

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—JANUARY 20, 1890.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, January 20th, A. D. 1890, at 7:30 o'clock in regular session.

PRESENT—Hon. William Wesley Woollen, President *pro tem.* of the Common Council, in the Chair, and 23 members, viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

ABSENT, 2—viz: Councilmen Gasper, and Hicklin.

The Proceedings of the Common Council for the regular session held January 6th, 1890, and the special session held January 10th, 1890, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

OPENING AND REFERRING SEALED PROPOSALS FOR PUBLIC IMPROVEMENTS.

Sealed proposals for the following street improvements, etc., were opened, read, and referred to the Committee on Contracts:

(S. O. 58, 1889)—For grading and paving with Filbert Vulcanite Asphaltic Pavement, the roadway of Pennsylvania street, bowldering between the rails of the tracks of the Citizens' Street Railroad, and requiring the Citizens' Street Railroad Company to pay a portion of the costs thereof, as provided in General Ordinance No. 4, 1884, from the north line of First street to the south line of Seventh street.

(S. O. 163, 1889)—For grading, paving with Filbert Vulcanite Asphaltic Pavement, the roadway of Illinois street, bowldering between the rails of the tracks of the Citizens' Street Railroad, curbing with stone the gutters thereof, from the south line of Washington street to the north end of the north approach of the Illinois street tunnel, and requiring the Citizens' Street Railroad Company to pay a portion of the costs thereof, as provided for in General Ordinance No. 4, 1884.

(S. O. 195, 1889)—For grading, bowldering and curbing the gutters of Bellefontaine avenue, and widening the sidewalks thereof, from Home avenue to Eleventh street.

(S. O. 197, 1889)—For grading and paving with brick the south sidewalk of St. Clair street, from Tennessee street to Mississippi street.

REPORTS, ETC., FROM THE COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Austin, submitted the following report; which was read and received, and contracts and bonds therein approved:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Your Committee on Contracts, to whom were referred the contracts and bonds for street improvements submitted to Council January 6, 1890, would report that we have examined the same, and recommend their acceptance and approval.

Respectfully submitted,

Edward A. Austin,
Otto Stechhan,
O. R. Olsen,
Committee on Contracts.

The Committee on Contracts, through Councilman Austin, submitted the following report; which was concurred in, and the contracts awarded :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen.—Your Committee on Contracts, to whom was referred the proposals received January 13th, 1890, would report that we have examined the same, and find them to be as follows:

1. For grading and paving with brick the north sidewalk of Ninth street, from Bellefontaine avenue to Hillside avenue.

Price per lineal foot front.

Name of bidder.	Paving.	Double Walk stone.	Bowldering wings, per yard.
Joseph Bernauer.....	38 cents.....	62 cents.....	65 cents
F. M. Snyder.....	36 cents.....	60 cents.....	55 cents
Roney & Dunning.....	34 cents.....	65 cents.....	65 cents
J. L. Spaulding.....	34 cents.....	65 cents.....	63 cents
Fisher & Roney.....	32 cents.....	68 cents.....	68 cents
Fulmer, Cooper & Co.....	34 cents.....	63 cents.....	53 cents

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

2. For grading and graveling the roadway of Cruse street, and paving with brick and curbing with stone the sidewalks thereof, from Washington street to Market street.

Price per lineal foot front on each side.

Name of bidder.	Curbing.	Paving.	Gravel.	Walk-stone.	Wings.
Roney & Dunning.....	42 cts.....	30 cts.....	40 cts.....	65 cts.....	65 cts
James W. Hudson.....	45 cts ..	36 cts.....	40 cts cts.....	65 cts
George W. Buchanan..	43 cts.....	25 cts.....	43 cts.....	69 cts.....	69 cts
George W. Seibert....	44 cts ..	28 cts.....	35 cts.....	63 cts.....	54 cts
Robert Kennington...	45 cts.....	30 cts.....	30 cts.....	70 cts.....	60 cts.
Fisher & Roney.....	42 cts.....	31 cts.....	23 cts.....	68 cts.....	68 cts

A remonstrance, signed by a large majority of the property owners along the line of this improvement, having been filed, we recommend that no action be taken in this matter.

3. For grading and graveling the first alley east of Broadway street, from Lincoln avenue to Seventh street.

George W. Buchanan...	29 cents per lineal foot front on each side.
Fisher & Roney.....	28 cents per lineal foot front on each side.
Fulmer, Cooper & Co....	25 cents per lineal foot front on each side.
Henry Clay.....	23 cents per lineal foot front on each side.
Roney & Dunning.....	23 cents per lineal foot front on each side.

