

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—MAY 9, 1887.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, May 9th, A. D. 1887, 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 April 25th, 1887, having been printed and placed on the desks of the the Aldermen, said Journals were approved as published.

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following special message was read, the action of the Council approved, and Aldermen Wright, Brown and Crosby appointed to act as the Aldermanic members of such committee :

To the President and Members of the Board of Aldermen :

Gentlemen:—The Common Council, in regular session, held May 2d, 1887, adhered to its former action of *non-concurring* in the action of your honorable body in amending S. O's 16, 18, 20 and 34, of 1887, by striking out the stone crossings therein provided for, and appointed a Conference Committee, consisting of Councilmen Mack, Swain and Stuckmeyer, on the part of the Council, with the request that you appoint a like committee on the part of the Board of Aldermen.

I submit the same for your consideration.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The following special message was read and received :

To the President and Members of the Board of Aldermen :

Gentlemen:—The Common Council, in a regular session held May 2, 1887, adhered to its former action in *non-concurring* in the action of your honorable body in accepting the agreement of Messrs. Dewenter, Peelle and Adams, to lay stone crossings, at their own expense, on Alabama street.

I submit the same for your consideration.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The following special message was read:

To the President and Members of the Board of Aldermen:

Gentlemen:—The Common Council, in regular session, held May 2d, 1887, adhered to its former action of awarding a contract for the fresco painting of the walls in Tomlinson Hall, and referred the matter to the Building Committee as a Conference Committee.

I submit the same for your consideration.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

Alderman King moved that the Board recede from its former action, and concur in the action of the Common Council.

Alderman Pritchard moved as a substitute for the above motion, that the Board adhere to its former motion.

Which was adopted, by the following vote:

AYES, 6—viz: Aldermen Crosby, Laut, Pritchard, Schmidt, Wright, and President Endly.

NAYS, 4—viz: Aldermen Brown, King, Prier, and Rail.

The following special message was read, and on motion by Alderman Prier, the Board adhered to its former action:

To the President and Members of the Board of Aldermen:

Gentlemen:—The Common Council, in regular session, held May 2d, 1887, *non-concurred* in the action of your honorable body in adopting the following amendment

“*Provided*, That this permit is granted upon the express condition that said driveway is to be used *only* for a roadway for the family horse and carriage or buggy of said Peter J. Gall, and to drive his wagon or carts in his yard for storage *only*, but not to haul out coal in the same. If used for any other purpose than herein provided, that permission herein granted is hereby revoked, and said Gall shall be liable to the penalties of existing ordinances, the same as if this motion had not been passed.”

To the following motion:

“That Peter J. Gall be allowed to lay a bowldered driveway on Fifth street, over his sidewalk to his stable; the work to be done under the direction of the City Civil Engineer.”

I submit the same for your consideration.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The following message was read and received:

To the President and Members of the Board of Aldermen:

Gentlemen:—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council at its regular session held May 2d, 1887.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The reports from the Committee on Contracts, awarding sundry and various contracts (see pages 231, 232, 233 and 234, *ante*), were read, and the favorable action of the Common Council thereon, was concurred in.

The communication from the Mayor, relative to the Meridian street block pavement (see page 234, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report of the City Civil Engineer, accompanied with an estimate, (see page 235, *ante*), was read, and the favorable action of the Common Council thereon, was concurred in.

The following estimate resolution (see page 235, *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 Delaware street, from Eighth street to the second street north of Eighth 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, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The report from the City Clerk, showing the amount of rent collected for Tomlinson Hall, during April, 1887, (see page 237, *ante*), was read and received.

The report from the City Clerk, showing the amount of orders drawn upon the City Treasury during the month of April, 1887, (see pages 237 and 238, *ante*), was read and received.

The report of the Treasurer for the City, showing receipts and disbursements for April, 1887, (see page 238, *ante*), was read and received.

The report from the Rental Agent for the month of April, 1887, (see page 239, *ante*), was read and received.

The report from the Board of Public Improvements and Street Commissioner, showing expense of Street Repair Department for the month of April, 1887, (see page 239, *ante*), was read and received.

