

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—JUNE 4, 1888.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, June 4th, A. D. 1888, at eight o'clock, in regular session.

PRESENT—Hon. Caleb S. Denny, Mayor, and *ex officio* President of the Common Council, in the Chair, and 22 members, viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Therman, Trusler, and Wilson.

ABSENT, 3—viz: Councilmen Coy, Gaul, and Hicklin.

The Proceedings of the Common Council for the regular session held May 21st, 1888, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

REPORTS, ETC., FROM THE COMMITTEE ON CONTRACTS.

Councilman Darnell, from the Committee on Contracts, submitted the following report; which was concurred in, except as to the second clause:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen.—Your Committee on Contracts, to whom was referred the proposals received May 21st, have examined the same, and find them to be as follows:

1. For grading, bowldering and curbing the gutters of Lockerbie street, and widening the sidewalks thereof, from Liberty street to Noble street.

Price per lineal foot front on each side.

James E. Twiname & Co...	bowldering 60 cents; curbing 46 cents.
D. A. Haywood.....	bowldering 56 cents; curbing 45 cents.
J. L. Spaulding.....	bowldering 56 cents; curbing 44 cents.
J. W. Cooper & Co.....	bowldering 55 cents; curbing 44 cents.
H. C. Roney.....	bowldering 54 cents; curbing 45 cents.
Fulmer & Seibert.....	bowldering 53 cents; curbing 44 cents.
George W. Buchanan.....	bowldering 52 cents; curbing 43 cents.

George W. Buchanan being the lowest and best bidder, recommend he be awarded the contract.

2. For curbing with stone the sidewalks of Alabama street, from Seventh street to the State Ditch.

James E. Twiname & Co...	75 cents per lineal foot front on each side
R. P. Dunning.....	61 cents per lineal foot front on each side.
Fulmer & Seibert.....	60 cents per lineal foot front on each side.
H. C. Roney.....	60 cents per lineal foot front on each side.

- J. L. Spaulding..... 60 cents per lineal foot front on each side.
- J. W. Hudson..... 60 cents per lineal foot front on each side.
- D. A. Haywood..... 58½ cents per lineal foot front on each side.
- Robert Kennington..... 58 cents per lineal foot front on each side.

Recommend that no further action be taken on this contract at present.

3. For grading, bowldering and curbing the gutters, and paving with brick the sidewalks of Yeiser street, from East street to Madison avenue.

Price per lineal foot front on each side.

Name of bidder.	Bowldering.	Curbing.	Paving.	Walk-stones.	Wings.
J. L. Fisher	55 cts.....	46 cts.....	46 cts.....	77 cts.....	70 cts
R. P. Dunning.....	53 cts.....	46 cts.....	45 cts.....	75 cts.....	70 cts
Twiname & Co.....	55 cts.....	44 cts..	44 cts.....	75 cts.....	70 cts
Robert Kennington.....	55 cts.....	45 cts.....	43 cts.....	75 cts.....	67 cts
Henry C. Roney.....	51 cts.....	45 cts.....	45 cts.....	75 cts.....	68 cts
J. L. Spaulding.....	55 cts.....	44 cts.....	42 cts.....	... cts.....	... cts
D. A. Haywood.....	55 cts.....	43 cts.....	42 cts.....	70 cts.....	66 cts
J. W. Cooper & Co.....	53 cts.....	44 cts.....	42 cts.....	70 cts.....	70 cts
Fulmer & Seibert.....	51 cts.....	43 cts.....	44 cts.....	71 cts.....	66 cts
W. F. Gansberg & Co.....	51 cts.....	44 cts.....	42 cts.....	70 cts.....	60 cts

W. F. Gansberg & Co. being the lowest and best bidders, recommend they be awarded the contract.

4. For grading and bowldering the first alley north of Ohio street, from Delaware street to the first alley east of Delaware street.

- Twiname & Co..... 75 cents per lineal foot front on each side.
- D. A. Haywood..... 64 cents per lineal foot front on each side
- R. P. Dunning..... 63 cents per lineal foot front on each side.
- H. C. Roney..... 60 cents per lineal foot front on each side.
- J. L. Spaulding..... 59½ cents per lineal foot front on each side.

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

5. For grading and paving with brick, the sidewalks of Kennington street, from Yeiser street to its southern terminus.

Price per lineal foot front on each side.

Name of bidder.	Paving.	Walk-stone.	Wings, per sqr. yard.
R. P. Dunning.....	45 cents.....	75 cents.....	72 cents.
Twiname & Co.....	44 cents.....	75 cents.....	70 cents.
D. A. Haywood.....	44 cents.....	70 cents.....	68 cents.
Fulmer & Seibert.....	44 cents.....	73 cents.....	66 cents.
Robert Kennington.....	43 cents.....	70 cents.....	70 cents.
J. L. Spaulding.....	42 cents.....	70 cents.....	68 cents.

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

6. For grading and paving with brick, the south sidewalk of Seventh street, from Bellefontaine avenue to Columbia avenue, where not already properly paved.

- H. C. Roney..... 41 cents per lineal foot front.
- D. A. Haywood..... 41 cents per lineal foot front.
- Woodfill & Snyder..... 39 cents per lineal foot front.
- J. L. Spaulding..... 39 cents per lineal foot front.
- James W. Hudson..... 39 cents per lineal foot front.

Being three bids at the same price, and the same being low, recommend the contract be awarded to J. L. Spaulding.

7. For grading, bowldering and curbing the gutters of Davidson street, from Washington street to North street.

Price per lineal foot front on each side.

Name of bidder.	Bowldering.	Curbing.	Walk-stone.	Wings, per sq. yd.
Robert Kennington...	56 cts.....	55 cts.....	75 cts.....	70 cts
Fulmer & Seibert.....	53 cts.....	53 cts.....	69 cts.....	69 cts
Twiname & Co.....	60 cts.....	44 cts.....	75 cts.....	72 cts
J. L. Spaulding.....	56 cts.....	44 cts.....	70 cts.....	70 cts
H. C. Roney.....	55 cts.....	45 cts.....	70 cts.....	70 cts
D. A. Haywood.....	55 cts.....	44 cts.....	70 cts.....	68 cts
J. W. Cooper & Co.....	55 cts.....	44 cts.....	67 cts.....	68 cts

J. W. Cooper & Co. being the lowest and best bidders, recommend they be awarded the contract.

8. For grading and paving with brick, the sidewalks of West street, from Ray street to Morris street.

H. C. Roney.....	45 cents per lineal foot front on each side.
Geo. W. Buchanan.....	42 cents per lineal foot front on each side.
D. A. Haywood.....	43 cents per lineal foot front on each side.
J. L. Spaulding.....	41 cents per lineal foot front on each side.

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

9. For grading and paving with brick, the north sidewalk of Michigan street, from Blackford street to Blake street.

D. A. Haywood.....	43 cents per lineal foot front.
H. C. Roney.....	43 cents per lineal foot front.
Geo. W. Buchanan.....	42 cents per lineal foot front.
Woodfill & Snyder.....	40 cents per lineal foot front.
J. L. Spaulding.....	39 cents per lineal foot front.

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

10. For grading and graveling Sheldon street and sidewalks, from Hill avenue to Ninth, or Bolton street.

Henry Clay.....	98 cents per lineal foot front on each side.
Fulmer & Seibert.....	86 cents per lineal foot front on each side.
J. L. Spaulding.....	85 cents per lineal foot front on each side.
H. C. Roney.....	85 cents per lineal foot front on each side.
Robert Kennington.....	85 cents per lineal foot front on each side.
D. A. Haywood.....	84 cents per lineal foot front on each side.
R. P. Dunning.....	82 cents per lineal foot front on each side.
Geo. W. Buchanan.....	81 cents per lineal foot front on each side.
J. L. Fisher.....	80 cents per lineal foot front on each side.
James E. Twiname & Co.	80 cents per lineal foot front on each side.

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

11. For grading and paving with brick, the sidewalks of St. Clair street, from West street to Indiana avenue.

R. P. Dunning.....	43 cents per lineal foot front on each side.
Henry Clay.....	43 cents per lineal foot front on each side.
D. A. Haywood.....	43 cents per lineal foot front on each side.
H. C. Roney.....	42 cents per lineal foot front on each side.
J. L. Spaulding.....	41 cents per lineal foot front on each side.
Woodfill & Snyder.....	41 cents per lineal foot front on each side.
Fulmer & Seibert.....	40 cents per lineal foot front on each side.

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

12. For grading, bowldering and curbing the gutters, and paving with brick the sidewalks of North street, from Massachusetts avenue to Noble street, where not already properly paved.

Price per lineal foot front on each side.

Name of bidder.	Bowldering.	Curbing-	Paving.	Walk-stone.	Wings.
Henry C. Roney	55 cts.....	44 cts.....	... cts.....	70 cts.....	70 cts
D. A. Haywood.....	55 cts.....	44 cts.....	... cts.....	70 cts.....	68 cts
Twiname & Co.....	55 cts.....	44 cts.....	44 cts.....	75 cts.....	70 cts
J. L. Fisher.....	55 cts.....	44 cts.....	42 cts.....	... cts.....	... cts
J. L. Spaulding.....	56 cts.....	44 cts.....	41 cts.....	68 cts.....	67 cts
J. W. Cooper & Co.....	55 cts.....	44 cts.....	42 cts.....	68 cts.....	69 cts

J. W. Cooper & Co. being the lowest and best bidders, recommend they be awarded the contract.

13. For grading and paving with brick, the sidewalks of Douglass street, from North street to Indiana avenue.

Price per lineal foot front on each side.

