

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—SEPTEMBER 17, 1888.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, September 17th, 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 23 members, viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Thalmann, Trusler, and Wilson.

ABSENT, 2—viz: Councilmen Coy, and Swain.

The Proceedings of the Common Council for the regular session held September 3d, 1888, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

## COMMUNICATIONS, ETC., FROM THE MAYOR.

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

*Indianapolis, Ind., Sept. 17, 1888.*

To the Common Council and Board of Aldermen:

*Gentlemen:*—There was collected in the Mayor's Court during the month of August, 1888, the following amounts of fines and fees due to the City of Indianapolis, to-wit:

Marshal's fees. ....	\$227 80
Mayor's fees.....	170 50
Fines due to the city.....	10 60

Total.....\$408 90

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

Respectfully submitted, C. S. DENNY, Mayor.

## REPORTS, ETC., FROM CITY OFFICERS.

S. Loftin, Treasurer for the City, submitted the following report; which was read and referred to the Committee on Finance:

Report of the Receipts and Expenditures of the City of Indianapolis, for the month of August, 1888.

## RECEIPTS.

Balance on hand August 1st, 1888.....	\$ 8,482 96
Aug. 10. C. S. Denny, Mayor, on account of O. H. Hasselman's liability on ex-Treasurer Pattison's deficiency.....	4,720 81
“ 14. Temporary loan.....	20,000 00
Taxes collected (estimated).....	3,000 00
City miscellaneous receipts.....	2,612 95
	<u>\$ 38,816 72</u>

## EXPENDITURES.

City orders redeemed.....	\$ 37,446 55
Balance September 1st, 1888.....	1,370 17
	<u>\$ 38,816 72</u>

Respectfully submitted,  
Indianapolis, Sept. 10, 1888.

S. LOFTIN,  
City Treasurer.

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

To the Mayor, Common Council and Board of Aldermen:

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

A first and final estimate in behalf of James W. Hudson, for grading and paving with brick, the south sidewalk of Brookside avenue, from Newman street to the first alley southwest of Park Front street.

436.66 lineal feet, at 37 cents.....\$161 56

A first and final estimate in behalf of Geo. W. Seibert, for grading and paving with brick, the east sidewalk of Laurel street, from Prospect street to Orange street.

833 lineal feet, at 33½ cents.....\$279 01

A first and final estimate in behalf of J. L. Fisher, for grading and graveling the first alley south of Pratt street, from Alabama street to the first alley east of Delaware street.

618 lineal feet, at 30 cents.....\$185 40

A first and final estimate in behalf of Joseph Bernauer, for grading and paving with brick, the sidewalks of Olive street, from Orange street to Willow street.

653.89 lineal feet, at 29½ cents.....\$192 95

42.00 lineal feet of pavement re-laid, at 16 cents..... 6 77

\$199 72

A first and final estimate in behalf of Joseph Bernauer, for grading and paving with brick, the south sidewalk of Woodlawn avenue, from Linden street to Reid street.

1,363.75 lineal feet, at 34 cents.....\$463 68

32.70 lineal feet of double walk-stone, at 70 cents..... 22 89

18.00 square yards of bowldered wings, at 70 cents..... 12 60

\$499 17

A first and final estimate in behalf of Fred. M. Snyder, for grading and paving with brick the east sidewalk of Davidson street, from North street to Peru avenue.

317.20 lineal feet, at 37 cents.....\$117 36

A first and final estimate in behalf of W. F. Gansberg, for grading and graveling Oscar street and sidewalks, from Shelby street to its eastern terminus.

1,638 lineal feet, at 39 cents..... \$638 82

A first and final estimate in behalf of J. W. Cooper & Co., for grading, bowldering and curbing the gutters of North street, and paving with brick (where not already done) the sidewalks thereof, from Massachusetts avenue to Noble street.

1,627.75 lineal feet of bowldering, at 55 cents.....\$ 895 25  
 1,658.50 lineal feet of curbing, at 44 cents..... 729 74  
 654.66 lineal feet of pavement, at 42 cents..... 273 96  
 317.50 lineal feet of pavement re-laid, at 16 $\frac{3}{4}$  cents.. 52 90  
 38.20 lineal feet of double walk-stone, at 68 cents..... 25 97  
 70.00 square yards of bowldered wings, at 69 cents..... 48 30  
 67.90 square yards of bowlders re-laid, at 35 cents..... 23 76

\$2,049 88

A first and final estimate in behalf of George W. Buchanan, for grading and graveling the first alley south of Seventh street, from Meridian street to the first alley east of Meridian street.

364 lineal feet, at 33 cents... \$120 78

A first and final estimate in behalf of H. C. Roney, for grading, bowldering and curbing the gutters of Hall Place street, and paving with brick the sidewalks thereof, from Seventh street to Eighth street.

1,663.75 lineal feet of bowldering, at 39 cents..... \$ 648 86  
 1,654.90 lineal feet of curbing, at 44 cents..... 728 15  
 1,340.00 lineal feet of brick pavement, at 33 cents..... 442 20  
 51.75 lineal feet of curb re-set, at 10 cents..... 5 17

\$1,824 38

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 James W. Hudson, for grading and paving with brick, the south sidewalk of Brookside avenue, from Newman street to the first alley southwest of Park Front 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,** 23—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, 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 George W. Seibert, for grading and paving with brick, the east sidewalk of Laurel street, from Prospect street to Orange 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, 23—viz:** Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, 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 Joseph L. Fisher, for grading and graveling the first alley south of Pratt street, from Alabama street to the first alley east of Delaware 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, 23—viz:** Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, 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 Joseph Bernauer, for grading and paving with brick, the sidewalks of Olive street, from Orange street to Willow 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, 23—viz:** Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, 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 Joseph Bernauer, for grading and paving with brick, the south sidewalk of Woodlawn avenue, from Linden street to Reid 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, 23—viz:** Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, 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 Fred. M. Snyder, for grading and paving with brick, the east sidewalk of Davidson street, from North street to Peru avenue, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

**AYES**, 23—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, 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 W. F. Gansberg, for grading and graveling Oscar street and sidewalks, from Shelby street to its eastern terminus, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

**AYES**, 23—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, 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. W. Cooper & Co., for grading, bowldering and curbing the gutters of North street, and paving with brick the sidewalks thereof (where not already done), from Massachusetts avenue to Noble 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**, 23—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, 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 George W. Buchanan, for grading and graveling the first alley south of Seventh street, from Meridian

street to the first alley east, 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, 23—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, 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 H. C. Roney, for grading, bowldering and curbing the gutters of Hall Place street, and paving with brick the sidewalks thereof, from Seventh street to Eighth street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

AYES, 23—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Thalman, Trusler, and Wilson.

