

# PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—OCTOBER 25, 1886.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, October 25th, A. D. 1886, at 7:30 o'clock, in regular session.

PRESENT—Hon. Thomas E. Endly, President of the Board of Aldermen, in the Chair, and Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, and Wright—10.

ABSENT—None.

The Proceedings of the Board of Aldermen for the regular session held October 11th, 1886, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

The following message was read :

To the President and Members of the Board of Aldermen:

*Gentlemen:*—I submit herewith the following papers and ordinances, favorably passed upon by the Common Council at its regular session held October 18th, 1886.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The report of His Honor, the Mayor, of money received from Cas. Byfield and O. H. Hasselman, on account of the I. N. Pattison deficit, (see page 886, *ante*), was read and received.

The report of His Honor, the Mayor, showing fines and fees collected during September (see page 886, *ante*), was read and received.

The report from the City Civil Engineer, accompanied with estimates, (see pages 887 and 888, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The following estimate resolution (see page 888, *ante*), 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. L. Spaulding, for grading and paving with brick, the west sidewalk of Mississippi street, from Herbert street to the first alley north of Herbert 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 amounts set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 888, *ante*), 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. L. Spaulding, for grading and paving with brick, the sidewalks of John street, from Massachusetts avenue to Hanna street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 889, *ante*), 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. L. Spaulding, for grading and graveling the first alley west of California street, from Maryland street to Chesapeake street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 889, *ante*), 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 D. A. Haywood, for grading and bowldering the gutters of Rockwood street, from East street to its eastern terminus, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 889, *ante*), 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 James W. Hudson, for

grading, bowldering and curbing the west gutter of Union street, from Merrill street to Phipps street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 889, *ante*), 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 Geo. W. Buchanan, for grading and paving with brick, the sidewalks of Davis street, from Bicking street to its southern terminus, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 890, *ante*), 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. W. Cooper & Co., for grading and graveling the first alley south of Merrill street, from East street to Virginia 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 concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 890, *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying third and final estimate in behalf of Dunning & Roney, for constructing a brick sewer, three and one-half feet internal diameter, in and along New Jersey street, from New York street to Washington street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 890, *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying second and final estimate in behalf of A. Bruner, for constructing a brick sewer, four feet internal diameter, in and along Washington street, from Mississippi street to Missouri street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 891, *ante*), 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. L. Spaulding, for grading and paving with brick, the north sidewalk of North street, from New Jersey street to East street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The report from the City Civil Engineer, submitting certain contracts and bonds, (see page 891, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The contract and bond of Robert Kennington & Co., for grading and graveling State avenue and sidewalks, from Washington street to Michigan street, (see page 891, *ante*), was read; and on motion by Alderman Prier, action thereon was postponed until the next meeting.

The following communication from the Chief Fire Engineer, (see page 893, *ante*), was read, and the favorable action of the Common Council thereon, concurred in:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I respectfully request your honorable bodies to make an allowance of sixty dollars in favor of W. C. Long, for expenses as representative to the Convention of Chief Fire Engineers, held at Providence, R. I., August 24th, 1886.

Respectfully, J. H. WEBSTER, Chief Fire Engineer.

The petition from Ernest H. Koller, to have a certain plat approved, (see pages 891 and 892, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage.

The petition from J. A. Denkinger, for a special license to exhibit the International Museum of Anatomy, (see page 892, *ante*), was read and received.

The following call from Alderman Rail, President of the Joint Convention, (see page 892, *ante*), was read and received :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—At the last session of the Joint Convention of the Common Council and Board of Aldermen, held in the Council Chamber, May 24th, 1886, the Convention adjourned to meet on the call of the President.

Therefore, in compliance with said adjournment, and the following Act of the General Assembly of the State of Indiana, approved March 8th, 1881 :

'An act supplementary to an act approved March 14th, 1867, entitled 'An act to repeal all general laws now in force for the incorporation of cities, and to provide for the incorporation of cities, prescribing their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matters as pertain thereto.'''