Name of bidder.	Paving.	Walk-stone.	Wings, per sqr. yard.
H. C. Roney.....	44 cents.....	70 cents.....	70 cents.
Twiname & Co.....	44 cents.....	75 cents.....	70 cents.
D. A. Haywood.....	43 cents.....	70 cents.....	65 cents.
R. P. Dunning.....	42 cents.....	71 cents.....	69 cents.
J. L. Spaulding.....	41 cents.....	68 cents.....	67 cents.

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

14. For grading and bowldering the gutters of Hall Place street, and paving with brick and curbing with stone the sidewalks thereof, from Seventh street to Eighth street.

Price per lineal foot front on each side.

Henry Clay.....	bowldering 42 cents;	curbing 52 cents;	paving 40 cents.
Twiname & Co.....	bowldering 44 cents;	curbing 45 cents;	paving 35 cents.
R. P. Dunning.....	bowldering 41 cents;	curbing 45 cents;	paving 35 cents.
J. L. Spaulding.....	bowldering 42 cents;	curbing 44 cents;	paving 34 cents.
Robert Kennington...	bowldering 40 cents;	curbing 45 cents;	paving 35 cents.
J. W. Cooper & Co...	bowldering 40 cents;	curbing 44 cents;	paving 35 cents.
D. A. Haywood.....	bowldering 40 cents;	curbing 44 cents;	paving 34 cents.
J. L. Fisher.....	bowldering 39 cents;	curbing 44 cents;	paving 35 cents.
H. C. Roney.....	bowldering 39 cents;	curbing 44 cents;	paving 33 cents.

H. C. Roney being the lowest and best bidder, recommend he be awarded the contract.

15. For grading and paving with brick, where not already paved, the east sidewalk of School street, from South street to Huron street.

Price per lineal foot front.

Name of bidder.	Paving.	Walk-stone.	Wings, per sqr. yard.
Fulmer & Seibert.....	51 cents.....	73 cents.....	64 cents.
Joseph Bernauer.....	51 cents.....	... cents.....	... cents.
D. A. Haywood.....	50 cents.....	72 cents.....	66 cents.
J. L. Spaulding.....	50 cents.....	... cents.....	... cents.
J. L. Fisher.....	49 cents.....	72 cents.....	65 cents.

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

16. For grading and paving with brick, the south sidewalk of McCarty street, from West street to Pogue's Run.

R. P. Dunning.....	45 cents per lineal foot front.
Twiname & Co.....	45 cents per lineal foot front.
H. C. Roney.....	45 cents per lineal foot front.
D. A. Haywood.....	44 cents per lineal foot front.
J. L. Spaulding.....	43 cents per lineal foot front.
James W. Hudson.....	43 cents per lineal foot front.
Joseph Bernauer.....	40 cents per lineal foot front.

Joseph Bernauer being the lowest and best bidder, recommend he be awarded the contract.

17. For grading and graveling Yandes street and sidewalks, from Eighth street to the Belt Railway.

Henry Clay.....	\$1.05 per lineal foot front on each side.
J. W. Cooper & Co.....	88 per lineal foot front on each side.
Twinsame & Co.....	86 per lineal foot front on each side.
J. L. Fisher.....	86 per lineal foot front on each side.
J. L. Spaulding.....	85 per lineal foot front on each side.
D. A. Haywood.....	85 per lineal foot front on each side.
Robert Kennington.....	82 per lineal foot front on each side.
James W. Hudson.....	81 per lineal foot front on each side.
Fulmer & Seibert.....	81 per lineal foot front on each side.
R. P. Dunning.....	79 per lineal foot front on each side.

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

18. For grading and paving with brick, the east sidewalk of Chadwick street, from Ray street to McCarty street.

H. C. Roney.....	37 cents per lineal foot front.
R. P. Dunning.....	37 cents per lineal foot front.
D. A. Haywood.....	36 cents per lineal foot front.
J. L. Spaulding.....	35 cents per lineal foot front.
Joseph Bernauer.....	32 cents per lineal foot front.

Joseph Bernauer being the lowest and best bidder, recommend he be awarded the contract.

19. For grading and paving with brick, the south sidewalk of Pratt street, from Pennsylvania street to Meridian street.

Name of bidder.	Price per lineal foot front.		
	Paving.	Walk-stone.	Wings, per sqr. yard.
H. C. Roney.....	43 cents.....	70 cents.....	70 cents.
R. P. Dunning.....	42 cents.....	75 cents.....	72 cents.
D. A. Haywood.....	42 cents.....	70 cents.....	69 cents.
Geo. W. Buchanan.....	41 cents.....	70 cents.....	67 cents.
Woodfill & Snyder.....	40 cents.....	70 cents.....	60 cents.
J. L. Spaulding.....	39 cents.....	70 cents.....	60 cents.

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

20. For grading and bowldering the first alley east of New Jersey street, from South street to Virginia avenue.

W. F. Gansberg & Co... 47 cents per lineal foot front on each side.
Robert Kennington..... 45 cents per lineal foot front on each side.
J. L. Spaulding..... 44 cents per lineal foot front on each side.
D. A. Haywood..... 40 cents per lineal foot front on each side.
Henry Clay..... 40 cents per lineal foot front on each side.
H. C. Roney..... 39 cents per lineal foot front on each side.
Fulmer & Seibert..... 37 cents per lineal foot front on each side.

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

No bids received for erecting drinking fountains on the corner of St. Clair street and Indiana avenue, and the corner of Noble and Bates streets.

Respectfully submitted,

C. F. Darnell,
C. H. Stuckmeyer,
R. McClelland,
Committee on Contracts.

On motion by Councilman McClelland, the second clause of the foregoing report was not concurred in, and the contract awarded to Robert Kennington, he being the lowest bidder.

Councilman Darnell, from the Committee on Contracts, submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Committee on Contracts, the City Attorney and City Civil Engineer, to whom was referred the proposals received May 7th, 1888, for improving Washington street, from Mississippi street to Alabama street, under Special Ordinance No. 4, 1888 together with the Aldermanic Committee on Contracts, who were present by invitation, have had several meetings at which the representatives of the two competing companies were present. We heard the merits of each pavement discussed fully. On May 31st, we invited the interested property owners to be present. After hearing the merits of the two pavements discussed at considerable length, your committee decided to leave the selection of the kind of pavement to the interested property owners along the line of the street to be improved.

Accordingly a meeting was called for the purpose, in the Council Chamber, on Saturday, June 2d, 1888, at 3 o'clock, P. M., which was attended by quite a large number of interested property owners. After hearing the representatives of the two competing companies, a motion was made by Dr. P. H. Jameson, requesting the Committee on Contracts to award the contract for the improvement of Washington street to the National Vulcanite Company. This motion was adopted almost unanimously, there being but two votes against it.

The National Vulcanite Company of New York City, by Dewitt O. Cregier, V. P., bids for paying the roadway of said street, from curb line to the center of the street, with Vulcanite Asphalt, \$11.50 per lineal foot front on each side; curbing, 80 cents per lineal foot front on each side; repairing said street, as provided for in the specifications for said street, \$3.00 per square yard.

Warren-Scharf Asphalt Paving Company, by S. Whinery, General Agent, bids for paving the roadway from curb line to the center of the street, with Trinidad Asphalt, \$14.00 per lineal foot front on each side; curve or straight curb, 85 cents per lineal foot front on each side; extras in wings, etc., 35 cents per square foot. For paving the roadway with Vulcanite pavement, \$11.00 per lineal foot front on each side; extras, wings, etc., 27½ per square foot—including marginal finish and change of catch-basins, without extra charges.

The Warren-Scharf Asphalt Paving Company, in their proposal for the "Vulcanite" improvement, say: "In offering this alternate proposal, we desire to state that we do not advocate this kind of pavement as a suitable one on Washington street, and that we do not believe it will long indure the travel on the street without extensive and costly repairs;" and strongly recommend the Trinidad Asphalt in preference to the Vulcanite.

The National Vulcanite Company claim that the "Vulcanite" pavement, as specified in the ordinance, is covered by Letters Patent, of which they are the owners, and that the Warren-Scharf Asphalt Paving Company would be infringing upon their patent in laying this pavement; and in proof of this claim, presented to your committee Letters Patent purporting to cover said improvement as stated.

The Warren-Scharf Company propose, if the contract is awarded them for laying the Trinidad Asphalt pavement, to guarantee the same for seven (7) years; for Vulcanite, five (5) years. The National Vulcanite Company propose, if the contract is awarded them for laying the Vulcanite pavement, they will guarantee the same for seven (7) years.

In view of all the facts, your committee recommend the "Vulcanite" pavement, and find that the bid submitted by the National Vulcanite Company, to-wit: \$11.50 per foot front on each side for paving, and 80 cents per lineal foot front on each side for curbing, is the best bid, and we recommend that they be awarded the contract.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.
S. H. SHEARER, City Civil Engineer.

C. F. Darnell,
R. McClelland,
Committee on Contracts.

The following communication from the Warren-Scharf Asphalt Paving Company, was read and received :

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

Gentlemen:—We are informed that it will be represented to your honorable bodies that while we are the lowest bidders for the Vulcanite pavement on Washington street, we could not do the work, for the reason that this kind of pavement is protected by Letters Patent, which patent is now owned by the National Vulcanite Company. We beg to say that we did not submit our proposal for the work without fully considering and obtaining the opinion of eminent patent lawyers on this point, and we are assured by them that the patent referred to is absolutely void, and that we can not be prevented from doing the work by legal process based on said patent.

