

PROCEEDINGS OF JOINT CONVENTION.

FOURTH SESSION—MAY 17, 1886.

The Common Council and Board of Aldermen of the City of Indianapolis, convened in Fourth Joint Convention, in the Council Chamber, Monday evening, May 17th, A. D. 1886, at 8 o'clock, pursuant to the following motion, adopted by the Common Council and Board of Aldermen, May 3d, 1886:

“That the members of the Common Council and Board of Aldermen meet in Joint Convention, Monday evening, May 17th, 1886, at 8 o'clock, for the purpose of electing a Janitor for the new City Building.”

PRESENT—John Rail, President of the Joint Convention, in the Chair, and Aldermen Brown, Crosby, King, Laut, Pritchard, Schmidt, Wright, and President Endly; Councilmen Benjamin, Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman—34.

ABSENT, 1—viz: Alderman Prier.

On motion by Councilman Thalman, it was ordered that the Joint Convention proceed to the election of a Janitor for the new City Hall Building.

The Chair appointed Alderman King and Councilman Pearson to act as tellers.

Councilman Reynolds placed in nomination Charles A. Richardson.

Councilman Haugh placed in nomination Thomas Markey, Sr.

Councilman Haugh moved that the Joint Convention proceed to ballot.

Which failed of adoption, by the following vote:

AYES, 17—viz: Aldermen Crosby, King, Laut, and Schmidt; Councilmen Burns, Coy, Dell, Edenharter, Haugh, Howes, Mack, Markey, Newland, Reinecke, Stuckmeyer, Waterman, and President Rail.

NAYS, 17—viz: Aldermen Brown, Endly, Pritchard, and Wright; Councilmen Benjamin, Cummings, Dunn, Herig, McClelland, McGroarty, Pearson, Reynolds, Rooker, Smith, Smither, Swain, and Thalman.

Alderman Pritchard moved that the Joint Convention adjourn to next Monday night.

Councilman Haugh moved to lay that motion on the table.

Which failed of adoption, by the following vote:

AYES, 17—viz: Aldermen Crosby, King, Laut, and Schmidt; Councilmen Burns Coy, Dell, Edenharter, Haugh, Howes, Mack, Markey, Newland, Reinecke, Stuckmeyer, Waterman, and President Rail.

NAYS, 17—viz: Aldermen Brown, Endly, Pritchard, and Wright; Councilmen Benjamin, Cummings, Dunn, Herig, McClelland, McGroarty, Pearson, Reynolds, Rooker, Smith, Smither, Swain, and Thalman.

Alderman Schmidt moved as a substitute for Alderman Pritchard's motion, that the Joint Convention adjourn subject to the call of the Chair.

Councilman Thalman moved to lay the substitute on the table.

Which failed of adoption, by the following vote :

AYES, 17—viz: Aldermen Brown, Endly, Pritchard, and Wright; Councilmen Benjamin, Cummings, Dunn, Herig, McClelland, McGroarty, Pearson, Reynolds, Rooker, Smith, Smither, Swain, and Thalman.

NAYS, 17—viz: Aldermen Crosby, King, Laut, and Schmidt; Councilmen Burns, Coy, Dell, Edenharter, Haugh, Howes, Mack, Markey, Newland, Reinecke, Stuckmeyer, Waterman, and President Rail.

The question being on the adoption of the substitute offered by Alderman Schmidt, a vote was had, and it failed of adoption by the following vote :

AYES, 17—viz: Aldermen Crosby, King, Laut, and Schmidt; Councilmen Burns, Coy, Dell, Edenharter, Haugh, Howes, Mack, Markey, Newland, Reinecke, Stuckmeyer, Waterman, and President Rail.

NAYS, 17—viz: Aldermen Brown, Endly, Pritchard, and Wright; Councilmen Benjamin, Cummings, Dunn, Herig, McClelland, McGroarty, Pearson, Reynolds, Rooker, Smith, Smither, Swain, and Thalman.

The question being on the adoption of the original motion offered by Alderman Pritchard, "That the Joint Convention adjourn to meet again next Monday night;" which failed of adoption, by the following vote :

AYES, 17—viz: Aldermen Brown, Endly, Pritchard, and Wright; Councilmen Benjamin, Cummings, Dunn, Herig, McClelland, McGroarty, Pearson, Reynolds, Rooker, Smith, Smither, Swain, and Thalman.

NAYS, 17—viz: Aldermen Crosby, King, Laut, and Schmidt; Councilmen Burns, Coy, Dell, Edenharter, Haugh, Howe, Mack, Markey, Newland, Reinecke, Stuckmeyer, Waterman, and President Rail.

Alderman Schmidt moved that the Joint Convention adjourn subject to the call of the President.

Which was unanimously adopted.

Before declaring the Joint Convention adjourned, the President announced that he would call the Joint Convention to meet on Monday evening, May 24th, 1886, at eight o'clock.

Pursuant to the above motion, the Joint Convention then adjourned subject to the call of the President.

JOHN RAIL, President.

Attest: MICHAEL F. SHIELDS, Secretary.

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—MAY 17, 1886.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, May 17th, A. D. 1886, at nine o'clock, immediately after the adjournment of the Joint Convention, in regular session.

PRESENT—Hon. Caleb S. Denny, Mayor, and *ex officio* President of the Common Council in the Chair, and 25 members, viz: Councilmen Benjamin, Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

ABSENT—None.

The Proceedings of the Common Council for the adjourned session, held April 23d, and the regular session held May 3d, 1886, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

OPENING AND REFERRING SEALED PROPOSALS FOR PUBLIC IMPROVEMENTS.