The following resolution (see page 248, *ante*), was read, and the action of the Common Council thereon, concurred in:

Resolved, That the sum of thirty-five dollars be donated by the city to the Colfax Monument Committee, to assist in defraying the expenses of the ceremonies of the 18th inst., on which day the unveiling of said Monument will take place.

The following motion (see page 245, *ante*), was read:

That all ordinances appertaining to the granting of privileges to natural gas companies, be referred to a special committee, consisting of the Mayor, City Attorney, City Civil Engineer and five members of this body (to be appointed by the Mayor), and request that the Board of Aldermen appoint a similar committee to act conjointly with our committee, and that said committees be directed to promptly investigate the matter of a natural gas supply for our city, and prepare a proper ordinance regulating the same, and report at the earliest possible date; also, that all necessary expense incurred by such an investigation, be paid by the city.

Alderman Prier moved to amend the motion by striking out the word "City," in the last line of the motion, and to insert in lieu thereof the word "Committee."

Which amendment was adopted, by the following vote :

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

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

And the motion as amended, was then adopted, by the following vote :

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

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

Alderman King moved that a committee on part of the Board be appointed, to consist of the President of the Board and two other members.

Which was adopted, and the President appointed Aldermen King and Brown, as members of such committee.

The following motions (see pages 247, 248 and 249, *ante*), were read and concurrently adopted :

That C. Rust be permitted to remove his water plug for sprinkling purposes, from its present location, on Maryland street, between Delaware and Alabama streets, to Virginia avenue, between Maryland street and the railroad tracks; work to be done under the direction of the City Civil Engineer.

That the owners of the property situated at No. 150 south Alabama street, be allowed the privilege of laying a bowlder crossing, at his own expense, and under the direction of the City Civil Engineer.

That Wm. F. Piel, Sr., and John Heitkam be, and are hereby, given permission to grade and gravel the first alley south of Ohio street, between Hanna street and the first alley west thereof, at their own expense, and under the direction of the City Civil Engineer.

That the Sacred Heart Church congregation be allowed the use of Garfield Park to hold thereon a School Pic-nic, on Monday, May 30th, 1887.

That Stoughton A. Fletcher be, and is hereby, granted permission to grade and gravel the following described portions of Stirling and Stoughton streets, at his own expense, under the direction of the City Civil Engineer: Beginning at a point in Stirling street 156 feet south of the north end of said street; thence north to the center of Stirling and Stoughton streets; thence east on Stoughton street to where the same connects with Orange avenue: *Provided*, that before any improvement of

said street is made, said Stoughton A. Fletcher shall submit a plat of the proposed territory to be improved, together with a profile of the same to the City Civil Engineer for his approval.

There being considerable demand for real estate at fair value, therefore

Moved, That the City Clerk be directed to advertise three times each week in the "for sale" column of the Journal, Sentinel, News and Telegraph, for proposals for the Tomlinson property on Indiana avenue and the Illinois street property.

APPROPRIATION ORDINANCE.

This being the regular appropriation night, the following entitled Appropriation Ordinances (passed by the Common Council) were placed on their final passage without a suspension of the Rules.

The following entitled ordinance was read the first and second times, and then read the third time :

Ap. O. 24, 1887—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$706.62.]

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 following entitled ordinance was read the first and second times, and then read the third time :

Ap. O. 25, 1887—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$1,479.14.]

And it was passed by the following vote :

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

NAYS—None.

The following entitled ordinance was read the first and second times, and then read the third time:

Ap. O. 26, 1887—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$36,489.78.]

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 following entitled ordinance was read the first and second times, and then read the third time :

Ap O. 27, 1887—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House. [Amount appropriated, \$175.96.]

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 following entitled ordinance was read the first and second times, and then read the third time :

Ap. O. 28, 1887—An ordinance appropriating money for the payment of the compensations of the officers and members of the Fire and Police Departments, the Committee Clerk, City Janitor, Assistant City Janitor, Tomlinson Hall Janitor, Tomlinson Hall Assistant Janitor, and Market Masters of the East and West Markets. [Amount appropriated, \$1,047.33.]

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 following entitled ordinances (passed by the Common Council) were severally read the first time :

G. O. 7, 1887—An ordinance authorizing Solomon Finklestein to lay a switch track across Phipps street, at a point about 125 feet west of Delaware street.