Being a tie bid, and the same being low, recommend the contract be awarded to Henry Clay.

4. For grading and graveling Yandes street and sidewalks, from the Belt Railroad to Bruce street.

Fulmer, Cooper & Co...	84 cents per lineal foot front on each side.
James W. Hudson.....	75 cents per lineal foot front on each side.
Robert Kennington.....	75 cents per lineal foot front on each side.

Fisher & Roney..... 65 cents per lineal foot front on each side.
 Henry Clay 65 cents per lineal foot front on each side.
 Roney & Dunning..... 63 cents per lineal foot front on each side.

Roney & Dunning being the lowest and best bidders, recommend they be awarded the contract.

5. For grading and paving with brick the west sidewalk of Archer street, from the south side of John street to the north line of Clifford avenue.

Price per lineal foot front.

Name of bidder.	Paving.	Double Walk-stone.	Bowldered wings, per yard.
Joseph Bernauer.....	40 cents.....	65 cents.....	65 cents
F. M. Snyder.....	36 cents.....	60 cents.....	55 cents
Fisher & Roney.....	34 cents.....	63 cents.....	68 cents
J. L. Spaulding.....	34 cents.....	65 cents.....	64 cents
Fulmer, Cooper & Co.....	33 cents.....	62 cents.....	53 cents

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

6. For grading and paving with brick the north sidewalk of Spann avenue, from Linden street to Reid street.

Price per lineal foot front.

Name of bidder.	Paving.	Double Walk-stone.	Bowldering Wings, per yard.
George W. Buchanan.....	39 cents.....	69 cents.....	69 cents
F. M. Snyder.....	36 cents.....	60 cents.....	55 cents
Joseph Bernauer.....	34 cents.....	59 cents.....	60 cents
Fisher & Roney.....	34 cents.....	68 cents.....	68 cents
Robert Kennington.....	34 cents.....	70 cents.....	63 cents
J. L. Spaulding.....	34 cents.....	65 cents.....	63 cents
Fulmer, Cooper & Co.....	33 cents.....	63 cents.....	54 cents

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

7. For constructing a brick sewer, two and one-half (2½) feet internal diameter, in and along Broadway street, from Seventh street to and connecting with the sewer at the north line of Cherry street, with the necessary number of man-holes, catch-basins, etc.

Price per lineal foot.

Name of bidder.	Sewer, per foot.	Catch-basins, each.	Man-holes, each.
Kennington & Co.....	\$2 50.....	\$45 00.....	\$30 00
Foley & Shehan.....	2 15.....	45 00.....	33 00
Geo. R. Boyce.....	2 12.....	45 00.....	40 00
Fisher & Roney.....	2 00.....	54 00.....	22 00
Fulmer, Cooper & Co.....	1 84.....	47 00.....	25 00
Roney & Dunning.....	1 72.....	45 00.....	22 00
A. Bruner.....	1 30.....	60 00.....	25 00

A. Bruner being the lowest and best bidder, recommend he be awarded the contract.

8. For constructing a brick sewer two and one-half (2½) feet internal diameter, in and along Christian avenue, from the west line of Park avenue to and connecting with the sewer in Broadway street, with the necessary number of catch-basins and man-holes.

Price per lineal foot.

Name of bidder.	Sewer.	Catch-basin, each.	Man-holes, each.
Kennington & Co.....	\$2 50.....	\$45 00.....	\$30 00
Foley & Shehan.....	2 15.....	45 00.....	33 00
Geo. R. Boyce.....	2 12.....	45 00.....	40 00
Fisher & Roney.....	2 00.....	54 00.....	32 00
Fulmer, Cooper & Co.....	1 84.....	47 00.....	25 00

Roney & Dunning.....	1 73.....	45 00.....	22 00
Not signed.....	1 35.....	60 00.....	25 00

There having been a remonstrance filed by the property owners along the line of this sewer, we recommend no action be taken in this matter.

9. For constructing a brick sewer two (2) feet internal diameter, in and along St. Clair street, from the first alley west of Tennessee street to Illinois street, with the necessary number of man-holes, catch basins, etc.

Price per lineal foot.

