

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—OCTOBER 20, 1884.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, October 20th, A. D. 1884, at half-past seven o'clock, in regular session.

**PRESENT**—Hon. John L. McMaster, Mayor, and *ex officio* President of the Common Council, in the Chair, and 21 members, viz: Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**ABSENT**, 4—viz. Councilmen Cowie, Coy, Mack, and Pearson.

The Proceedings of the Common Council for the regular session, held October 6th, 1884, 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 Newcomb, submitted the following report; which was concurred in:

To the Mayor and Common Council:

*Gentlemen*:—Your Committee on Contracts, in report of June 30, 1884, recommended that action be postponed "For grading and paving the east sidewalk of Mississippi street, from Seventh street to Tenth street."

### Bids per lineal foot front.

Names of bidders.	Paving.	Walk-stones.	Bowl. wings, sq. y'd.
S. W. & R. H. Patterson..	48 cents.....	70 cents.....	70 cents
Geo. W. Seibert .....	47 cents.....	63 cents.....	60 cents
Hanway & Cooper.....	45 cents.....	69 cents.....	64 cents
H. C. Roney.....	45 cents.....	64 cents.....	60 cents
John Schier.....	44 cents.....	63 cents.....	62 cents
R. P. Dunning.....	43 cents.....	... cents.....	... cents
J. D. Hoss & Co.....	42 cents.....	64 cents.....	63 cents
Richter & Twiname.....	42 cents.....	60 cents.....	60 cents
C. S. Roney.....	42 cents.....	66 cents.....	65 cents
J. L. Spaulding.....	39½ cents.....	66 cents.....	60 cents

J. L. Spaulding being the lowest and best bidder, we recommend that he be awarded the contract.

Respectfully submitted,

W. C. Newcomb,  
M. M. Reynolds,  
Committee on Contracts.

Councilman Newcomb, in behalf of the same Committee, submitted the following report; which was received, and the recommendations severally concurred in:

To the Mayor and Common Council:

*Gentlemen:*—The Committee on Contracts, to whom were referred the proposals received October 6th, 1884, have examined the same, and find them to be as follows, viz:

1st. For grading and paving with brick, the east sidewalk of Madison avenue, from Nebraska street to Lincoln Lane.

J. L. Spaulding.....	48 cents per lineal foot front.
Geo. W. Seibert, Jr.....	42 cents per lineal foot front.
Chas. S. Roney.....	42 cents per lineal foot front.
Richter & Twiname.....	39 cents per lineal foot front.
David A. Haywood.....	36 cents per lineal foot front.

D. A. Haywood being the lowest and best bidder, recommend he be awarded the contract.

2d. For grading and paving with brick, the sidewalks of California street, from North street to Pratt street.

S. W. & R. H. Patterson..	39 cents per lineal foot front on each side.
Richter & Twiname.....	37 cents per lineal foot front on each side.
Chas. S. Roney.....	36 cents per lineal foot front on each side.
Geo. W. Seibert, Jr.....	35 cents per lineal foot front on each side.
David A. Haywood.....	35 cents per lineal foot front on each side.
J. L. Spaulding.....	34 cents per lineal foot front on each side.
R. P. Dunning.....	34 cents per lineal foot front on each side.

Being a tie bid, and the same being low, recommend the contract be awarded to J. L. Spaulding.

3d. For grading and paving with brick the east sidewalk of Tennessee street, from McCarty street to Merrill street.

Geo. W. Seibert, Jr.....	44 cents per lineal foot front.
Richter & Twiname.....	43 cents per lineal foot front.
J. L. Spaulding.....	40 cents per lineal foot front.
David A. Haywood.....	40 cents per lineal foot front.

Being a tie bid, and the same being low, recommend the contract be awarded to David A. Haywood.

4th. For grading and graveling the first alley north of McCarty street, from East street to New Jersey street.

Richter & Twiname.....	24 cents per lineal foot front on each side.
Geo. W. Seibert, Jr.....	22 cents per lineal foot front on each side.
John Hennessey.....	20 cents per lineal foot front on each side.

John Hennessey being the lowest and best bidder, recommend he be awarded the contract.

5th. For grading and paving with brick, the south sidewalk of Vermont street, from Blackford street to the first alley west of Bright street, where not already done.

Richter & Twiname.....	39 cents per lineal foot front.
Geo. W. Seibert, Jr.....	39 cents per lineal foot front.
J. L. Spaulding.....	35 cents per lineal foot front.
Chas. S. Roney.....	35 cents per lineal foot front.
David A. Haywood.....	35 cents per lineal foot front.
R. P. Dunning.....	34 cents per lineal foot front.

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

6th. For grading and paving with brick, the east sidewalk of Douglass street, from New York street to Michigan street, where not already done,

Geo. W. Seibert, Jr. ....	39 cents per lineal foot front.
Richter & Twiname.....	39 cents per lineal foot front.
S. W. & R. H. Patterson....	39 cents per lineal foot front.
J. L. Spaulding.....	36 cents per lineal foot front.
Chas. S. Roney.....	36 cents per lineal foot front.
David A. Haywood.....	35 cents per lineal foot front.
R. P. Dunning.....	34 cents per lineal foot front.

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

7th. For grading, bowldering and curbing, (where not already done) Chesapeake street, from Delaware street to Pennsylvania street.

Bids per lineal foot front on each side.

James W. Hudson.....	bowldering 72 cents; curbing 39 cents.
S. W. & R. H. Patterson..	bowldering 69 cents; curbing 40 cents.
Hanway & Cooper .....	bowldering 69 cents; curbing 40 cents.
Geo. W. Seibert, Sr.....	bowldering 66 cents; curbing 40 cents.
David A. Haywood.....	bowldering 65 cents; curbing 42 cents.
R. P. Dunning.....	bowldering 65 cents; curbing 41 cents.
Richter & Twiname.....	bowldering 65 cents; curbing 40 cents.
Geo. W. Buchanan .....	bowldering 65 cents; curbing 40 cents.
Geo. W. Seibert, Jr.....	bowldering 65 cents; curbing 39 cents.

