

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.
MONDAY, June 18, 1906.

The Common Council of the City of Indianapolis, met in the Council chamber, Monday evening, June 18, 1906, at 7:30 o'clock, in regular session, President Frederick W. Eppert in the chair.

Present: The Hon. Frederick W. Eppert, President of the Common Council, and 17 members, viz: Messrs. Cottey, Brown, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royle, Sullivan, Hofmann, Hilken, Wright and Henry.

Absent, 3, viz.: Messrs. Hamlet, Neukom and Donavon.

Mr. Sullivan moved that the reading of the Journal be dispensed with. Carried.

COMMUNICATIONS FROM THE MAYOR.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS,
INDIANAPOLIS, IND., June 11, 1906.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith with my approval General Ordinance No. 28, 1906, being "an ordinance to amend Section 1, of an ordinance, entitled 'an ordinance regulating the location, erection, and maintenance of establishment and maintenance of a livery and feed stables hereafter erected or established in the City of Indianapolis, fixing a penalty for the violation thereof, and fixing a time when the same shall take effect;'" the

same being General Ordinance No. 102, passed at the regular meeting of the Common Council of the City of Indianapolis, held December 18, 1905.

I have the honor to remain,

Yours very truly,

CHARLES A. BOOKWALTER,
Mayor.

COMMUNICATIONS FROM CITY OFFICERS.

DEPARTMENT OF FINANCE,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: I herewith submit a communication from the Department of Public Works requesting the appropriation of the sum of \$2,955.12, being principal and interest due the contractor for brick roadway in Washington street, from Central Avenue to Wallace street, Town of Irvington.

By the terms of the contract, between W. C. Smith and the Town of Irvington, 15¢ per square yard of street and alley crossings was to be retained by said town as a guarantee fund, for a term of seven years, such town to pay interest at rate of 5% per annum.

The guarantee expired April 26, 1906, and I recommend that an appropriation of \$2,364.10, principal, and \$591.02, five years interest, be made.

Very respectfully,

GEO. T. BREUNIG,
City Controller.

INDIANAPOLIS, IND., April 21, 1906.

To the Board of Public Works, Indianapolis, Ind.

GENTLEMEN: On the 23d of February, 1898, the Town of Irvington entered into a contract with myself for the improvement of Washington street in Irvington, from Central avenue to Wallace street. This improvement was constructed and pursuant to the contract the town reserved, of the amount coming to me for street and alley crossings in said town, as a guaranty fund pursuant to said contract for a period of seven years, the sum of \$2,364.10, which sum was to bear interest in my favor at the rate of 5% per annum.

The work was accepted April 26, 1899, and the guaranty period expires April 26, 1906.

This obligation now rests upon the City of Indianapolis and there will be due and payable to me on April 26, 1906, the \$2,364.10 above named together with interest since April 26, 1901, amounting to \$591.02, making a total of \$2,955.12.

I should be much pleased to have an order entered directing the payment of the same.

Yours respectfully,

W. C. SMITH.

Referred to City Engineer for report as to condition of street.

JOSEPH T. ELLIOTT,
P. C. TRUSLER,
F. J. MACK,
Board of Public Works.

INDIANAPOLIS, IND., April 23, 1906.

GENTLEMEN: I hand you herewith letter of W. C. Smith regarding deposit put up by him seven years ago for guarantee of East Washington street in Irvington, from Central avenue to Wallace street. The total amount together with interest is \$2,955.12. Mr. Smith will have all necessary repairs made in a few days, and I would recommend that the Board take some action toward paying this money.

Very respectfully,

BLAINE H. MILLER,
City Civil Engineer.

INDIANAPOLIS, IND., April 27, 1906.

GENTLEMEN: Before paying Mr. W. C. Smith for the work he has done on Washington street, from Wallace street to Central avenue, I would respectfully recommend that your Board order him to make repairs on this street, between the above mentioned points, as follows:

Replace the marginal stones on both sides of the street railway tracks in front of Hilton U. Brown's residence; also about 700 brick at this point, just east of Pleasant Run. Replace marginal stones on both sides of the street railway tracks about 70 feet west of Ritter avenue.

At a point 100 feet west of Central avenue next to the curbing the bricks have sunken, and they have also sunken at a point a little farther west. At this latter place there are two holes in the street which need repairing. West of Pleasant Run for about 200 feet the marginal stones on both sides of the street railway tracks are missing and will have to be replaced.

At Spencer avenue two feet of the curbing on each side of the avenue is broken. Fourteen feet of curbing is broken at Butler street. At Irvington avenue eighteen feet of curbing on both sides of the street is broken. At Ritter avenue twenty feet of curbing broken. At Thompson avenue six feet of curbing broken. At Central avenue four feet of curbing broken. At Layman avenue fourteen feet of curbing broken. At Whittier avenue six feet of curbing broken. At DeQuincy avenue ten feet of curbing broken; also eight feet a little east of this point.

Very respectfully,

BLAINE H. MILLER,
City Civil Engineer.