NAYS—None.

The City Civil Engineer submitted the following report; which was received, 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 H. C. Roney, for grading and paving with brick, the sidewalks of Eighth (or William) street, from Tennessee street to Mississippi street.  
Bond, \$600.00; surety, R. P. Dunning.

Contract and bond of Michael Flaherty, for grading and graveling Gresham street and sidewalks, from East street to Gray street.  
Bond, \$2,700; surety, John Johnson.

Contract and bond of James E. Twiname & Co., for grading and graveling Naomi street and sidewalks, from Shelby street to Reid street.  
Bond, \$7,000; sureties, H. Seibert and L. A. Fulmer.

Contract and bond of James W. Hudson, for grading and graveling Orange avenue and sidewalks, from Hillside avenue to Brookside avenue.  
Bond; \$2,000; surety, L. A. Fulmer.

Contract and bond of Clements, Cummings & Co., for constructing the stone abutments for the Willow street bridge over Pleasant Run.  
Bond, \$4,000; sureties, Wm. Koss and Albert Reinken, Jr.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following reports; which were read and received :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen.*—On August 20th, 1888, I called the attention of your honorable bodies to the fact that the contractors for the Consumers' Gas Trust Company were not only negligent, careless and dilatory in the prosecution of their work, but that they had, in many cases, violated the provisions of the Natural Gas Ordinance, and I strongly urged the passage of such an ordinance as would, in your opinion, remedy the defect. For some reason no definite action was taken on my report, notwithstanding the fact that I stated verbally to the Council that the provisions of the existing ordinance would not reach the contractor.

At that time there were, and had been for some time, affidavits filed against, and warrants served on the Consumers' Gas Trust Company for some of the several violations of the ordinance. Since your last meeting, however, His Honor, the Mayor, has ruled on one of the cases pending in the City Court, and discharged the de'endant, holding that under the peculiar wording of the ordinance, there must be a very strong case of willful negligence proven, in order to justify a conviction, and intimating that the proper way to reach the whole matter, is through the Council.

There can be no question but that under Section 9 of the Natural Gas Ordinance, the Council has clearly reserved the right to pass any additional legislation that the necessities of the case might require.

As at the time of my former report upon this subject, I am still of the opinion that in so far as compelling obedience to its requirements, the ordinance is defective, and in support of that opinion I refer you to the recent decision of the Mayor; therefore I repeat my former recommendation in regard to additional ordinance regulation, for now there is practically no law upon the subject.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

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

*Gentlemen.*—At your last meeting, there was referred to me the petition of John S. Spann & Co. and A. A. Helfer & Son, asking "That the several ordinances for the improvement of Tennessee, Ohio, Mississippi and Pennsylvania streets, be amended so that proposals might be received for Trinidad, as well as Vulcanite."

In the absence of any instructions, I have construed the object of the reference to me, to have prepared the amendments referred to; therefore I have prepared the amendments, and handed the same to Councilman Cummings to introduce, as three of the ordinances referred to relate to improvements in his Ward.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

### The Street Commissioner submitted the following report :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen.*—In obedience to your instructions, to open McCrea street, from Georgia street to Jackson Place, I proceeded to serve notice on the owner of the property, a certain house now in said street, but found the owner out of the city; also, that the lady occupying the premises was sick, and could not be moved.

As the parties are asking for the opening of the street, on account of the above facts I ask for your instructions.

Respectfully submitted,

C. S. RONEY, Street Commissioner.

On motion by Councilman Pearson, the Superintendent of the City Hospital was instructed to remove the sick person referred to in the foregoing report, to any portion of the city, the expense of the same to be borne by the city.

The Chief Fire Engineer submitted the following report; which was read and received :

Indianapolis, Ind., Sept. 3, 1888.

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

*Gentlemen:*—I have been notified by the Water Works Company of the placing in service of the following additional fire hydrants :

No. 732—Northwest corner of Meridian and Herbert streets.

No. 733—Southwest corner of Meridian and Twelfth streets.

No. 734—Southeast corner of Illinois and Twelfth streets.

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

The following report from the City Clerk, for the City Commissioners, was read and concurred in :

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

*Gentlemen:*—The undersigned, City Commissioners, met in pursuance of notice, on the 3d day of July, 1888, in case of the petition of A. R. White, John V. Martin et al., to vacate a strip off of the west side of the alley on the east side of Pogue's Run, as shown by the petition and plat accompanying these proceedings. Having examined the papers, proceeded at once to view the ground, and determine what property was effected by said vacation; and having agreed that all of the property on the line of said vacation on the east side of said alley from McNabb street to South street were interested in said vacation, directed the Secretary of the Board of City Commissioners to prepare a report to the City Clerk, describing the property, and directing him to notify the owners to meet the City Commissioners and present said report, to a meeting of said Commissioners to be held on the 9th day of July, 1888.

On said 9th day of July, the Commissioners met and agreed upon and signed a report to the City Clerk, directing him to have the proper notices issue to the parties therein named, to meet the City Commissioners in Room 2, of the City Clerk's office, on Monday, the 3d day of September, 1888, at 10 o'clock, A. M. Said report is filed herewith as a part hereof, and marked exhibit "A."

On the said 3d day of September, a full board of the Commissioners met in Room 2 of the City Clerk's office, and proceeded to the consideration of said vacation, and upon examination it was found that no service had been returned of notice to the property holders along the line of said vacation, and the Commissioners thereupon adjourned to September 5th, at 9 o'clock, A. M., to give the City Clerk opportunity to ascertain whether the notice to property owners had been legally served, and if not, show cause why.

