructed to advertise for bids for the building of abutments under the Reid street bridge; also, repairing abutments of the Olive street bridge over Pleasant Run.

The following report from the Board of Public Improvements was read, and the favorable action of the Common Council thereon (see pages 889 and 890, *ante*), was concurred in:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—The Board of Public Improvements, to whom was referred the matter of making protection along the banks of Pogue's Run, between Catharine and Merrill streets, upon examination find that the Run in said locality is diverting from its proper channel, and encroaching on private property, thereby damaging

property owners along its banks. Their lots were originally 110 feet in depth; some of the lots have only 40 feet left. Also, damaging the Catharine street bridge to such an extent as to make it dangerous for public use.

In the opinion of the board, if some action is not taken by the property owners, or city authorities, to keep the Run in its proper channel, such freshets as we have had in the past year, will certainly do great damage in that portion of the city. The resident property owners are really not in a condition, financially, to make the proper protection to their homes and property.

The above mentioned bridge on Catharine street, we believe should be repaired as soon as possible; and we recommend that the City Civil Engineer be instructed to have said bridge repaired and placed in a safe condition immediately.

Respectfully submitted,

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

The following report from the Board of Public Improvements was read, (see page 890, *ante*), and referred to the Committee on Streets & Alleys and Sewers & Drainage, and City Attorney:

To the Mayor and Common Council:

*Gentlemen*:—The Board of Public Improvements, to whom the following petition was referred:

*Gentlemen*:—The undersigned respectfully represents that he is the owner of the houses numbered 117 and 119, on the east side of south Illinois street; that, in last September or October, in pursuance of an order of the city authorities, he had the pavement in front of said property re-laid, and put in complete and perfect order; that, in the very next month, the same was torn up by John Schier, who claims to have acted under an authority from the city, and is now asking pay from your petitioner for said work. Your petitioner respectfully represents that if anything is to be paid Mr. Schier, it should be paid by the city, as your petitioner had the work done as ordered by the city, and has fully paid for the same. The order above referred to is attached to this petition, and herewith submitted.

“Very respectfully,

WM H. ENGLISH.

“January 15, 1883.”

Have examined the same, and, under existing circumstances, recommend that the city pay one-half of said assessment, \$26.40, providing the petitioner pays one-half.

Respectfully submitted,

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

The mortality report from the Board of Health (see page 890, *ante*), was read and received.

The report from the City Hall Commissioners (see pages 892 and 893, *ante*), was read and received.

The following clauses from the report of the Judiciary Committee (see page 894, *ante*), was read; and on motion by Alderman Seibert, was referred to the Committee on Finance and Accounts & Claims:

The first is the petition of N. S. Byram, showing a double taxation on Lot No 31, Greer & Waters' subdivision in Out-lot 101. The property sold in name of Nancy Nichols for taxes of 1876 to 1879 inclusive, and same taxes paid in name of Angelina C. Rogers. Petitioner holds tax certificate for \$55.57, with six per

cent. interest from February 11th, 1868, which he asks be refunded. City Treasurer informs your committee that the facts stated are true.

We recommend that the prayer of petition be granted.

The second is the petition of S. A. Fletcher & Co., showing they purchased at tax sale "Lot 10 in Spann, Smith & Hammond's subdivision in West's Heir's Addition." Petitioners have paid, including interest to date, \$31.81, which they ask to have refunded for the reason that the sale was void, there being a misdescription of property. The City Treasurer informs your committee that the facts stated in petition are true.

We therefore recommend that \$31.81 be paid to petitioners.

The third is the petition of Christopher Hilgenberg, showing that he purchased Lot 10, Square 7, Cushing's subdivision of Hanway & Hanna's Oak Hill Addition for \$22.29, taxes for 1876 to 1879 inclusive, and has paid further taxes of \$1.07 upon said lot. He says the property was sold for a personal tax that was not a lien upon the real estate, and the sale was therefore void. City Treasurer informs your committee that the facts stated in petition are true.

We therefore recommend that the above sums be refunded, with interest from date of payment.

The fourth is a petition from same party, showing that he purchased Lot 8, in French's subdivision of Out-lot 4, west of White river, at tax sale on April 6th, 1880, paying the sum of \$31.74. The sale was void for the reason that there was no Lot 8 in said subdivision. City Treasurer informs your committee that the facts stated in petition are true.