W. C. Smith ordered to repair street April 25, 1906.

INDIANAPOLIS, IND., May 23, 1906.

GENTLEMEN: I beg to report that Mr. W. C. Smith has completed all repairs on East Washington street, as directed by the Board some weeks ago, and I would suggest that he be paid what is due him on this street.

Very respectfully,

BLAINE H. MILLER,
City Civil Engineer.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD,
INDIANAPOLIS, IND., May 25, 1906.

Mr. George T. Breunig, City:

DEAR SIR: We respectfully request that you recommend to the Common Council the passage of an ordinance appropriating the sum of \$2,955.12 for

the payment of the guaranty fund due W. C. Smith, for the improvement of Washington street from Central avenue to Wallace street in Irvington.

Yours truly,

JOSEPH T. ELLIOTT.
P. C. TRUSLER.
F. J. MACK.
Board of Public Works.

DEPARTMENT OF FINANCE,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: I herewith present a communication from the Department of Public Parks requesting the appropriation of \$1,070 to be used in the purchase of ten lots lying within the boundaries of Riverside Park.

I herewith present an ordinance appropriating the sum asked for and recommend its passage.

Respectfully,

GEO. T. BREUNIG,
City Controller.

Hon. George T. Breunig, City Controller, City:

DEAR SIR: I have been directed by the Board of Park Commissioners to request you to present to the City Council an ordinance providing for an appropriation of one thousand and seventy (\$1,070) dollars for the purchase of ten (10) lots lying within the limits of Riverside Park.

When the lots in that part of Hibbard and Collett's addition were purchased it was impossible to locate the owners, and it was referred by the Board of Public Works, which had charge of parks at that time, to the City Attorney, but for a long time nothing could be learned of the owners. Lately, however, this has been done and this Board can now acquire them.

Very respectfully,

J. CLYDE POWERS,
Engineer and Superintendent.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD,
INDIANAPOLIS, IND., June 15, 1906.

To the President and Members of the Common Council:

GENTLEMEN: I am directed by the Board of Public Works to forward to you for your consideration and action thereon ordinances authorizing the Board of Public Works to make the following described improvements:

Twenty-first street, from the east property line of Meridian street to the west property line of Talbott avenue, except crossing of Pennsylvania, with asphalt roadway and curbing.

Twenty-first street, from the west property line of Meridian street to the east property line of Illinois street, with asphalt roadway, brick gutters and curbing.

First alley east of College avenue, from north property line of Sixteenth street to the south property line of Seventeenth street, with brick roadway.

State avenue, from the south property line of English avenue to the north property line of Prospect street, except crossing of street railway tracks, with brick roadway and curbing.

First alley south of St. Clair street, from west property line of Illinois street to the east property line of Senate avenue, with brick roadway.

The Board considers the improvement of these streets necessary for the public good.

Yours truly,
BOARD OF PUBLIC WORKS,
Per Frank J. Noll, Jr., *Clerk.*

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD,
INDIANAPOLIS, IND., June 14, 1906.

To the President and Members of the Common Council:

GENTLEMEN: I am directed by the Board of Public Works to forward to you for your consideration and action thereon an ordinance approving and authorizing the sale of certain described personal property by the Board of Public Works, which is no longer needed and unfit for the purpose for which it was intended.

Yours respectfully,
BOARD OF PUBLIC WORKS,
Per F. J. Noll, Jr., *Clerk.*

REPORTS FROM STANDING COMMITTEES

From the Finance Committee:

INDIANAPOLIS, IND., June 17, 1906.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee on Finance, to which was referred Appropriation Ordinance No. 8, 1906, entitled, "an ordinance appropriating the sum of \$4,000 to and for the use of the Department of Public Health and Charities and fixing a time when the same shall take effect," recommends that said ordinance do pass.

Respectfully submitted,
HARRY E. ROYSE.
W. A. RHODES.
ALBERT E. COTTEY.
JAS. F. SULLIVAN,
JACOB H. HILKENE.
W. O. BANGS.

Mr. Royse moved that the report of the committee be concurred in. Carried.

From the Committee on Sewers, Streets and Alleys:

INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 17, 1906, entitled, "improvement of Shelby street, from south property line Raymond street, west, to South-

ern avenue, west, with brick roadway and curb," begs leave to report that we have had the same under consideration and recommend that the same do pass.

Respectfully submitted,

CHAS. G. DAVIS.
CHAS. L. HARTMANN.
ALBERT E. UHL.
H. C. SMITHER.
LOUIS F. HENRY.

Mr. Davis moved that the report of the committee be concurred in. Carried.

From the Committee on Sewers, Streets and Alleys.

INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 22, 1906, entitled, "improvement of Pratt street, from the east property line of Park avenue to the west property line of Ashland avenue, except crossing Broadway and College avenue, with asphalt roadway and curb," begs to report that we have had the same under consideration and recommend that the same do pass.