Geo. W. Seibert, Jr, being the lowest and best bidder, recommend he be awarded the contract.

8th. For grading and graveling the first alley west of Delaware street, from Seventh street to Eighth street

Richter & Twiname.....	22 cents per lineal foot front on each side.
S. W. & R. H. Patterson..	17 cents per lineal foot front on each side.
R. P. Dunning .....	17 cents per lineal foot front on each side.
Geo. W. Seibert, Jr.....	16 cents per lineal foot front on each side.
David A. Haywood.....	16 cents per lineal foot front on each side.
Hanway & Cooper .....	14 cents per lineal foot front on each side.
J. D. Hoss & Co.....	14 cents per lineal foot front on each side.
Geo. W. Buchanan.....	14 cents per lineal foot front on each side.

Being three bids at the same price, and believing the same to be low, recommend the contract be awarded to J. D. Hoss & Co.

9th. For grading and graveling Walcott street and sidewalks, from Michigan street to Koller street.

Henry Clay.....	\$1.14 per lineal foot front on each side.
J. D. Hoss & Co.....	1.00 per lineal foot front on each side.
Geo. W. Seibert, Sr.....	95 per lineal foot front on each side.
David A. Haywood.....	94 per lineal foot front on each side.
R. P. Dunning.....	93 per lineal foot front on each side.
Richter & Twiname.....	87 per lineal foot front on each side.
Geo. W. Seibert, Jr.....	87 per lineal foot front on each side.
S. W. & R. H. Patterson..	87 per lineal foot front on each side.
Hanway & Cooper.....	83 per lineal foot front on each side.
Geo. W. Buchanan.....	83 per lineal foot front on each side.

Being a tie bid, and believing the same to be low, recommend the contract be awarded to Geo. W. Buchanan.

10th. For grading, bowldering and curbing the gutters of New York street, from Illinois street to Indiana avenue.

Bids per lineal foot front on each side.

Names of bidders.	Bowldering.	Curbing.	Dbl. walk-stones.	Bld. wings, sq. y'd
James W. Hudson.....	64 cents.....	39 cents.....	60 cents.....	64 cents
S. W. & R. H. Patterson	60 cents.....	40 cents.....	70 cents.....	70 cents
Geo. W. Seibert, Sr.....	60 cents.....	39 cents.....	... cents.....	... cents
R. P. Dunning .....	59 cents.....	40 cents.....	63 cents.....	58 cents

Richter & Twiname.....	59 cents.....	40 cents.....	58 cents.....	58 cents
David A. Haywood.....	57 cents.....	42 cents.....	62 cents.....	57 cents
George W. Buchanan...	58½ cents.....	40 cents.....	60 cents.....	58½ cents
Hanway & Cooper.....	58 cents.....	40 cents.....	60 cents.....	57 cents
Geo. W. Seibert, Jr.....	58 cents.....	39 cents.....	62 cents.....	58 cents

Hanway & Cooper being the lowest and best bidders, recommend they be awarded the contract.

11th. For grading, bowldering and curbing the gutters of Fort Wayne avenue, from Pennsylvania street to New Jersey street.

Bids per lineal foot front on each side.

Names of bidders.	Bowldering.	Curbing.	Dbl. walk-stones.	Bld. wings, sq. y'd
James W. Hudson.....	64 cents.....	39 cents.....	60 cents.....	64 cents
Geo. W. Seibert, Sr.....	60 cents.....	39 cents.....	62 cents.....	60 cents
R. P. Dunning.....	59 cents.....	41 cents.....	63 cents.....	58 cents
D. A. Haywood.....	56 cents.....	42 cents.....	62 cents.....	56 cents
Richter & Twiname.....	58 cents.....	40 cents.....	58 cents.....	58 cents
Geo. W. Seibert, Jr.....	58 cents.....	39 cents.....	62 cents.....	58 cents
Hanway & Cooper.....	57 cents.....	40 cents.....	60 cents.....	57 cents

Hanway & Cooper being the lowest and best bidders, but recommend the contract be not awarded until after January 1st, 1885

12th. For grading and bowldering the roadway of Alabama street, from Pogue's Run to the C., I., St. L. & C. R. R. tracks.

Geo. W. Seibert, Sr.....	\$1.99 per lineal foot front on each side.
Geo. W. Seibert, Jr.....	1.95 per lineal foot front on each side.
Hanway & Cooper.....	1.94 per lineal foot front on each side.
Geo. W. Buchanan.....	1.89 per lineal foot front on each side.
David A. Haywood.....	1.79 per lineal foot front on each side.
R. P. Dunning.....	1.77 per lineal foot front on each side.
James W. Hudson.....	1.70 per lineal foot front on each side.
Richter & Twiname.....	1.55 per lineal foot front on each side.
Chas. S. Roney.....	1.47 per lineal foot front on each side.

Chas. S. Roney being the lowest and best bidder, recommend he be awarded the contract.

13th. For grading, bowldering the gutters, and curbing with stone the sidewalks of Mississippi street, from Maryland street to Washington street.

Bids per lineal foot front on each side.