We therefore recommend that the sum of \$31.74, with interest from April 6th, 1880, be refunded.

The fifth is the petition of Pliny W. Bartholomew, showing that, on June 8th, 1881, there was issued to him an order (No. 4,420) for \$3.50; that the same has not been paid, but has been mislaid or lost; and, after diligent search, he can not find the order. He asks that the City Clerk be ordered to issue a duplicate order for the amount.

We recommend the duplicate order be issued to Pliny W. Bartholomew, or order, for \$3.50.

The following report from the Committee on Streets and Alleys was read, (see page 895, *ante*), and action thereon postponed until a proper bond is filed indemnifying the city against the payment of costs:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred the petition of G. S. Bradley, J. M. McCullum, and others, praying for the extension of Woodlawn avenue from its terminus at Dillon street, west to Elk street, by condemning for highway purposes Lot 378, Out-lot 94, etc., have examined said locality, and recommend the prayers of the petitioners be granted, and the accompanying resolution, relative thereto, be adopted.

Respectfully submitted,

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

*Resolved,* That the petition of G. S. Bradley, J. M. McCullum, and others, praying for the laying out, opening and extending Woodlawn avenue from its terminus at Dillon street, west to Elk street, by condemning Lot 378, Out-lot 94, etc., be referred to the City Commissioners, with instructions to assess benefits and damages, and to make due report; and that for the purpose of such opening and extension, the Common Council and Board of Aldermen do propose to appropriate such real estate and property as may be necessary therefor. The said Commissioners are instructed to return, as part of their report, all petitions and notices. The City Clerk is hereby directed to issue, and the City Marshal to serve, the proper notices upon the Commissioners and property owners.

The following report from the special committee on Insecure Buildings, was read, and the favorable action of the Common Council thereon (see page 896, *ante*), was concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Insecure Buildings, together with the City Civil Engineer, to whom the following motion was referred:

“That the Committee on Insecure Buildings, with the City Civil Engineer, be instructed to make an examination of the buildings and platforms, and any other improvements on or near the banks of Pogue's Run, and report what, in their judgment, would be advisable to do in the matter; or anything that will endanger the lives or property of citizens in times of floods or overflows.”

Would report, that we find a platform on the north side of the Run, about 100 feet west of Pennsylvania street, in a dangerous condition, and another on the north side of the Run, between Pennsylvania and Delaware streets, that is partly uncovered, and no guard around it, which is also dangerous.

We recommend they be removed.

On examination of the stone arch north of the Eagle Machine Works, we find it decaying, and being undermined, and should be repaired and put in a safe condition as soon as possible. We further find that the Run north of Washington street, has been walled up on each side, leaving a space, in some places, of only 21 feet for the water to pass through, which, we believe, is not sufficient to carry the entire amount of water in such freshets as we have had in the past year.

Respectfully submitted,

George Weaver,  
Frederick Hartmann,  
H. B. Stout,  
Committee on Insecure Buildings.

The following motion (adopted by the Common Council—see page 900, *ante*), was read and concurrently adopted:

That the Street Commissioner be, and is hereby, directed to re-build the bridge over Pogue's Run on Davidson street, said bridge having been badly damaged by the recent freshet.

The following motion (adopted by the Common Council—see page 902, *ante*), was read and laid on the table:

That the City Attorney and City Marshal be, and are hereby, instructed to notify all persons and corporations to remove, within 60 days from the 1st of March, 1883, from the bed of Pogue's Run, all supports of bridges, buildings, or covering of any kind, within the city limits.

#### REPORTS FROM STANDING COMMITTEES.

The Committee on Finance and Accounts & Claims, through Alderman Hamilton, submitted the following reports; which were concurred in:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—The undersigned return herewith Ap. O. No. 14, for 1883, and recommend that it do not pass, until the ordinance now pending in the Common Council for \$1,500 (for the same department), and passed by this body, be approved by such Council.

Respectfully submitted,

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

Indianapolis, Feb. 26, 1883.