S. O. 25, 1887—An ordinance to provide for grading and paving with brick, the west sidewalk of Dillon street, from Prospect street to the C., I., St. L. & C. R. tracks.

S. O. 31, 1887—An ordinance to provide for grading and graveling the east sidewalk of Belmont avenue, from Washington street to the I., D. & S. R. R. tracks.

S. O. 42, 1887—An ordinance to provide for grading and graveling the roadway of Benton street, and paving with brick the sidewalks thereof, from Harrison street to the C., I., St. L. & C. R. R. tracks.

S. O. 43, 1887—An ordinance to provide for grading, bowldering and curbing the gutters of Home avenue, and widening the sidewalks thereof, from Park avenue to College avenue.

S. O. 48, 1887—An ordinance to provide for grading and paving with brick, the north sidewalk of Cherry street, from Plum street to Peru street.

S. O. 49, 1887—An ordinance to provide for grading and paving with brick, the south sidewalk of Hill avenue, from Malott avenue to Newman street.

- S. O. 50, 1887—An ordinance to provide for grading and paving with brick, the sidewalks of Columbia avenue, where not already done, from Malott avenue to Seventh street.
- S. O. 55, 1887—An ordinance to provide for grading and paving with brick, the sidewalks of New Jersey street, from Eighth street to Ninth street.
- S. O. 56, 1887—An ordinance to provide for grading, bowldering and curbing the gutters of Park avenue, from Ninth street to Eleventh street.
- S. O. 58, 1887—An ordinance to provide for grading and graveling the first alley west of Broadway street, from Tenth street to Eleventh street.
- S. O. 59, 1887—An ordinance to provide for grading and graveling the first alley north of Tenth street, from College avenue to Park avenue.
- S. O. 61, 1887—An ordinance to provide for grading and paving with brick, the east sidewalk of Illinois street, from Ray street to Morris street.
- S. O. 64, 1887—An ordinance to provide for grading and paving with brick, and curbing with stone, the sidewalks of Spring street, from Ohio street to North street.
- S. O. 68, 1887—An ordinance to provide for grading and paving with brick (where not already properly paved), the north sidewalk of Butler street, from Central avenue to College avenue.
- S. O. 70, 1887—An ordinance to provide for grading, paving with brick and curbing with stone the sidewalks of Cook street, from Georgia street, in Out-lot 85, to the C., H. & I. R. R. tracks.
- S. O. 72, 1887—An ordinance to provide for grading and paving with brick, the south sidewalk of Arch street, from Broadway street to Plum street.
- S. O. 73, 1887—An ordinance to provide for re-grading and re-paving with brick, the west sidewalk of Virginia avenue, from Merrill street to the first alley south of Merrill street.
- S. O. 74, 1887—An ordinance to provide for grading and paving with brick, the east sidewalk of Peru street, from Seventh street to Eighth street.
- S. O. 75, 1887—An ordinance to provide for grading and paving with brick, the sidewalks of New Jersey street, from Home avenue to Seventh street.
- S. O. 76, 1887—An ordinance to provide for grading and bowldering the north gutter of New York street, and curbing with stone the sidewalk thereof, from Meridian street to Illinois street, and widening the sidewalk to a width of twenty feet.

On motion by Alderman Wright, G. O. 7, 1887, was referred to the Committee on Railroads, &c.

On motion by Alderman Prier, the Rules were suspended for the purpose of placing S. O's Nos. 25, 31, 42, 43, 48, 49, 50, 55, 58, 59, 61, 64, 68, 70, 72, 73, 74, 75 and 76, 1887, of the foregoing entitled ordinances, on their final passage, by the following vote:

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

NAYS—None.

S. O. 25, 1887, was then read the second time.

Alderman Prier offered the following amendment to the ordinance ; which was adopted :

Amend Section 1 of S. O. 25, 1887, by striking out the following words :

“Double walk-stone, with the necessary bowldering to be put in on all street and alley crossings.”

The ordinance was then ordered engrossed, read the third time and passed as amended, by the following vote :

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

NAYS—None.

S. O. 31, 1887, was then read the second time, read the thrd time and passed, by the following vote:

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

NAYS—None.