James W. Hudson.....	bowldering 63 cents; curbing 39 cents.
J. L. Spaulding.....	bowldering 62 cents; curbing 40 cents.
Chas. S. Roney.....	bowldering 60 cents; curbing 40 cents.
Richter & Twiname.....	bowldering 60 cents; curbing 40 cents.
Geo. W. Seibert, Sr.....	bowldering 60 cent; curbing 40 cents.
David A. Haywood.....	bowldering 58 cents; curbing 42 cents
Geo. W. Buchanan.....	bowldering 59 cents; curbing 40 cents.
R. P. Dunning.....	bowldering 58 cents; curbing 41 cents.
Hanway & Cooper.....	bowldering 59 cents; curbing 40 cents.
Geo. W. Seibert, Jr.....	bowldering 58 cents; curbing 39 cents.

Geo. W. Seibert, Jr., being the lowest and best bidder, recommend he be awarded the contract.

14th. For grading and graveling Guffin street, from Seventh street to Eighth street.

Richter & Twiname.....	47 cents per lineal foot front on each side.
Chas. S. Roney.....	39 cents per lineal foot front on each side.
J. D. Hoss & Co.....	38 cents per lineal foot front on each side.
Geo. W. Seibert, Jr.....	34 cents per lineal foot front on each side.
Hanway & Cooper.....	34 cents per lineal foot front on each side.
Geo. W. Buchanan.....	31 cents per lineal foot front on each side.



- S. W. & R. H. Patterson... 29 cents per lineal foot front on each side.
- David A. Haywood ..... 29 cents per lineal foot front on each side.
- Henry Clay..... 28 cents per lineal foot front on each side.

Henry Clay being the lowest and best bidder, recommend he be awarded the contract.

15th. For grading and paving with brick (where not already done) the east sidewalk of Ash street, from Christian avenue to Home avenue.

Bids per lineal foot front.

Names of bidders.	Paving.	Dbl. walk stones.	Bld. wings, sq. y'd.
Richter & Twiname.....	38 cents	60 cents	60 cents
Geo. W. Seibert, Jr.....	36 cents	62 cents	58 cents
David A. Haywood.....	35 cents	62 cents	57 cents
Chas. S. Roney.....	34 cents	64 cents	60 cents

Chas S. Roney being the lowest and best bidder, recommend he be awarded the contract.

16th. For grading and graveling Minerva street and sidewalks, from New York street to its southern terminus.

- Geo. W. Seibert, Sr..... 62 cents per lineal foot front on each side.
- J. L. Spaulding..... 62 cents per lineal foot front on each side.
- Richter & Twiname..... 60 cents per lineal foot front on each side.
- Geo. W. Seibert, Jr..... 59 cents per lineal foot front on each side.
- David A. Haywood..... 55 cents per lineal foot front on each side.
- Hanway & Cooper..... 55 cents per lineal foot front on each side.
- S. W. & R. H. Patterson.. 47 cents per lineal foot front on each side:

S. W. & R. H. Patterson being the lowest and best bidders, recommend they be awarded the contract.

17th For grading, bowldering, and curbing the east gutter of Delaware street, from Wyoming street to Ray street.

Bids per lineal foot front.

Hanway & Cooper.....	bowldering 63 cents; curbing 42 cents.
James W. Hudson .....	bowldering 63 cents; curbing 39 cents.
Richter & Twiname.....	bowldering 60 cents; curbing 40 cents.
David A. Haywood.....	bowldering 60 cents; curbing 42 cents.
Geo. W. Seibert, Jr.....	bowldering 59 cents; curbing 39 cents.
Geo. W. Seibert, Sr.....	bowldering 57 cents; curbing 40 cents.

Geo. W. Seibert, Sr., being the lowest and best bidder, recommend he be awarded the contract.

18th. For grading and graveling the first alley north of Bates street, from Dillon street to Leota street.

- Geo. W. Seibert, Jr..... 32 cents per lineal foot front on each side.
- Richter & Twiname..... 32 cents per lineal foot front on each side.
- Geo. W. Buchanan. .... 27 cents per lineal foot front on each side.
- Hanway & Cooper..... 27 cents per lineal foot front on each side.
- David A. Haywood. .... 26 cents per lineal foot front on each side.

We recommend that the contract be not awarded.

19th. For grading and graveling Munson street and sidewalks, from Sanders street to the south line of Lot 34, in Munson's subdivision of Block 6, in Birke-meyer's addition.

- Geo. W. Seibert, Jr..... 87 cents per lineal foot front on each side.
- Hanway & Cooper..... 85 cents per lineal foot front on each side.
- Geo. W. Buchanan..... 73 cents per lineal foot front on each side.
- Richter & Twiname..... 63 cents per lineal foot front on each side.

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

20th. For grading, bowldering and curbing the gutters, and widening the sidewalks of Bellefontaine avenue, from Christian avenue to Home avenue.

Bids per lineal foot front on each side.

S. W. & R. H. Patterson..	bowldering 60 cents; curbing 40 cents.
David A. Haywood.. .. .	bowldering 56 cents; curbing 42 cents.
Chas. S. Roney.....	bowldering 49 cents; curbing 42 cents.
James W. Hudson .....	bowldering 49 cents; curbing 40 cents.
J. D. Hoss & Co.....	bowldering 49 cents; curbing 40 cents.
Hanway & Cooper .....	bowldering 49 cents; curbing 40 cents.
Geo. W. Sibert, Sr.....	bowldering 47 cents; curbing 40 cents.
Richter & Twiname.. .. .	bowldering 45 cents; curbing 40 cents.
Geo. W. Seibert, Jr.....	bowldering 45 cents; curbing 39 cents.

Geo. W. Seibert, Jr., being the lowest and best bidder, recommend he be awarded the contract.

21st. For the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Shelby street, between Prospect and Willow streets.

Only one bid received. John H. Freaney bids \$21.50 per lamp post. Recommend he be awarded the contract.

22d. For the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on John street, between Massachusetts avenue and Dorman street.

Only one bid received. John H. Freaney bids \$21.50 per lamp-post. Recommend he be awarded the contract.