To the President and Members of the Board of Aldermen :

*Gentlemen.*—The undersigned, to whom was referred the order of Council “That all annual reports be printed and consolidated in book of annual reports,” recommend that such action be concurred in; and such book to include all reports of departments for the year ending January 1st, 1883, complete at this date; 1000 copies of such book to be printed, bound in paper, and to be let to the lowest bidder; the Chief Fire Engineer’s report to be first in order.

We further recommend advertising for ten days in the Indianapolis Journal and Sentinel, also, in the Times and Telegraph, for separate bids for purchase of Tomlinson properties.

Further, that the action of Council, ordering 500 copies of the report of the Chief Fire Engineer be printed in pamphlet form, be *not* concurred in.

Respectfully submitted,

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

The Committee on Printing and Office Fixtures & Supplies, through Alderman Hamilton, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen :

*Gentlemen.*—The undersigned respectfully recommend that the enclosed account of Hubert Recker, for \$17.00, “for one table with pigeon-hole case for Mayor’s Office,” be allowed, when a requisition from the Committee on Office Fixtures and Supplies be filed therewith.

Respectfully submitted,

F. W. Hamilton,  
Brainard Rorison,  
John Newman,  
Committee.

Indianapolis, Feb. 26, 1883.

The Committee on Streets & Alleys and Sewers & Drainage, through Alderman Seibert, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen :

*Gentlemen.*—Your Committee on Streets and Alleys, to whom was referred a motion that the City Civil Engineer advertise for proposals for building an iron railing to be placed on north end of culvert at Washington street and Pogue’s Run, recommend the passage of the same.

Also, the resolution for vacating 15 feet of Sanders street, recommend the Board recede from its former action, and concur in the action of Council.

Respectfully submitted,

H. Seibert,  
D. DeRuiter,  
Committee on Streets & Alleys and Sewers & Drainage.

On motion, the favorable action of the Common Council on the report of the Committee on Streets and Alleys, recommending “the narrowing of Sanders street, from a width of eighty feet to that of fifty feet,” (see page 614, *ante*), was concurred in, and the resolution accompanying the same was read and concurrently adopted by the following vote:

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

NAYS—None.



## INTRODUCTION OF MISCELLANEOUS BUSINESS.

The City Attorney, for Alderman Tucker, offered the following resolution:

*Whereas*, Notices have at various times been served by the City of Indianapolis on railroad companies and others obstructing the flow of water in Pogue's Run, in said city, to remove such obstructions; and

*Whereas*, None of said companies or persons have, so far, complied with said notices, and none, except the P., C. & St. L. R. R. Co., have even expressed an intention of complying with such demands; and

*Whereas*, The persons and corporations hereinafter named, are now maintaining, for private use, certain pile trestle work and other obstructions in the bed of said stream, in violation of the provisions of an ordinance of said city, entitled "An ordinance protecting the bed of Pogue's Run from being obstructed by builders or others," ordained May 16th, 1864; and

*Whereas*, It is deemed necessary, for the general welfare, that all obstructions to the free flow of the water of said stream therein, be removed therefrom without unnecessary delay; therefore,

*Resolved*, That the following named persons and corporations be, and they are each hereby, directed and required to remove, without unnecessary delay, the obstructions herein named, from the bed of Pogue's Run, in said city, to-wit:

1. The Wabash, St. Louis & Pacific Railway Company, (successor to the I., P. & C. R. R. Co.), certain trestle work supporting its bridge over said stream near Liberty street. Also, the remains of the old dam constructed by said I., P. & C. Company across said stream below Washington street, together with all accumulations of sand, dirt and rubbish above the same, caused by said dam. And, if by any contract between said W., St. L. & P., and I., P. & C. companies, or in law or equity said Indianapolis, Peru & Chicago R. R. Co. should remove the same, then said last named company is hereby directed and required to do said work.

2. The Cleveland, Columbus, Cincinnati & Indianapolis Railroad Company, and the firm of Cobb & Branham, certain trestle work supporting the bridge over said stream near Ohio street, leading to the coal yard of said firm.

3. The Cincinnati, Hamilton & Indianapolis Railroad Company, (formerly the Junction Railroad Company), certain pile trestle work under its bridge crossing said stream near south East street; said obstruction not only being maintained in violation of the provisions of the ordinance above referred to, but also in violation of the terms of the ordinance granting said Junction Railroad Company the right to enter said city and cross said stream.