Name of bidder.	Sewer.	Crtch-basins, each.	Man-holes, each.
Kennington & Co.....	\$2 35.....	\$45 00.....	\$30 00
Geo. R. Boyce.....	2 10.....	45 00.....	40 00
Foley & Shehan.....	2 05.....	45 00.....	33 00
Fisher & Roney..	2 00.....	56 00.....	35 00
Roney & Dunning.....	1 85.....	45 00.....	25 00
Fulmer, Cooper & Co.....	1 80.....	47 00.....	26 50
A. Bruner.....	1 45.....	60 00.....	30 00

A. Bruner being the lowest and best bidder, recommend he be awarded the contract.

10. For erecting two lamp-posts, lamps and fixtures, complete to burn gas, except the service pipes, on Ash street, between Lincoln avenue and Irwin street.

Only one bid being received, that of Freaney Brothers, at \$21.00 per lamp-post complete—and this being the regular price for such work—we recommend the contract be awarded to said Freaney Brothers.

11. For grading and graveling Barth avenue, and paving with brick the sidewalks, from Orange street to Roll street.

Price per lineal foot front on each side.

Name of bidder.	Paving.	Graveling.	Walk-stone.	Bowldered Wings.
R. P. Dunning.....	45 cts.....	\$1 25.....	68 cts.....	68 cts
Wm. F. Gansberg.....	45 cts.....	1 20.....	75 cts.....	65 cts
Fisher & Roney.....	48 cts.....	1 15.....	75 cts.....	70 cts
Robert Kennington....	42 cts.....	1 18.....	68 cts.....	68 cts
Jas. E. Twiname & Co.	50 cts.....	1 00.....	75 cts.....	75 cts

James E. Twiname & Co. being the lowest and best bidders, recommend they be awarded the contract.

Respectfully submitted,

Edward A. Austin,
Otto Stechhan,
O. R. Olsen,
Committee on Contracts.

REPORTS, ETC., FROM CITY OFFICERS.

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

To the Mayor, Common Council and Board of Aldermen :

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

A first and final estimate in behalf of Freaney Brothers, for erecting three lamp-posts on Ash street, between Lincoln avenue and Seventh street.

1,160.50 lineal feet, at \$21.00 per post, at 5.43 cts. per lineal foot front on each side.\$63 00

A first and final estimate in behalf of Freaney Brothers, for erecting four lamp-posts on Bellefontaine street, between Lincoln avenue and Seventh street.

1,135 feet, at \$21.00 per post, at 7.40 cents per lineal foot front on each side.....\$84 00

A first and final estimate in behalf of Freaney Brothers, for erecting five lamp-posts on Hall Place street, between Seventh and Eighth streets.

1,636 lineal feet, at \$21.00 per lamp-post, at 6.42 cents per lineal foot front on each side. \$105 00

A first and final estimate in behalf of Freaney Brothers, for erecting one lamp-post on Ellsworth street, between New York street and Vermont street.

840 lineal feet, at 2½ cents per lineal foot front..... \$21.00

A first and final estimate in behalf of Freaney Brothers, for erecting five lamp-posts on Lambeth street, between Clifford and Brookside avenues.

1,350 lineal feet, at \$21.00 per lamp-post, at 7.77 cents per lineal foot front on each side.....\$105 00

Respectfully submitted,

A. P. SHAWVER, 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 Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes) on Lambeth street, between Clifford and Brookside avenues, 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 Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Freaney Brothers, for erecting one lamp-post, lamp and fixtures (complete to burn gas, except the service pipes) on Ellsworth street, between New York street and Vermont 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 Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes) on Hall Place street, between Seventh street and 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, 21—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Youtz.

NAYS - None.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes) on Bellefontaine avenue, between Lincoln avenue and Seventh 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 Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Youtz.

NAYS—None.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes) on Ash street, between Lincoln avenue and Seventh 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.

Which was adopted by the following vote:

AYES, 21—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Youtz.

NAYS—None.