23d. For the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Dorman street, between John and Campbell streets.

Only one bid received. John H. Freaney bids \$21.50 per lamp-post. Recommend he be awarded the contract.

24th. For the erection of one bracket lamp and fixtures (complete to burn gas, except the service pipe), on the first alley north of Washington street, between Illinois and Meridian streets.

Only one bid received. John H. Freaney bids \$7.50 for the erection of bracket lamp. Recommend that he be awarded the contract.

Respectfully submitted,

W. C. Newcomb,  
M. M. Reynolds,  
Committee on Contracts.

The City Clerk presented the following contracts and bonds; which were read and approved :

Contract and bond of George W. Buchanan, for grading and graveling Walcott street and sidewalks, from Michigan street to Koller street. Bond, \$4,000; surety, Geo. W. Seibert, Sr.

Contract and bond of Geo. W. Seibert, Jr., for grading, bowldering and curbing (where not already done) Chesapeake street, from Delaware street to Pennsylvania street. Bond, \$2,000; surety, H. Seibert.

Contract and bond of Geo. W. Seibert, Jr., for grading, bowldering and curbing the gutters, and widening the sidewalks of Bellefontaine avenue, from Christian avenue to Home avenue. Bond, \$3,000; surety, H. Seibert.

Contract and bond of R. P. Dunning, for grading and paving with brick the east sidewalk of Douglass street, from New York street to Michigan street. Bond, \$500; surety, James W. Hudson.

Contract and bond of R. P. Dunning, for grading and paving with brick the south sidewalk of Vermont street, from Blackford street to the first alley west of Bright street. Bond, \$300; surety, James W. Hudson.

Contract and bond of J. L. Spaulding, for grading and paving with brick the east sidewalk of Mississippi street, from Seventh street to Twelfth street. Bond, \$1,500; surety, Fred. Gansberg.

Contract and bond of J. L. Spaulding, for grading and paving with brick the sidewalks of California street, from North street to Pratt street. Bond, \$1,200; surety, Fred. Gansberg.

Contract and bond of John Hennessey, for grading and graveling the first alley north of McCarty street, from East street to New Jersey street. Bond, \$300; surety, Fred. Gansberg.

Contract and bond of Richter & Twiname, for grading and graveling Munson street and sidewalks from Sanders street to the south line of Lot 34, in Munson's subdivision of Block 6, in Birkemeyer's addition. Bond, \$1,000; surety, Peter Fritz.

Contract and bond of Charles S. Roney, for grading and paving with brick the east sidewalk of Ash street, between Christian and Home avenues. Bond, \$600; surety, Henry C. Roney.

Contract and bond of Hanway & Cooper, for grading, bowldering and curbing the gutters of New York street, from Illinois street to Indiana avenue. Bond, \$1,500; surety, Fred. Knefler.

Contract and bond of Geo. W. Seibert, Sr., for grading, bowldering and curbing the east gutter of Delaware street from Wyoming street to Ray street. Bond, \$800; surety, Fred. Gansberg.

Contract and bond of Henry Clay, for grading and graveling Guffin street, from Seventh street to Eighth street. Bond, \$700; surety, George W. Seibert, Sr.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, the Mayor, presented the following Invitation; which was accepted:

Louisville, Ky, Oct. 13th, 1884.

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

Gentlemen:—I take pleasure in conveying to you the desire of the management of the Southern Exposition to receive a visit from your honorable body, at such date prior to the close of the Exposition as you may find convenient.

Very respectfully yours,

BENNETT H. YOUNG, Pres't.

REPORTS, ETC., FROM CITY OFFICERS.

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

To the Common Council and Board of Aldermen:

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

A first and final estimate in behalf of J. D. Hoss & Co., for grading and graveling Ludlow Lane and sidewalks, from Hill avenue to Valley Drive.

5,008.60 lineal feet, at 62 cents .....	\$3,105 37
1,056.60 lineal feet of extra, difference in width of street, 50 and 60 feet, at 12 cents.....	131 01
196 cubic yards of extra embankment at bridge, at 20 cents .....	39 20

\$3,275 58

A first and final estimate in behalf of R. P. Dunning, for grading and paving the north sidewalk of Fourth street, from Meridian street to Illinois street.

383.50 lineal feet, at 30 cents.....	\$115 05
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Respectfully submitted,

S. H. SHEARER, City Civil Engineer.



The following estimate resolution was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of J. D. Hoss & Co., for grading and graveling Ludlow Lane and sidewalks, from Hill avenue to Valley Drive, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

**AYES**, 17—viz. Councilmen Benjamin, Curry, Downey, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Wharton, and Wolf.

**NAYS**—None.

The following estimate resolution was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of R. P. Dunning, for grading and paving with brick the north sidewalk of Fourth street, from Meridian street to Illinois street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

**AYES**, 17—viz. Councilmen Benjamin, Curry, Downey, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Wharton, and Wolf.

**NAYS**—None.

The City Clerk submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

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

Richter & Twiname vs. Valentine Morganreck, for.....	\$24 13
Richter & Twiname vs. Valentine Morganreck, for.....	25 54
Richter & Twiname vs. Isabella R. Davis, for.....	47 25
Samuel Keers vs. Marshal Steel, for.....	5 44
Hamilton Bailie vs. C L. Turner, Trustee, (christian name unknown), for.....	80 50
Charles S. Roney vs. Sarah McLilly, for.....	13 60
Charles S. Roney vs. Arthur G. Fosdyke, for.....	7 48
Charles S. Roney vs. Edward Gilbert, for.....	13 60
David A. Haywood vs. Harriott B. Holcomb, for.....	56 40
Robert P. Dunning vs. Charles W. Coffmann, for.....	17 10
Robert P. Dunning vs. E. D., J. M. and Robert D. Ross, (whose christian names are unknown), for.....	16 95

Respectfully submitted,

GEO. T. BREUNIG, City Clerk.