I hereby call the Common Council and Board of Aldermen to meet in Joint Convention in the Council Chamber, Monday evening, November 8th, at eight o'clock.

JOHN RAIL, President.

The report from the Board of Public Improvements on sundry matters, (see page 893, *ante*), was read; and on motion by Alderman Prier, the ninth clause was referred to the Committee on Streets & Alleys and Sewers & Drainage, and the favorable action of the Common Council of the remainder of the report, concurred in.

The report from the Mayor, City Attorney and Board of Public Improvements, on a stone wall along Pogue's Run (see page 893, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The report from the Committee on Accounts and Claims, on the claim of Burns & Seidensticker, (see page 894, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The following report from the Building Committee, (see page 896, *ante*), was read, and the favorable action of the Common Council thereon, concurred in :

To the Common Council and Board of Aldermen :

*Gentlemen:*—Your Building Committee recommend that the claim of Thomas J. Vater, for one hundred and fifty dollars for premium for third best plans for City Hall, in 1882, be not allowed. The committee at that time did not consider his plans, as they did not comply with the specifications.

2d. We recommend that the sum of seventy dollars, being one-half of the claim made against the city by the Executive Committee of the G. A. R., for putting Tomlinson Hall in condition for the opening, be allowed, and put in the next appropriation ordinance.

Respectfully submitted,

C. S. Denny, Mayor,  
Thomas E. Endly,  
John R. Pearson,  
Building Committee.

The following report from the Committee on Public Light, (see page 895, *ante*), was read :

To the Mayor and Common Council :

*Gentlemen:*—Your Committee on Public Light, to whom was referred the following motion: "That the City Civil Engineer be instructed to re-mantle the first lamp on Liberty street, south of North street," have examined the same, and would recommend that it be adopted.

Respectfully submitted,

C. F. Rooker,  
C. E. Haugh,  
Theo. F. Smither,  
Committee on Public Light.

Alderman King moved to refer the report to the Committee on Public Light and Education.

Which failed of adoption, by the following vote:

AYES, 4—viz: Aldermen King, Laut, Prier, and Schmidt.

NAYS, 5—viz: Aldermen Brown, Crosby, Pritchard, Wright, and President Endly.

And on motion by Alderman Brown, the favorable action of the Common Council was concurred in, by the following vote :

AYES, 8—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS, 2—viz: Aldermen King, and Schmidt.

The following report, accompanied with resolution, from the Committee on Streets and Alleys, (see page 895, *ante*), was read :

To the Mayor and Common Council :

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred sundry matters, submit the following report thereon :

1st. We recommend that the Street Commissioner be directed to take up the brick pavement at the alley crossing west of Shelby street, where straightened, and replace the same at the crossing of the alley vacated by the City Commissioners.

2d. We recommend that the petition of F. W. Chislett, Isaac H. Keirsted, Secretary, etc., and William H. English, praying that Herbert street, between Illinois and Meridian streets, be reduced in width to forty feet, be not granted.

3d. We recommend that the plat submitted by Herman W. Fenneman and Anna C. Fenneman of Herman W. Fenneman's subdivision of the part of the west one-half of the northwest quarter of Section 13, Township 15, north of Range 3 east, in the City of Indianapolis, Marion county, Indiana, be approved.

*Resolved*, That the plat submitted by Herman W. Fenneman and Anna C. Fenneman, of Herman W. Fenneman's subdivision of the part of the west one-half of the northwest quarter of Section 13, Township 15, north of Range 3 east, in the City of Indianapolis, Marion county, Ind., dated the 9th day of September, 1886, be, and the same is hereby, in all things approved and adopted as the plat of said subdivision.

Respectfully submitted,

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

And on motion by Alderman Wright, the third clause was referred to the Committee on Streets & Alleys and Sewers & Drainage, and the City Civil Engineer, and the first and second clauses were concurred in.