We hereby agree to give the city a sufficient and satisfactory bond, not only to secure the faithful performance of the work in accordance with the specifications in the ordinance, but also to save it harmless from any costs or damages that may be incurred by reason of any litigation growing out of any alleged infringement of said patent,

Very respectfully,

WARREN-SCHARF ASPHALT PAVING Co.,

by S. WHINERY, Gen. Manager.

Indianapolis, June 4, 1888.

Councilman Markey presented the following remonstrance ; which was read and received :

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

Gentlemen:—We, the undersigned, owners of real estate fronting on Washington street, respectfully remonstrate against the letting of the contract for the improvement of that street to the National Vulcanite Company, for the reason that its bid is not the lowest and best bid offered for the construction of a Vulcanite pavement in strict accordance with the specifications in the ordinance. And we further ask that the awarding of the contract be deferred until the merits of Vulcanite and Asphalt pavements be more fully investigated.

J. E. McDonald, 22½ feet ; John M. Butler, 67½ feet ;
Mrs. P. E. Ruschaup, 40 feet ; Spiegel, Thoms & Co.,
32½ feet ; Charles Mayer, 105 feet—and 11 others.

Councilman Darnell presented the following petition ; which was read and received :

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

Gentlemen:—The undersigned, owners or representing the owners of real estate fronting on Washington street, between Alabama street and Mississippi street, respectfully request your honorable bodies to award the contract for paving said street, if let under the present bidding, to the National Vulcanite Company, of New Jersey, at their bid of \$11.50 per foot front.

Elizabeth R. New, 34 ½ feet ; S. J. Fletcher, 43 feet ; M. F.
Ritzinger, 20 feet ; Anne J. Whitehead, 22.50 feet ; Wm.
H. Smyth, G. Sec'y. F. & A. M., 67½ feet—and 23 others.

Councilman Thalman moved that the report of the Committee be concurred in.

Which motion was adopted.

The following contracts and bonds were read, and severally approved :

Contract and bond of Fulmer & Seibert, to grade and bowlder the first alley east of New Jersey street, from South street to Virginia avenue.

Bond, \$300.00 ; surety, H. Seibert.

Contract and bond of J. L. Spaulding, to grade and pave with brick the sidewalks of Douglass street, from North street to Indiana avenue.

Bond, \$1,000; surety, J. L. Fisher.

Contract and bond of J. L. Spaulding, to grade and pave with brick the sidewalks of Kennington street, from Yeiser street to its southern terminus.

Bond, \$1,000; surety, J. L. Fisher.

Contract and bond of J. W. Cooper & Co., to grade, bowlder and curb the gutter^s of Davidson street, from Washington street to North street.

Bond, \$6,000; surety, J. L. Fisher.

COMMUNICATIONS, ETC., FROM THE MAYOR.

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

Indianapolis, Ind., June 4, 1888.

To the Common Council and Board of Aldermen:

Gentlemen:—There was collected in the Mayor's Court during the month of May, the following amounts of fines due the City of Indianapolis, to-wit:

Marshal's fees.....	\$230 80
Mayor's fees.....	182 00
Fines due the city.....	36 60
Total.....	<u>\$449 40</u>

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

Respectfully submitted,

C. S. DENNY, Mayor.

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

Indianapolis, Ind., June 4, 1888.

To the Common Council and Board of Aldermen:

Gentlemen:—Since the last meeting of the Council, I have collected from Frederick Rand, Receiver of the Indiana Banking Company, the fifth dividend of ten per cent., amounting to \$110.40, on the city's claim against said company, and have paid said sum to the County Treasurer, and deposited his receipt with the City Clerk. This makes a total of \$496.80 paid on the city's claim of \$1,103.98, for which I hold the City Clerk's vouchers. I have entered credits for the several amounts paid, as of their respective dates, on the judgment taken by the city against F. A. W. Davis and others, who composed the banking company.

Respectfully submitted,

C. S. DENNY, Mayor.

His Honor, the Mayor, offered the following resolution:

Resolved, That the College Association and State Academy of Science be, and they are hereby, authorized to invite the "American Association for the Advancement of Science," to meet in this city in the year 1889 or 1890, and to assure the Association of a cordial welcome and an open-hearted hospitality on behalf of our people, in the event of its acceptance of the invitation.

And it was adopted by the following vote:

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland O'Connor, Parkinon, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

REPORTS, ETC., FROM CITY OFFICERS.

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

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Since my last report, the old case of Thomas Wren vs. The City, has been tried, and a verdict rendered in favor of the city.

This was a case brought originally eight years ago, on a petition for a writ of mandate to compel the issuance of an estimate for the improvement of south Tennessee street. That case went to the Supreme Court, and on its return was divided into two cases, one in the nature of a mandamus proceeding, and the other—being this case—an action for \$20,000 damages against the city alone. Both actions were brought for work done in the year 1866, and in both cases the city has been successful. For the benefit of present and future officers and members, I will state that Mr. Wren has been paid for said work over \$5,500, and that all claims were and are now settled, unless he should appeal.

As to the petition of Robert N. Lamb, Receiver of A. & J. C. S. Harrison and of Duncan, Smith & Wilson, as Attorneys for I. N. Pattison, late City Treasurer, looking to a settlement of certain tax claims against the Harrisons and other persons, whose taxes had been marked paid on the tax duplicate by said Pattison, on checks given on Harrison's Bank and otherwise, and at the request of the owners, without in any case the actual payment of the taxes, I report that on full investigation, I am of the opinion that in the end it will be to the city's interest to make the proposed settlement, and to authorize the said Receiver to pay said attorneys the said sum of \$100.00 in full of any claim arising out of the said transactions with said Pattison and said Lamb, as Receiver.

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

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

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith report the following contracts and bonds :

Contract and bond of Fulmer & Seibert, for grading and graveling Phipps street and sidewalks, from Union street to Madison avenue.

Bond, \$600.00; surety, H. Seibert.

Contract and bond of George W. Buchanan, for grading, bowldering and curbing the gutters of Huron street, from Noble street to Virginia avenue.

Bond, \$1,000; surety, James W. Hudson.

Contract and bond of Henry Clay, for grading and graveling the first alley west of Ash street, from Cherry street to the first alley north of Massachusetts avenue.

Bond, \$600.00; surety, Edward Harris.

Respectfully submitted, S. H. SHEARER, City Civil Engineer.

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

To the Mayor and Common Council of Indianapolis :

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

A first and final estimate in behalf of Wm. F. Gansberg, for grading and bowldering the east gutter of Cedar street, from Virginia avenue to Hosbrook street.

159½ lineal feet, at 55 cents.....\$87 73

A first and final estimate in behalf of J. L. Fisher & Co., for grading and graveling Lincoln Lane and sidewalks, from East street to the east line of Moore's addition.

2,800 lineal feet, at 66 cents.....\$1,848 00

A first and final estimate in behalf of J. L. Fisher & Co., for grading and bowldering the first alley north of McCarty street, from the first alley west of New Jersey street to the first alley east of Alabama street.

579 lineal feet, at 40 cents.....\$231 60

A first and final estimate in behalf of Fulmer & Seibert, for curbing the west sidewalk of New Jersey street, from North street to Walnut street.

390.33 lineal feet, at 48 cents.....\$187 20

10 lineal feet of curb re-set, at 10 cents..... 1 00

\$188 20

A first and final estimate in behalf of Haywood & Co., for grading and graveling the first alley east of Leota street, from Bates street to the C., H. & I. R. tracks.

1,563 lineal feet, at 24 cents.....\$375 12

A first and final estimate in behalf of R. P. Dunning, for grading and graveling the first alley north of Bates street, from Leota street to the first alley east of Leota street.

300 lineal feet, at 39 cents.....\$117 00

A first and final estimate in behalf of James W. Hudson, for grading, bowldering and curbing the gutters of Michigan street, from Delaware street to East street.

2,441.66 lineal feet of bowldering, at 69 cents.....\$1,804 75

2,676.92 lineal feet of curbing, at 45 cents..... 1,204 55

162.61 lineal feet of curb re-set, at 10 cents..... 16 20

84.55 square yards of bowlders re-laid, at 35 cents..... 29 60

261.10 square yards of bowldered wings, at 69 cents..... 180 15

\$3,235 25

A first and final estimate in behalf of Henry C. Roney, for grading, bowldering and curbing the gutters of Beaty street, from McCarty street to Buchanan street.

1,547.50 lineal feet of bowldering, at 53 cents.....\$ 820 17

1,711.00 lineal feet of curbing, at 45 cents..... 769 95

158.10 lineal feet of double walk-stone, at 73 cents..... 115 41

121.66 square yards of bowldered wings, at 75 cents..... 90 87

\$1,796 40

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 Wm. F. Gansberg, for grading and bowldering the east gutter of Cedar street, from Virginia avenue to Hosbrook 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 oppo-ite their respective names.