Which was received, and the precepts ordered to issue, by the following vote:

**AYES**, 16—viz. Councilmen Benjamin, Curry, Gallahue, Haugh, Moran, McClelland, Newcomb, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**NAYS**, 2—viz. Councilmen Downey, and Edenharter.



The City Clerk presented the following application; which was referred to the Judiciary Committee:

Indianapolis, Oct. 11, 1884.

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—I hereby petition your honorable bodies to grant me a license to run a theatre at 141 west Washington street. Said theatre to be known as a concert hall, and not as a "variety theatre," composed only of singing and music, and to be conducted in an orderly and quiet manner; no admission fee to be charged. Hoping you will grant the license, I having deposited the money therefor, I remain

Yours respectfully,

R. H. HURLEY.

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

To the Mayor and Common Council:

*Gentlemen:*—Since your last meeting, the case of John T. Burns vs. The City has been tried in the Superior Court, resulting in a verdict in favor of the City. The plaintiff sought damages for diseases claimed to have been contracted while confined in the station house last winter, on account of alleged lack of heat and bed cloths. Plaintiff has prayed an appeal.

Respectfully submitted,

C. S. DENNY, City Attorney.

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

To the Mayor and Common Council:

*Gentlemen:*—I have examined the matters in regard to the sale of certain lots composing the West Market, for delinquent taxes, as contemplated by your reference to me of the petition of W. H. Morrison and others, submitted at the last meeting. The lots named in said petition were assessed by the county for 1880 and 1881, and sold for the taxes of said years. The City bound herself to the Ogdens by the terms of the lease made in 1878, to pay all taxes and assessments for five years, as rent during said term. Mr. Morrison agrees to execute quit-claim deeds to the owners on payment of the amount lawfully due him. I have no doubt the County Commissioners will refund the amount to the city, as the assessment of these lots by the Township Assessor was evidently unintentional. The amount legally due Mr. Morrison to this date is \$180.70, which I recommend be placed in the next appropriation ordinance, and paid to Mr. Morrison on delivery of quit-claim deeds to George C. and Mary B. Ogden.

Respectfully submitted,

C. S. DENNY, City Attorney.

The City Attorney presented the following opinion; which was received :

To the Mayor and Common Council:

*Gentlemen:*—By your action had at the last meeting of the Council, I was directed to report my opinion in answer to the following questions, viz:

1. What authority, if any, have the Board of Metropolitan Police Commissioners over the sanitary or health officers of the city?
2. What right, if any, has said Board to remove and appoint said officers?
3. Can the city grant to said officers police powers?

I will answer said questions as briefly as possible.

By section 53, clause 35, of the act for the incorporation, etc., of cities, it is provided that the Common Council shall have power "to establish a Board of Health, and to invest it with the necessary power to attain its object." Section 48 of the same act, fixes the number of members to constitute said Board, and section 3054 R. S. 1881, provides the time and manner of their election in this city.

By virtue of these statutory provisions, the Common Council and Board of

Aldermen of this city, have, for many years past, regularly elected a Board of Health of three members, and by the passage of various ordinances, have invested said Board with certain necessary powers, to enable it to enforce proper sanitary regulations. Prior to the passage of the act of 1883, known as the Metropolitan Police Bill, the city had been accustomed to aid the members of the Board of Health in the discharge of their duties, by employing a number of men and investing them with police powers, to assist said Board in enforcing sanitary measures, although there has never been any statute directing the employment of assistants for said Board, either with or without police powers. By section 3 of said Metropolitan Police Bill, the President of the Police Board thereby created, is made *ex-officio* a member of the Board of Health; but in no other place is the Board of Health referred to therein. It is clear, therefore, that the only effect said police bill has upon the other acts referred to, providing for the appointment of a Board of Health, etc., is to add one member thereto, said member having equal, but no greater authority, than any other member of said Board.

I conclude, upon the foregoing facts, that the Board of Metropolitan Police Commissioners, *as such*, have no authority at all over the persons who may be selected and employed by the city to assist the Board of Health in the discharge of its duties, and that they can not remove persons so appointed. But if the Police Board should confer police powers on such appointees of the city, they would have the right to revoke such powers, but not to remove such persons from their positions under said Board of Health, as above stated.

But it is likewise true, that if said Board of Metropolitan Police Commissioners should detail member of their regular force, at the request of the city, to assist the Board of Health, they would have the same right to remove them from the force and from their connection with the Board of Health, as any other members.

In answer to your third question, I will say that I do not believe the city authorities can grant or confer police powers to persons employed by her in the Health Department of the city, or for any other purpose. It is provided in section 5 of the act organizing the Metropolitan system of the police in this city, that the Police Commissioners created thereby, "shall, as soon as they have been appointed and qualified, assume and exercise the entire control of the police force of such city, and shall possess full and exclusive power and authority over the police organization, government, appointment, and discipline within the city." etc. This language is too strong to admit of any doubt as to the Board of Metropolitan Police Commissioners having the *exclusive* right to grant police powers in this city.

To recapitulate, I would say, then: 1. That the Board of Metropolitan Police Commissioners have no authority over the Board of Health, except as the President of said Police Board has one voice in four as a member of said Health Board. 2. That said Police Board has no right to appoint or discharge men in the Health Department, except as the Council and Board of Aldermen may see fit to give them powers in that respect. And 3. That the city has no power to confer police powers for any purpose.

Respectfully submitted,

C. S. DENNY, City Attorney.

Councilman Haugh moved to reconsider the action of the Common Council at its last meeting (see page 881, *ante*), in adopting the resolution granting the application of the Indianapolis Light Artillery and Richardson Zouaves for the use of Lot 28, for armory and drill purposes.