The following special message was read:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—The Common Council, in regular session held October 18th, 1886, adhered to its former action of adopting the following motions:

“To erect vapor lamp posts on south East street, between Morris street and Lincoln Lane.

“To erect two vapor lamps on Valley street.

“To erect six lamps on Ludlow Lane.

“To erect four lamps on Wallace street.

“To erect six lamps on the following named streets: Downey street, between Madison avenue and East street; Dunlap street, between Madison avenue and East street; Nebraska street, between Madison avenue and East street; Lincoln Lane, between Madison avenue and East street.”

And requested that a Conference Committee be appointed. Councilmen Cummings, Mack and Swain were appointed to act on the part of the Common Council as members of such committee.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

On motion by Alderman Pritchard, the above request was granted, and the Chair (Alderman Prier), appointed Aldermen Brown, Endly and Schmidt, to act as such committee on part of the Board.

The following message was read:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—The Common Council, in regular session held October 18th, 1886, adhered to its former action in adopting the following motions:

“That Geo. D. Burgess, manager Michigan Coal and Lumber Co., be granted the right to string a private telephone wire from his east Market street office to No. 149 north Delaware street, and from thence to his yard on east North street, near the Railroad. Wire to be strung under the direction of the Superintendent of the Fire-alarm Telegraph.”

“That Stout & Bannister be permitted to put up wire between their Illinois street office with their coal yard on the railroads at Noble street.”

And request that a Conference Committee of three be appointed by your honorable body to confer with a like committee on part of the Council.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

Alderman Brown moved that the Board recede from its former action.

Alderman Rail moved to lay that motion on the table.

Which was adopted, by the following vote:

AYES, 6—viz: Aldermen Crosby, King, Laut, Prier, Rail, and Schmidt.

NAYS, 4—viz: Aldermen Brown, Pritchard, Wright, and President Endly.

The Chair appointed Aldermen Pritchard, Wright and King, as the committee in compliance with the above request.

The following motions (see pages 899 and 900, *ante*), were read and concurrently adopted :

That W. H. H. Miller, A. L. Hoover and D. W. Cressle be, and are hereby, granted permission to grade and pave with brick the sidewalk in front of their property, north side of Washington street, between Bloomington street and the I. B. & W. R. R. Work to be done at their own expense, under the direction of the City Civil Engineer.

That John Burns be, and is hereby, granted permission to grade and pave with brick the sidewalk in front of his property on the north side of Washington street, west of Elder avenue. Work to be done at his own expense, under the direction of the City Civil Engineer.

That Harry Rose be granted the right and privilege of placing his photograph sign on the edge of the sidewalk on the south side of Washington street, in front of his place of business, 39½ East Washington street.

That the German Reform Immanuel's Church be granted the right to bowlder and curb the gutters in front of their Church, from Coburn street to the first alley north on New Jersey street, at their own expense, under the direction of the City Civil Engineer.

That the Street Commissioner be, and he is hereby, ordered to notify the property owners owning vacant lots on north Illinois street, north of Seventh street, to clean off their sidewalks; and that if they fail to do so, after one week's notice, the Street Commissioner do it at their expense.

That from and after the passage of this motion, it shall be the duty of the Park Policeman for Circle Park to clean, keep clean, or cause to be cleaned and kept clean and in decent condition, the grass, inner and outer sidewalks and pavements of Circle Park, so that the same may be a pleasure to our citizens, and not a subject of criticism from strangers and citizens.

That the Street Commissioner be, and is hereby, directed to notify the Indianapolis Water Company to at once repair New York street, from Liberty street to Noble street; and if not done within ten days, that said work be done by him, at said company's expense.

That the City Civil Engineer and the Street Commissioner be, and they are hereby, instructed to examine the obstructions placed in the channel of Pogue's Run, above Ohio street; to inquire by what authority the work was done, and to notify the proper parties to remove the same at once.