Sealed proposals for constructing the following sewer, and for making the below described improvements, were opened, read, and referred to the Committee on Contracts:

For the construction of an eighteen (18) inch Akron pipe sewer, in and along Root street, from West street to White River, according to plans and specifications on file in the office of the City Civil Engineer.

(S. O. 125, 1885)—For grading and paving with brick the sidewalks of John street, from Massachusetts avenue to Hanna street.

(S. O. 126, 1885)—For grading and graveling the first alley south of Second street, from Illinois street to Superior street.

(S. O. 130, 1885)—For grading and graveling the west sidewalk of Shelby street, from the Belt Railroad to Raymond street, where not already done.

(S. O. 17, 1886)—For grading and graveling the first alley west of Park avenue, from Tenth street to the State Ditch.

(S. O. 19, 1886)—For grading and graveling the first alley west of Park avenue, from Eleventh street to a point 168 feet south of Eleventh street.

(S. O. 44, 1886)—For grading and graveling the first alley west of Illinois street, from Seventh street to Ninth street.

(S. O. 46, 1886)—For grading and paving with brick, the south sidewalk of Gregg street, from New Jersey street to East street, where not already done.

(S. O. 47, 1886)—For grading and paving with brick, the north sidewalk of St. Joseph street, from Pennsylvania street to the first alley west of Pennsylvania street.

(S. O. 48, 1886)—For grading and paving with brick, the sidewalks of Ninth street, from College avenue to Central avenue.

(S. O. 50, 1886)—For paving with red cedar blocks the roadway of Delaware street, from St. Clair street to Seventh street.

(S. O. 52, 1886)—For grading, bowldering and curbing the south gutter of Merrill street, from Alabama street to Delaware street, where not already curbed.

(S. O. 55, 1886)—For grading and paving with brick sidewalks of Olive street, from Prospect street to Orange street.

(S. O. 56, 1886)—For grading and paving with brick the south sidewalk of Brookside avenue, from Omer street to the first alley east of Omer street.

(S. O. 57, 1886)—For grading and paving with brick the west sidewalk of Peru street, from Seventh street to Eighth street.

(S. O. 63, 1885)—For grading and paving with brick the south sidewalk of Washington street, from State street to the first alley west of State street.

(S. O. 65, 1886)—For grading and graveling McGinnis street and sidewalks, from McCarty street to Ray street.

(S. O. 72, 1886)—For curbing with stone the east gutter of Greer street, from Stevens street to the second alley south of Stevens street.

(S. O. 73, 1886)—For grading and graveling Herbert street and sidewalks, from Tennessee street to Mississippi street.

(S. O. 75, 1886)—For grading and graveling the first alley east of Virginia avenue, from Huron street to Noble street.

(S. O. 76, 1886)—For grading and graveling the first alley east of Alabama street, from Seventh street to the "State Ditch."

(S. O. 77, 1886)—For grading and graveling the first alley east of Park avenue, from Christian avenue to Butler street.

(S. O. 80, 1886)—For grading and paving with brick the east sidewalk of Pine street, from Market street to Washington street.

On motion of Councilman Pearson, a delegation of ladies in waiting, was received, and permitted to present a lengthy protest against the passage of any ordinance to regulate or license prostitution; which protest was respectfully received.

REPORTS FROM COMMITTEE ON CONTRACTS.

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

To the Mayor and Common Council:

Gentlemen:—Your Committee on Contracts to whom was referred the proposals received May 3, 1886, have examined the same and find them to be as follows:

1st. For the construction of a three and one-half foot brick sewer, in and along New Jersey street, from Washington street to New York street:

Richter & Twiname, sewer \$4.40 per lineal foot; catch-basins \$90.00; man-holes \$40.00.

D. A. Haywood, sewer \$3.45 per lineal foot; catch-basins \$59.50; man-holes \$38.50.

Fulmer & Seibert, sewer \$3.28 per lineal foot; catch-basins \$56.00; man-holes \$28.00.

Dunning & Roney, sewer \$3.19 per lineal foot; catch-basins \$52.00; man-holes \$30.00.

A. Bruner sewer \$3.03 per lineal foot; catch-basins \$50; man-holes \$30.00.

The remonstrance accompanying this work covers more than two-thirds of the property, and we recommend the work be not done.

2d. For grading and graveling Patterson street and sidewalks, from Vermont street to the first alley north of Vermont street.

There was only one bid received for this work; R. P. Dunning bids 45 cents per lineal foot front on each side, and the same being low, recommend he be awarded the contract.

3d. For grading and graveling the first alley south of McCarty street, from Greer street to Beaty street:

Richter & Seibert..... 15 cents per lineal foot front on each side.

John Hennessie..... 14 cents per lineal foot front on each side.

Fulmer & Seibert 13 cents per lineal foot front on each side.

Fulmer & Seibert being the lowest and best bidder, recommend they be awarded the contract.

4th. For grading and paving, with brick, the sidewalks of Seventh street, from Mississippi street to Meridian street.

Price per lineal foot front on each side.

Name of Bidder.	Paving.	Walk-stone.	Boulders sq. yd.
Richter & Twiname.....	30 cents.....	60 cents.....	60 cents.
D. A. Haywood.....	30 cents.....	60 cents.....	50 cents.
James W. Hudson.....	30 cents.....	55 cents.....	50 cents.
R. P. Dunning.....	28 cents.....	55 cents.....	55 cents.
H. C. Roney.....	28 cents.....	55 cents.....	50 cents.
J. L. Spaulding.....	28 cents.....	54 cents.....	44 cents.

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

5th. For grading and paving with brick the sidewalks of Coburn street, from East street to Madison avenue.

Price per lineal foot front on each side.