On motion by Councilman Newcomb, the above motion was laid on the table, by the following vote:

AYES, 10—viz. Councilmen Downey, Doyle, Gallahue, McClelland, Newcomb, Reynolds, Smither, Spahr, Trusler, and Wharton.

NAYS, 9—viz. Councilmen Benjamin, Dowling, Edenharter, Haugh, Moran, Reinecke, Sheppard, Thalman, and Wolf.

By consent, Councilman Reynolds, in behalf of the Committee on Streets and Alleys, submitted the following report; which was approved:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred G. O. No. 69, 1884, have examined same and recommend said ordinance do pass.

Respectfully submitted,

M. M. Reynolds,  
Julius F. Reinecke,  
J. W. Wharton,

Committee on Streets and Alleys.

#### PENDING ORDINANCES.

Councilman Edenharter presented the following; which was received:

*Indianapolis, Oct. 20, 1884.*

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

*Gentlemen:*—The undersigned, owners of real estate fronting on east Market street and Davidson street, respectfully petition for the passage of an ordinance providing for the repeal of G. O. No. 72, of 1882

Cabinet Makers' Union, G. G. Stark, Henry Bauer, John Herrmann, John Heitkam, Wm. Aufderheide, Wm. Reger, Val. Schlathauer, Ch. Zabel, John F. Tapping, Fred. Fuehring, Jacob Diekert, Michael Mode, T. Schellschmidt, Chemens Vonnegut, Mrs. W. H. Stoneman, by W. J. McCauley, agt.; Fred. Ostermeyer, Wm. F. Piel, Sr., H. W. Piel, C. Meyer, Chas. Aldag, Mary A. Dickson, Catharine Reger, Jennie Jones, Mary Smith, Phil. Reichweir, Wilhelm Koehler, Abel Schoaf, L. Meyer, Magdalena Schad, Katharine Cares, Ebner, Aldag & Co., August Aldag, Peter Schmidt.

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

G. O. 69, 1884—An ordinance repealing an ordinance entitled "An ordinance authorizing Mary J. Vance to lay and maintain a Railroad switch track along an alley and across east Market street, in the City of Indianapolis," ordained December 21, 1883.

And it was passed by the following vote:

**AYES**, 21—viz Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**NAYS**—None.

The following entitled ordinance was referred to the Committee on Streets and Alleys:

S. O. 115, 1884—An ordinance to provide for grading, bowldering the roadway, curbing the gutters, and paving with brick, the sidewalks of Chesapeake street, from Illinois street to Tennessee street.

The following entitled ordinances were read the second time:

S. O. 117, 1884—An ordinance to provide for grading and paving with brick the sidewalks of Lord street, from Noble street to Pine street.



S. O. 121, 1884—An ordinance to provide for grading and paving with brick, the sidewalks of New Jersey street, from McCarty street to Coburn street.

S. O. 131, 1884—An ordinance to provide for grading and paving with brick the north side of Seventh street, from Central avenue to the W., St. L. & P. Railroad.

Councilman Thalman moved to amend the above ordinances by striking out "all stone crossings."

Councilman Wolf moved to lay the above amendment on the table.

Which failed of adoption, by the following vote:

**AYES**, 9—viz. Councilmen Benjamin, Dowling, Doyle, Edenharter, Moran, Reinecke, Sheppard, Spahr, and Wolf.

**NAYS**, 11—viz. Councilmen Curry, Downey, Gallahue, Haugh, McClelland, Newcomb, Rees, Reynolds, Smither, Thalman, and Wharton.

Councilman Thalman's amendment was then adopted, by the following vote:

**AYES**, 11—viz. Councilmen Curry, Downey, Gallahue, McClelland, Newcomb, Rees, Reynolds, Smither, Thalman, Trusler, and Wharton.

**NAYS**, 10—Councilmen Benjamin, Dowling, Doyle, Edenharter, Haugh, Moran, Reinecke, Sheppard, Spahr, and Wolf.

S. O. 117, 1884, was then ordered engrossed as amended, read the third time and passed, by the following vote:

**AYES**, 21—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**NAYS**—None.

S. O. 121, 1884, was ordered engrossed as amended, read the third time and passed, by the following vote:

**AYES**, 21—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**NAYS**—None.

S. O. 131, 1884, was ordered engrossed as amended, read the third time and passed, by the following vote:

**AYES**, 21—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**NAYS**—None.

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

S. O. 109, 1884—An ordinance to provide for the erection of lamp posts, lamps and fixtures (complete to burn gas, except the service-pipes), on Michigan street, between New Jersey and Noble streets.

And it was passed by the following vote:



**AYES, 21**—viz.: Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**NAYS**—None.

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

S. O. 114, 1884—An ordinance to provide for grading and bowldering the first alley west of Illinois street, from Maryland street to Georgia street.

And it was passed by the following vote :

**AYES, 21**—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**NAYS**—None.

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

S. O. 118, 1884—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Meridian street, between Eleventh and Twelfth streets.

And it was passed by the following vote :

**AYES, 21**—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**NAYS**—None.

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

S. O. 119, 1884—An ordinance to provide for grading and paving with brick, the west sidewalk of College avenue, from Lincoln avenue to Seventh street.

And it was passed by the following vote :

**AYES, 21**—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**NAYS**—None.

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

S. O. 120, 1884—An ordinance to provide for grading and paving with brick, the south sidewalk of Indiana avenue, from West street to Blake street.

And it was passed by the following vote :

**AYES, 12**—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**NAYS**—None.

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

S. O. 122, 1884—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipe), on Garden street, between Illinois street and the first alley east of Illinois street.