The following motion was read and referred to the Committee on Streets and Alleys :

That the Street Commissioner be, and is hereby, ordered to notify the property owners on Prospect street to remove the bowldered crossing across the pavement on the south side of Prospect street, and east of Shelby street, and pave the same with brick, subject to the approval of the City Civil Engineer.

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

To the President and Members of the Board of Aldermen :

*Gentlemen:*—In answer to the question submitted to me by your bodies, as to whether the City Council and Board of Aldermen can legally grant to private individuals, for private purposes, certain permissions for the laying of railroad switches across streets and alleys, I am of the opinion that your honorable bodies have the right to grant to a private individual, for private purposes, the right to lay a switch track across a street or alley in this city: *Provided*, It be properly laid on the grade of the street. This does not grant the right-of-way, proper, nor any



vested interest in so much of the street as is occupied by the track, nor would it apply to a railroad track laid down lengthwise in a street; nor does it deprive the abutting property owner from recovering compensation for such injury, if there be an injury, to his property.

Cities in Indiana have the same control in this particular over their streets that they had in the early history of the State, when the Courts held that cities had a fee-simple interest in their streets, instead of an easement therein which they now hold; and this power was not then denied, nor do I believe that it is now denied.

Should such additional servitude at any time become a nuisance, the city would have power in such event, to abate it, by compelling the removal of such tracks, as no vested interest ever passes to the licensee.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.

The following entitled ordinance was read the first time :

G. O. 54, 1886—An ordinance authorizing William A. Rhodes to lay a switch track across the sidewalk of Georgia street.

G. O. 56, 1886—An ordinance granting the International Museum of Anatomy the right to exhibit in the city, and fixing the license fee therefor.

S. O. 176, 1886—An ordinance to provide for re-laying the sidewalks of Washington street, and re-curbng the gutters thereof, from Delaware street to Illinois street, where not already properly done.

S. O. 178, 1886—An ordinance to provide for grading and paving with brick, the south sidewalk of Fifth street, between Pennsylvania street and Delaware street.

Alderman King moved that the Rules be suspended for the purpose the above entitled ordinances on their final passage.

Which motion was adopted, by the following vote :

AYES, 8—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Wright, and President Endly.

NAYS, 1—viz: Alderman Schmidt.

G. O. 54, 1886, of the above entitled ordinances, was then read the second time.

Alderman Schmidt moved to refer G. O. 54, 1886, to a Special Committee.

Which motion failed of adoption.

The ordinance was then read the third time, and it was passed, by the following vote :

AYES, 7—viz: Aldermen Brown, Crosby, King, Prier, Pritchard, Wright, and President Endly.

NAYS, 2—viz: Aldermen Laut, and Schmidt.

G. O. 56, 1886, was then read the second time, read the third time and it was passed, by the following vote :

AYES, 10--viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS--None.

S. O. 176, 1886, was then read the second time, and on motion, was referred to the City Civil Engineer.

S. O. 178, 1886, of the above entitled ordinances, was then read the second time, read the third time, and it was passed, by the following vote :

AYES, 10--viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS--None.

The Committee on Accounts and Claims, through Alderman Schmidt, submitted the following report ; which was adopted :

To, His Honor, the President, and Members of the Board of Aldermen :

Gentlemen:--Your Committee to whom was referred the following report of Treasurer Miller:

*Receipts and Disbursements on account of the City of Indianapolis, for the month of September, 1886.*

Balance September 1, 1886 .....	\$ 36,736 01
By collections on duplicate for September.....	15,037 13
By miscellaneous funds.....	9,082 88
	\$ 60,856 02
By redemption of city orders for month of September.....	43,27 33
	\$ 17,578 69

Respectfully submitted,

HIRAM W. MILLER, Treasurer for City.