On the 5th day of September, 1888, the City Commissioners met at 9 o'clock, A. M., as per adjournment, and the City Clerk appeared and informed that by some mistake or omission, no notice had been issued to serve on the interested property holders along the line of said vacation. Whereupon the Commissioners made a second and supplementary report to the City Clerk, directing him to notify the parties owning the property described in their report filed in his office July the 9th, 1888, to meet the City Commissioners in Room 2 of the City Clerk's office, at 10 o'clock, A. M., on the 29th day of October, 1888, to further consider said vacation, and to hear testimony in said matter.

Respectfully submitted,

Wm. Hadley,  
James Renihan,  
Wm. Johnson,  
Joseph T. Magner,  
John L. F. Steeg,  
Board of City Commissioners.

The following report from the City Board of Health was read :

Indianapolis, Sept 15th, 1888.

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

*Gentlemen:*—At a session of the City Council held August 7th, 1888, the report of a committee consisting of Messrs. Darnell, Trusler and Johaston, containing cer-



tain charges against the Indianapolis Water Company, was referred to the City Board of Health. We have conducted an investigation, and respectfully submit the following report:

We have made frequent visits to the gallery and pump-house, for personal inspection. We have taken the evidence of forty-two witnesses, and held probably one hundred interviews. A greater part of the evidence is sworn testimony. The services of two analytical chemists were employed, namely, Charles O. Curtman, of St. Louis, Mo., and Henry Leffmann, of Philadelphia, Pa. Samples of water were collected from the hydrants at Woods' drug store, Meridian National Bank, and from the filter box at the covered gallery respectively. These were packed and sent by express in the presence of witnesses. The result of the analyses made by these gentlemen, demonstrated the samples to be good and wholesome drinking water.

Near the intersection of Indiana avenue and the Belt Railroad, there are two covered galleries and one open gallery, which are not only supplied with water by a series of driven wells and springs, but also at the head of the upper covered gallery there is a rudely constructed box containing a water-gate, which is a medium between a filter situated in the river, and the covered gallery. By this means the water from the river is used directly to supply the galleries. The filter is inadequate to act as a protection against some of the important causes of pollution, and is simply a strainer, which will prevent the grosser forms of floating material from gaining admittance to the gallery. When the water in the filter-box is pure and wholesome, it is presumably true that the unfiltered river water is identically the same. The river at times may be the best of water for domestic use; while on the other hand, without a moment's warning, it will be contaminated with filth, and become a dangerous beverage. It is therefore an uncertain source without the adoption of a most perfect system of filtration. We are firmly convinced that a determined effort should be made to procure an increased supply of water exclusive of the river, and the filter-gate be closed, only to be used if absolutely necessary, or in case of an emergency. The water from the open gallery is conducted to the cistern at the pump-house by means of a thirty-inch main. From the information which we were able to obtain during the investigation, it appears very evident that the supply of water to the cistern should be more abundant than can be furnished by the present construction.

The turbine wheels of the Gaskill pumps are furnished with power by water taken from a flume in the canal. This flume commences at a point between Wabash street and Market street, and thirty feet west of Gibson's Mill, and terminates in the cellar or basement of the pump-house. In the flume, at a point in close proximity to its terminus, a sixteen-inch pipe connects it with the suction-pipe of the Holly engine, and in this pipe, at a location twenty-four feet seven inches from the flume, and three feet nine inches from the suction-pipe, there is a valve which can be opened and supply the Holly engine direct, independent of the cistern or in conjunction with it; and in this manner the water from the canal can be pumped into the city mains to supply the consumers. It is positively stated by persons connected with the Indianapolis Water Company, that if this valve has ever been used, it was entirely unnecessary; yet notwithstanding this, the evidence is absolutely conclusive that at many times previous to April 10th, 1888, this valve was opened without the least hesitation, both before and after a fire, and when there was a plentiful supply of water in the cistern. The major portion of the testimony is to the effect that when the water from the canal was used, it was during fire pressure, when the water in the cistern was at a low stage, or when work was in progress at the gallery, as was the case during the Summer months of 1887. The startling facts confront us and are established without a possible doubt, that the water from the canal has been pumped into the city mains and has supplied the consumers. These facts warrant unbiassed condemnation, knowing that the canal receives filth and debris by drainage of the surrounding thickly populated district, and has been a modern Ganges, and a flowing receptacle for the dead.

The question paramount is a protection for the future. The freedom with which the employes of the company have trifled with this valve, make it imperative that its use be restricted, and under the direct inspection of some person unconnected

with the Water Company. If this is not accomplished, then it must be condemned. In case the conduit line from the gallery should be out of service, or there should be a scarcity of water at a conflagration, it is possible that an emergency might present itself where its use would be an important factor. At such times, however, all consumers should be notified by the company, and it should also be promptly noticed by the public press.

We believe, that to say the least, past experience necessitates the following suggestions in relation to the valve:

1st. The valve should be securely sealed, and inspected by a health officer weekly, and a report of its condition kept at the health office.

2d. Its unnecessary use should be followed by a penalty governed by a city ordinance.

[Seal.]

(Signed)

T. N. BRYAN, M. D.,  
S. E. EARP, M. D.,  
JNO. B. LONG, M. D.,  
Indianapolis Board of Health.

### The following affidavits were read:

JERRY KINNEY, Policeman, Indianapolis, Ind., on his oath says: I worked for the Water Company eight or nine years. I left them June 21st, 1887. The gallery supply of water is now principally obtained directly from the river near the Belt Railroad bridge; is conducted through a covered gallery to the open gallery, thence to the basin through a thirty-inch main. The flume begins at Market street, runs along Market street to Geisendorff street, thence in the canal to the works. The water is used in running the pumping machinery, and there is a pipe about sixteen inches in diameter from the flume, connecting with the suction of the Holly engine, and also with the basin. The water from the flume has been used in cases of fire, and when water was low in the well from the gallery.

JERRY KINNEY.