S. O. 42, 1887, was then read the second time, read the third time and 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. 43, 1887, was then read the second time, read the third time and passed, by the following vote :

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

NAYS—None.

S. O. 48, 1887, was then read the second time.

Alderman Prier offered the following amendment to the ordinance ; which was adopted :

Amend Section 1 of S. O. 48, 1887, by striking out the following words :

“Double walk-stones, with the necessary bowldering, to be put in on all street and alley crossings.”

The ordinance was then ordered engrossed, read the third time and passed as amended, by the following vote :

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

NAYS—None.

S. O. 49, 1887, was then read the second time.

Alderman Prier offered the following amendment to the ordinance ; which was adopted :

Amend Section 1 of S. O. 49, by striking out the following words :

“Double walkstone, with the necessary bowlderings, to be put in on all street and alley crossings.”

The ordinance was then ordered engrossed, read the third time and passed as amended, by the following vote :

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

NAYS—None.

S. O. 50, 1887, was then read the second time.

Alderman Prier offered the following amendment to the ordinance ; which was adopted :

Amend Seceion 1 of S. O. 50, 1887, by striking out the following words :

“Double walk-stone, with the necessary bowldering, to be put in on all street and alley crossings.”

The ordinance was then ordered engrossed, read the third time and passed as amended, by the following vote :

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

NAYS—None.

S. O. 55, 1887, was then read the second itme, read the third time and 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. 58, 1887, was then read the second time, read the third time and 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. 59, 1887, was then read the second time, read the third time and 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. 61, 1887, was then read the second time.

Alderman Prier offered the following amendment to the ordinance ; which was adopted :

Amend Section 1 of S. O. 61, 1887, by striking out the following words :

“Double walk-stone, with the necessary bowldering, to be put in on all street and alley crossings.”

The ordinance was then ordered engrossed, read the third time and passed as amended, by the following vote :

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

NAYS—None.

S. O. 64, 1887, was then read the second time.

Alderman Prier offered the following amendment to the ordinance ; which was adopted :

Amend Section 1 of S. O. 64, 1887, by striking out the following words :

“Double walk-stones, with the necessary bowldering, to be put in on all street and alley crossings.”

The ordinance was then ordered engrossed, read the third time and passed as amended, by the following vote :

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

NAYS—None.

S. O. 68, 1887, was then read the second time, read the third time and 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. 70, 1887, was then read the second time, read the third time and 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. 72, 1887, was then read the second time, read the third time and 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. 73, 1887, was then read the second time, read the third time and 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. 74, 1887, was then read the second time, read the third time and 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. 75, 1887, was then read the second time, read the third time and 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. 76, 1887, was then read the second time, read the third time and passed, by the following vote :

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

NAYS—None.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Brown moved that the following entitled ordinance be recalled from the Committee on Streets and Alleys :

S. O. 27, 1887—An ordinance to provide for grading, bowldering and curbing the gutters of New Jersey street, and widening the sidewalks to a width of twenty feet, from Washington street to Michigan street.

Alderman King moved to lay the motion on the table.

Which failed of adoption, by the following vote :

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

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

The original motion was then 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.

And on motion by Alderman Pritchard, the Board adhered to its former action of amending the ordinance.

On motion by Alderman King, the ordinance was referred to the same Conference Committee that was appointed on the request of the Common Council earlier in the session.

Alderman Pritchard presented the following claim; which was referred to the Committee on Judiciary, City Attorney and City Civil Engineer:

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

Gentlemen:--The undersigned, your petitioners, would respectfully represent that they are merchants, doing business on the southeast corner of Meridian and Georgia streets, in the City of Indianapolis, and that on the 6th day of August, 1886, they occupied the building on the said southeast corner of said Meridian and Georgia streets, as Wholesale Dry Goods Merchants, and that on said day their premises were overflowed by water escaping from the sewer running east and west on said Georgia street, past their said place of business, said overflow having been caused by the insufficient capacity of said sewer to carry off the water that entered into it, and in consequence of said overflow were greatly damaged; that they caused the amount of said damages to be appraised by two disinterested persons, and that they herewith file a schedule of said damages as aforesaid, with the certificate of said appraisers thereto attached, showing the kind of goods damaged, and the amount of said damages, which is marked exhibit "A."