Has examined the same, and we find that said Treasurer shows collections made during September, 1886..... \$24,120 01

While we find that the City Clerk's books show but..... 23,897 44

Difference.....\$ 222 57

We recommend that this matter be referred to the said officers for further examination.

Respectfully submitted,

Lorenz Schmidt,  
M. L. Brown,  
H. W. Laut,

Committee on Finance and Accounts and Clams.

The same Committee submitted the following report ; which was received :

To His Honor, the President, and Members of the Board of Aldermen:

Gentlemen:—Your Committee to whom was referred the reports of the County Auditor, the Treasurer for the City and the City Clerk, as printed in the Proceedings of the Common Council of September 6th, 1886, pages 759 and 760, has examined said reports, and we have classified the various items of receipts for future examination and reference, as follows:

		R E C E I P T S.								Balance in the Treasury.	
1886	Page of Proceedings.	Bal. brought forward.	Taxes.	Miscellaneous.	Loans, &c.	Total Receipts.	Expenditures.				
January	450	\$ 20,320 03	\$ 6,135 36	\$ 2,127 42	\$33,000 00	\$ 61,583 81	\$ 42,583 98			\$ 18,998 83	
"	"	Books of City Clerk show		2,144 42							
February	451	18,998 83	26,448 20	807 93	30,000 00	76,254 96	25,564 40			50,690 56	
March	"	50,690 56	85,804 74	7,545 55	40,000 00	184,040 85	36,347 96			147,692 89	
April	"	147,692 89	173,958 70	1,722 24	20,000 00	375,473 83	43,794 84			331,678 99	
"	"	Sale of city bonds by Committee on Finance			67,890 00						
"	"	Sale of city bonds by H. W. M.			32,100 00						
"	"	Redemption of temporary loan for 1885					100,000 00				
May	"	\$331,678 99	\$ 65,464 66	\$ 1,523 82							
"	"	Collected on Pattison settlement			42,211 35	440,878 82					
"	"	Redemption of temporary loans and interest thereon of 1886					39,979 51				
"	"	Redemption of temporary loans and interest thereon of 1886					11,522 67				
"	"	Redemption of temporary loans and interest thereon of 1886					123,000 00			234,256 64	
"	"	Redemption of temporary loans and interest thereon of 1886									
June	586		\$ 8,729 78	\$17,010 97	\$ 350 00	\$ 26,090 75	52,765 72				
July	585		6,333 76	6,940 04	14,407 64	27,681 44	35,859 52				
"	"		Interest on bonds				59,994 25				
August	759		\$ 6,319 96	3,080 08	200 00	9,600 04	43,376 41				
"	"		Interest on bonds				302 50				
September	"			\$ 15,037 13	7,110 60	1,749 71	23,897 44				

It appears that there are some discrepancies in the figures, which will probably be corrected at the annual settlement.

Respectfully submitted,

LORENZ SCHMIDT,  
M. L. BROWN,  
H. W. LAUT,  
Committee on Finance and Accounts & Claims.

The Fire Committee, through Alderman Prier, submitted the following report:

To the President and Board of Aldermen:

*Gentlemen:*—In reference to the presentation of the name of Henry Cook, by J. H. Webster, Chief of the Fire Department, to fill a vacancy in the Fire Department, which was referred to us, respectfully recommend that he be appointed to fill such vacancy.

Respectfully submitted,

H. J. Prier,  
G. S. Wright,  
Committee on Fire Department.

Alderman King moved to lay the report on the table.

Which motion failed of adoption, by the following vote:

AYES, 5—viz: Aldermen Crosby, King, Laut, Rail, and Schmidt.

NAYS, 5—viz: Aldermen Brown, Prier, Pritchard, Wright, and President Endly

Alderman Pritchard moved to lay the report over until the next meeting.

Which motion failed of adoption, by the following vote:

AYES, 5—viz: Aldermen Crosby, King, Laut, Rail, and Schmidt.