Respectfully submitted,

CHAS. G. DAVIS,
CHAS. L. HARTMANN.
H. C. SMITHER,
ALBERT E. UHL,
LOUIS F. HENRY.

Mr. Davis moved that the report of the committee be concurred in. Carried.

From the Committee on Sewers, Streets and Alleys.

INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 23, 1906, entitled, "improvement of Tenth street, from northwest property line of Massachusetts avenue to the east property line of College avenue, except the crossing of Ashland avenue and Bellefontaine street, with asphalt roadway and curb," begs leave to report that we have had the same under consideration and recommend that the same do pass.

Respectfully submitted,

CHAS. G. DAVIS,
CHAS. L. HARTMANN.
H. C. SMITHER,
ALBERT E. UHL,
LOUIS F. HENRY.

Mr. Davis moved that the report of the committee be concurred in. Carried.

From the Committee on Sewers, Streets and Alleys.

INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 24, 1906, entitled, "improvement of Court street, from the west property line of Noble street to the east property line of Liberty street, with cement sidewalk," begs leave to report that we have had the same under consideration and recommend that the same do pass.

Respectfully submitted,

CHAS. G. DAVIS,
CHAS. L. HARTMANN.
H. C. SMITHER,
ALBERT E. UHL,
LOUIS F. HENRY.

Mr. Davis moved that the report of the committee be concurred in. Carried.

From the Committee on Sewers, Streets and Alleys.

INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 35, 1906, entitled, "improvement of New York street, north side, from the west property line of Highland avenue to the east line of the second alley west of Dorman street, as provided for by Improvement Resolution No. 4507, with cement sidewalk, curb and graded lawns," begs leave to report that we have had the same under consideration and recommend that same do pass.

Respectfully submitted,

CHAS. G. DAVIS,
CHAS. L. HARTMANN.
H. C. SMITHER,
ALBERT E. UHL,
LOUIS F. HENRY.

Mr. Davis moved that the report of the committee be concurred in. Carried.

From the Committee on Sewers, Streets and Alleys.

INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 37, 1906, entitled, "improvement of the first alley east of New Jersey street, from the north property line of Twentieth street to the south line of Twenty-first street, by grading and paving the roadway with brick laid on a six (6) inch gravel concrete foundation from property line to property line to a uniform width of fifteen (15) feet, except one and one-half (1½) inches on each side being oak marginal

plank, and placing the necessary marginal stones," begs leave to report that we have had the same under consideration and recommend that the same do pass.

Respectfully submitted,

CHAS. G. DAVIS,
CHAS. L. HARTMANN.
H. C. SMITHER,
ALBERT E. UHL,
LOUIS F. HENRY.

Mr. Davis moved that the report of the committee be concurred in. Carried.

From the Committee on Sewers, Streets and Alleys.

INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 36, 1906, entitled, "improvement of Scioto street, from the north property line of St. Clair street to the south property line of St. Joseph street, as provided for by Improvement Resolution No. 4491," begs leave to report that we have had the same under consideration and recommend that the same do pass.

Respectfully submitted,

CHAS. G. DAVIS,
CHAS. L. HARTMANN.
H. C. SMITHER,
ALBERT E. UHL,
LOUIS F. HENRY.

Mr. Davis moved that the report of the committee be concurred in. Carried.

From the Committee on Sewers, Streets and Alleys.

INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 38, 1906, entitled, "improvement of Seventeenth street, from west line of the west sidewalk of Martindale avenue to Lake Erie & Western Railway tracks, with cement walks and curbing, as provided for by Improvement Resolution No. 4489," begs leave to report that we have had the same under consideration and recommend that the same do pass.

Respectfully submitted,

CHAS. G. DAVIS,
CHAS. L. HARTMANN.
H. C. SMITHER,
ALBERT E. UHL,
LOUIS F. HENRY.

Mr. Davis moved that the report of the committee be concurred in. Carried.

From the Committee on Sewers, Streets and Alleys.

INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 39, 1906, entitled, "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve first alley west of Central avenue, from north property line of Twenty-third street to south property line of Twenty-fourth street, with brick roadway," begs leave to report that we have had said ordinance under consideration and recommend that the same do pass.

Respectfully submitted,

CHAS. G. DAVIS,
CHAS. L. HARTMANN,
H. C. SMITHER,
ALBERT E. UHL,
LOUIS F. HENRY.

Mr. Davis moved that the report of the committee be concurred in. Carried.

From the Committee on Sewers, Streets and Alleys.

INDIANAPOLIS, IND., June 18, 1906.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 40, 1906, entitled, "improvement of Twenty-second street, from east property line of College avenue to the C. I. & L. R. R. tracks, with brick roadway and curb," begs leave to report that we have had the same under consideration and recommend that the same do pass.

Respectfully submitted,

CHAS. G. DAVIS,
CHAS. L. HARTMANN,
H. C. SMITHER,
ALBERT E. UHL,
LOUIS F. HENRY.

Mr. Davis moved that the report of the committee be concurred in. Carried.