And it was adopted by the following vote :

A YES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, OConnor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

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. L. Fisher & Co., for grading and graveling Lincoln Lane and sidewalks, from East street to the east line of Moore's addition, 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, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

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. L. Fisher & Co., for grading and bowldering the first alley north of McCarty street, from the first alley west of New Jersey street to the first alley west of Alabama 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, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

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 estimates in behalf of Fulmer & Seibert, for curbing the west sidewalk of New Jersey street, from North street to Walnut 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, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

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 Henry C. Roney, for grading, bowldering and curbing the gutters of Beaty 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, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of R. P. Dunning, for grading the first alley north of Bates street, from Leota street to the first alley east of Leota 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, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

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 James W. Hudson, for grading, bowldering and curbing the gutters of Michigan street, from Delaware 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 adopted by the following vote:

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

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 Haywood & Co., for grading and graveling the first alley east of Leota street, from Bates street to the C., H. & I. R. R. tracks, 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, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

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

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Since the completion of the tunnel contract, some settlement of the embankment under the sidewalks has taken place, which prevents perfect drainage of the same as was contemplated in the plans. To remedy the matter, will be but a

small matter. It may be the contractor can be compelled to do it; if not, as it should be done at once, I recommend that the matter be referred to the Board of Public Improvements, with power to act.

Respectfully submitted, S. H. SHEARER, City Civil Engineer.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith submit an itemized statement, showing the amount of orders drawn on the City Treasury during the month of May, 1888, viz:

Board of Health.....	\$ 194 50
City Civil Engineer's Department.....	347 60
City Dispensary.....	493 86
City Hospital and Branch.....	2,560 00
City Hall.....	83 96
Fire Department—pay-rolls.....	5,240 00
Fire Department—accounts.....	1,226 54
Gas.....	6,234 89
Illinois street tunnel.....	4,670 40
Incidentals.....	415 00
Judgments and costs.....	238 05
Markets.....	189 75
Parks.....	443 70
Police.....	4,777 61
Printing.....	619 34
Redemption of coupons.....	720 00
Salary ..	336 83
Sewers ..	1,391 18
Station House.....	277 89
Street Improvements..	194 00
Street repairs—pay-rolls.....	3,390 77
Street repair—accounts.....	653 62
Temporary loan.....	36,540 00
Tomlinson Hall Janitors ..	108 50
Tomlinson Hall accounts..	168 05
Total.....	\$ 71,516 04

Respectfully submitted, JNO. W. BOWLUS, City Clerk.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith submit a report of the receipts and expenses of the Markets, of Tomlinson Hall, and the gross receipts from licenses, from April 1st, 1887, to April 1st, 1888, as is required by resolution of Councilman Cummings:

EAST MARKET.

Market leases,.....	\$11,267 52
Market-master's fees.....	1,333 15
	<u>\$12,600 67</u>
Salary of Market-master.....	\$ 1,200 00

WEST MARKET.

Market-master's fees.....	\$ 1,782 20
Salary of Market master.....	\$ 900 00
Saloon licenses.....	\$35,850 00
All other licenses.....	\$ 8,889 25

Respectfully submitted, JNO. W. BOWLUS, City Clerk.

The following communication from the Chief Fire Engineer was read:

Indianapolis, Ind., June 4, 1888.

To His Honor, the Mayor, Members of Council and Board of Aldermen:

Gentlemen:—I respectfully ask for an appropriation of seventy-five dollars, to defray incidental expenses. Respectfully submitted,

J. H. WEBSTER, Chief Fire Engineer.

On motion by Councilman Thalman, the amount asked for was ordered inserted in the appropriation ordinance.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Board of Public Improvements and Street Commissioner, through Councilman McClelland, submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—We herewith report expenditures in the Street Repair Department for the month of May, together with total expenditures to June 1st, 1888:

Pay-rolls.....	\$ 3,390 77
Blacksmithing.....	25 05
Boulders.....	47 25
Brick.....	17 50
Gravel.....	70 88
Hardware.....	28 09
Lumber.....	447 40
Sand.....	12 45
Sewer pipe.....	5 10

Total expenditures for May, 1888..... \$ 4,044 49

Total expenditures per last report..... 8,729 83

Total expenditures to June 1st, 1888..... \$12,774 32

Respectfully submitted,

R. McClelland,
W. H. Wilson,
Wm. J. Parkinson,
Board of Public Improvements.

C. S. RONEY, Street Commissioner.

The following report from the Board of Health, was read and received:

Indianapolis, June 2, 1888.

To the Mayor, Members of the City Council and Board of Aldermen:

Gentlemen:—William K. Thompson resigned his position as Sanitary officer of the Indianapolis Board of Health May 14, 1888, and on May 16, 1888, the Secretary appointed A. A. Womack to serve until the next meeting of the Board. The Board of Health met in regular session to-day, and appointed John R. Fohl Sanitary officer, and to do the duties of Meat Inspector.

Very respectfully,

S. E. EARP, M. D.,
Secretary of the Indianapolis Board of Health,

REPORTS, ETC., FROM STANDING COMMITTEES.

The Fire Committee, through Councilman Trusler, submitted the following report; which was concurred in:

To the Mayor and Common Council:

Gentlemen:—Your Fire Committee, to whom was referred the communication of the Chief Fire Engineer as to the supplying of the different Engine Houses with natural gas, would recommend that where the mains of more than one company pass an Engine House, that the lowest rates to be obtained be accepted, and that where the mains of only one company are accessible, that a reduction be obtained, if possible; but that in no case shall more be paid than authorized by rates as fixed by ordinance.

Respectfully submitted,

P. C. Trusler,
J. C. Finch,
Fire Committee.

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

To the Mayor and Common Council:

Gentlemen:—Your Committee on Judiciary, to whom was referred sundry matters, report thereon as follows:

1st. We recommend that General Ordinance No. 6, 1888, prohibiting the erection of certain mills, factories and warehouses in the city, be stricken from the files.

2d. We recommend that S. O. No. 9, 1888, providing for the erection of lamp-posts on Michigan avenue, between Washington street and Oriental street, be stricken from the files.

3d. As to the petition of E. M. Johnson, asking for the refunding of \$125 02 for taxes claimed to have been illegally collected, your committee reports that the petitioner asks to be allowed to withdraw his said petition; and we recommend that the request be granted.

Respectfully submitted,

M. M. Cummings,
P. J. Kelly,
John R. Pearson,
Committee on Judiciary.

On motion by Councilman Cummings, the following entitled ordinances were stricken from the files:

G. O. 6, 1888—An ordinance prohibiting the location, erection and maintenance of certain mills, factories and warehouses within certain limits within the city, and fixing penalties for violation thereof.

S. O. 9, 1888—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas except the service pipes), on Michigan avenue, between Washington street and Oriental street.

The Committee on Public Property, through Councilman Davis, submitted the following reports; which were concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Committee on Public Property, to whom was referred the motion "That the Street Commissioner be, and is hereby, directed to paint the picket fence around the City Park on Brookside avenue," recommend that the work be done.

Your committee have selected the following named persons as an advisory committee in the improvement of Garfield Park: Gen. John Coburn, A. M. Kuhn, Edward H. Dean, A. W. Wishard, William Beaty, Ernest Knodle, D. A. Chenoweth, Thomas F. Quill, H. Spielhoff, and respectfully ask your concurrence.

Respectfully submitted,

Wm. E. Davis,
P. C. Trusler,
Council Committee.

M. F. Connett,
M. M. Reynolds,
Aldermanic Committee.

To the Mayor and Common Council :

Gentlemen:—Your Committee on Public Property would respectfully recommend the passage of the following motion :

That the Police Board be requested to order the impounding of all cows or horses found in Garfield Park, or any other Park owned or controlled by the city.

Respectfully submitted,

Wm. E. Davis,
P. C. Trusler,
Committee on Public Property.

The Committee on Streets and Alleys, through Councilman Dunn, submitted the following report ; which was read, and further time granted :

To the Mayor and Common Council :

Gentlemen:—Your Committee on Streets and Alleys report as follows: As to the petition of J. W. Duncan and others, asking for the removal from Circle street of the hacks, express wagons and the like, we report progress, and ask for further time.

Respectfully submitted,

Edward Dunn,
Elton B. Elliott,
Committee on Streets and Alleys.

The Committee on Streets and Alleys, through Councilman Dunn, submitted the following report, accompanied with resolution :

To the Mayor and Common Council :

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of M. M. Reynolds, Christ. G. Weiss and others, asking for the opening and extending of Columbia avenue across the railroads and Pendleton Pike to Brookside avenue, report that we have examined the matter, and recommend that the prayer of the petitioners be granted, and that the accompanying resolution be passed.

Respectfully submitted,

Edward Dunn,
Elton B. Elliott,
Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of M. M. Reynolds, Christ. G. Weiss and others, asking for the opening and extension of Columbia avenue across the railroad tracks and Pendleton Pike to Brookside avenue, be referred to the Board of City Commissioners, with instructions to assess benefits and damages, and to make due report thereof to the Common Council and Board of Aldermen; the said Commissioners to return all petitions and notices. That the City Clerk shall issue all proper notices, and the Superintendent of the Metropolitan Police Force to serve them on the Commissioners and property holders: *Provided,* That before the Clerk issues any notice herein, a bond shall be filed with said Clerk, to the approval of the Mayor, guaranteeing all costs and charges in this matter.

Which report was concurred in, and the resolution adopted, by the following vote :

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

The Committee on Streets and Alleys, through Councilman Dunn, submitted the following report, accompanied with resolution :

To the Mayor and Common Council :

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of Mary C. Leser and others, asking for the opening of an alley ten feet

wide, running from West street to Dakota street, south of Morris street, report that on examination we recommend that said alley be opened, and that the accompanying resolution be adopted.