NAYS, 5—viz: Aldermen Brown, Prier, Pritchard, Wright, and President Endly.

Alderman Pritchard, on behalf of the majority of the Committee on Judiciary, and Alderman Schmidt, on behalf of the minority of the same committee, submitted the following reports:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—Your Committee on Judiciary, to whom the following was referred:

“To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Judiciary and City Attorney, to whom sundry papers were referred, would report:

1st. Is the petition of Andrew J. Scott, asking that he be paid the sum of \$135.00 for the loss of his horse, by having a nail run into his foot, while driving over White River bridge.

Your Committee have thoroughly investigated the matter, and recommend that he be paid the sum of \$125.00 in full satisfaction of said claim.

Respectfully submitted,

C. F. Rooker,  
Geo. F. Edenharter,  
Committee on Judiciary.”

Recommend the Board concur in the action of the Council.

Respectfully submitted,

James A. Pritchard,  
G. S. Wright,  
Majority of Judiciary Committee.  
LORENZ SCHMIDT,  
Member of Judiciary Committee.

I *non-concur* in the above report.

The minority report failed of adoption.

The majority report was adopted by the following vote:

AYES, 8—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS, 2—viz: Aldermen King, and Schmidt.

The Committee on Streets and Alleys, through Alderman Schmidt, submitted the following reports, which were, on motion by Alderman Rail, referred to the Conference Committee appointed earlier in the session:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—Your Committee has had the following motion under consideration:

“That Dr. Bigger be granted the right to string a private telephone wire from his Virginia office to his residence on Fletcher avenue; wire to be strung under the direction of the Superintendent of the Fire-alarm Telegraph.”

We recommend *not* to concur in the action of the Common Council.

Respectfully submitted,

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

Committee on Streets & Alleys and Sewers & Drainage.

To His Honor, the President, and Members of the Board of Aldermen:

*Gentlemen:*—Your Committee to whom was referred the following motion:

“That Wm. G. Wasson be granted the privilege of erecting a private telephone line from the corner of North street and the Canal to No. 24 south Pennsylvania street, and to use the poles of the city where he can, under the direction of and subject to removal by the Chief Fire Engineer.”

Has had the same under consideration. We recommend that the action of the Common Council be *not* concurred in.

Respectfully submitted,

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

Committee on Streets & Alleys and Sewers & Drainage.

The same Committee, through Alderman Schmidt, submitted the following reports; which were adopted:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—Your Committee to whom you referred the following motion:

“That the Street Commissioner be directed to at once lower the gutter on the east side of Sullivan street, from Bradshaw street to McCarty street, according to the stakes set by the City Civil Engineer, so as to relieve Bradshaw street from the overflows that have occurred on that street for the reason that the gutters of Sullivan street are higher than the gutters on Bradshaw street, that are so graded as to drain into the gutters of Sullivan street.”

Has carefully examined said matter. We recommend to concur in the action of the Common Council.

Respectfully submitted,

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

Committee on Streets & Alleys and Sewers & Drainage.

To His Honor, the President, and Members of the Board of Aldermen:

*Gentlemen:*—The undersigned Committee has had the following motion under consideration:

“That the Street Commissioner be directed to notify D. A. Chenoweth to remove the gate placed at the north opening of the alley first west of Shelby street south from Sanders street, as the alley is a public alley, fifteen feet wide.”

We recommend to concur in the action of the Common Council.

Respectfully submitted,

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

Committee on Streets & Alleys and Sewers & Drainage.

The same Committee submitted the following report :

To the President and Members of the Board of Aldermen :

*Gentlemen:*—Your Committee to whom you referred the following motion :

“That the Street Commissioner be, and is hereby, ordered to lay double stone crossings across the two alleys between Prospect and Orange streets.”

Has carefully examined the locality, and we recommend to concur in the action of the Common Council.

Respectfully submitted.

Lorenz Schmidt,  
John Rail,

Committee on Streets & Alleys and Sewers & Drainage.