Subscribed and sworn to before me, this 7th day of June, 1888.

Witness my hand and Notarial seal, this 7th day of June, 1888.

[Seal.]

MICHAEL W. TOOMEY, Notary Public.

GREEN HAGERMAN, Policeman, Indianapolis, Ind., on his oath says: I worked for the Water Company three years. The water from the open gallery is principally obtained from the river, near the Belt Railroad bridge, conducted through a covered gallery about one hundred and fifty yards to the open gallery, thence through a thirty-inch main down the old bed of Fall Creek to the river; thence to the basin, at the works. There is a connection from the flume to the Holly engine, and also with the basin. Water from the flume was used many times to my knowledge, but only in case of fire. I have opened the valve myself. They have a gauge which marks the depth of water in the basin, and when it gets too low, they open the valve in the pipe connecting with the flume.

G. HAGERMAN.

Subscribed and sworn to before me, this 7th day of June, 1888.

Witness my hand and Notarial seal, this 7th day of June, 1888.

[Seal]

MICHAEL W. TOOMEY, Notary Public.

SAMUEL JACKSON, Indianapolis, Ind., on his oath says: I was employed by the Water Company about four years ago, and assisted in putting the box in the river near the Belt Railroad bridge, from which the greater part of the water supply for the gallery is drawn. There is a box sunk in the river, the bottom and sides of which are calked. The top is of "8 by 8" pieces, one inch apart, covered with bowlders and sand. The water from the box in the river runs through a covered gallery to the open gallery. The supply of water in the gallery is regulated by a gate placed at the end of the covered gallery. The water from the river is filtered through the bowlders and sand into the box.

SAMUEL JACKSON.

Subscribed and sworn to before me, this 8th day of June, A. D. 1888.

[Seal.]

MICHAEL W. TOOMEY, Notary Public.

LINK ROUNDS, Indianapolis, Ind., on his oath says: I worked for the Water Company about four or four and a-half years. I assisted in placing a box in the river near the Belt Railroad bridge, the top of which has spaces one inch wide, covered with boulders and sand, through which the water is filtered which supplies the gallery.

LINCOLN ROUNDS.

Subscribed and sworn to before me, this 8th day of June, A. D. 1888.

[Seal.]

MICHAEL W. TOOMEY, Notary Public.

S. F. HERRON, Indianapolis, Ind., on his oath says: I worked for the Indianapolis Water Company for six years. I left their employment in March, 1888. I know that they have connection with the river at the upper covered gallery, about eighteen feet long by six feet wide, three and a-half to four feet deep, from which they get the greater portion of the water furnished the city. This water is taken direct from the river, near the Belt Railroad bridge, and is not filtered or purified, except by passing through a covering of boulders and then through one-inch spaces between timbers 8 by 8 inches, and thence into the covered gallery. This covered gallery, about one hundred and fifty yards long, empties directly into the open gallery by two arches in the stone walls at the north end of the open gallery, which is used as a kind of reservoir. This open gallery was built with the supposition that the city could be supplied with water which should filter through the river banks into it; but the supply being insufficient, connection was then made directly with the river. A thirty inch main connects with the open gallery at its south end—is carried under Fall Creek to the basin in the river bank at the works.

The flume begins at the upper level, corner of Market street; is carried down Market street to the lower level on Geisendorff street, thence in the bed of the canal to the pumping house. The water from the flume is used in running the hydraulic pumps. They also have a connection from the flume to the Holly engine, and thence to the basin, into which the main from the gallery empties.

During the dry season when the river is low, or in time of fire when the supply of river water from the gallery is insufficient, the connection with the flume is used either to supply the Holly engine or to replenish the basin.

There is a thirty-inch pipe from the works to the river, directly west, and one of smaller size in addition, which also connects with the Holly engine. The supply from these pipes has been used, but I do not know how lately. During the six years that I was with the company, I only know of the canal having been cleaned twice. It was cleaned in 1887, and we commenced work July 5th. A great deal of filth and many dead animals were taken from the canal at that time. From the screen at the beginning of the flume on Market street, the dead and decaying bodies of dogs, cats, chickens and hogs, are almost daily taken. During the last few years, the bodies of John Webber, Chris. Rosenbeck, Bertha Fisher, an old lady to me unknown, and two infants, have, to my knowledge, been taken from the canal. I was present and assisted in removing the body of Bertha Fisher, on or about ..... Her body was in such a condition that one of her feet fell off while we were removing her. I was present and assisted in removing the body of John Webber, which was in such a condition that the hair and beard fell off. This body was in the canal about four months. Chris. Rosenbeck's body was in the canal about three months. Canal water from the flume was pumped into the city mains more than once while dead bodies were in the canal. During the week before the body of Bertha Fisher was found, I was present and heard the engineer order the wiper—Sam. Hodges—to open the flume, as the water in the basin was too low. This was done, and canal water was pumped into the mains. The joints in the thirty-inch main from the gallery are not leaded, but caulked with hemp.

S. F. HERRON.

Subscribed and sworn to before the undersigned, a Notary Public, this 6th day of June, 1888.

Witness my hand and Notarial seal, this 6th day of June, 1888.

[Seal.]

MICHAEL W. TOOMEY, Notary Public.

Councilman Thalman offered the following motion :

That the Board of Health be directed to place a seal on the connection that can be used to flow water into the supply well from the canal; and that they also be directed to inspect the same weekly; also, to carefully note weekly the source of supply of water furnished to our citizens through the companie's mains, and see that no impure water is used.