Respectfully submitted,

Edward Dunn,
Elton B. Elliott,
Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of Mary C. Leser, Abram Richhart and others, praying for the opening of a ten foot alley running west from West street to Dakota street, south of Morris street, be referred to the Board of City Commissioners, with instructions to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen; the said Commissioners to return all petitions and notices. The Clerk is ordered to issue the proper notices, and the Superintendent of the Metropolitan Police Force is directed to serve all notices on the said Commissioners and property holders: *Provided,* That before the City Clerk issue any notice, a bond shall be filed in his office, to the approval of the Mayor, guaranteeing the payment of all costs and charges in this matter.

Which report was concurred in, and the resolution adopted, by the following vote :

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

The Committee on Streets and Alleys, through Councilman Dunn, submitted the following report, accompanied with resolution :

To the Mayor and Common Council :

Gentlemen.—We recommend that the petition of John Nisly, Newton McCannish and others, asking for the opening and extension of Hiawatha street, from its present southern terminus south to Vermont street, to a width of twenty-five feet, be granted, and that the accompanying resolution be passed; but we recommend that that part of their petition asking for the vacation of the fifteen foot alley first west of Patterson street, be not granted.

Respectfully submitted,

Edward Dunn,
Elton B. Elliott,
Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of John Nisly, Newton McCannish and others, asking for the opening and extension of Hiawatha, or Grove street, from its present southern terminus south to Vermont street, to a width of twenty-five feet, be referred to the Board of City Commissioners, with instructions to assess benefits and damages, and to report to said Council and Board. The City Clerk is ordered to issue the proper notices, and the Superintendent of the Metropolitan Police Force is instructed to serve the same on said Commissioners and property holders: *Provided,* That before any notice is issued, a bond shall be filed with said Clerk, guaranteeing the payment of all charges and costs in this matter.

Which report was concurred in, and the resolution adopted, by the following vote :

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

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

Indianapolis, Ind., June 4th, 1888.

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Rental Committee beg leave to make the following report of rents collected from Tomlinson Hall during the month of May, to-wit:

May 2, day and night. State League.....	\$ 70 00
“ 3. Coy Ball.....	60 00
“ 10. H. M. McKay, concert.....	30 00
“ 23. K. of L. Band concert.....	30 00
“ 24. Dr. Elbert, conference.....	30 00
“ 26. W. N. Harding, convention.....	30 00

Total.....\$250 00

Respectfully submitted,

G. S. WRIGHT,
WM. L. TAYLOR,
JNO. W. BOWLUS,
Rental Committee.

By consent, Councilman Darnell introduced the following entitled ordinance; which was read the first time:

G. O. 29, 1888—An ordinance prohibiting the taking up, digging into, or opening any street paved with asphalt or vulcanite pavement, or laying any pipe or main therein, and providing a penalty for any violation thereof.

On motion by Councilman Cummings, the Rules were suspended for the purpose of placing the above entitled ordinance on its final passage, by the following vote:

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

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

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

REPORTS FROM SELECT COMMITTEES.

The Special Committee on Light, through Councilman Gasper, submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Special Committee to whom was referred the bids of the electric light companies, to light this city, report that we selected M. M. Reynolds and P. J. Kelley in addition to the City Civil Engineer and City Attorney, to inspect the various lights and systems used in different cities, and said committee, after so doing, reported to your committee as follows, to-wit:

To JOSÉPH L. GASPER, Chairman, and Members of the Special Committee on Electric Light:

Gentlemen:—The sub-committee appointed, with instructions to investigate the subject of electric lighting now in use in various cities, submit the following report of our labors:

We first visited Columbus, Ohio, where we found the city had previously been lighted with vapor lamps. It is now partially lighted with electric light, and where so lighted, it is estimated that one electric light displaces from five to seven vapor lights. Here we found High street lighted for about five miles—a light being placed at every street intersection, being an average of about 550 feet apart, with forty-six 2000-candle power arc Thomson & Houston lights, all well hooded.

Town street is similarly lighted with 12 lights of the same kind. The lights are suspended on the O'Burn mast arm, suspending the light about thirty feet high, and twenty-six feet from standard. These mast arms are so constructed that the arm can be lowered to allow a man to stand on the ground and trim the lamps. Lights here are burned on what is known as the moon-light, or Philadelphia schedule, of 2,200 hours per annum, at a cost per annum of \$80.00 per lamp.

We next visited Cleveland, Ohio, where we found only a portion of the city—being a part of Euclid avenue—lighted with forty-three 2000-candle power Brush lights. Lights were placed on iron poles, at about 15 to 18 feet above ground, provided with weather hoods, and all the same side of streets. Lights were generally placed about 500 feet apart. However, we made a test of two that were placed 1,060 feet apart, and found that at a point midway between them, that the light was still strong enough to cast a shadow. These lights are burned on the all-night schedule, or 3,760 hours, at the rate of $3\frac{7}{10}$ cents per hour, or \$139.12 per light per annum.

In addition to the lights above described, there are four towers from 240 to 260 feet high, on two of which are placed seven, and on two six, 4000-candle power arc lights. It was claimed that these towers diffused light for half a mile. The tower lights were burned on the same schedule, at 10.5 cents per hour per lamp, or \$394.80 per lamp per annum.

We observed that the lights on Euclid avenue, placed on poles at the side of the streets, did not do as good service as those in Columbus, suspended over the center of streets. We were then shown through the Brush factory, where we saw the construction of the electric machinery in all its details. Your committee was quite favorably impressed with the simplicity and durability of the Brush dynamo.

We then visited Buffalo, where we found portions of the city lighted by the Thomson-Houston, Brush, and United States systems, all 2000-candle power arc lights. The territory lighted with electricity, is divided among the three companies, and the price they receive for lighting, is the same. Here it is estimated that each light displaces from five to six gas lamps. The electric lights are suspended on the O'Burn mast arm, over the center of the streets, at about 25 feet high; all lamps provided with hoods. There are 813 public electric lights in the city, which are paid for at the rate of 45 cents per night per lamp, or \$164.25 per lamp per annum.

We inspected the various districts lighted by electricity, and found that the lights are placed at the intersections of cross streets, at a distance ranging from four hundred (400) to six hundred and eighty-six (686) feet apart. We found the lights thus located doing good service, and giving general satisfaction.

At Utica, New York, we found the city well lighted with the Ft. Wayne Jenney system. Here the entire city is lighted with electricity. The street lamps are suspended on the O'Burn mast arm, with which, owing to the width of the streets, it is possible to suspend the lamps over the center of the streets. The outskirts of the city are lighted with twelve towers, of the Star Iron Tower Company pattern, 125 feet in height. On the towers are placed five 2000 candle power lamps, and for the territory not thickly built upon, furnish a reasonable amount of light.

The city is now lighted with 310 electric lights, on a three year contract, at \$42,000 per annum, or at the rate of \$135.48 per lamp per annum, for all-night burning for twenty-seven nights per month. Here the Jenney Company agrees to light the entire city for \$42,000 per annum, to the full satisfaction of the city. The lights are placed at each street intersection, and afford an abundant light for the streets.

At Albany, we found the city lighted with the Brush system. We learned that a contract was made with the electric light people to put in an electric light whenever they could displace six gas lamps. The electric lights are placed at every street intersection, and often one in center of block. Blocks in the central part of the city are much shorter than those in our city. Quite frequently we found electric lights placed only 150 feet apart. Lights are placed on poles about 20 to 25 feet high. While Albany has abundant light, we were not at all favorably impressed with the construction of the circuits. The conditions existing at Albany are so different to those of Indianapolis, that the facts found were not specially servisable by your committee in making a report.

At New York we were able to see the United States, Jenney, Brush, and Thompson-Houston lights in close proximity. A very small portion of New York, however, is lighted with electricity, owing to the fact that after a contract is let by the city, it is with great difficulty that a company can get pole rights from the sub-way Commission, who are State officers. The Sub-way Commission was appointed with a view to putting all electric wires under ground; but owing to the difficulties encountered, thus far they have not yet succeeded in accomplishing this much-desired end.

As the franchises for the merchant lighting in this city are so valuable, New York gets her public lights at much less than any other city. The last contract price was 24½ cents per lamp per night. There is, perhaps, no more favorable city in the country for electric lights, than New York, for the reason that it has short squares and no shade trees, and but few alleys.

At Boston, we found while there are quite a good many electric lights of the various systems, that there are comparatively few public lights, except in Parks, etc. The Public Garden, one of the most beautiful spots in Boston—abjoining Boston Commons—is lighted with the Tompson-Houston system. Your committee was quite favorably impressed with the light in the midst of foliage. Lights are here generally placed upon poles, but owing to the fact of the blocks being quite short, and the extremely crooked streets, the lights are placed very close together. In the central part of the city there is comparatively no foliage to obstruct the light.

Lynn, Mass., was found lighted with the Tompson Houston system, and giving general satisfaction. Here we were shown through the Tompson-Houston factory, and examined carefully into the mechanical construction of the Tompson-Houston system. Your committee were much pleased with the stability and compactness of the Tompson Houston dynamo, and particularly with their apparatus for automatic current regulation, admitting of cutting down the number of lights on any circuit from the maximum number to any desired number, without disturbing the lights left burning. We were also pleased with the operation of the Tompson-Houston lamp.

SUMMARY.

1st. We have observed that where the lamps were placed on poles, that they did not light the streets as well as where they were suspended over the center of the streets, and therefore we recommend that in any contract made, that it be done on a basis of suspended lights.