INTRODUCTION OF APPROPRIATION ORDINANCES.

By the City Controller:

Appropriation Ordinance No. 9—1906: An ordinance appropriating the sum of \$2,955.12 to and for the use of the Department of Public Works, and fixing a time when the same shall take effect.

SECTION I. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of twenty-nine hundred and fifty-five dollars and twelve cents (\$2,955.12) be, and is hereby, appropriated to and

for the use of the Department of Public Works; and said department is hereby authorized to expend said sum in the payment of the claim of the contractor for constructing brick roadway in Washington street, from Central avenue to Wallace street, in the Town of Irvington, such claim being the principal, and interest thereon, retained by said Town of Irvington as a guarantee fund for the keeping in proper repair such street.

SEC. 2. This ordinance shall take effect and be in full force from and after its passage.

Referred to Finance Committee.

By the City Controller:

Appropriation Ordinance No. 10—1906: An ordinance appropriating the sum of \$1,070.00 to and for the use of the Department of Public Parks, and fixing the time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That there be, and is hereby, appropriated the sum of one thousand and seventy (\$1,070.00) dollars to and for the use of the Department of Public Parks for the purchase of ten (10) lots lying within the limits of Riverside Park.

SEC. 2. This ordinance shall take effect and be in full force from and after its passage.

Referred to Finance Committee.

By the City Controller:

Appropriation Ordinance No. 11—1906: An ordinance appropriating thirty thousand dollars (\$30,000.00) to the use of the Board of Public Works for the erection and construction of a public bath house, and placing the same under the control of the Board of Public Safety.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That there be, and is hereby, appropriated to the use of the Department of Public Works, for the erection and construction of a public bath house to be located in or near Military Park in the City of Indianapolis, the sum of thirty thousand dollars (\$30,000.00).

SEC. 2. Said public bath house, after the completion and acceptance of the same by the Board of Public Works, shall thereafter be under the care, management, supervision and control of the Department of Public Safety.

SEC. 3. This ordinance shall be in full force and effect from and after its passage.

Referred to Finance Committee.

INTRODUCTION OF GENERAL ORDINANCES.

By Board of Public Works:

General Ordinance No. 42—1906: An ordinance approving and authorizing the sale of certain personal property by the Board of Public Works, City of Indianapolis, Indiana.

WHEREAS, The Board of Public Works has caused an inventory and appraisalment to be made of certain personal property belonging to the City of Indianapolis, Indiana, which is in the care and custody of said Board, and which said Board deems advisable to sell, and said inventory and appraisalment has been approved by the Mayor of said City, which said inventory, appraisalment and approval are as follows:

In the matter of sale of certain personal property by the Department of Public Works.

INVENTORY.

We, the undersigned Board of Public Works, do hereby inventory the following personal property belonging to the City of Indianapolis, Indiana, which is no longer needed and no longer fit for the purpose for which it was intended to be used, and which it is deemed advisable by this Board, which has the care and custody of such property, to sell, namely:

One pile or temporary bridge across Fall Creek at Northwestern avenue, and one pile or temporary bridge across White River at Morris street.

Dated this 31st day of May, 1906.

JOSEPH T. ELLIOTT.
F. J. MACK.
Board of Public Works.

IN THE MARION CIRCUIT COURT.

STATE OF INDIANA, MARION COUNTY, SS.

In the matter of sale of certain personal property by the Department of Public Works.

APPOINTMENT OF APPRAISERS.

Comes now the Board of Public Works, by Frank J. Noll, Jr., Clerk, and having presented the inventory attached hereto of certain personal property in the care and custody of said Board, which said Board desires to sell, and petitions the Court to appoint three disinterested freeholders of the City of Indianapolis, County and State aforesaid, as appraisers for said property, and the Court, being duly advised in the premises, does hereby appoint Charles Duvall, Joseph Kreber, Patrick Cahalane, neither of whom are officers or employes of said City, as appraisers to make an appraisalment, and sworn valuation of said property in writing, and return the same to the Mayor of said City.

Dated this 31st day of May, 1906.

HENRY CLAY ALLEN,
Judge of Marion Circuit Court.

STATE OF INDIANA, MARION COUNTY, SS.

In the matter of sale of certain personal property by the Department of Public Works.

APPRAISEMENT.

The undersigned, having been duly sworn on oath, depose and say:

That having been duly appointed by the Judge of the Circuit Court in and for the County and State aforesaid, to make an appraisalment and sworn valuation of certain personal property inventoried by the Board of Public Works for the purpose of making sale of the same, we do now

hereby honestly and truly appraise such property as being of the fair and reasonable value herein indicated, as follows:

One pile or temporary bridge across Fall Creek at Northwestern
avenue\$150 00
One pile or temporary bridge across White River at Morris street..\$800 00
Dated this 11th day of June, 1906.

[SEAL.]

CHARLES DUVALL.
JOSEPH J. KREBER.
PATRICK J. CAHALANE.
Appraisers.

Subscribed and sworn to before me this 11th day of June, 1906.