Councilman Darnell offered the following resolution as a substitute to the above motion :

WHEREAS, The ordinance of the City of Indianapolis entitled "An ordinance authorizing the Water Works Company of Indianapolis to construct, maintain and operate water works, and (to) supply water to the city and citizens of Indianapolis; defining its powers and privileges, and prescribing its duties," ordained and established January 3d, 1870, among other things provides that said water works company shall furnish and supply water taken from wells dug as near White River as practicable, not connecting with the river or any other open stream or channel, so that the water of the wells shall be derived from the natural filtering or percolation through the gravel in its natural place, provided the same can be obtained; and the City Council shall have the right to determine when the company shall have made a sufficient effort to so obtain it; and if the said company shall fail to furnish the city and citizens pure, filtered and wholesome water at the rates agreed upon, then in either case the rights and privileges granted should be forfeited; and

Whereas, The Indianapolis Water Company, operating and doing business in the city under the provisions of said ordinance, has connected its water gallery and is maintaining said connection with White River, and the water used by the city and citizens is not all derived from the natural filtering or percolation through the gravel in its natural place, but is partly derived from White River through a flume; and

Whereas, The said company has not furnished, and is not furnishing to the city and citizens pure, filtered and wholesome water, as provided for in the contract made and entered into between said water company and this city (pursuant to the said charter ordinance) as provided for in General Ordinance No. 20, 1887, ordained and established June 2, 1887, but on the contrary is furnishing impure and unwholesome water; and

Whereas, Said charter ordinance provides that said company shall furnish a maximum capacity of at least six million gallons of water liquid measure daily, and shall maintain the same in such condition as to be capable of throwing eight streams at once one hundred feet vertically through one-inch nozzles, all of which requirements it has been, and is now unable to comply with; and therefore

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the city finds it to be a fact that the said water company has not made sufficient effort to obtain the requisite amount of water, nor has it obtained and furnished, nor is it now furnishing, pure, filtered and wholesome water; nor has it obtained or furnished, nor is it now furnishing, sufficient pressure to throw eight streams of water one hundred feet high vertically through one-inch nozzles, as required by its said contract with the city so made and entered into on June 2d, 1887, and has violated, and is violating other provisions of said ordinance; and be it further

*Resolved,* That said contract be, and the same is hereby, annulled and abrogated by the city, and that notice is hereby given to said water company that no payments will be made said company by said city for any water furnished said city by said company on and after the first day of November, 1888; and the City Clerk is hereby instructed to at once serve a certified copy of this resolution upon said company.

Councilman Pearson offered the following motion :

That the report from the Board of Health, together with the foregoing motion and resolution, as offered by Councilmen Thalman and Darnell, be referred back to the original committee and Board of Health, with instructions to report at the next regular meeting.

Which motion was adopted, by the following vote :

**AYES, 15—viz:** Councilmen Cummings, Davis, Dunn, Elliott, Gasper, Gaul, Hicklin, Kelley, McClelland, O'Connor, Pearson, Simth, Stuckmeyer, Thalman, and Wilson.

**NAYS, 6—viz:** Councilmen Burns, Darnell, Johnston, Markey, Parkinson, and Trusler.

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

To the Mayor and Common Council :

*Gentlemen:*—Your Committee to whom was referred the ordinances for erecting lamp-posts on Vermont street, between Noble and Pine streets, and on State street, between Washington and Michigan streets, would recommend the passage of the same.

Respectfully submitted,  
 Thomas Markey,  
 J. C. Finch,  
 P. C. Trusler,  
 Committee on Public Light.

The Committee on Streets and Alleys, through Councilman Dunn, submitted the following entitled ordinance, which was read the first time :

**G. O. 44, 1888—**An ordinance authorizing the construction, and regulating the operation and maintenance of incandescent electric lighting plants, in the City of Indianapolis.

The Committee on Streets and Alleys, through Councilman Elliott, submitted the following majority report :

To the Mayor and Common Council :

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred the two ordinances for incandescent lights, would beg leave to report that we have given the matter some attention, but have not fully considered the matter, and would respectfully ask for more time.

Respectfully submitted,  
 Elton B. Elliott,  
 C. H. Stuckmeyer,  
 Committee on Streets and Alleys.

The Committee on Streets and Alleys, through Councilman Dunn, submitted the following minority report :

To the Mayor and Common Council :

*Gentlemen:*—We have examined General Ordinance No. 38, 1888, investing in John G. Briggs and his associates the privilege of erecting an incandescent electric light plant in the city; also General Ordinance No. 41, 1888, granting the Fort Wayne Jenney Electric Light Company a like privilege, and have concluded that it is better to pass a general ordinance upon this subject, under which all companies shall enter, and which has been prepared by the City Civil Engineer, and we submit the same herewith, and recommend its passage in lieu of said ordinance.

Respectfully submitted,  
 EDWARD DUNN,  
 Chairman of Committee on Streets and Alleys.

Councilman Cummings moved that the ordinance—G. O. 44, 1888—be referred to the Committee on Public Light.

Councilman Trusler moved to lay the motion on the table.

Which motion was adopted, by the following vote :

AYES, 14—viz: Councilmen Davis, Finch, Gasper, Gaul, Johnston, Kelley, Long, Markey, O'Connor, Parkinson, Smith, Stuckmeyer, Trusler, and Wilson.

NAYS, 9—viz: Councilmen Burns, Cummings, Darnell, Dunn, Elliott, Hicklin, McClelland, Pearson, and Thalman.

Councilman Thalman moved that the ordinance—G. O. 44, 1888—be referred back to the Committee on Streets and Alleys.

Councilman Dunn moved to lay the motion on the table.

Which motion was adopted, by the following vote :

AYES, 17—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Markey, O'Connor, Parkinson, Smith, Stuckmeyer, and Trusler.

NAYS, 6—viz: Councilmen Elliott, Long, McClelland, Pearson, Thalman, and Wilson.

Councilman Smith moved to refer the whole matter to a special committee of three.

Councilman Trusler moved as a substitute, that the minority report submitted by the Committee on Streets and Alleys, be received, and that G. O. 44, 1888, be placed on the files.

Which motion was adopted, by the following vote :

AYES, 13—viz: Councilmen Cummings, Darnell, Davis, Dunn, Finch, Gaul, Hicklin, Johnston, Kelley, Markey, Parkinson, Trusler, and Wilson.

NAYS, 10—viz: Councilmen Burns, Elliott, Gasper, Long, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, and Thalman.