The City Clerk submitted the following report :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith report the following entitled affidavits, now on file in the office of the City Clerk, for the collection of street improvement assessments by precepts, to-wit:

Fisher & Roney vs. Mary J. Pettit, for.....	\$ 7 32
Fisher & Roney vs. Sam'l. A. Emison, for.....	10 15
Fisher & Roney vs. Agnes C. Brown, for.....	13 22
Fisher & Roney vs. Agnes C. Brown, for.....	13 73
Fisher & Roney vs. Agnes C. Brown, for.....	13 22
Wm. F. Gansberg vs. Mary F. McCullough, for.....	34 80
Wm. F. Gansberg vs. Robt. L. Rea, for.....	34 80
Wm. F. Gansberg vs. Robt. L. Rea, for.....	34 80
Wm. F. Gansberg vs. Robt. L. Rea, for.....	34 80
Wm. F. Gansberg vs. S. B. Voris, for.....	96 80
Wm. F. Gansberg vs. M. Crum, for.....	20 20

Henry Clay vs. C. S. Gladden, for.....	13 50
Henry Clay vs. Dennis Eagan, for.....	7 80
Henry Clay vs. S. B. Bassett, for.....	10 40
Henry Clay vs. H. Wesse, for.....	10 40

Respectfully submitted,

E. B. SWIFT, City Clerk

Which was received, and the precepts ordered to issue, by the following vote:

AYES, 20—viz: Councilmen Austin, Cooper, Coy, Davis, Dunn, Gauss, Mark e Martindale, Murphy, Myers, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS, 3—viz: Councilmen Burns, McGill, and Nolan.

The Street Commissioner submitted the following report; which was read, and referred to the Committee of Public Improvements:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the amount of money appropriated and disbursed in the Street Repair Department, for the fiscal year ending December 31st, 1889:

APPROPRIATIONS.

Jan. 14, 1889.....	\$ 5,000 00
Feb. 11, ".....	10,000 00
April 8, ".....	10,000 00
June 10, ".....	10,000 00
Aug. 12, ".....	10,000 00
Sept. 9, ".....	10,000 00
Nov. 11, ".....	5,000 00
Dec. 12, ".....	5,000 00
Total.....	\$65,000 00

DISBURSEMENTS.

January.....	\$ 2,479 33
February.....	4,656 49
March.....	7,117 75
April.....	5,729 10
May.....	6,927 02
June.....	6,143 74
July.....	3,946 13
August.....	6,937 80
September.....	5,494 72
October.....	5,396 78
November.....	3,811 90
December.....	1,951 94
Total.....	\$60,592 70
Balance on hand January 1st, 1889.....	739 39
Total amount appropriated.....	\$65,000 00
Total amount disbursed.....	60,592 70
Balance on hand January 1st, 1890.....	\$ 5,146 69

Respectfully submitted,

DERK DERUITER, Street Commissioner.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Board of Health submitted their annual report; which was referred to the Committee on Public Health.

The Board of Health submitted the following report; which was received:

Indianapolis, Jan. 20, 1890.

Report on the sanitary condition of the lower floor of the Marion County Court House, by the Board of Health, in obedience to a resolution of the Common Council:

We find that the tile and stone floors throughout the entire basement, are laid upon the solid ground. There are, however, many cavities and channels beneath for the network of steam, water and sewer pipes. The very thick foundation walls of the building, which are laid in full cement, prevent absolutely all dampness which ordinarily would find entrance into such a basement as this. We however believe that, were the yard graded to the level of the street, a better sanitary condition would prevail, because of the increased light and air.

We find the plumbing and steam fittings in very bad shape. The water pipes leak in one place beneath the floor, causing continued dampness; and the steam heaters, which are all in closets in this basement, are in the worst repair possible. These defects should be looked after right away.

We find the ventilators in prime working order, and consider them sufficient for all the rooms except the Council Chamber and the Mayor's court room. Ordinarily they would be equal to the task of keeping the air pure in these apartments, but can not do so when crowded, and hence window ventilation is required. Window ventilation is objectionable only on account of draughts.

The south side rooms are the best in the basement, but sadly need cleaning and painting, which should be done immediately.

Respectfully,

O. B. Pettijohn,
J. H. Woodburn,
J. N. Hurty.

The Board of City Commissioners submitted the following report, accompanied with resolution:

ROOM 4, CITY CLERK'S OFFICE, *Indianapolis, Jan. 7, 1890.*

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

Gentlemen:—The undersigned, being all the members of the Board of City Commissioners of the City of Indianapolis, Ind., and being duly appointed, qualified, and acting as a Board of City Commissioners in and for said city, under the provisions of the Statutes of the State of Indiana, in relation to the vacation of streets and alleys, etc., beg leave to report:

1st. That we met in the office of the City Clerk, on Wednesday, the 30th day of October, 1889, at 10 o'clock, A. M., to consider the matters contained in the petition of Harry J. Milligan et al., to vacate all the streets and alleys located north of Ninth street and west of Hill avenue, and south of Anderson street, in the Indianapolis Car Company's second addition to the City of Indianapolis, Ind., all in accordance with the notice of the City Clerk, which said notice, with the proper return of the Metropolitan Police Force Superintendent endorsed thereon, is in the words and figures following, to-wit: [Here insert.]