Name of Bidder.	Paving.	walk-stone.	Boulders sq. yd.
Richter & Twiname.....	30 cents.....	60 cents.....	60 cents.
R. P. Dunning.....	30 cents.....	55 cents.....	55 cents.
James W. Hudson.....	30 cents.....	55 cents.....	50 cents.
Henry C. Roney.....	30 cents.....	55 cents.....	50 cents.

Joseph Bernauer.....	29½ cents.....	52 cents.....	42 cents.
D. A. Haywood	29 cents.....	57 cents.....	50 cents.
J. L. Spaulding	28½ cents	58 cents.....	49 cents.
Fulmer & Seibert	28 cents.....	52 cents.....	45 cents.

Fulmer & Seibert being the lowest and best bidder, recommend they be awarded the contract.

6th. For grading and paving with brick, the sidewalks of Seventh street, from Mississippi street to the C., I., St. L. & C. R. R.

• Richter & Twiname	30 cents per lineal foot front on each side.
D. A. Haywood.....	29 cents per lineal foot front on each side.
H. C. Roney	28 cents per lineal foot front on each side.
J. L. Spaulding	28 cents per lineal foot front on each side.
R. P. Dunning.....	28 cents per lineal foot front on each side.

There being three bids at the same price, and the sums being low, recommend the contract be awarded to H. C. Roney.

Respectfully submitted,

M. M. Reynolds,
Frank M. Dell,
John H. Herig,
Committee on Contracts.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, the Mayor, in behalf of the Special Committee, submitted the following report; which was approved:

To the Common Council and Board of Aldermen:

Gentlemen:—In order to carry out the compromise heretofor made by your honorable bodies with the responsible sureties on the bond of ex-Treasurer Pattison, judgment was taken by the city against Mr. Pattison, on the 6th instant, for \$110,681.39, and against all the sureties for \$68,000. On the 7th instant, Norman S. Byram, John J. Cooper, and Sample Loftin, paid us the sum of \$40,000 in cash and delivered to us the written guaranty concerning the \$18,000 to be realized from the Pattison assets held by Cas. Byfield, according to your previous action, which, together with the \$10,000 contract on bond of O. H. Hasselman, heretofore approved by your honorable bodies, makes the full sum of \$68,000 agreed on. We thereupon extend full satisfaction of that part of the judgment, leaving a balance of \$42,681.39 against Isaac N. Pattison only.

On the same day, Mr. Byfield turned over the sum \$1,050 on account of cash collections made by him under the deed of trust from Mr. Pattison, which amount we endorsed as a credit on the \$18,000 guaranty above referred to

We paid the \$41,050 cash received by us, to H. W. Miller, the City's Treasurer, and under directions from the Finance Committee, had him apportion it to the various funds as follows, and receipt us accordingly:

Additional City Hall Fund.....	\$29,576 78
Tomlinson Estate Fund.	7,473 22
Sewer Fund.....	4,000 00
Total	\$41,050 00

We deposited the \$18,000 guaranty with the City Clerk for safe keeping. He was already in possession of the Hasselman contract and bond.

Respectfully submitted,

C. S. Denny, Mayor,
Wm. L. Taylor, City Attorney,
Thomas E. Endly,
Isaac King,
Special Committee.

His Honor, the Mayor, presented the following communications; which were referred to the City Attorney and City Civil Engineer:

To the Common Council:

Gentlemen:—I herewith submit for your consideration, a notice served on me by the Auditor of Marion county, on the 15th inst., I suggest that the matter be referred to the City Attorney and City Civil Engineer for investigation, and report at next meeting. Respectfully, C. S. DENNY, Mayor.

Indianapolis, Ind., May 15, 1886.

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

I am directed by the Board of Commissioners of Marion county to notify you that they do not claim any jurisdiction whatever over the territory being and lying east of White River, being Parkman & Pierce's subdivision of the Indianapolis & Cincinnati Railroad Co's addition in Section 3, Town. 15, Range 3, to the City of Indianapolis, and being the territory through which West Michigan street runs. Said property having been duly annexed to the said City of Indianapolis, and having been laid out into lots, the Board is of the opinion that under Sec. 3248 of the Revised Statutes of the State, no proceedings by said city to disannex the same are of any avail, except upon the order of the Board of Commissioners duly had under the proceedings provided for in Sec. 3247 of said Revised Statutes, and that said territory being outside of the jurisdiction of said Board, they cannot lawfully take any steps to keep, or cause to be kept in repair the highways and streets in said subdivision.

In witness whereof I have hereunto set my hand and seal, the day and year above written.

[SEAL.]

J. C. ADAMS, Aud. Marion Co.

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

To the Common Council and Board of Aldermen :

Gentlemen:—I herewith report the amount of fees and fines due the city, collected by me for the month of April, 1886, as follows:

Marshal's fees.....	\$129 15
Mayor's fees.....	99 40
Fines due city.....	6 01
Total.....	\$234 56

I have paid said fines and fees to the County Treasurer, for the use of said city, and filed his receipt therefor with the City Clerk.

Respectfully submitted, C. S. DENNY, Mayor.

REPORTS, ETC., FROM CITY OFFICERS.

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

To the Mayor, Common Council and Board of Aldermen :

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

1st. A first and final estimate in behalf of R. P. Dunning, for grading and paving with brick the west sidewalk of Bellefontaine avenue, from Eighth street to Ninth street.

620 lineal feet, at 29 cents.....	\$179 80
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2d. A first and final estimate in behalf of J. L. Spaulding, for grading and paving with brick the north sidewalk of Walnut street, from East street to Park avenue.

300 lineal feet, at 30 cents \$90.00

3d. A first and final estimate in behalf of Samuel Keers, for grading and graveling the first alley west of Blake street, from Elizabeth street to the first alley north of Elizabeth street.