The Committee on Streets and Alleys, through Councilman Dunn, submitted the following report; which was concurred in :

To the Mayor and Common Council :

*Gentlemen:*—Your Committee on Streets and Alleys make the following report upon the matters referred to them :

1st. Is the petition of Frederick Rugestein and others, asking for the vacation of six (6) feet on the second alley west of East street. We find on examination, that they intended to ask the opening of an alley, instead of the vacation thereof, and therefore report back the petition for a new petition, and for a change in the plat to correspond therewith.

2d. We recommend that the motion instructing the Street Commissioner to have the streets leading to the State Fair grounds sprinkled, be not adopted; but that the Fire Department be instructed to sprinkle Seventh street from Meridian street to Central avenue; also, Pennsylvania, Delaware, Alabama, and New Jersey streets and Central avenue, from Seventh street north to Exposition avenue.

Respectfully submitted,

Edward Dunn,  
C. H. Stuckmeyer,  
Elton B. Elliott,

Committee on Streets and Alleys.

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

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred the petition of Mary C. Leser and four others, asking for the vacation of an alley 7.58 feet wide, located between Lots one (1) and twelve (12), in Wetzel's subdivision of a part of Lot thirty-five (35), in the I. & P. R. R. Company's south addition to the city, about midway between West and Dakota streets, and extending from Morris street south to the first alley, report that the alley as laid out is of no particular use, and being too narrow for service, we recommend that the prayer of the petitioners be granted, and that the accompanying resolution be adopted.

Respectfully submitted,

Edward Dunn,  
Elton B. Elliott,  
C. H. Stuckmeyer,

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, Abraham Richart, George O. Eberhard and others, praying for the vacation of the alley 7.58 feet wide, extending from Morris street to the first alley south of Morris street, between West and Dakota streets, be referred to the Board of City Commissioners, together with the plat accompanying the same, with instructions to assess benefits and damages caused by such vacation, and to make due report to the Common Council and Board of Aldermen, the said Board of City Commissioners to return all plats, petitions and notices. The City Clerk is hereby required to issue, and the Superintendent of the Metropolitan Police Force to serve, the proper notices on said Commissioners and interested property owners: *Provided,* That before the City Clerk issues the said notice to the said Commissioners, a bond shall be filed with the said City Clerk, to the approval of the Mayor, guaranteeing the payment of fifty dollars (\$50.00) to the city, in addition to the payment of all costs and charges of said City Commissioners in this matter.

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

**AYES,** 17—viz: Councilmen Burns, Dunn, Elliott, Finch, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Smith, Stuckmeyer, Thalman, and Wilson.

**NAYS,** 5—viz: Councilmen Cummings, Darnell, Davis, Gasper, and Trusler.

#### MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read :

To His Honor, the Mayor, and Common Council:

*Gentlemen:*—The Board of Aldermen in regular session, held in the Aldermanic Chamber Monday evening, September 10th, 1888, *non-concurred* in the action of your honorable body in adopting the following resolution :

*“Resolved,* That the Committees on Public Property of the Common Council and Board of Aldermen be authorized and directed to employ a gang of laborers and teams to proceed with grading and graveling Valley Drive, from the north entrance to the bridge, and thence along said Drive to a point near the pavillion, where it intersects with Eglantine Drive; that Eglantine Drive be improved to its intersection with Myrtle Drive; that Myrtle Drive be improved until it intersects with Forest Drive, and that Forest Drive be improved until it intersects with Valley Drive.”

And instructed the City Civil Engineer to advertise for bids for doing said work. I submit the same for your consideration.

For the Board of Aldermen :

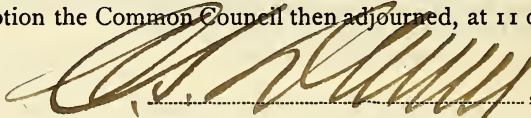
MICHAEL W. TOOMEY, Clerk.

Councilman Cummings moved that the action of the Board of Aldermen be not concurred in, and that the Chair appoint a Conference Committee.

Which motion was adopted.

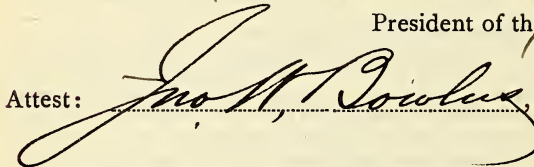
Whereupon His Honor, the Mayor, appointed as such committee, Councilmen Cummings, Hicklin and Trusler.

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

  
....., Mayor,

President of the Common Council.

Attest:

  
....., City Clerk.



# PROCEEDINGS OF BOARD OF ALDERMEN.

SPECIAL SESSION—SEPTEMBER 17, 1888.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, September 17th, A. D. 1888, at eight o'clock, in special session, pursuant to the following call:

To the Members of the Board of Aldermen of the City of Indianapolis:

*Gentlemen:*—You are hereby requested to meet in special session in the Aldermanic Chamber, on Monday, September 17th, 1888, at eight o'clock, P. M., for the transaction as such business as may come before said Board.

M. M. Reynolds,	Will. E. Tousey,
H. B. Smith,	W. H. Laut,
J. H. Taylor,	G. S. Wright,
John Rail,	Tim. Clark.
Millard F. Connett,	

PRESENT—Hon. Granville S. Wright, President of the Board of Aldermen, in the Chair, and Aldermen Clark, Connett, Laut, Rail, Reynolds, Smith, and Tousey—8.

ABSENT, 2—viz: Aldermen Reinecke, and Taylor.

## REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Streets and Alleys, through Alderman Tousey, submitted the following reports; which were concurred in:

To the President and Board of Aldermen:

*Gentlemen:*—Your Committee on Streets and Alleys, to whom, in conjunction with the City Attorney, was referred certain contracts and bonds, desire to report as follows:

1st. Is the contract and bond of Geo. W. Seibert & Co., for grading and graveling Highland street.

2d. Is the contract and bond of Geo. W. Seibert & Co., for grading and graveling Miami street.

We recommend that said contracts and bonds be approved.

WM. L. TAYLOR, City Attorney.

WILL. E. TOUSEY,  
of the Committee on Streets and Alleys.