As it is clearly the duty of the said city, in building sewers, to make them of sufficient capacity to carry off all the water emptying into them, and as the negligence on the part of the said city in building said sewer, has caused the damages aforesaid, therefore the undersigned respectfully ask that your honorable bodies reimburse them in the sum of three hundred and fifty dollars, the same being the amount they were damaged by said overflow.

BYRAM, CORNELIUS & Co.

EXHIBIT "A"—No. 1.

Schedule of Dry Goods belonging to Byram, Cornelius & Co., and damaged by overflow of sewer on Georgia street, August 6th, 1886, showing value of goods previous to being damaged, and the damages thereon, as assessed by H. P. Wasson and V. W. Woodward:

			Original Value.
1 piece	Masonville bleached muslin.....		\$ 161 41
4 pieces	full value bleached muslin	210 6	12 60
1 piece	brent wood bleached muslin.....	56 5½	2 94
1 piece	Industry bleached muslin.....	61 4²	2 77
4 pieces	Triumph bleached muslin.....	231 5½	10 62
4 pieces	Pioneer bleached muslin.....	204 6	12 28
3 bales	Rep. R. brown muslin.....	2457 5¾	141 27
1 bale	Wabash B. brown muslin.....	1000 6¼	62 50
7 bales	Yardstick brown muslin.....	8347 5¾	479 95
4 bales	Lawrence LL brown muslin.....	6604 5	280 20
2 bales	Old Dominion brown muslin.....	2000 4¾	95 00
1 bale	Cambria brown muslin.....	1196 4¾	56 81
1 bale	Cast-Iron brown muslin.....	181 7	82 67
1 bale	First Prize brown muslin.....	1976 6	58 56
			\$1459 58
	Damages, 20 per cent.....		291 91
			\$1167 67

1 3/4 gro. window fixtures, \$14 75	\$25 81	
Damages, 75 per cent	19 35	
		\$ 6 45
4 bales butting, 200 lbs., 10c.	\$20 00	
Damaged 25 per cent	5 00	
		15 00

EXHIBIT "A"—No. 2.

ARTICLES.	Value before damage.			Value after damage.	
			Yds.		
2 pieces Brentwood bleached muslin.....	5 1/4	\$ 5 78	110	3	\$ 3 30
1 piece Dwight Anchor bleached muslin.....	8	4 00	50	3	1 50
3 pieces Pioneer bleached muslin.....	6	10 08	168	3	5 04
2 pieces Boot. E bleached muslin.....	6	6 82	113 ³	3	3 41
2 pieces Industry bleached muslin.	4 1/2	5 43	120 ³	3	3 62
3 pieces Full Value bleached muslin.....	6	9 06	151	3	4 53
1 piece Peabody H bleached muslin.....	5	3 25	65	3	1 95
2 pieces Triumph bleached muslin.....	5 1/4	6 35	121	3	3 63
2 pieces Farwell bleached muslin.....	7	7 39	105 ²	3	3 17
3 pieces Windsor prints.....	5	7 61	152 ¹	3	4 57
1 piece Corset jeans.....	5	3 25	65	3	1 95
					\$1225 79

Total value of goods previous to being damaged.....	\$1,575 41
Appraised value of same after being damaged.....	1,225 79
Amount of damage.....	\$ 349 62

STATE OF INDIANA, Marion County, ss:

H. P. Wasson and V. W. Woodward being duly sworn, say they are residents of the City of Indianapolis, and that they are acquainted with the value of dry goods and merchandise. They say they appraised the dry goods and merchandise set out in the foregoing exhibit, marked exhibit A No. 1 and 2, for Byram, Cornelius & Co., on the day of August, 1886, in order to ascertain the damage to such property which had been caused by an overflow of water from the sewer in Georgia street, on the 6th day of August, 1886. They say that the goods and merchandise set out in exhibit A No. 1, were damaged twenty per cent. of their value; that the one and three-fourths gross of window fixtures as set out in exhibit A No. 1, were damaged seventy-five per cent of their value. They say that the four bales of batting, as set out in exhibit A No. 1, were damaged twenty-five per cent. of their value; and they further say that the goods and merchandise set out in said exhibit A No 2, after being damaged, were of the value of three cents per yard; and further affiants sayeth not.