266 lineal feet, at 13 cents.....\$34 60

4th. A first and final estimate in behalf of Freaney Brothers, for erecting lamp-posts on Louisiana street, between East street and Noble street.

1638 feet, at 03, 85 cents; \$21.00 per post\$63 00

5th. A first and final estimate in behalf of Freaney Brothers, for erecting 11 lamp-posts on Park avenue, between Ninth and Eleventh streets.

2440 lineal feet, at 9½ cents; \$21.00 per lamp-post\$231 00

6th. A first and final estimate in behalf of Joseph Bernauer, for grading and paying with brick the east sidewalk of Shelby street, from a point 38 feet south of the first alley south of Prospect street to Pleasant Run.

2287.50 lineal feet, at 33, 75 cents\$762 03

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 R. P. Dunning, for grading and paving with brick the west sidewalk of Bellefontaine avenue, from Eighth street to Ninth 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, 22—viz: Councilmen Benjamin, Burns, Cummings, Dunn, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.
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 J. Spaulding, for grading and paving with brick the north sidewalk of Walnut street, from East street to Park avenue, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 22—viz: Councilmen Benjamin, Burns, Cummings, Dunn, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.
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 Samuel Keers, for grading and graveling with first alley west of Blake street, from Elizabeth street to the first alley north of Elizabeth 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, 22—viz: Councilmen Benjamin, Burns, Cummings, Dunn, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

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 Freaney Brothers, for erecting three lamp-posts, lamps and fixtures, (complete to burn gas, except the service pipes), on Louisiana street, between East and Noble streets, 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, 22—viz: Councilmen Benjamin, Burns, Cummings, Dunn, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

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 Freaney Brothers, for erecting eleven lamp-posts, lamps and fixtures, (complete to burn gas, except the service pipes), on Park avenue, between Ninth and Eleventh streets, 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, 22—viz: Councilmen Benjamin, Burns, Cummings, Dunn, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

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 Joseph Bernauer, for grading and paving with brick, the east sidewalk of Shelby street, from a point 38 feet south of the first alley south of Prospect street to Pleasant Run, 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, 22—viz: Councilmen Benjamin, Burns, Cummings, Dunn, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

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

To the Mayor and Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following contracts and bonds: Contract and bond of R. P. Dunning, for grading and paving with brick the north sidewalk of Christian avenue, from Bellefontaine avenue to the Wabash Railway.

Bond \$300; surety, H. C. Roney.

Contract and bond of J. L. Spaulding, for grading and paving with brick the west side of East street, from Morris street to Lincoln Lane.

Bond \$500; surety, Fred Gansberg.

Contract and bond of J. L. Spaulding, for grading and paving with brick the sidewalks of Minerva street, from New York street to North street.

Bond \$1,500; surety, Fred Gansberg.

Contract and bond of J. L. Spaulding, for grading and paving with brick the north sidewalk of Second street, from Meridian street to Pennsylvania street

Bond \$300; surety, Fred Gansberg.

The following contracts and bonds of Richter & Twiname, viz: Grading, bowldering and curbing the gutters and widening the sidewalks of Meridian street, from Seventh street to Twelfth street.

Bond \$3,000; surety, Fred Lange.

Grading, curbing with stone and paving with brick the south sidewalk of Fifth street, from Illinois street to Meridian street.

Bond \$600; surety, Fred Lange.

Grading, bowldering and curbing the gutters of Broadway street, from Eighth street to Ninth street.

Bond \$2,000; surety, Fred Lange.

Grading and paving with brick the north sidewalk of Seventh street, from Meridian street to Central avenue, except paving between Alabama street and New Jersey street.

Bond \$400; surety, Fred Lange.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

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

To the Mayor and Common Council:

Gentlemen:—I make the following report on sundry matters referred to me:

1. As to Hiram W. Miller's duties in making collections of delinquent taxes, undoubtedly the law of 1885 contemplated that he was to perform all the duties respecting the collecting of taxes that were theretofore performed by the city treasurer, and to do so for \$2000 per annum. It expressly prohibits paying commissions for collecting delinquent taxes. Yet I do not think he can be compelled under

the law to send out collectors. The law does not contemplate this. These may be authorized.

2. The undersigned, to whom was referred, for an opinion, all of the proceedings concerning the agreement between the City of Indianapolis and the Metropolitan Militia Reserve, reports that having considered the same he finds from the record that on April 12th the action of the Council admitting said Militia Reserve into the new City Hall was, by the Board of Aldermen, *non* concurred in; and that at the same meeting Alderman King gave notice that he would, at the next regular meeting, move to reconsider the vote by which the Board *non* concurring in the action of the Council, (see p. 270); and that at the next subsequent meeting of the Board on April 26th (see p. 328) Alderman King, in accordance with his notice given at the last regular session, moved to reconsider the action of the Board by which it *non* concurred in the action of the Council; which motion was adopted and the action reconsidered, and the favorable action of the Common Council was concurred in; therefore, it is my opinion that the said notice by said Alderman King, given at the time of the action of the Board, was effective, and held the said agreement in the Board until the next meeting of the Board. And further that the action of the Board on April 12th in non-concurring in the Council's action was not properly before the Council for action when it, on April 19th (see p. 311), concurred in the non-concurrence of the Board of Aldermen. Therefore that said agreement between said city and said Metropolitan Militia Reserve was duly passed and is now in force and effect.