To the President and Board of Aldermen:

3 *Gentlemen:*—Your Committee on Streets and Alleys, to whom you referred sundry matters, desire to report as follows, viz:

1st. Is Special Ordinance No. 83, 1888, providing for grading and graveling the roadway, and paving with brick the sidewalks of Ash street, from Lincoln avenue to Irwin street. Recommend said ordinance be passed.

2d. Is Special Ordinance No. 87, 1888, providing for grading and paving with brick, the north sidewalk of Third street, from Illinois street to the C., I., St. L. & C. R. R. tracks. Recommend said ordinance be passed.

3d. Is Special Ordinance No. 72, 1888, providing for grading and paving with brick, the north sidewalk of Woodlawn avenue, from Spruce street to Reid street. Recommend said ordinance be passed.

4th. Is Special Ordinance No. 91, 1888, providing for grading and graveling the roadway and sidewalks of Reid street, and bowldering the east gutter, and relaying the bowlders in the west gutter, from Prospect street to Pleasant Run. Recommend said ordinance be passed.

5th. Is Special Ordinance No. 92, 1888, providing for grading and paving with brick, the sidewalks of Ninth, or William street, from Tennessee to Meridian street, where not already done. Recommend said ordinance be passed.

6th. Is Special Ordinance No. 93, 1888, providing for grading and paving with brick, the east sidewalk of Howard street, from Second street to Seventh street. Recommend said ordinance be passed.

7th. Is Special Ordinance No. 101, 1888, providing for grading and graveling the roadway, and bowldering and curbing the gutters of Market street, from Pine street to the old corporate limits. Recommend said ordinance be passed.

Respectfully submitted, WILL. E. TOUSEY,  
of the Committee on Streets and Alleys.

#### PENDING ORDINANCES.

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

S. O. 14, 1888—An ordinance to provide for grading and paving with brick, the east sidewalk of Peru avenue, from Davidson street to Massachusetts avenue.

And it was passed by the following vote :

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

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

S. O. 72, 1888—An ordinance to provide for grading and paving with brick, the north sidewalk of Woodlawn avenue, from Spruce street to Reid street.

And it was passed by the following vote :

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

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

S. O. 83, 1888—An ordinance to provide for grading and graveling the roadway, and paving with brick, the sidewalks of Ash street, from Lincoln avenue to Irwin street.

And it was passed by the following vote :

**AYES, 7**—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

**NAYS**—None.

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

S. O. 87, 1888—An ordinance to provide for grading and paving with brick, the north sidewalk of Third street, from Illinois street to the C., L., St. L. & C. R. R. tracks.

And it was passed by the following vote:

**AYES, 7**—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

**NAYS**—None.

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

S. O. 91, 1888—An ordinance to provide for grading and graveling the roadway and sidewalks of Reid street, bowldering the east gutter, and re-laying the bowlders in the west gutter, from Prospect street to Pleasant Run.

And it was passed by the following vote:

**AYES, 7**—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

**NAYS**—None.

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

S. O. 92, 1888—An ordinance to provide for grading and paving with brick, the sidewalks of Ninth (or Williams) street, from Tennessee street to Meridian street, where not already done.

And it was passed by the following vote:

**AYES, 7**—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

**NAYS**—None.

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

S. O. 93, 1888—An ordinance to provide for grading and paving with brick, the east sidewalk of Howard street, from Second street to Seventh street.

And it was passed by the following vote:

**AYES, 7**—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

**NAYS**—None.

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

S. O. 101, 1888—An ordinance to provide for grading and graveling the roadway, and bowldering and curbing the gutters of Market street, from Pine street to the old corporate limits.

And it was passed by the following vote :

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

#### MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read and received :

To the President and Members of the Board of Aldermen:

*Gentlemen:*—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council, at a special session, held this evening, September 17th, 1888.

For the Common Council;

JNO. W. BOWLUS, City Clerk.

The report of the City Civil Engineer, accompanied with estimate, (see pages 618 and 619, *ante*), was read, and the favorable action of the Common Council thereon, was concurred in.

The following estimate resolution (see page 619, *ante*), was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of James W. Hudson, for grading and paving with brick, the south sidewalk of Brookside avenue, from Newman street to the first alley southwest of Park Front street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following estimate resolution (see page 619, *ante*), was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of George W. Seibert, for grading and paving with brick, the east sidewalk of Laurel street, from Prospect street to Orange street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following estimate resolution (see page 620, *ante*), 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 Joseph L. Fisher, for grading and graveling the first alley south of Pratt street, from Alabama street to the first alley east of Delaware street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted, by the following vote :

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following estimate resolution (see page 620, *ante*), was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of Joseph Bernauer, for grading and paving with brick, the sidewalks of Olive street, from Orange street to Willow street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following estimate resolution (see page 620, *ante*), was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of Joseph Bernauer, for grading and paving with brick, the south sidewalk of Woodlawn avenue, from Linden street to Reid street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted, by the following vote :

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following estimate resolution (see page 621, *ante*), was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of Fred. M. Snyder, for grading and paving with brick, the east sidewalk of Davidson street, from North street to Peru avenue, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following estimate resolution (see page 621, *ante*), was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of W. F. Gansberg, for grading and graveling Oscar street and sidewalks, from Shelby street to its eastern terminus, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 7—vis: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following estimate resolution (see page 621, *aute*), was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of J. W. Cooper & Co., for grading, bowldering and curbing the gutters of North street, and paving with brick the sidewalks thereof (where not already done), from Massachusetts avenue to Noble street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following estimate resolution (see pages 621 and 622 *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of George W. Buchanan, for grading and graveling the first alley south of Seventh street, from Meridian street to the first alley east, 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 sume set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following estimate resolution (see page 622, *ante*.) was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of H. C. Roney, for grad-

ing, bowldering and curbing the gutters of Hall Place street, and paving with baick the sidewalks thereof, from Seventh street to Eighth street, be, and the same is hereby adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The report from the City Civil Engineer, submitting certain contracts and bonds, (see page 622, *ante*), was read, and the favorable action of the Common Council thereon, was concurred in.

#### REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Railroads, through Alderman Reynolds, submitted the following report:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—Your Committee on Railroads, to whom was referred General Ordinance No. 26, 1888, commonly known as the "McNeal Street Railway Ordinance," report that we have considered the same, together with the report heretofore submitted on August 27th, 1888, and recommend in lieu of all recommendations submitted in said former report of August 27th, 1888, that Section 2 of said ordinance be amended so as to read as follows:

SECTION 2. The said McNeal, his associates, successors and assigns, as above mentioned, are hereby authorized and fully vested with the right, power, authority and privilege to lay a single or double track for such railway line in, upon and along the following named streets, avenues and public ways in the City of Indianapolis, to-wit:

Paragraph 1—A double or single track on Pennsylvania street, from Washington to Merrill, thence on Merrill to Union; thence on Union to Palmer; thence on Palmer (crossing Madison avenue) to Lincoln; thence on Lincoln to East; thence on East to Raymond, at the northwest corner of Garfield Park.

Paragraph 2—A double or single track on Merrill street, from Pennsylvania to East; thence on East to McCarty; thence on McCarty to Beaty; thence on Beaty to Buchanan; thence on Buchanan to McKernan; thence on McKernan to Dougherty; thence on Dougherty (crossing Virginia avenue) to Elk; thence on Elk to Dillon; thence on Dillon to Pleasant; thence on Pleasant to Reid.

Paragraph 3—A double or single track on Stevens street, from East to Pine, (crossing Virginia avenue); thence on Pine to Huron; thence on Huron to Grove; thence on Grove to Fletcher avenue; thence on Fletcher avenue to Reid.

Paragraph 4—A double or single track on McCarty street, from Union to Missouri; thence on Missouri to the southern terminus thereof.

Paragraph 5—A double or single track on Georgia street, from Pennsylvania to Meridian; thence on Meridian to Louisiana.

That Section 4 of said General Ordinance No. 26 be amended so as to read as follows:

SECTION 4. The motive power of said street railway shall be electrical only, and such power shall be used impartially upon all the lines contemplated by this ordinance: *Provided, however,* That wherever the over-head system shall be used, the said McNeal, his associates, successors and assigns, shall furnish and keep lighted in

the streets so used, on the "all-night" schedule of 3,650 hours per annum, such number of 2000-candle power double arc lights, hung at such places as the Public Light Committee of said Common Council shall prescribe; and said city shall pay therefor the sum of thirty (\$30 00) dollars per annum, in quarterly instalments, for each and every such electric light so kept lighted. Such electric lights shall be the equivalent of the best arc light of such nominal candle power now manufactured, and shall be suspended in the center of the street in such manner as to light all the street intersections, and as many of the alleys and intermediate points of the blocks as shall be directed by the said Public Light Committee.

The cars shall be of the most modern and improved pattern, and each car shall be provided with not less than five (5) incandescent electric lights of sixteen (16) candle power each, an alarm bell, and the most approved wheel guards or fenders. Each car shall be in charge of a conductor, whose duty it shall be to look after the safety and comfort of the passengers and pedestrians, collect the fares for transporting the passengers thereon, and to announce the street crossings as they are approached.

The city hereby expressly reserves the right to require all wires and electric conductors to be placed under ground, at any time the Common Council and Board of Aldermen deem it for the public good.

That Section 10 of said General Ordinance be amended so as to read as follows:

SECTION 10. The said McNeal, his associates, successors and assigns, shall signify his or their acceptance of this ordinance, in writing filed with the City Clerk, within ten (10) days from the final passage thereof, and shall begin the construction of the lines of railway herein granted, within thirty (30) days thereafter, and continue the work thereon until completed, and shall have the same completed and in operation on or before the first day of July, 1889: *Provided, however,* That any time lost occasioned by legal proceedings, shall not be included in the period of thirty (30) days above mentioned, but such lost time shall be added to said thirty days, and also to the date above set for the completion of the lines; and all lines or parts of lines above mentioned not so completed and in operation as herein required, shall be forfeited.

The said McNeal, his associates, successors and assigns, shall file with the City Clerk, before beginning work on any of said lines, a bond payable to the City of Indianapolis, in the sum of five thousand dollars, with good and approved sureties to the satisfaction of the Common Council and Board of Aldermen, as a guaranty of good faith, and a pledge to abide by the terms of this ordinance, and to do and perform all acts and things in pursuance thereof.

That Section 11 of said General Ordinance be amended so as to read as follows:

SECTION 11. The Common Council and Board of Aldermen reserve the right to impose and collect a specific tax over and above the regular *ad valorem* tax, not exceeding five (5) per centum of the gross earnings or receipts derived from the operation of said lines of railway and the extensions thereof: *Provided,* That such specific tax shall not be imposed or collected before the first day of July, A. D. 1893; and *provided, further,* that the city reserves the right to increase said per centage at any time after ten years from the said first day of July, 1893.

And when so amended, we recommend the said ordinance be passed.

WM. L. TAYLOR, City Attorney.

Respectfully submitted,

M. M. Reynolds,  
John Rail,  
Committee on Railroads.

On motion by Alderman Connett, the report was concurred in, and the amendments adopted.

On motion by Alderman Rail, the Rules were suspended for the purpose of placing G. O. 26, 1888, as amended, on its final passage, by the following vote:

AYES, 8—viz: Aldermen Clark, Connett, Laut, Rail, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.



The following entitled ordinance was read the second time :

G. O. 26, 1888—An ordinance authorizing the construction, extension and operation of a certain street railway in and upon the streets and alleys of the City of Indianapolis.

On motion by Alderman Wright, paragraph six of Section 2 of the foregoing entitled ordinance was stricken out.

On motion by Alderman Wright, Section 15 of the foregoing entitled ordinance was amended by striking out the words "in the construction and operation of said railway."

On motion by Alderman Wright, the ordinance, as amended, was ordered engrossed.

G. O. 26, 1888, was then read the third time.

And it was passed by the following vote :

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

On motion, the Board of Aldermen then adjourned, at 11:30 o'clock, P. M.

*G. D. Wright*, President.

Attest: *W. W. Tousey*, Clerk.