JOHN L. BENEDICT,
Notary Public.

My commission expires April 15, 1908.

APPROVAL BY THE MAYOR.

I, Charles A. Bookwalter, Mayor of the City of Indianapolis, do hereby approve the foregoing proceedings and contemplated sale of the property herein inventoried, and also approve the appraisement and sworn valuation made by said appraisers.

Dated this 11th day of June, 1906.

C. A. BOOKWALTER,
Mayor.

AND WHEREAS, All the several proceedings in connection with said contemplated sale of personal property by the Board of Public Works has been submitted by the Mayor to the Common Council of said City for its consideration and action; now, therefore,

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the proceedings above set out relating to the sale of said personal property by the Board of Public Works of the City of Indianapolis, Indiana, be and is hereby, in all things confirmed and approved, and the said sale of said property is hereby authorized.

SEC. 2. This ordinance shall be in full force and effect from and after its passage.

Referred to Committee on Public Property and Improvements

By Board of Public Works:

General Ordinance No. 43—1906: An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve first alley south of St. Clair street, from west property line of Illinois street to east property line of Senate avenue, with brick roadway.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the 27th day of April, 1906, adopt Improvement Resolution No. 4514, 1906, for the improvement of first alley south of St. Clair street, from the west property line of Illinois street to the east property line of Senate avenue, except the crossing of Roanoke, Muskingum and Capitol avenue, by grading and paving the roadway with brick laid on a six (6) inch gravel concrete foundation; to a uniform width of twelve (12) feet from property line to property line, except the space of one and one-half (1½) inches on each side being oak marginal plank; and placing the necessary marginal stones.

WHEREAS, The said Board of Public Works did at the same time fix the 14th day of May, 1906, at 10 o'clock A. M. as a date to hear all persons interested or whose property is affected by said proposed improvement; and

the notice of the passage of said resolution and of the said time for hearing was published on the 28th day of April, 1906, and the 5th day of May, 1906, in the Indianapolis Sun, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 14th day of May, 1906, the Board having met in regular session, took final action on said improvement Resolution without modification; and

WHEREAS, On the 21st day of May, 1906, a written remonstrance was filed with the Board against the said improvement of first alley south of St. Clair street, and the same was referred to the City Civil Engineer for investigation and report; and

WHEREAS, On the 1st day of June, 1906, the City Civil Engineer filed his written report, stating that a majority of the resident property-owners had signed said remonstrance, and

WHEREAS, On the 4th day of June, 1906, the said Board of Public Works directed that said resolution be referred to the Common Council of the City of Indianapolis, with a request that said Council pass an ordinance authorizing and empowering the said Board of Public Works to make said improvement in accordance with said resolution; now, therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the Board of Public Works of said city be, and the same is, hereby authorized and empowered to improve the first alley south of St. Clair street, from the west property line of Illinois street to the east property line of Senate avenue, except the crossing of Roanoke, Muskingum and Capitol avenue, by grading and paving the roadway with brick laid on a six (6) inch gravel concrete foundation, to a uniform width of twelve (12) feet from property line to property line, except the space of one and one-half ($1\frac{1}{2}$) inches on each side being oak marginal plank; and placing the necessary marginal stones, in accordance with Improvement Resolution No. 4514, 1906, adopted by the Board of Public Works on the 27th day of April, 1906.

SEC. 2. This ordinance shall be in full force and effect from and after its passage.

Referred to Committee on Sewers, Streets and Alleys.

By Board of Public Works:

General Ordinance No. 44—1906: An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve State avenue, from south property line of English avenue to north property line of Prospect street, except crossing street railway tracks, with brick roadway and curbing.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the 4th day of May, 1906, adopt Improvement Resolution No. 4526, 1906, for the improvement of State avenue, from the south property line of English avenue to the north property line of Prospect street, except crossing of street railway tracks, with grading and paving the roadway with brick laid on a six (6) inch gravel concrete foundation to a uniform width of thirty (30) feet from curb line to curb line, including the wings of intersecting streets and alleys; curbing the outer edges of the roadway with stratified curbing; constructing inlets, catch basins and manholes and placing the necessary marginal stones where shown on plans.

WHEREAS, The said Board of Public Works did at the same time fix the 23d day of May, 1906, at 10 o'clock A. M. as a date to hear all persons in-

terested or whose property is affected by said proposed improvement; and the notice of the passage of said resolution and of the said time for hearing was published on the 7th day of May, 1906, and the 14th day of May, 1906, in the Indianapolis Sun, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 23d day of May, 1906, the Board having met in regular session, took final action on said Improvement Resolution without modification; and

WHEREAS, On the 23d day of May, 1906, a written remonstrance was filed with the Board against the said improvement of State avenue, and the same was referred to the City Civil Engineer for investigation and report; and

WHEREAS, On the 8th day of June, 1906, the City Civil Engineer filed his written report, stating that a majority of the resident property-owners had signed said remonstrance, and