And it was passed by the following vote:

AYES, 21—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

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

S. O. 123, 1884—An ordinance to provide for grading and bowldering the first alley west of Liberty street, from New York street to Miami street.

And it was passed by the following vote:

AYES, 21—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

The following entitled ordinance was read the second time, amended by striking out the word "raked," in line 14, Section 1, and inserting the words "or pit," ordered engrossed as amended, and read the third time :

S. O. 124, 1884—An ordinance to provide for grading and graveling Tennessee street and sidewalks, from Ray street to Morris street.

And it was passed by the following vote:

AYES, 21—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

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

S. O. 125, 1884—An ordinance to provide for re-paving with brick the sidewalks of Massachusetts avenue (where not already properly paved), from Delaware street to North street.

And it was passed by the following vote :

AYES, 21—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

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

S. O. 129, 1884—An ordinance to provide for grading and graveling the first alley north of Third street, from West street to the first alley west of West street.

And it was passed by the following vote :

AYES, 21—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

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

S. O. 132, 1884—An ordinance to provide for grading and graveling the first alley south of Seventh street, from Delaware street to Alabama street.

And it was passed by the following vote :

AYES, 21—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

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

S. O. 133, 1884—An ordinance to provide for grading and graveling the first alley north of Woodlawn avenue, from Linden street to Laurel street.

And it was passed by the following vote :

AYES, 21—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

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

S. O. 134, 1884—An ordinance to provide for grading Hall Place street and sidewalks, from Seventh street to Eighth or Williams street.

And it was passed by the following vote :

AYES, 21—viz. Councilmen Benjamin, Curry, Dowling, Downey, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

By consent, Councilman Spahr introduced the following entitled ordinances, which were severally read the first time :

G. O. 73, 1884—An ordinance prohibiting the change, alteration or extension of service and other pipes connecting with the mains of the Indianapolis Water Company, without the consent of said company; also prohibiting the furnishing or using of water by persons not entitled to the same, of water furnished by said company, and to prevent the re-opening or re-connection of the water supplied by said company, where the same has been discontinued, without the consent of said company, and fixing a penalty for its violation, &c.

G. O. 74, 1884—An ordinance supplemental to an ordinance entitled "An ordinance regulating the digging of trenches, and the making of other forms of excavations in the streets, alleys, sidewalks and public places of the City of Indianapolis, and requiring certain persons to be duly licensed and under bonds before undertaking such work," ordained April 23, 1878.

On motion by Councilman Spahr, the following ordinance, G. O. 58, 1884, was recalled from the Committee on Water, and with G. O. 66, 1884, ordered stricken from the files :

G. O. 58, 1884—An ordinance supplemental to an ordinance entitled "An ordinance regulating the digging of trenches and the making of other forms of excavations in the streets, alleys, sidewalks and public places of the City of Indianapolis, and requiring certain persons to be duly licensed and under bonds before undertaking such work;" ordained April 23, 1878.

G. O. 66, 1884—An ordinance regulating the supply of water in buildings, the alterations of water fixtures or pipes, the inserting of ferrules and manipulating stop-gates, the making of any attachment to any old water-pipe or fixture, from which the supply of water has been shut off, making of new water fixtures in buildings, extension or additions to old ones, and turning of water therein, and prescribing penalties for the violations of its provisions and requirements.

Councilman Spahr moved a suspension of the rules for the purpose of placing G. O. 73 and G. O. 74, 1884, on their final passage.

Which failed of adoption, by the following vote:

AYES, 10—viz. Councilmen Benjamin, Edenharter, Haugh, McClelland, Newcomb, Rees, Sheppard, Spahr, Thalman, and Wharton.

NAYS, 11—viz. Councilmen Curry, Dowling, Downey, Doyle, Gallahue, Moran, Reinecke, Reynolds, Sinither, Trusler, and Wolf.

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

The following message was read, and the action of the Board of Aldermen approved;

To the Mayor and Common Council:

*Gentlemen.*—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, October 13th, 1884, adopted the following motion:

"That J. S. Burch be, and he is hereby, permitted to sell at auction at 139 south Illinois street; and the City Clerk is hereby directed to issue to him an auctioneers' license for one year, on payment of \$35 00 to the City Treasurer."

For the Board of Aldermen :

FRANK W. RIPLEY, Clerk.

The following message was read, and the amendment concurred in :



To the Mayor and Common Council:

*Gentlemen:*—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, October 13th, 1884, amended the following entitled ordinance "by striking out all pertaining to putting in stone crossings."

"S. O. 89, 1884—An ordinance to provide for grading and paving with brick, the south sidewalk of Michigan street, from Blackford street to Blake street."

The ordinance, as amended, was then passed.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

Councilman Smither was excused for the remainder of this session.

#### INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Downey offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, directed to fill the chuck-holes in Alabama street, between Washington street and New York street.

Councilman Edenharter offered the following motion; which was adopted:

That the City Civil Engineer be directed to not advertise the ordinances for the improvement of Hanna street until next March.

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

That the Street Commissioner be, and is hereby, directed to level up the holes in the grade of Market street, between Pine and Highland streets, and to re-gravel the roadway of said street between the points named.

Councilman Gallahue offered the following motions; which were referred to the Committee on Public Light:

That the City Civil Engineer be instructed to dis-mantle the first lamp west of Grove street, on the south side of Huron street, and re-mantle the first lamp west of Grove street, on the south side of Elm street.

That the City Civil Engineer be instructed to dis-mantle the third lamp east of Cedar street, north side of Huron street, and re-mantle the second lamp east of Cedar street, south side of Huron street.

Councilman Newcomb offered the following motion; which was adopted:

That the Street Commissioner be authorized to remove the city scales from the West Market space to the City Hospital for the purpose of weighing coal as delivered to said hospital.