2d. We find that the use of mast arms is the preferable way of suspending the lights; first, because it relieves the streets of one extra pole over the cable system. Second, it does away with the liability of danger from accidents by breaking of the cable. Third, because the lamp can be trimmed at the side of streets, out of the way of vehicles, and can be more easily trimmed and cleaned.

3d. That in none of the cities we visited, do we find any attempt to light the alleys with electric light.

4th. In our opinion the most economical plan of lighting, would be to adopt the 2,500 hour schedule, which includes also such nights as when the moon is obscured by fog or clouds, thus insuring light for every night in the year at practically a moon-light schedule price.

5th. Owing to the length of the squares in this city, and the fact that many of the streets are heavily shaded with foliage, we are of the opinion that an arc light

should in all cases of long and shaded squares, generally be placed at each street intersection.

Respectfully submitted,

P. J. KELLEY,
Member of Council.

M. M. REYNOLDS,
Member of Bd. of Aldermen.

WM. L. TAYLOR, City Attorney.
S. H. SHEARER, City Civil Engineer.

Your Committee have unanimously agreed to recommend that conclusions Nos. 1, 2, 3, 4 and 5, in said report, be adopted. We have examined the bids received and referred to us, and find them to be as follows, per annum:

Indianapolis Brush Electric Light Company—

For 2,500 hours, at 3 8-10 cents per hour per lamp, or.....	\$ 95 00
For 2,740 hours, at 3 7-10 cents per hour her lamp, or.....	101 38
For 3,750 hours, at 3 1-10 cents per hour per lamp, or.....	116 25
For 65 c. p. incandescent lamps at 1 cent per hour.....	40 00

The Tompson-Houston Electric Company—

For 2,500 hours per lamp, per annum.....	\$87 00
For 2,740 hours per lamp, per annum.....	90 00
For 3,750 hours per lamp, per annum.....	95 00
For 65 c. p. incandescent lamps, per annum.....	40 00

The Ft. Wayne Jenney Company (form No. 1) Low Tension—

For 455 arc and 100 incandescent lamps, 2,500 hours.....	\$46,500 00
For 455 arc and 100 incandescent lamps, 2,740 hours.....	50,000 00
For 455 arc and 100 incandescent lamps, 3,750 hours.....	60,000 00

Or will furnish light to cover all territory in the city—

For 2,500 hours.....	54,000 00
For 2,740 hours.....	57,500 00
For 3,750 hours.....	67,500 00

The Ft. Wayne Jenney Company, High Tension, for 455 arc and 100 incandescent lamps per annum, as follows—

For 2,500 hours.....	\$46,500 00
For 2,740 hours.....	50,000 00
For 3,750 hours.....	60,000 00

Or will furnish all lights to cover all territory lighted in the city, and such as should be lighted, per annum as follows—

For 2,500 hours..	\$54,000 00
For 2,740 hours.....	57,500 00
For 3,750 hours.....	67,500 00

Your Committee is of the opinion that it will require at least 600 lights of 2000-candle power to light this city; and using this as a basis, the cost to the city of lighting it under the various bids received, would be as follows to-wit, on the 2,500 hour schedule:

Brush Company.....	\$57,000 00
Jenney Company.....	54,000 00
Tompson-Houston Company.....	52,200 00

Your Committee reports that it has information which leads it to believe that lower bids than these here reported on can be had from the companies above named, or at least from some of them; and therefore these said bids are returned to your honorable bodies without any recommendation as to which, if any, bid should be accepted.

Respectfvlly submitted,

J. L. Gasper,
H. B. Smith,
John Rail,
P. J. Kelley,
M. M. Reynolds,
J. L. Taylor,
Isaac Thalman.

WM. L. TAYLOR, City Attorney.
S. H. SHEARER, City Civil Engineer.

Councilman McClelland moved that the contract for lighting the city by means of electricity, be awarded to the Thomson Houston Company.

Councilman Gasper moved to lay the motion on the table.

Which motion was adopted, by the following vote :

AYES, 19—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, O'Connor, Parkinson, Pearson, Smith, Thalman, Trusler, and Wilson.

NAYS, 2—viz: Councilmen McClelland, and Swain.

Councilman Gasper offered the following motion :

That all bids for electric light be rejected, and that the City Civil Engineer be, and is hereby, directed to advertise for bids for lighting the city by electricity. The specifications to be modified so as to give to the city the first option of purchasing the entire plant, at any time within three years. Bids to be opened at the next regular meeting of the Common Council.

Councilman Thalman offered the following amendment :

That the City Civil Engineer be requested to also advertise for any other device for lighting the city by electricity, natural, or manufactured gas.

Councilman Smith moved to lay the amendment offered by Councilman Thalman, on the table.

Which motion failed of adoption, by the following vote :

AYES, 9—viz: Councilmen Dunn, Elliott, Gasper, Johnston, Long, McClelland, O'Connor, Parkinson, and Smith.

NAYS, 12—viz: Councilmen Burns, Cummings, Darnell, Davis, Finch, Kelley, Markey, Pearson, Swain, Thalman, Trusler, and Wilson.

The amendment offered by Councilman Thalman, was then adopted.

The motion offered by Councilman Gasper, as amended, was then adopted.

The Special Committee on Viaduct, etc., through Councilman Dunn, submitted the following report; which was received :

To the Common Council:

Gentlemen:—Your Special Committee, to whom was referred the motion requiring the Union Railway Company to state their purposes in regard to building the viaduct, etc., would respectfully report: At a meeting of your committee at which were present Mr. V. T. Malott and Mr. Winter (Attorney for said company), Mr. Malott stated "That the Union Railway Company was not only willing, but anxious to go to work to build the viaduct, and but for the pending litigation with property owners along line of the same, the work would have been well under way." He also stated "The company had not at any time delayed a trial in any case, but had been, and would be, at all times, ready to try each and every case. In one case, a trial had been had, and a motion for a new trial is pending. Another case had

been postponed by the plaintiff at two different times just before coming to trial. Another case had been dismissed on coming to trial, and soon after an effort was made to put it on the docket again." Mr. Malott said nothing has been said or done by the railway company which could be construed into a refusal of the company to keep its contract with the city. He also said "If we begin to build the viaduct before litigation is terminated, it puts the company at a disadvantage in the trial of every case; hence our not having begun the improvement."

Your Committee can not, at present, find sufficient cause to censure the Union Railway Company, but respectfully recommend that all appellants press their respective cases to a trial at the earliest possible moment.

Respectfully submitted,

Edward Dunn,
D. F. Swain,
J. Johnston,
Special Committee.

Councilman Dunn presented the following communication; which was referred to the City Attorney :

to the Common Council of the City of Indianapolis :

Gentlemen:—The present uncertainty about whether the viaduct east of the Depot is to be built or not, is very annoying, as well as very serious to me and other persons who are in a like situation. It has been said by those who have the control of that work, that the Union Railway Company would not build the viaduct if the damages assessed by the Commissioners was increased on appeal. One case has been tried, and an increase recovered. It therefore becomes a very important inquiry whether the above declared purpose is to be persisted in? I submit that justice requires that this question be at once solved. I am advised that the assessment of damages made to me is due and collectable now, notwithstanding the condition of requiring improvements to be removed before payment, as contained in the ordinance accepting the report of Commissioners. I would, however, prefer having no controversy over this point. If the city will express her willingness to pay as soon as the improvements are removed, I will at once proceed to remove the improvements. I feel, however, that it is my right to have a speedy adjustment of my damages, if the city shall not now immediately determine to repeal the ordinance for the viaduct.

It can not be expected that settlement is to be deferred until the end of litigation with other parties, when, as it is claimed, the city may or may not abandon the work. I and others in similar situation, have a right to know what the future is to be now, and not be kept in such a state of uncertainty. It will readily occur, without being suggested, what must necessarily be the effect of the present uncertainty on business arrangements for the future.

Respectfully submitted,

FRANK. M. DELL.

The following message was read, and referred to the Committee on Public Property, with power to act :

To the Mayor and Common Council :

Gentlemen:—The Board of Alderman, in regular session held in the Aldermanic Chamber Monday evening, May 28th, 1888, adopted the following motion :

"That the German Luthern St. Pauls Church be permitted to hold their School Picnic in Garfield Park on July the Fourth."

I submit the same for your consideration.

MICHAEL W. TOOMEY, Clerk
of the Board of Aldermen.

The following message was read, and the motion concurrently adopted :

To the Mayor and Common Council :

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber Monday evening, May 28th, 1888, adopted the following motion :

"WHEREAS, A large body of working people of the south and southeast part of the city are compelled to use the railroad crossings on Virginia avenue in going to and returning from their work, and are compelled to wait at the above crossings on account of the railroad companies either hauling long trains or using the crossings by switching; therefore be it

Moved, That the Superintendent of the Metropolitan Police be asked to enforce Section 1 of an ordinance entitled "An ordinance to prohibit locomotives and cars from standing on streets and sidewalks;" in force March 14, 1872."

I submit the same for your consideration.

MICHAEL W. TOOMEY, Clerk
of the Board of Aldermen.

APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled ordinances were introduced and placed upon their final passage.

Councilman Thalman, on behalf of the Finance Committee, submitted the following appropriation ordinances :

Ap. O. 31, 1887—An ordinance appropriating money for the payment of the salaries and compensation of the members of the Common Council and Board of Aldermen ; of the County Auditor and the Treasurer for the City; of the City Officers and 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, \$16,762.08.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Trusler, and Wilson.