WHEREAS, On the 8th day of June, 1906, the said Board of Public Works directed that said resolution be referred to the Common Council of the City of Indianapolis, with a request that said Council pass an ordinance authorizing and empowering the said Board of Public Works to make said improvement in accordance with said resolution; now, therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the Board of Public Works of said city be, and the same is, hereby authorized and empowered to improve State avenue, from the south property line of English avenue to the north property line of Prospect street, except crossing of street railway tracks, with grading and paving the roadway with brick laid on a six (6) inch gravel concrete foundation to a uniform width of thirty (30) feet from curb line to curb line, including the wings of intersecting streets and alleys; curbing the outer edges of the roadway with stratified curbing; constructing inlets, catch basins and manholes and placing the necessary marginal stones where shown on plans, in accordance with Improvement Resolution No. 4526, 1906, adopted by the Board of Public Works on the 4th day of May, 1906.

Sec. 2. This ordinance shall be in full force and effect from and after its passage.

Referred to Committee on Public Property and Improvements.

By Board of Public Works:

General Ordinance No. 45, 1906: An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Twenty-first street, from east property line of Meridian street to west property line of Talbott avenue, except crossing of Pennsylvania, with asphalt roadway and curbing.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the 9th day of May, 1906, adopt Improvement Resolution No. 4532, 1906, for the improvement of Twenty-first street, from the east property line of Meridian street to the west property line of Talbott avenue, except the crossing of Pennsylvania street between curb lines, with grading and paving the roadway with asphalt laid on a six inch (6) gravel concrete foundation to a uniform width of twenty-four (24) feet from curb line to curb line, except twenty-four (24) inches on each side being brick gutters; grading and paving with brick laid on a six (6) inch gravel concrete foundation the gutters to widths of twenty-four (24) and seventy-two (72) inches; grading and paving in a similar manner the wings of intersecting streets and alleys as shown on plans; curbing the outer edges of the roadway; constructing necessary inlets and catch basins, all as shown on plans.

WHEREAS, The said Board of Public Works did at the same time fix the 25th day of May, 1906, at 10 o'clock A. M. as a date to hear all persons interested or whose property is affected by said proposed improvement; and the notice of the passage of said resolution and of the said time for hearing was published on the 10th day of May, 1906, and the 17th day of May, 1906, in the Indianapolis Sun, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 25th day of May, 1906, the Board having met in regular session, took final action on said Improvement Resolution without modification; and

WHEREAS, On the 25th day of May, 1906, a written remonstrance was filed with the Board against the said improvement of Twenty-first street, and the same was referred to the City Civil Engineer for investigation and report; and

WHEREAS, On the 8th day of June, 1906, the City Civil Engineer filed his written report, stating that a majority of the resident property-owners had signed said remonstrance, and

WHEREAS, On the 8th day of June, 1906, the said Board of Public Works directed that said resolution be referred to the Common Council of the City of Indianapolis, with a request that said Council pass an ordinance authorizing and empowering the said Board of Public Works to make said improvement in accordance with said resolution; now, therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the Board of Public Works of said city be, and the same is, hereby authorized and empowered to improve Twenty-first street, from the east property line of Meridian street to the west property line of Talbott avenue, except the crossing of Pennsylvania street between curb lines, with grading and paving the roadway with asphalt laid on a six (6) inch gravel concrete foundation to a uniform width of twenty-four (24) feet from curb line to curb line, except twenty-four (24) inches on each side being brick gutters; grading and paving with brick laid on a six (6) inch gravel concrete foundation the gutters to widths of twenty-four and seventy-two (24 and 72) inches; grading and paving in a similar manner the wings of intersecting streets and alleys as shown on plans; curbing the outer edges of the roadway; constructing necessary inlets and catch basins all as shown on plans, in accordance with Improvement Resolution No. 4532, 1906, adopted by the Board of Public Works on the 9th day of May, 1906.

SEC. 2. This ordinance shall be in full force and effect from and after its passage.

Referred to Committee on Sewers, Streets and Alleys.

By Board of Public Works:

General Ordinance No. 46—1906: An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Twenty-first street, from the west property line of Meridian street to the east property line of Illinois street, with asphalt roadway, brick gutters, and curb.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the 9th day of May, 1906, adopt Improvement Resolution No. 4533, 1906, for the improvement of Twenty-first street, from the west property line of Meridian street to the east property line of Illinois street, by grading and paving the roadway with asphalt laid on a six (6) inch gravel concrete foundation from curb line to curb line to a uniform width of

twenty-seven (27) feet except the space of twenty-four (24) inches on each side being occupied by brick gutters; grading and paving the gutters with brick laid on a six (6) inch gravel concrete foundation to a width of twenty-four (24) inches; grading and paving in a similar manner the wings of intersecting streets and alleys and placing the necessary marginal stones.