Councilman Spahr offered the following resolution:

*Resolved,* That the Board of Police Commissioners be requested to pay into the city treasury all money now in the possession of said Board and belonging to the City of Indianapolis, and that the City Clerk be directed to notify said Board of this action.

And it was adopted by the following vote:

SIG. 92.

AYES, 17—viz. Councilmen Benjamin, Dowling, Doyle, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

Councilman Spahr offered the following resolution:

*Resolved*, That a Committee of three be appointed to confer with the Board of Health, with a view of ascertaining what legislation, if any, is necessary for said Board of Health to attain its objects or perform its functions.

Which was adopted, by the following vote:

AYES, 11—viz. Councilmen Benjamin, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reynolds, Spahr, and Wharton.

NAYS, 9—viz. Councilmen Curry, Dowling, Downey, Doyle, Reinecke, Sheppard, Thalman, Trusler, and Wolf.

As per foregoing resolution, the Chair appointed Councilmen Spahr, Wolf and Newcomb to act as the members of such committee.

Councilman Spahr offered the following motion, which was referred to the Board of Public Improvements:

That the Street Commissioner be directed to put down a stone crossing on Butler street, at the intersection of Central avenue.

Councilman Spahr offered the following motion, which was adopted:

That Dr. Abner E. Purcell be permitted to pave with brick, at his own expense, the sidewalk in front of his property on Seventh street, under the direction and supervision of the City Civil Engineer.

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

That John G. Payne be granted an auctioneers' license for a term of one year or one or more quarters of a year, the said Payne to be governed by the ordinances on this subject.

That the City Treasurer be directed to make out bills against all parties using and occupying Sellers Farm, and request immediate payment.

That the Street Commissioner be directed to notify the property owners on east side of Massachusetts avenue, between Ohio and New York streets, to repair the brick sidewalk, and if the order is not complied with in ten days, that he be directed to do the work and collect the cost from said property owners.

Councilman Trusler offered the following motion, which was referred to the Board of Public Improvements:

That the Street Commissioner be instructed to gravel the first alley south of Prospect street, between Shelby and Spruce streets.

Councilman Wharton presented the following petition, which was referred to the Committee on Accounts and Claims and City Attorney:

To the Members of the Common Council and Board of Aldermen:

*Gentlemen:*—I respectfully request that the sum of \$42.43 be allowed me on account of the illegal improvement of Ninth street, between Illinois and Tennessee streets, as the same can not be collected from property owners.

J. L. SPAULDING.

Councilman Wharton offered the following resolution:

*Resolved,* That the first street north of "Eighth or William" street, between Tennessee and Illinois streets, be, and the same is hereby, named and designated Ninth street.

And it was adopted by the following vote:

AYES, 18—viz. Councilmen Benjamin, Curry, Dowling, Doyle, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

Councilman Reynolds, in behalf of the Committee on Water, submitted the following report, which was concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Water, to whom was referred the resolutions for laying water mains on Broadway street, between Christian and Home avenues, and on Broadway, between Seventh and Eighth streets, recommend said resolutions be adopted.

Respectfully submitted,

M. M. Reynolds,  
W. C. Newcomb,  
J. T. Downey,  
Committee on Water.

The following resolution was then read:

*Resolved,* That the Indianapolis Water Company be, and are hereby, notified to lay water mains on Broadway street, between Christian and Home avenues; hydrants to be located by the Chief Fire Engineer, according to contract.

And it was adopted by the following vote:

AYES, 18—viz. Councilmen Benjamin, Curry, Dowling, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Spahr, Thalman, Wharton, and Wolf.

NAYS, 1—viz. Councilman Trusler.

The following resolution was read:

*Resolved by the Common Council and Board of Aldermen,* That the Indianapolis Water Company be, and it is hereby, directed to extend its water mains on Broadway street, from Seventh street to Eighth street, establishing water hydrants as per its contract with the City of Indianapolis.

And it was adopted by the following vote:

AYES, 18—viz. Councilmen Benjamin, Curry, Dowling, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Rees, Reinecke, Reynolds, Sheppard, Spahr, Thalman, Wharton, and Wolf.

NAYS, 1—viz. Councilman Trusler.

## INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

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

By Councilman Benjamin, which was referred to the Committee on Public Light:

S. O. 135, 1884—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service-pipe), on Chesapeake street, between Meridian street and first alley west of Meridian street.

By the Mayor, for Councilman Coy, accompanied with petition:

S. O. 136, 1884—An ordinance to provide for grading and bowldering the first alley east of Alabama street, from Washington street to Pearl street.

*Indianapolis*, Oct. 6th, 1884.

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

*Gentlemen:*—The undersigned, owner of real estate fronting on Washington street, between Alabama and New Jersey streets, respectfully petition for the passage of an ordinance providing for bowldering the alley running south from Washington street to Pearl street, between Alabama and New Jersey streets.

CHARLES ALDAG.

By Councilman Dowling:

S. O. 137, 1884—An ordinance to provide for grading and bowldering the first alley west of Illinois street, from Maryland street to Kentucky avenue.

By Councilman McClelland, accompanied with petition:

S. O. 138, 1884—An ordinance to provide for grading and paving with brick the north sidewalk of Walnut street, from East street to Park avenue.

*Indianapolis*, October 11th, 1884.

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

*Gentlemen:*—The undersigned, owner of real estate fronting on Walnut street, between Park avenue and East street, respectfully petition for the passage of an ordinance providing for grading and paving with brick the north sidewalk of said street, between the points named.

ELIZABETH HOHL, 150 feet.

On motion, the Common Council then adjourned.

JOHN L. McMASTER, Mayor,

President of the Common Council.

Attest: GEO. T. BREUNIG, City Clerk,