3. The report of the Judiciary Committee in the case of Chas. and Mary Bea, recommending that the matter be referred to me with instructions to notify the petitioners to appear before me with a physician and other parties, has been so referred, and since the last meeting of the Council I have examined the claimants together with a physician and other parties and report that the petitioners live in North Indianapolis, and on October 6th, 1885, Mary C. Bea, wife of Chas. Bea, was driving into the city on West St., and on the corner of McIntire St. she claims her horse stepped into a hole in the culvert bridge, fell down and she fell forward off from a delivery wagon onto the ground; that she was badly injured and has been unable to do any work since that time; that at the time of her fall she claims that her then unborn twins were six months grown; that on the 25th day of November following she was delivered of twins; that their birth was premature, which she claims was caused by said injury; that the funeral expenses of said twins, including grave digging, amounted to thirty dollars. The expense of employing help since that time has amounted to thirty dollars; the physician's bill was fifteen dollars; the husband claims to have lost by her sickness at least thirty days, which he claims was worth three dollars per day, he being a well digger by occupation.

The total amount of expenses thus claimed by them amounts to one hundred and sixty-five dollars. This of course does not include any claim for suffering, mental anguish, and future loss of services of the wife; she claiming to be unable yet to perform her household duties. They claim that the hole in the culvert into which their horse stepped and stumbled had been in that condition for several weeks before the injury.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.

On motion by Councilman Thalman, it was ordered that the City Attorney be instructed to offer one hundred dollars (\$100.00) to Charles and Mary Bea, as payment in full of all claims they may have against the city.

The Street Commissioner submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

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

The entire wood-work of Washington street bridge, over White River, should be put in anew. The floor, sills and all, are in just such condition as is likely to cause an accident at most any time.

Respectfully submitted,

C. S. RONEY, Street Commissioner.

On motion by Councilman Thalman, the report was referred to the Committee on Bridges, with power to act, and instructed to confer with the Citizens' Street Railway Company in regard to repairs of bridge.

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

That the Committee on Bridges be directed to investigate the abutments of the old wooden bridge on west Washington street, and report what repairs, if any, are necessary.

The Street Commissioner submitted the following report, which was received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Subject to your order of January 18 and 25, 1886, I repaired the brick sidewalk in front of the old Vance property on east Washington street, collected the cost thereof, \$13.50, from the property holder, and turned the same over to the Treasurer, and filed his receipt with the City Clerk.

Respectfully submitted,

C. S. RONEY, Street Commissioner.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Board of Public Improvements, through Councilman Herig, submitted the following report, which was approved:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—The Board of Public Improvements, to whom the following motions were referred, would report:

1st. Is to lay a double stone crossing across McCarty street, along the west line of Alabama street. Recommend the work be done.

2d. To clean the gutters and fill the chuck-holes in Washington street, from the River to Bloomington street. Recommend the work be done.

3d. To fill the chuck-holes and put in good order Locust street. Recommend the work be done.

4th. To lay a double stone crossing across Washington street, at the first alley west of Missouri street. Recommend the work be not done.

5th. To provide some means to drain the waste water running from No. 4 Engine House. Recommend the motion be adopted.

6th. To fill up the fifth alley south of McCarty street, between Union and Locust streets, so as to enable the water to run off.

Recommend said alley be improved under ordinance.

Respectfully submitted,

J. H. Herig,
R. McClelland,
C. H. Stuckmeyer,
Board of Public Improvements.

Councilman Herig presented the following petition, which was granted:

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

Gentlemen:—I would most respectfully petition your honorable bodies for an extension of time, sixty days, in which to complete my contract for improving River street, from Kentucky avenue to White river. I have been unable to do the work this spring on account of the river being so high that I could not get the gravel.

J. W. COOPER & Co., Contractors.

Subscribed and sworn to before me, this 17th day of May, 1886.

[Seal.]

WM. C. PHIPPS, Notary Public.

We recommend the time be extended.

Respectfully submitted,

John H. Herig,
C. H. Stuckmeyer,
R. McClelland,
Board of Public Improvements.

The Board of Health submitted the Mortality report for the first half of May, 1886, which was read and received.

The Board of City Commissioners submitted the following report, which was received:

Report of the Board of City Commissioners on the vacation of certain alleys, and opening of a short street in Elizabeth Talbott's Addition.

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

Gentlemen: The undersigned members of the Board of City Commissioners of said city, duly appointed, qualified and acting under the provisions of the Statutes of the State of Indiana in relation to the laying out, widening, opening, altering and vacation of streets and alleys, beg leave to submit the following report:

1st. We met at the office of the City Clerk in Room 6, on the 5th day of March, 1886, in accordance with a notice of the City Clerk, which notice is filed herewith and marked exhibit "A."

2nd. We immediately proceeded to view the alleys proposed to be vacated and the ground through which the street is to be opened and the property contiguous and adjacent thereto and find the following persons interested in said vacation, viz: Elizabeth Talbott and George Wright.

We made due report of said facts to the City Clerk and required said Clerk to have the proper notices issued to the said parties to meet the City Commissioners on Monday the 3rd day of May, 1886, at the City Clerk's office at 10:30 o'clock A. M. Said report is filed herewith as a part hereof and marked exhibit "B."

3rd. We further report that we met at the time and place named and no opposition was made to said proposed vacation and street opening, and the Secretary was directed to prepare a report and produce it to a meeting of the Commissioners to be held the 7th day of May, 1886.

4th. We now, on said 7th day of May, 1886, further report that the length, width and location of the alleys proposed to be vacated are as follows: 1st. The alley extending from Seventh Street to Coram Street, a distance of 320 feet, 10 feet wide, in Elizabeth Talbott's addition. 2nd. An alley extending from Talbott Street to the first alley west between lots 121 and 124 and lots 122 and 123, a distance of 73 feet in Elizabeth Talbott's Addition. 3rd. Twenty-eight feet off the north side of Coram Street between Talbott Avenue and the first alley east, a distance of 117 feet. 4th. In consideration of the vacation of the above described alleys, Elizabeth Talbott dedicates for the use of a street south part lot 223, north

side lot 224, sufficiently wide to make said street as wide as Eighth Street on east side of alley in Elizabeth Talbot's Addition. Said street to extend from Talbot street to the first alley east, a distance of 117 feet, and connects with Eighth on Norwood street, and being on a line with said street.