Alderman Rail moved to lay the report on the table.

Which motion failed of adoption, by the following vote :

AYES, 5—viz: Aldermen Crosby, King, Laut, Rail, and Schmidt.

NAYS, 5—viz: Aldermen Brown, Prier, Pritchard, Wright, and President Endly.

Alderman Prier moved that the report be *non-concurred* in.

Which motion failed of adoption, by the following vote :

AYES, 5—viz: Aldermen Crosby, King, Laut, Rail, and Schmidt.

NAYS, 5—viz: Aldermen Brown, Prier, Pritchard, Wright, and President Endly.

Alderman Prier moved to substitute the words “broken stone,” for the words “stone crossings.”

Which was adopted, by the following vote :

AYES, 6—viz: Aldermen Brown, Crosby, Prier, Pritchard, Wright, and President Endly.

NAYS, 4—viz: Aldermen King, Laut, Rail, and Schmidt.

The Special Committee on Union Railway ordinances, through Alderman Pritchard, submitted the following report :

*Indianapolis, Oct. 25, 1886.*

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

*Gentlemen:*—In the event that ordinance No. 34, amending General Ordinance No. 50, of 1886, as now pending before the Board of Aldermen, shall be finally ordained and established, and in consideration thereof this company guarantees that citizens of said city or other private persons will, on or before the signing of the contract for the improvement of the tunnel as proposed in said ordinance No. 50, pay into the city treasury the one-half of the estimated cost of the improvement—which half shall not exceed the sum of fifteen thousand dollars—as contribution to the cost of such improvement; and in case of the failure of citizens or others to so pay in said amount, this company will pay the same, or any deficit thereof.

THE INDIANAPOLIS UNION RAILWAY COMPANY,  
By V. T. MALOTT, Vice President & Manager.

I personally guarantee the foregoing agreement.

V. T. MALOTT.

Indianapolis, Oct 25th, 1886.

To the President and Members of the Board of Aldermen:

*Gentlemen:*—Your Special Committee to whom was referred G. O. 50 and G. O. 51, 1886, report as follows:

We recommend that G. O. 51, 1886, do *not* pass.

As to G. O. 50, 1886, we submit herewith a letter from Mr. V. T. Malott, and as Manager of the Union Railway Company. It is his personal guarantee that the subscription by citizens to the south Illinois tunnel fund shall be paid into the treasury by the time the contract is ready to be let to construct the same.

The ordinance provides that fifteen thousand dollars shall be paid in by the Union Railway Company, when fifteen thousand dollars (if that much additional is necessary), shall be paid in from voluntary subscription. We think this secures the building of the tunnel, costing not to exceed thirty thousand dollars.

We recommend G. O. 50, 1886, be passed.

We make the written statement of Mr. Malott, as Manager and personal guarantee, a part of this report, and recommend its acceptance.

In line 2 of Mr. Malott's letter, where figures "34" appear, it should be "50;" and where "50" appears, it should be "34."

Respectfully submitted,

James A. Pritchard,  
M. L. Brown,  
H. W. Laut,  
John Rail,  
Lorenz Schmidt,  
Special Committee.

Alderman Brown moved to concur in the first clause of the report, and to strike G. O. 51, 1886, from the files.

Which motion was adopted.

On motion, the balance of the report was referred back to the same Committee and City Attorney.

Alderman Brown offered the following motion:

That when this Board adjourns, it adjourn to meet in special session, Monday evening, November 1st.

Which motion failed of adoption, by the following vote:

AYES, 5—viz: Aldermen Brown, Prier, Pritchard, Wright, and President Endly.

NAYS, 5—viz: Aldermen Crosby, King, Laut, Rail, and Schmidt.

Pending further action, on motion, the Board of Aldermen adjourned.

THOMAS E. ENDLY, President.

Attest: JOSEPH T. FANNING, Clerk.