NAYS—None.

Ap. O. 32, 1888—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House. [Amount appropriated, \$164.19.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Trusler, and Wilson.

NAYS—None.

Ap. O. 33, 1888—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital—(Special appropriation) [Amount appropriated, \$500.00.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Trusler, and Wilson.

NAYS—None.

Ap. O. 34, 1888—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, \$1,924.30.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Trusler, and Wilson.

NAYS—None.

Ap. O. 35, 1888—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$1,304.48.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Trusler, and Wilson.

NAYS—None.

Ap. O. 36, 1888—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$17,095.85.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Trusler, and Wilson.

NAYS—None.

Ap. O. 37, 1888—An ordinance appropriating the sum of Ten Thousand Dollars (\$10,000) on account of the Street Repairs Department of the City of Indianapolis.

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Trusler, and Wilson.

NAYS—None.

It being now near eleven o'clock, on motion by Councilman Thalman, the Rules were suspended for the purpose of extending the time of the session, by the following vote :

AYES, 17—viz: Councilmen Burns, Darnell, Davis, Dunn, Elliott, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Pearson, Smith, Thalman, Trusler, and Wilson.

NAYS—None.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

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

By Councilman Kelley :

G. O. 30, 1888—An ordinance for the protection of Garfield Park.

By Councilman Markey :

G. O. 31, 1888—An ordinance to provide for the construction of a brick sewer in and along the first alley north of Coburn street, from East street to, and connecting with, the Madison avenue sewer.

By Councilman Thalman, which was referred to the Committee on Railroads, to report at the next meeting :

G. O. 32, 1888—An ordinance amendatory and supplemental to an ordinance authorizing the construction, extension and operation of certain street railways in and upon the streets of the City of Indianapolis.

By Councilman Darnell :

S. O. 60, 1888—An ordinance to provide for grading and graveling Illinois street and sidewalks, from Twelfth street to the north corporate limits.

By Councilman Elliott, accompanied with petition :

S. O. 61, 1888—An ordinance to provide for grading and paving with brick, the east sidewalk of Newman street, from Hill avenue to Ninth street.

By Councilman Johnston :

S. O. 62, 1888—An ordinance to provide for grading and graveling the first alley south of Palmer street, running from Union street to Meridian street.

By Councilman Markey :

S. O. 63, 1888—An ordinance to provide for grading, bowldering and curbing the east gutter of Madison avenue, from Dunlap street to Nebraska street.

By Councilman O'Connor :

S. O. 64, 1888—An ordinance to provide for grading, bowldering and curbing the gutters of Pine street, and paving with brick the sidewalks thereof, from Lord street to the C., I., St. L. & C. R. R. tracks, where not already properly paved with brick.

By Councilman Wilson :

S. O. 65, 1888—An ordinance to provide for grading and graveling First street and sidewalks, from Camp street to Indiana avenue.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Cummings offered the following motion:

That the City Clerk be requested to omit the name of Simeon Coy, in calling the roll, from this date until he is at liberty to sit in this body.

And it was adopted by the following vote:

AYES, 12—viz: Councilmen Cummings, Darnell, Davis, Dunn, Elliott, Gasper, Johnston, Kelley, Long, McClelland, Pearson, and Smith.

NAYS, 8—viz: Councilmen Burns, Finch, Markey, O'Connor, Parkinson, Swain, Trusler, and Wilson.

Councilman Darnell offered the following motions; which were adopted:

That the contractors for laying of the sidewalk on Indiana avenue, from Tennessee street to the first alley west on said avenue, be ordered to do the same at once, as it is in a dangerous condition.

That the Indianapolis Sentinel Company be permitted to connect an electric gong with the wires of the Fire Department's District Alarm System; all to be paid for by said company, and to be located and connected under the direction of, and to the satisfaction of the Chief Fire Engineer.

Councilman Cummings offered the following resolution; which was referred to the Committee on Railroads:

Resolved, That it is the sense of this body that all ordinances granting rights of way for street railways in the City of Indianapolis, should contain a provision that the Common Council and Board of Aldermen have the right, when in their judgment the best interests of the public demand, to grant the use of any portion of any track to any other street railway company than the owner thereof, upon proper compensation for such use being fixed and paid, in such manner as said Common Council and Board of Aldermen may determine.

Councilman Darnell offered the following motion; which was referred to the Committee on Finance, Fire Committee, and Chief Fire Engineer:

That the Chief Fire Engineer and Fire Committee be, and are hereby, ordered to buy a Babcock Extension Ladder, with everything complete, with a sufficient number of extra ladders. The extension ladder in itself is eighty-five feet long. All complete for the sum of \$3,500.00.

Councilman Darnell offered the following resolution:

Resolved, That there be appointed a committee of three, to investigate the water system of this city, including the source, transmission and quality of the water furnished for private and public use. Also, the regulations of the Indianapolis Water Company with respect to the same subject. Said committee to have power to send for persons and papers, and to employ a Notary to take testimony.

Councilman Thalman moved to lay the resolution on the table.

Which motion failed of adoption, by the following vote:

AYES, 6—viz: Councilmen Finch, Johnston, Markey, O'Connor, Smith, and Thalman.

NAYS, 15—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Gasper, Kelley, Long, McClelland, Parkinson, Pearson, Swain, Trusler, and Wilson.

The Chairman appointed as such Committee, Councilmen Darnell, Johnston, and Trusler.

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

That the Street Commissioner be, and is hereby, instructed to repair Missouri street, from Merrill street to Catharine street, as the water now runs in the middle of the street, instead of in the gutters.

Councilman Davis offered the following resolution:

Resolved, That the Indianapolis Water Company be, and is hereby, directed to extend main from its present terminus in Michigan street to Blake street.

And it was adopted by the following vote:

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

Councilman Dunn offered the following resolutions; which were referred to the Committee on Water:

Resolved, That the Indianapolis Water Company be, and is hereby, ordered to lay a water main in Jackson Place street, from Jackson Place to Georgia street.

Resolved, That the Indianapolis Water Company be instructed to lay water mains on New York street, from Missouri street to West street.

Councilman Dunn presented the following petition; which was referred to the Committee on Water:

Indianapolis, May 28, 1888.

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

Gentlemen:—The undersigned, owners of real estate fronting on New York street, between West and Missouri streets, respectfully petition for the passage of an ordinance providing for water mains along said street; and also ask that said mains be connected with the mains on Mississippi street, or some other street, so that there be no stagnant water, as there would be, if said mains be shut up.

Charles Helwig, Henry Nicoli (by L. N., agent); T. L. Thompson, C. W. Rhoads, Mrs. E. L. Noel, Mrs. F. M. Ebert, Mrs. I. D. Barkley, W. W. Scott.

Councilman Elliott offered the following motions; which were adopted:

That M. Murry & Co. be, and are hereby, granted permission to curb the sidewalk and bowlder the gutter in front of their planing mill on Home avenue; work to be done at their own expense, and under the direction of the City Civil Engineer, who is hereby ordered to set the grade stakes.

That the Committees on Judiciary and Railroads be instructed to report the matter of the Citizens' Street Railroad and the McNeal ordinance and application to a special meeting of this Council to be held next Monday evening, June 11th; and when this Council adjourns, it be to meet in special session at such time.

Councilman Finch offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, directed to tap the sewer along Ohio street, between State and Arsenal avenues, sufficient to let the water escape.

Councilman Gasper offered the following motions; which were adopted:

That the City Clerk be, and is hereby, authorized to issue a challenge on behalf the Common Council, to the Aldermen and City officers, for a game of base ball at Athletic Park, on Saturday afternoon, June 16th; and that in order not to assume any unfair means, this body will place in the nine as a battery Mr. Darnell, pitcher, Mr. Hicklin catcher. The proceeds to be donated to the Free Kindergarden.

That the City Clerk be, and is hereby, directed to advertise for bids for the City advertising, the same to be opened at the next regular meeting of the Council.

Councilman Gasper presented the following petition; which was granted:

Indianapolis, May 28, 1888.

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—We, the undersigned, property owners on the west side of Alabama street, between Vermont and New York streets, respectfully petition your honorable bodies that William Fuehring be permitted to erect and maintain a water plug for sprinkling purposes on Alabama street, between Vermont and New York streets.
Mary J. Tutewiler, G. F. Adams, Montain Bros.,
Edward Hawkins.

Councilman Johnston presented a petition and plat of the Union street subdivision; which was referred to the Committee on Streets and Alleys, and City Civil Engineer.

Councilman Kelley offered the following motion; which was adopted:

That the City Civil Engineer be directed to report to the Council what action is necessary to prevent water from obstructing and overflowing the gutters at the intersection of Sullivan, Bradshaw and Bismarck streets.

Councilman Long offered the following motions; which were adopted:

That the Superintendent of the Metropolitan Police Force be instructed to enforce the ordinance prohibiting the street car company to stop its cars on any intersecting street, but requiring said cars to be stopped on the farther side of the street in the direction the cars are going.

That the Lake Erie & Western Railroad Company be instructed to repair the crossing of Washington street and their tracks, by replanking the said crossing. The City Clerk is directed to transmit a copy of this motion to said company.

Councilman Long offered the following motion; which was referred to the Committee on Markets, with power to act:

That the Committee on Markets be instructed to cause the present stationary windows in the East, or Meat Market building, to be changed to movable windows, so as to afford better ventilation in said building.