We recommend to your honorable bodies the vacation of said alleys on the opening of Eighth Street as proposed.

Respectfully submitted,

William Hadley,
Jos. T. Magner,
James Renihan,
Wm. Johnson,
John L. F. Steeg,
City Commissioners.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Finance, through Councilman Thalman, submitted the following report, which was adopted:

To the Mayor and City Council:

Gentlemen:—Your Finance Committee find that under the recent bill, known as the Winter bill, does not provide for the collection of delinquent taxes, only when voluntarily paid at the office of the County Treasurer. Owing to a large delinquent list and the urgent need of the money due the city, we would recommend that County Treasurer Miller be directed to place delinquent bills in the hands of collectors at an expense not to exceed six per cent. on all sums collected.

Respectfully,

Isaac Thalman,
John R. Pearson,
Henry L. Smith,
Joseph H. Howes,
Julius F. Reinecke,
Committee on Finance.

The same Committee submitted the following report, which was concurred in and ordered filed with the ordinance—S. O. 62, 1886:

To His Honor, the Mayor, and City Council:

Gentlemen:—Your Finance Committee, to whom was referred a report from Committee on Sewers, in regard to West Washington street sewer between Mississippi and Missouri streets, report that in view of the fact that a number of sewer ordinances are underway, we do not think the bulk of the sewer fund, now in the treasury, should be used for this one sewer, but think as a matter of equity that the property owners be assessed one-third on each side and the city pay one-third. We recommend the passage of the ordinance, so amended.

Respectfully,

Isaac Thalman,
Henry L. Smith,
John R. Pearson,
Julius F. Reinecke,
Joseph W. Howes,
Committee on Finance.

The Committee on Judiciary, through Councilman Rooker, submitted the following reports, which were concurred in:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Judiciary, to whom was referred the petition of M. S. Coffman, praying for the city to fence a certain alley, parallel with East street along her premises, report that they have considered the same, and recommend said fence be constructed according to the terms in the deed mentioned in plaintiff's petitions.

Respectfully submitted,

C. F. Rooker,
M. M. Cummings,
Committee on Judiciary.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Judiciary, with City Attorney, to whom was referred the petition of Daniel G. Vollmer, praying for the cancellation of a lien of \$54.00 on his lot west of White River for Washington street bridge, report that they have considered the same, and recommend that the same be not granted.

Respectfully submitted,
WM. L. TAYLOR, City Attorney.

C. F. Rooker,
M. M. Cummings,
Judiciary Committee.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Judiciary, to whom was referred the petition of Thomas J. Vater, praying for an allowance of \$150.00 for submitting the third best plan for a market house and city hall, report that they have examined the same and recommend that it be referred to the City Hall Building Committee.

Respectfully submitted,

C. F. Rooker,
M. M. Cummings,
Committee on Judiciary.

The Committee on Ordinances and the City Attorney, through Councilman Burns, submitted the following report, which was received:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Ordinances, together with the City Attorney, to whom was referred the communication of his Honor, the Mayor, recommending that the ordinances now in force, on the subject of licensing peddlers, hucksters, auctioneers and certain classes of public showmen, should be revised, have considered the same and recommend that two ordinances herewith submitted be adopted. One entitled "An ordinance relative to the licensing and regulating of certain extraordinary trades and establishments," etc. The other "To amend Sections 52 and 53 of an ordinance entitled 'An ordinance establishing certain rules and regulations for the government of the public market of the City of Indianapolis, etc.'"

Respectfully submitted,

M. J. Burns,
Sim. Coy,
C. F. Rooker,
Committee on Ordinances.

WM. L. TAYLOR, City Att'y.

Councilman Burns, in behalf of the Committee on Ordinances and the City Attorney, introduced the following entitled ordinances, which were read for the first time:

G. O. 27, 1886—An ordinance relative to the licensing and regulating of certain extraordinary trades and establishments, and providing penalties for the violation thereof, and for the repeal of all ordinances and parts of ordinances in conflict therewith.

G. O. 28, 1886—An ordinance to amend Sections 52 and 53, of an ordinance entitled "An ordinance establishing certain rules and regulations for the government of the public markets of the City of Indianapolis; prescribing restrictions upon the sale of sundry articles of food in other portions of said city, and imposing fines and punishments for violations thereof;" Ordained and established July 2, 1878.

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

That when the Council adjourns, it adjourn to meet on next Monday evening, May 24th, 1886, and that G. O's. 27 and 28, 1886, be made "Special Orders" for that evening.

The Committee on Public Light, through Councilman Rooker, submitted the following report, which was concurred in :

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

Gentlemen:—Your Committee on Public Light respectfully return to the files S. O's. Nos. 51, 84 and 85, 1886, with there commendation that the same be amended so as to designate the number of lamps required by each ordinance.

Respectfully submitted, C. F. Rooker,
T. F. Smither,
Committee on Public Light.

The Committee on Public Property, through Councilman Mack, submitted the following :

To the Mayor and Common Council :

Gentlemen:—Your Committee on Public Property, to whom was referred the following motion: "That the Committee on Public Property be allowed to purchase fifteen extra seats for Circle Park, and fifty for Military Park," recommend that one hundred seats be purchased, at a cost not to exceed one dollar each, to be distributed in the three City Parks.