H. P. WASSON.

Subscribed and sworn to before me, this 21st day of March, 1887.

JACOB S. McCULLOUGH,
Notary Public, Marion county, Ind.

[Seal.]

STATE OF INDIANA, Marion County, ss:

Norman S. Byram, being duly sworn, on his oath says that he is a member of the firm of Byram, Cornelius & Co., of the City of Indianapolis. He says that on the 6th day of August, 1886, that the store room occupied by the said Byram, Cornelius & Co. was overflowed by water from the sewer in Georgia street, and that the dry goods and merchandise set forth in schedule A No. 1 and 2, hereto attached, were

damaged in consequence of said overflow of water. He says that he had the damage on said goods and merchandise appraised by H. P. Wasson and V. W. Woodward, on the day of August, 1886. He says that the goods damaged, previous to said damage, were of the value of \$1,575.41, and that the appraised value of the same, after being damaged, was \$1,225.79—making a total damage to said Byram, Cornelius & Co., in consequence of said overflow of water from said sewer, of \$349.62; and further the affiant sayeth not. NORMAN S. BYRAM.

Sworn and subscribed to before me, the 21st day of March, 1887.

[Seal.]

JACOB S. McCULLOUGH,
Notary Public, Marion county, Ind.

Alderman Wright presented the following claim; which was referred to the Committee on Judiciary, City Attorney and City Civil Engineer:

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

Gentlemen:—We, the undersigned, your petitioners, would respectfully represent that they are merchants, doing business on the northeast corner of Meridian and Georgia streets, in the city of Indianapolis, and that on the sixth day of August, 1886, they occupied the building on the said northeast corner of the said Meridian and Georgia streets, as wholesale drygoods merchants, and that on said day their premises were overflowed by water escaping from the sewer running east and west on said Georgia street, past their said place of business, said overflow having been caused by the insufficient capacity of said sewer to carry off the water that emptied into it, and in consequence of said overflow were greatly damaged, that they caused the amount of said damages to be appraised by two disinterested persons, and that they herewith file a schedule of said damages as aforesaid, with the certificate of said appraisers thereto attached, showing the kind of goods damaged and the amount of said damage, which is marked exhibit "A"

As it is clearly the duty of the city, in building sewers, to make them of sufficient capacity to carry off all water emptying into them, and as the negligence on the part of the city in building said sewer has caused the damages aforesaid, therefore the undersigned respectfully ask that your honorable bodies reimburse them in the sum of six hundred and thirty one dollars and thirty-seven cents, the same being the amount they were damaged by said overflow.

MURPHY, HIBBEN & Co.

Schedule of Dry Goods belonging to Murphy, Hibben & Co., and damaged by overflow of sewer on Georgia street, August 6th, 1886, showing value of goods previous to being damaged, and the damages thereon, as assessed by H. P. Wasson and V. W. Woodward:

			Original Value.	Present Value.	Damages.
2 pieces Cabot bleach muslin	106	06 ³	\$7 15	.....	.....
1 piece Pride of the West muslin.....	52	11	3 52	.....	.....
1 piece Blackstone bleach muslin.....	57	07	3 99	.....	.....
2 pieces Hill bleach muslin.....	107	07 ²	8 03	.....	.....
1 piece Wamsetta bleach muslin.....	52	10 ²	5 46	.....	.....
2 pieces Cumberland bleach muslin...	106	07 ²	7 95	.....	.....
1 piece Farwell half muslin.....	52 ²	07 ²	3 94	.....	.....
1 piece Farwell half muslin.....	53	07 ²	3 98	.....	.....
1 piece Williamsville muslin.....	51	09	4 59	.....	.....
1 piece Hamstead muslin.....	52 ³	08 ²	4 48	.....	.....
1 piece Dwight Anchor muslin	51 ¹	08 ²	4 36	.....	.....
1 piece Dwight Anchor half muslin...	53	08 ²	4 51	.....	.....
1 piece Farmers' Choice muslin.....	59 ²	06 ²	3 87	.....	.....
1 piece Masonville muslin	61 ²	08 ²	4 92	.....	.....
1 piece True as Steel muslin.....	50	08 ²	4 12	.....	.....
1 piece Berkly cambric.....	56	10	5 88	.....	.....
A 1 piece cambric	60	07 ²	4 50	.....	.....
No. 1, 1 piece Lonsdale cambric.....	67	11	7 27	.....	.....
			\$92 62		
21 pieces appraised, worth 3c. per yd. 1127 ²				\$38 82	
Value of goods after damage.....					\$58 80
148 pieces prints, 7,400 yds. 6c.....			444 00		
Damaged 2c. per yard					148 00
Value of goods after damage.....				296 00	
300 pieces White River Plaids 14865.06 ³			1003 39		
Damaged 3 ³ / ₄ c. per cent.....					334 46
Value of goods after damage.....				668 98	
51 pieces gingham, 2,346, 07 ¹			170 09		
Damaged 3 ³ / ₄ c. per yard.....					82 11
Value of goods after damage.....				87 98	
4 pieces Canton flannel, 200 10.....			20 00		
Damaged 4c. per yard.....					8 00
Value after damage.....				12 00	
			\$1730 10	1098 73	\$631 37
Value of goods previous to being damaged.....					\$1730 10
Value of same after being damaged.....					1098 73
Amount of danfage.....					\$631 37

STATE OF INDIANA, Marion County, ss:

H. P. Wasson and V. W. Woodward, being duly sworn, say they are residents of the City of Indianapolis, and that they are acquainted with the value of dry goods and merchandise. They say that they appraised the dry goods and merchandise set forth in the foregoing exhibit, for Murphy, Hibben & Co, on the..... day of August, 1886, in order to ascertain the damage to said property which had been caused by an overflow of water from the sewer on Georgia street, on the 6th day of August, 1886. They say that the goods and merchandise set out in the exhibit were as shown; and they further say that the goods and merchandise set out in said

exhibit, after being damaged, were of the value of ten hundred and ninety-eight dollars and seventy-three cents; and further affiant sayeth not.

Subscribed and sworn to before me, this 21st day of March, 1887.

[Seal.]

H. P. WASSON.
JACOB S. McCULLOUGH.

Notary Public, Marion County, Ind.

STATE OF INDIANA, *Marion County, ss:*

Joseph P. Shipp, being duly sworn, on his oath says that he is a member of the firm of Murphy, Hibben & Co., of the City of Indianapolis, Ind. He says that on the 6th day of August, 1886, the basement of the store room occupied by the said Murphy, Hibben & Co., was overflowed by water from the sewer on Georgia street, and that the dry goods and merchandise set forth hereto attached, were damaged in consequence of said overflow of water. He says that he had the damage on said goods and merchandise appraised by H. P. Wasson and V. W. Woodward, on theday of August, 1886. He says that the goods damaged, previous to said damage, were of the value of seventeen hundred and thirty dollars and ten cents, and that the appraised value of the same after being damaged, was ten hundred and ninety-eight dollars and seventy-three cents—making a total damage to said Murphy, Hibben & Co., in consequence of said overflow of water from said sewer, of six hundred and thirty-one dollars and thirty-seven cents; and further the affiant sayeth not.

JOSEPH P. SHIPP.

Subscribed and sworn to this 21st day of March, 1887.

[Seal.]

JACOB S. McCULLOUGH,

Notary Public, Marion County, Ind.

Alderman Rail offered the following motion; which was adopted:

That Patrick Burns be allowed to construct a foot bridge across Pogue's Run at Catharine street, at his own expense, under the direction of the City Civil Engineer.

President Endly offered the following motion; which was adopted:

That Wilkinson M. Lout be granted permission to lay a 12-inch Akron sewer pipe from the Pennsylvania street sewer, in and along the alley between Second and Third streets to the rear of his property, No. 623 north Meridian street, at his own expense, and under the direction of the City Civil Engineer, he to comply with all the conditions of the ordinances relative to sewers.

On motion the Board of Aldermen then adjourned.

THOMAS E. ENDLY, President.

Attest: JOSEPH T. FANNING, Clerk.