WHEREAS, The said Board of Public Works did at the same time fix the 25th day of May, 1906, at 10 o'clock A. M. as a date to hear all persons interested or whose property is affected by said proposed improvement; and the notice of the passage of said resolution and of the said time for hearing was published on the 10th day of May, 1906, and the 17th day of May, 1906, in the Indianapolis Sun, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 25th day of May, 1906, the Board having met in regular session, took final action on said Improvement Resolution without modification; and

WHEREAS, On the 25th day of May, 1906, a written remonstrance was filed with the Board against the said improvement of Twenty-first street, and the same was referred to the City Civil Engineer for investigation and report; and

WHEREAS, On the 8th day of June, 1906, the City Civil Engineer filed his written report, stating that a majority of the resident property-owners had signed said remonstrance, and

WHEREAS, On the 8th day of June, 1906, the said Board of Public Works directed that said resolution be referred to the Common Council of the City of Indianapolis, with a request that said Council pass an ordinance authorizing and empowering the said Board of Public Works to make said improvement in accordance with said resolution; now, therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the Board of Public Works of said city be, and the same is, hereby authorized and empowered to improve Twenty-first street, from the west property line of Meridian street to the east property line of Illinois street, with grading and paving the roadway with asphalt laid on a six (6) inch gravel concrete foundation from curb line to curb line to a uniform width of twenty-seven (27) feet except the space of twenty-four (24) inches on each side being occupied by brick gutters, grading and paving the gutters with brick laid on a six (6) inch gravel concrete foundation to a width of twenty-four (24) inches; grading and paving in a similar manner the wings of intersecting streets and alleys and placing the necessary marginal stones, in accordance with Improvement Resolution No. 4533, 1906, adopted by the Board of Public Works on the 9th day of May, 1906.

SEC. 2. This ordinance shall be in full force and effect from and after its passage.

Referred to Committee on Sewers, Streets and Alleys.

By Board of Public Works:

General Ordinance No. 47—1906: An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve the first alley east of College avenue, from the north property line of Sixteenth street to the south property line of Seventeenth street, with grading and paving the roadway with brick laid on a six (6) inch gravel concrete foundation from property line to property line to a uniform width of twelve (12) feet except the space of one and one-half (1½) inches on each side being occupied by oak marginal plank; placing the necessary marginal stones and marginal planks as shown on plans.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the 9th day of May, 1906, adopt Improvement Resolution No. 4534, 1906, for the improvement of the first alley east of College avenue, from the north property line of Sixteenth street to the south property line of Seventeenth street, by grading and paving the roadway with brick laid on a six (6) inch gravel concrete foundation from property line to property line to a uniform width of twelve (12) feet except the space of one and one-half (1½) inches on each side being occupied by oak marginal plank; placing the necessary marginal stones and marginal planks as shown on plans.

WHEREAS, The said Board of Public Works did at the same time fix the 25th day of May, 1906, at 10 o'clock A. M. as a date to hear all persons interested or whose property is affected by said proposed improvement; and the notice of the passage of said resolution and of the said time for hearing was published on the 10th day of May, 1906, and the 17th day of May, 1906, in the Indianapolis Sun, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 25th day of May, 1906, the Board having met in regular session, took final action on said Improvement Resolution without modification; and

WHEREAS, On the 25th day of May, 1906, a written remonstrance was filed with the Board against the said improvement of first alley east of College avenue, and the same was referred to the City Civil Engineer for investigation and report; and

WHEREAS, On the 8th day of June, 1906, the City Civil Engineer filed his written report, stating that a majority of the resident property-owners had signed said remonstrance, and

WHEREAS, On the 8th day of June, 1906, the said Board of Public Works directed that said resolution be referred to the Common Council of the City of Indianapolis, with a request that said Council pass an ordinance authorizing and empowering the said Board of Public Works to make said improvement in accordance with said resolution; now, therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the Board of Public Works of said city be, and the same is, hereby authorized and empowered to improve first alley east of College avenue, from north property line of Sixteenth street to south property line of Seventeenth street, by grading and paving the roadway with brick laid on a six (6) inch gravel concrete foundation from property line to property line to a uniform width of twelve (12) feet except the space of one and one-half (1½) inches on each side being occupied by oak marginal plank; placing the necessary marginal stones and marginal planks as shown on plans, in accordance with Improvement Resolution No. 4534, 1906, adopted by the Board of Public Works on the 9th day of May, 1906.

SEC. 2. This ordinance shall be in full force and effect from and after its passage.

Referred to Committee on Sewers, Streets and Alleys.

By Mr. Wright:

General Ordinance No. 48—1906: An ordinance to regulate the location, the erection and maintenance of buildings wherein horses or other live stock are to be kept or stabled by any person, persons, partnership or corporations, defining and declaring the distance within which the same may not be located or maintained from the street line of any lot, lots or parcel of ground abutting on any public street, highway or thoroughfare within the City of Indianapolis; also providing that said ordinance shall not in

any manner affect or be construed as affecting existing ordinances upon the subject matter of said ordinance; also providing for the publication of said ordinance, and the time when the same shall take effect, and fixing a penalty for the violation thereof.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, That it shall be unlawful for any person, persons, partnership or corporation to erect or maintain any building or buildings wherein horses or other live stock are to be kept or stabled, within sixty (60) feet of the street line of any lot or lots or parcel of ground abutting on any public street, highway or thoroughfare in the City of Indianapolis; providing that this ordinance shall in no manner affect or be construed to affect existing ordinances of the City of Indianapolis, upon, relating to and concerning the subject matter of this ordinance, but this ordinance shall be construed as supplementary thereto.