Your committee further recommend that the City Civil Engineer be directed to advertise for sealed proposals for laying cement walk in Circle Park.

Also recommend that the committee be authorized to purchase a one-horse lawn mower, for use in the Parks.

Respectfully submitted, Fred. J. Mack,
Isaac Thalman,
Edward Dunn,
Committee on Public Property.

And it was adopted by the following vote:

AYES, 16—viz: Councilmen Benjamin, Dell, Dunn, Edenharter, Herig, Howes, Mack, Markey, McGroarty, Pearson, Reynolds, Rooker, Smith, Smither, Swain, and Thalman.

NAYS, 9—viz: Councilmen Burns, Coy, Cummings, Haugh, McClelland, Newland, Reinecke, Stuckmeyer, and Waterman.

The Committee on Streets and Alleys, through Councilman Dunn, submitted the following reports, which were concurred in :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Your Committee on Streets and Alleys, together with the City Attorney, to whom was referred the plat of part of Barth's heirs addition to the City of Indianapolis, report that they have examined the same, and recommend that the said plat be not accepted, for the reason that the streets and alleys therein shown are not in conformity with the streets and alleys adjoining said tract.

Respectfully submitted, Edward Dunn,
John H. Herig,
Julius F. Reinecke,
Committee on Streets and Alleys.

WILLIAM L. TAYLOR, City Attorney.

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Your Committee on Streets and Alleys, together with the City Attorney, to whom was referred the report of the City Commissioners for the opening of Lincoln Lane, report that they have had the same under consideration and recommend that said report be not adopted. 1st. Because it proposes to make a jog of 150 feet in Lincoln Lane, a street that will be the leading thoroughfare from

Madison Avenue to Shelby Street, 2nd. Because the petitioners asking for said opening, together with the people residing in that neighborhood generally object to said opening as proposed by said Commissioners in said report.

Respectfully submitted,

Edward Dunn,
Julius F. Reinecke,
John H. Herig,
Committee on Streets and Alleys.

WM. L. TAYLOR, City Attorney.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred General Ordinance No. 37, 1885, providing for the amending of Section 25 of an ordinance establishing certain rules and regulations of the Public Markets of the City of Indianapolis, have considered the same, and recommend that it be stricken from the files.

Respectfully submitted,

Edward Dunn,
Julius F. Reinecke,
John H. Herig,
Committee on Streets and Alleys.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred Special Ordinance No. 33, 1886, together with the remonstrance against the passage of said ordinance, return herewith said ordinance, and recommend it be stricken from the file.

Respectfully submitted,

Edward Dunn,
J. H. Herig,
J. F. Reinecke,
Committee on Streets and Alleys.

On motion the following entitled ordinances were stricken from the files by the following vote:

AYES, 23—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

G. O. 37, 1885—An ordinance amending Section 52, of an ordinance entitled "An ordinance establishing certain rules and regulations for the government of the public markets of the City of Indianapolis; prescribing restrictions on the sale of sundry articles of food in other portions of said city, and imposing fines and punishments for violations thereof;" in force July 2d, 1878.

S. O. 33, 1886—An ordinance to provide for grading and graveling the first alley south of Coburn street, from East street to McKernan street.

REPORTS, ETC., FROM SELECT COMMITTEES.

The Building Committee on Market House and Public Buildings, through Councilman Pearson, submitted the following report:

To the Council and Board of Aldermen:

Gentlemen:—We think a Market House should be built before next winter. We therefore ask that your honorable bodies authorize your committee to advertise for

rough sketches and estimates to be submitted for your consideration at the next meeting.

Respectfully submitted,

C. S. Denny,
Thomas E. Endly,
John R. Pearson,
Joseph H. Howes.

And it was concurred in by the following vote :

AYES, 21—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Haugh, Herig, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Thalman and Waterman.

NAYS 2—viz: Councilman Edenharter, and Swain.

The same Committee submitted the following reports, which were concurred in :

To the Common Council and Board of Aldermen :

Gentlemen.—Your Building Committee make the following recommendations :

1st. That no stalls on the east Market, except in new building, be leased the coming year, as contemplated by Sections 9 and 10, page 196, of the book of ordinances, the Market Master simply assigning places to marketers, from day to day, until it shall be ascertained how much space will be required for the new market house, should one be built.

2d. That the east Market Master be ordered to refuse market fees from parties desiring to bring cows or calves on said market for sale, and that he hereafter prevent all persons from standing cows or calves on the streets for sales in the vicinity of the same.

3th. That the School Board be tendered the free use of the City Hall for the graduating exercises of the High School on Saturday night, June 19.

Respectfully submitted,

C. S. Denny, Mayor,
Joseph H. Howes,
Isaac King,
John R. Pearson,
Thomas E. Endly,
Building Committee.

To the Common Council and Board of Aldermen :

Gentlemen.—At a meeting of the undersigned, Market Hall Building Committee, the following proposals for the gas fixtures on the balconies were received :

1st. Charles Meikel submitted three proposals for different designs, viz: \$335, \$299, and \$287. Clarke & McGaully submitted likewise three proposals, for \$300, \$224, and \$152.

We have selected the bid of Clarke & McGaully for \$224, and recommend its acceptance.

2d. Kipp Brothers made a proposal to furnish four 12 ft. flags of best English bunting for \$38.60, which proposal we recommend be accepted.

3d. The doors and windows, required for the Market House, were specially excluded in the original specifications, made last year, as it was at that time undecided what use would be made of the ground-floor of the building. We have now a bid from Salisbury & Stanley, for \$2,875.00.

As this bid is within the architects' estimate, we recommend that it be accepted.