4. The Pittsburg, Cincinnati & St. Louis Railroad Company, certain pile trestle work under its bridge across said stream near south East street.

5. Thomas M. Dickson, John W. Dickson and James C. Dickson, (trading as Wm. B. Dickson & Co.), certain trestle work under their lumber yard bridges across said stream in the square bounded by Washington, Noble, Market and Pine streets. Also, to widen said stream where the banks thereof have heretofore been contracted by them, to its original width and capacity.

*Resolved, further*, That the Street Commissioner be, and he is hereby, directed to remove all of the above described obstructions from the bed of Pogue's Run at the end of thirty days from the service of this notice on each of said persons and corporations respectively, or as soon thereafter as he can do the same, unless removed by said parties within said time; *Provided, however*, if said persons and corporations, or any of them, before the expiration of said time, shall indicate their intention of removing said obstructions, and bridging said stream as the City Civil Engineer may direct, as soon as they can conveniently arrange to do the same, said Street Commissioner shall not do the work above indicated until the expiration of three

months from the date of said service of notice; said intention to be expressed in writing, addressed to said Street Commissioner, or the Mayor, Common Council and Board of Aldermen.

In case said Street Commissioner shall be interfered with in the performance of the work hereby directed to be done by him, the police force is hereby directed to protect him in the performance thereof. And in case said Street Commissioner shall be temporarily enjoined by order of any court in the performance of said work, the City Attorney is hereby directed to take any and all necessary legal steps to protect said Commissioner in his said work, and to cause said obstructions to be speedily removed; and the cost thereof to be collected from said persons and corporations, respectively.

And resolved further, That the Street Commissioner be, and he is hereby, directed and delegated to serve this preamble and resolution on each of said firms and corporations, and of his doings to make due return endorsed on the certified copy issued to him, into the office of the City Clerk.

President Layman offered the following motion:

That the City Civil Engineer be, and is hereby, instructed to prepare maps or drawings of Pogue's Run and State Ditch, from the corporation line on the northeast, to the mouth of said streams, plainly showing all obstructions, impediments, bridges, culverts, and, in fact, anything that would tend to obstruct the natural flow of water in said channels. And when said maps or drawings are completed—which shall be done without any unnecessary delay—the City Civil Engineer will notify the appropriate committees having the matter in charge, as soon as such plans and drawings are complete. It is further moved that a special committee of three members from this body, to act with a special Council Committee, appointed by the Mayor, and also a special committee of three citizens, consisting of Gen. T. A. Morris, W. H. English and N. S. Byram, who are requested to meet with the city authorities so soon as the City Civil Engineer prepares his maps and drawings, for the purpose of providing a plan to enlarge the streams so as to accommodate the water, and report the probable cost thereof.

The foregoing resolution was adopted by the following vote:

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

NAYS—None.

The motion offered by President Layman was then adopted.

The Chair appointed Aldermen Seibert, Mussmann and DeRuiter to act as members of such committee; and on motion of Alderman Rorison, President Layman was requested to act as Chairman of the committee, and that the Common Council request Mayor Grubbs to act as a member of such committee.

Alderman Hamilton offered the following motion; which was referred to the City Attorney:

When His Honor, the Mayor, is absent from the city, and His Honor, the President of this Board, is at home, has any other person a *legal right* to preside over the Mayor's Court, deal out justice, and expound the law therein?

The Clerk of the Board of Aldermen presented the following petition; which was received, and prayer granted:

To the Honorable Board of Aldermen and Common Council :

*Gentlemen:*—We, the undersigned, desire to obtain General Auction License for one (1) year, with privilege of taking out quarterly.

Respectfully,

WRIGHT & HOLDEN.

The Clerk presented the following petition; which was referred to the Committee on Streets and Alleys & Sewers & Drainage:

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

*Gentlemen:*—The undersigned respectfully represents that the city bridge across the Mill Race on Davis street, can not be used, the earth around the head gates having been washed out so that wagons cannot now cross. I respectfully ask that the same be immediately improved.

S. J. PATERSON.

On motion, the Board of Aldermen then adjourned.

JAMES T. LAYMAN, President.

Attest: GEO. T. BREUNIG, Clerk.