SEC. 2. Any person or persons or corporation violating any of the regulations, requirements and provisions of this ordinance shall be fined in the sum of \$100.00 for the first offense, and the sum of \$25.00 for every additional offense, and every day said ordinance is violated shall constitute an additional offense.

SEC. 3. This ordinance shall be in full force and effect from and after its publication for two weeks, successively, in the Indianapolis Sun, a newspaper of general circulation, in the City of Indianapolis.

Referred to the Committee on Public Safety and Comfort.

MISCELLANEOUS BUSINESS.

By Mr. Wright:

Resolution No. 5—1906:

WHEREAS, This, the Common Council of the City of Indianapolis, Indiana, has learned of the death of the wife of Louis F. Henry, a member of this body, and deploring the same; therefore, be it

Resolved, That we extend to him our sincere and heartfelt sympathy in this his hour of deep bereavement. That our hand of fellowship is far from reaching out to Brother Henry our innermost feelings for him.

Resolved, Also, That a copy of these sentiments be sent him and as a further mark of regard, that they be spread of record in the minutes of this body.

Mr. Royse moved the adoption of the resolution. Carried.

ORDINANCES ON SECOND READING.

Mr. Royse called for Appropriation Ordinance No. 8, 1906, for second reading. It was read a second time.

Mr. Royse moved that Appropriation Ordinance No. 8, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 8, 1906, was read a third time and passed by the following vote:

Ayes, 17, viz.: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Hartmann, Portteus, Royse, Sullivan, Hofmann, Hilkene, Wright, Henry and President Frederick W. Eppert.
Noes, none.

Mr. Davis called for General Ordinance No. 40, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 40, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 40, 1906, was read a third time and passed by the following vote:

Ayes, 18, viz.: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Sullivan, Hofmann, Hilkene, Wright, Henry and President Frederick W. Eppert.
Noes, none.

Mr. Davis called for General Ordinance No. 36, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 36, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 36, 1906, was read a third time and passed by the following vote:

Ayes, 18, viz.: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Sullivan, Hofmann, Hilkene, Wright, Henry and President Frederick W. Eppert.
Noes, none.

Mr. Davis called for General Ordinance No. 37, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 37, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 37, 1906, was read a third time and passed by the following vote:

Ayes, 18, viz.: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Sullivan, Hofmann, Hikene, Wright, Henry and President Frederick W. Eppert.
Noes, none.

Mr. Davis called for General Ordinance No. 38, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 38, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 38, 1906, was read a third time and passed by the following vote:

Ayes, 18, viz.: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Sullivan, Hofmann, Hikene, Wright, Henry and President Frederick W. Eppert.
Noes, none.

Mr. Davis called for General Ordinance No. 24, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 24, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 24, 1906, was read a third time and passed by the following vote:

Ayes, 18, viz.: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Sullivan, Hofmann, Hikene, Wright, Henry and President Frederick W. Eppert.
Noes, none.

Mr. Davis called for General Ordinance No. 22, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 22, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 22, 1906, was read a third time and passed by the following vote: .

Ayes, 17, viz.: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Hartmann, Portteus, Royse, Sullivan, Hofmann, Hikene, Wright, Henry and President Frederick W. Eppert.
Noes, 1, viz.: Mr. Stickelman.

Mr. Davis called for General Ordinance No. 17, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 17, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 17, 1906, was read a third time and passed by the following vote:

Ayes, 18, viz.: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Sullivan, Hofmann, Hikene, Wright, Henry and President Frederick W. Eppert.
Noes, none.

Mr. Davis called for General Ordinance No. 23, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 23, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 23, 1906, was read a third time and passed by the following vote:

Ayes, 18, viz.: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Sullivan, Hofmann, Hikene, Wright, Henry and President Frederick W. Eppert.
Noes, none.

Mr. Davis called for General Ordinance No. 35, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 35, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 35, 1906, was read a third time and passed by the following vote:

Ayes, 18, viz.: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Sullivan, Hofmann, Hikene, Wright, Henry and President Frederick W. Eppert.
Noes, none.

Mr. Davis called for General Ordinance No. 39, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 39, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 39, 1906, was read a third time and passed by the following vote:

Ayes, 18, viz.: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Sullivan, Hofmann, Hilken, Wright, Henry and President Frederick W. Eppert.
Noes, none.

On motion of Mr. Sullivan, the Common Council, at 8:52 o'clock, P. M., adjourned.

Fred. W. Eppert

President.

ATTEST:

James M. Nulty

City Clerk.