4th. A bid for a ticket office, from Salisbury & Stanley, for \$175, was accepted, and the architect directed to have the work done immediately, as it must be done before the opening.

Respectfully submitted,

C. S. Denny, Mayor,
Joseph H. Howes,
Isaac King,
John R. Pearson,
Thomas E. Endly,
Building Committee.

Indianapolis, May 17, 1886.

By consent, Councilman Thalman presented the following communication, which was received:

To the Honorable, the Common Council of the City of Indianapolis:

Gentlemen:—Permit me to remind you that the annual election for School Commissioners will be held on June 12th, 1886, being the second Saturday, in the 3d 4th, 7th and 8th school districts.

Inspectors and Judges should be appointed and due notice be given.

Respectfully,

EMMA B. RIDENOUR,
Assistant Secretary Board of School Commissioners.

Councilman Thalman offered the following resolution:

Resolved, That the following named persons be and are hereby appointed as Inspectors and Judges of the election to be held in the following School Commissioner Districts:

Third District—Inspector, James G. Douglass; Judges, William Mansur and J. H. Vajen.

Fourth District—Inspector, Henry Cox; Judges, O. B. Hord and J. S. Hinton.

Seventh District—Inspector, Joseph Morris; Judges, Thomas F. Quill and Isaac King.

Eighth District—Inspector, John L. McFarland; Judges, James M. Buchanan and George W. Buchanan.

And it was adopted by the following vote:

AYES, 24—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

Councilman Thalman offered the following resolution:

Resolved, That the Superintendent of the Metropolitan Police notify the electors of the Third, Fourth, Seventh and Eighth School Commissioner Districts that the election for a School Commissioner, in each of said districts, will be held on the second Saturday in June 1886, being the 12th day of June, at the following places:

District No. 3—At the school house on Meridian street, between New York and Ohio streets.

District No. 4—At the school house on the corner of Michigan and Blackford streets.

District No. 7—At the school house on the corner of Bates and Benton streets.

District No. 8—At the school house on the corner of Virginia avenue and Huron street.

And it was adopted by the following vote:

AYES, 24—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None:

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in adjourned session, held in the Aldermanic Chamber Friday evening, April 26th, 1886, adopted the following report and resolution:

To His Honor, the President and Board of Aldermen:

Gentlemen:—Your committee to whom was referred in the meeting of the Board of Aldermen on December 29th, 1885, a certain petition of D. Root, Peter Schoob, Harry D. Pierce, and others; and a resolution of the Common Council, adopted December 21st, 1885, as to the vacation of certain ground between Nebraska street and Lincoln Lane; have carefully examined the same, and recommend that only so much of Hendricks street—which being the second street west of East street—be vacated as will be necessary to make said Hendricks street of a uniform width of 58 feet between Nebraska street and Lincoln Lane, and we recommend that the resolution adopted by the Common Council on December 21st, 1885, be non-concurred in, and that the accompanying resolution be substituted therefor.

Lorenz Schmidt,
John Rial,
H. J. Prier,

Committee on Streets & Alleys, and Sewers & Drainage.

Resolved, That the Petition of D. Root, Peter Schoob, Henry D. Pierce, and others, as to the vacating of certain ground between Nebraska street and Lincoln Lane, in James O. Woodruff's subdivision of Lots 7, 8, 9, 10, 11, 12, 17, 18 and 19, in B. F. Morris' addition to the city of Indianapolis, recorded in Plat Book 4, at page 45, in the Recorder's office of Marion county, Indiana, together with the plats accompanying said petition, be referred to the City Commissioners with the instruction that they shall report on the vacation of so much of Hendricks street (which being the second street west of East street) as will be necessary to make said Hendricks street of the uniform width of 58 feet between Nebraska street and Lincoln Lane, and to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen; the Commissioners to return all papers and notices. The City Clerk is hereby required to issue the proper notices, and the Superintendent of the Metropolitan Police is hereby directed to serve the notices upon the City Commissioners.

I submit the same for your consideration.

JOSEPH T. FANNING,
Clerk of the Board of Aldermen.

And the favorable action of the Board was concurred in, and the resolution concurrently adopted, by the following vote:

AYES, 20—viz: Councilmen Benjamin, Burns, Dell, Dunn, Edenharter, Haugh, Herig, House, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Rooker, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS, 1—viz: Councilman Cummings.

The following message was read:

To the Mayor and Common Council:

Gentlemen: The Board of Aldermen in adjourned session held in the Aldermanic Chamber May 3rd, 1886, adopted the following: Amendments to G. O. 22, 1886, and then passed the ordinance as amended.

I submit the same for your consideration.

JOSEPH T. FANNING,
Clerk of the Board of Aldermen.

Councilman Edenharter moved that the action of the Board be *non-concurred* in.

Pending action on the above motion, Councilman Cummings moved "That the Common Council do now adjourn."

Which failed of adoption.

It being now near eleven o'clock, Councilman Coy moved that Rule 61 be suspended and the time of the meeting extended, which failed of adoption by the following vote:

AYES, 16—viz: Councilmen Benjamin, Burns, Coy, Dell, Dunn, Edenharter, Haugh, Howes Mack, Markey, Reinecke, Reynolds, Smither, Stuckmeyer and Thalman.

NAYS, 9—viz: Councilmen Cummings, Herig, McClelland, McGroarty, Newland, Pearson, Smith, Swain, and Waterman.

It being now eleven o'clock, by virtue of Rule 61:

"The Council shall not, without a suspension of the rules by a two-thirds vote, sit later on any evening than eleven o'clock."

The Common Council was declared adjourned.

C. S. DENNY, Mayor,
President of the Common Council.

Attest: MICHAEL F. SHIELDS, City Clerk.