Councilman Markey offered the following motion; which was adopted:

That the Third German Reform Church be allowed the use of Garfield Park for a Sunday School Picnic, on the 21st day of June.

Councilman Markey offered the following resolution; which was referred to the Committee on Railroads:

Resolved, That the Citizens' Street Railroad Company be, and is hereby, directed to extend, maintain and operate their Blake street line north on said Blake street to Indiana avenue; thence on Indiana avenue to Fall Creek bridge, on a straight line to the Shooting Park. The City Clerk is hereby directed to notify said company of the passage of this resolution.

Councilman McClelland offered the following motion; which was adopted:

That the Street Commissioner be instructed to repair Kentucky avenue, between Missouri street and White River bridge, with gravel.

Councilman O'Connor offered the following motion; which was referred to the Board of Public Improvements.

That the Street Commissioner be, and is hereby, directed to fill the chuck-hole with broken stone, at the intersection of Arsenal avenue and Williams street.

Councilman Swain offered the following motion; which was adopted:

That Mr. E. B. Dill be, and is hereby, permitted to erect a water plug for street sprinkling use, at the rear of No. 9 Engine House on Seventh street, under the direction of the City Civil Engineer.

Councilman Swain offered the following resolution; which was referred to the Committee on Water:

Resolved, That the Indianapolis Water Company be, and are hereby, directed to lay water mains in and along Bellefontaine avenue and Home avenue, from Christian avenue to Ash street. Hydrants to be located under the direction of the Chief Fire Engineer. The City Clerk is hereby directed to notify said company of the passage of this resolution.

Councilman Thalman presented the following petition; which was referred to the City Attorney:

Indianapolis, Ind., May 21, 1888.

To His Honorable Mayor, and Members of the Common Council:

Gentlemen:—The undersigned, August Richter and James E. Twiname, would respectfully ask your honorable body to call up certain precepts. Said precepts were called for in October, 1887, and referred to a committee, and we have again called for the same, but have not received an answer. These precepts call for Lots Nos. 4 and 5, in Strong & Co.'s subdivision of Johnson heirs' addition on Park avenue. If these lots are not worth the street improvements to Wm. H. English, they are to us. If the city desires to pay for the improvements due on said lots, we will accept the amount.

Respectfully,

RICHTER & TWINAME.

Councilman Thalman, on behalf of the State Soldiers' and Sailors' Monument Commission, presented the following communication; which was referred to the Committee on Railroads, and City Attorney:

Indianapolis, Ind., June 4, 1888.

To the Common Council of Indianapolis:

Gentlemen:—We respectfully represent that the building of a street railway, either cable, electric motor or horse, as provided for in a franchise already granted, and the one now being asked for, will do much to neutralize the efforts of this Commission to make Circle Park and the contiguous street and sidewalks the principal attraction of the city. The street being only fifty feet wide between the curb stones, a railway would occupy so much of the space as to render the remainder undesirable for business or driving purposes; and the danger of collision with the cars, especially those driven by cable or electricity, would be such as to drive both pedestrians and vehicles from the Circle,—a danger that would be rendered more imminent by the curved character of the street, preventing the cars from being seen at a sufficient distance to avoid or escape them.

By co-operating with this Commission, the city authorities can make this spot equal, in beauty and attractiveness, to any in the world. It is already reached by the street cars within one square, from three points—Illinois, Washington and Pennsylvania streets—which is ample for all purposes, whether for business, social promenades, as a rendezvous for contemplation or pleasure, or to view the Monument. Being so easily accessible, and at the same time sufficiently retired to be free from the annoyances of dust, mud, noise, and the danger of being run over, or other accidents, it will become, as the years pass, the favorite resort of the people, both residents and visitors; enhancing the value of abutting property, making it an elegant site for the finer lines of trade; a rendezvous on all public occasions, a place which all strangers will seek, and the center in fact, as well as geographically, of Indianapolis,—contributing greatly to making it one of the most desirable cities in the country for residence or resort; but more than all else, rendering sacred the grounds that have been dedicated to the noble purpose of honoring the Nation's dead, who have conferred immortal glory upon the State.

In view of all this, it is urged that Circle street be kept free, perpetually, of railway tracks, or other obstructions, and that, in time, it may be paved with asphaltum, or other material, and otherwise improved, so as to be in harmony with the great work of art at the center of the Park.

On behalf of the Commission,

GEO. J. LANGSDALE, President.

Councilman Thalman offered the following motion; which was adopted:

That all matters in reference to granting new franchises to any street railway companies, be referred to the Committee on Railroads and City Attorney, with instructions to procure information from other leading cities as to what revenues they derive from such companies for franchises; and that said committee report to this Council as early as possible, what would be just and fair for this city to tax such companies for such extraordinary privileges.

Councilmen Gasper and McClelland were excused for the balance of the session.

Councilman Trusler offered the following motion; which was adopted:

That the Chief Fire Engineer be instructed to remove the fire plug at the corner of Dillon and Prospect streets from its present location, to a point near the curb, and out of the way of passengers.

Councilman Trusler presented the following petition and resolution :

To the Honorable Board of Commissioners of Marion County, Indiana :

Gentlemen:—The undersigned, Mayor and members of the Common Council and Board of Aldermen of the City of Indianapolis, Indiana, would respectfully represent and show to your honorable body, that it is desirable to annex to said city certain unplatted territory, which territory is contiguous to the present boundary of said city, and to the annexation of which the owners will not consent.

Said territory is bounded and described as follows, to-wit: Beginning at the northwest corner of the northeast quarter of Section eighteen (18), Township fifteen (15), north of Range four (4) east; running thence south 726 feet; thence east 330 feet; thence north 726 feet; thence west 330 feet to the place of beginning. See plat herewith filed, and made a part hereof, marked exhibit "A."

Your petitioners further show that said above described real estate should be annexed to said city for the following reasons:

1. Because it is essential that the streets bordering thereon should be improved.
2. Because the real estate lying on three sides of the above described lands, is within said city limits, and thickly populated; and because the City of Indianapolis, for the general welfare, ought to have control and jurisdiction over said real estate.

We therefore pray your honorable body to enter an order annexing said territory to said city; and as in duty bound, they will ever pray.

C. S. DENNY, Mayor.

M. M. Reynolds.....	Alderman 1st District.
Will. E. Tousey.....	Alderman 2d District.
Millard F. Connett...	Alderman 2d District.
G. S. Wright.....	Alderman 3d District.
Harry B. Smith.....	Alderman 8d District.
John Rail	Alderman 5th District.
Julius F. Reinecke...	Alderman 5th District.
Elton E. Elliott.....	Councilman 1st Ward.
D. F. Swain.....	Councilman 2d Ward.
C. F. Darnell.....	Councilman 3d Ward.
W. H. Wilson.....	Councilman 4th Ward.
John R. Pearson.....	Councilman 5th Ward.
Henry L. Smith.....	Councilman 6th Ward.
R. McClelland.....	Councilman 7th Ward.
J. C. Finch.....	Councilman 8th Ward.
Wm. T. Long.....	Councilman 9th Ward.
J. L. Gasper.....	Councilman 10th Ward.
Isaac Thalman.....	Councilman 11th Ward.
M. M. Cummings....	Councilman 12th Ward.
Edward Dunn.....	Councilman 13th Ward.
Wm. E. Davis.....	Councilman 14th Ward.
Michael J. Burns....	Councilman 15th Ward.
Wm. J. Parkinson...	Councilman 16th Ward.
W. M. Hicklin.....	Councilman 17th Ward.
John O'Connor.....	Councilman 19th Ward.
C. H. Stuckmeyer....	Councilman 20th Ward.
Preston C. Trusler...	Councilman 21st Ward.
P. J. Kelley.....	Councilman 22d Ward.
Thomas Markey.....	Councilman 25d Waad.
James Johnston.....	Councilman 24th Ward.
Fred. W. Gaul.....	Councilman 25th Ward.

Resolved, That the petition signed by the Mayor and members of the Common Council and Board of Aldermen of the City of Indianapolis, praying the Board of Commissioners of Marion County, Indiana, to annex certain unplatted contiguous lands therein described, which now adjoin the city limits, to said city, be, and the

same is hereby, adopted as the petition of the Common Council and Board of Aldermen of said city; and the City Clerk is hereby directed to prepare a certified copy of this resolution, and file the same, together with said petition and plats accompanying the same, with the Board of Commissioners of Marion county, Indiana, in the office of the Auditor of said county; and the City Attorney is hereby directed to present said petition to said Board at the first regular meeting after notice has been given, and the City Clerk is further instructed to cause the proper legal notice of the pendency of said petition to be given.

And the resolution was adopted, by the following vote:

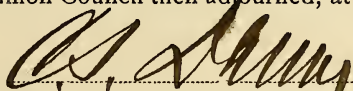
AYES, 19—viz: Councilmen Burns, Cummings, Davis, Dunn, Elliott, Finch, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

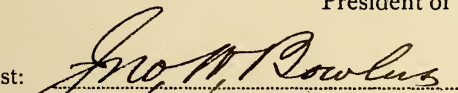
Councilman Wilson offered the following motion; which was adopted:

That the City Civil Engineer be, and is hereby, instructed to re-advertise for bids for the drinking fountain on Indiana avenue.

On motion, the Common Council then adjourned, at 11:55 o'clock, P. M.

....., Mayor,

President of the Common Council.

Attest: ....., City Clerk.