2d. After examining said petition and the accompanying plat, all of which we found correct, we proceeded to view the ground and surrounding locality, and then adjourned to meet on Friday, November eighth, 1889, at 10 o'clock, A. M.; at which time, in Room 4, City Clerk's office, the Commissioners determined that the following named property owners were interested in said vacation, viz: John Picken, John J. Cooper, August Buzas, Harry J. Milligan, Trustee; August Tamm, Sr., Peter West, Elizabeth West and Margaret Schneider, heirs, viz, John Schneider, Charles Schneider, Margaret Schneider, Wm. F. Schneider and Dora Schneider, and directed the Clerk to have the proper officer serve notice upon the above named

parties, property owners interested in said vacation, to meet the City Commissioners in Room 4, City Clerk's office, on the thirteenth day of December, 1889, at 10 o'clock A. M., to hear evidence in the matter above set forth, and for its further consideration; which said notice and waiver of notice attached as to Harry J. Milligan, Trustee, Pickens & Cooper, August Tamm and August Buzas, is in words and figures following, to-wit: [Here insert]

3d. That on Monday, December 30th, 1889, at 10 o'clock, A. M., the Commissioners met pursuant to above notice, and found that Wm. F. Schneider and Dora Schneider, heirs of Margaret Schneider, were not of age, and being represented by A. V. Brown, Attorney for the other heirs of said Margaret Schneider. The Commissioners ordered the Secretary to notify His Honor, Judge Howland, of the facts in the case, and as a result of such notice, Arthur V. Brown was appointed the Guardian of Wm. F. Schneider and Dora Schneider. The Commissioners then proceeded without unnecessary delay to the further consideration of the case, proper service having been accepted.

4th. The Commissioners then adjourned to Thursday, January 2d, 1890, at which time all the interested parties not being present, the Board adjourned to meet on Tuesday, January 7th, 1890, for the further consideration of the case.

5th. The Commissioners met pursuant to adjournment, and after hearing further evidence in the above case, we find the following facts:

First—That said vacation is desired in order to re-plat said addition so as to conform to the addition lying immediately west of the same, and comprises the streets and alleys lying north of Ninth street and west of Hill avenue, and south of Anderson street, and east of Cooper and Pickens addition. Said vacation and the re-platting of said Indianapolis Car Company's second addition makes the streets uniform, and the streets and alleys co-terminus, and of greater public utility.

Second—We value the benefits to John J. Cooper and John Pickens, as the owners of the newly platted territory, previously known as Indianapolis Car Company's second addition, including these vacation proceedings, at.....\$328 00

Third—We value the damages as follows:

To August Tamm, Sr., as the owner of Lot 4, in Ind'plis. Car Co's. 2d add..	\$ 10 00
To August Tamm, Sr., as the owner of Lot 5, in " " 2d add..	10 00
To Peter & Elizabeth West, as the owners of Lot 6, " " 2d add..	10 00
To August Buzas, as the owner of Lot 7 in " " 2d add..	20 00
To Margaret Schneider's heirs, as the owners of Lot 12, in Indianapolis Car Company's 2d addition.....	200 00
The costs of said vacation are.....	78 00
Total costs and damages.....	\$328 00

Fourth—There are no owners of real estate or others, objecting to said proposed vacation.

We report herewith a resolution which we recommend be adopted.

Respectfully submitted,
 F. W. Hamilton,
 I. N. Walker,
 John R. Elder,
 James Renihen,
 H. M. Hadley,
 City Commissioners, Indianapolis, Ind.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the report of the Board of City Commissioners in the matter of the petition of Harry J. Milligan and others, praying for the vacation of all the streets and alleys north of Ninth street and west of Hill avenue, and south of Anderson street, in the Indianapolis Car Company's second addition to the City of Indianapolis, Indiana, be, and the same is hereby, in all things accepted, adopted and approved; and that in accordance with said report, the said streets and alleys as described in said report, be, and the same is hereby, vacated.

Resolved, further, That the said petitioners be, and they are hereby, required to

pay to the County Treasurer, for the city, within twenty (20) days from the adoption of this resolution, the sum of \$250.00, being the amount of benefits assessed over the damages by reason of such vacation; and also the sum of \$78.00, being the amount of expenses reported by the City Commissioners as taxed in this matter; and that said petitioners be, and they are hereby, required to have made out, by the City Civil Engineer, filed by the City Clerk, and recorded in the Recorder's office of Marion county, Indiana, a plat of the said streets and alleys hereby vacated, and to procure from the City Clerk and have recorded in the Recorder's office of Marion county, Indiana, a certified copy of this resolution, all at their own expense: *Provided*, that until the said benefits and expenses are paid as aforesaid, and such plat and certified copies of said proceedings recorded as aforesaid, said streets and alleys shall not be vacated, or otherwise used than as now.

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

AYES, 22—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Markey, Martindale, Murphy, Myers, McGill, Nolan, Oslen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Weber, Woollen, and Yontz.

NAYS, 1—viz: Councilman Trusler.

The Board of City Commissioners submitted a report in the matter of vacating the alley running west from Meridian street, at the intersection of Herbert street.

On motion by Councilman Myers, action was deferred until the next meeting of the Common Council.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Finance, through Councilman Rassman, submitted the following reports; which were read and received:

Indianapolis, Ind., Jan. 20, 1890.

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

Gentlemen:—The Finance Committee, to whom was referred the report of John W. Bowlus, late City Clerk, beg leave to report that they have examined said report, and have compared it with the books of the City Clerk, and find that city warrants to the amount of \$15,101.27 cents were issued December 31st, 1889, and are not included in said report. Of these warrants, \$6,454.50 were drawn on account of salary; \$2,869.50 on account of Fire Department pay-roll, and \$5,777.27 on account of Police. Said warrants were signed by ex-Mayor Denny and ex-Clerk Bowlus, and were paid by the City Treasurer, December 31st, 1889, and should, therefore, have been included in the report of the ex-City Clerk as expenditures for the year 1889. Said report shows the amount of warrants drawn on the City Treasurer for 1889, to have been \$793,872.84. Add to this amount the sum of \$15,101.27 omitted as aforesaid, and the amount of expenditures for 1889 would be \$808,974.11. Said report states that the total amount of money received in the city treasury for 1889, was \$737,507.89, or \$71,466 22 less than was paid out. It gives no explanation of this fact, and your Committee did not deem it necessary to go into an examination of the discrepancy, for the reason that a committee of experts will examine the books of the City Clerk and City Treasurer, and will, no doubt, cover this matter in their report to the Council. All of which is respectfully submitted.

William Wesley Woollen,
Emil C Rassmann,
Otto Stechhan,
William H. Cooper,
Edward A. Austin.

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

Gentlemen:—The undersigned, your Committee on Finance, beg leave to report that by virtue of the authority given them by a resolution which passed the Common Council and Board of Aldermen of said city on Monday evening the 6th inst., authorizing a loan for \$75,000, they asked the several banks of the city to bid for a loan of \$35,000 for ninety days (your Committee deeming that amount sufficient to run the city government until the 1st proximo.) Three banks bid for said loan, their bids being in sealed envelopes. The Merchants' National Bank bid for said loan at the rate of 5½ per cent interest; the Meridian National Bank at the rate of 4.9-10 per cent. interest, and the Capital City National Bank at the rate of 4⅞ per cent interest. The latter named bank being the lowest bidder, the loan was awarded to her, and two bonds—one for \$20,000, and the other for \$15,000—were issued to said bank, properly signed by the Mayor and attested by the City Clerk, and dated January 7, 1890, and payable 90 days from date, drawing 4⅞ per cent. interest, and the sum of \$35,000 received therefor, which amount was paid to John Osterman, City Treasurer, and his receipt for the same was filed with the City Clerk.

All of which is respectfully submitted.

William Wesley Woollen,
Otto Stechhan,
William H. Cooper,
Emil C. Rassmann,
Edward A. Austin.

Indianapolis, Ind., Jan. 20, 1890.

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Committee on Finance, to whom the attached correspondence between the City Civil Engineer and the Citizens' Street Railroad Company has been referred, has examined into the matter, and find that according to the ordinance and contract, the city is no party to the controversy whatever, it being a question between the Citizens' Street Railroad Company and the Western Paving and Supply Company only. We respectfully refer the whole matter back to your honorable body, with the recommendation to turn the correspondence over to the proper parties.

Respectfully submitted,

Otto Stechhan,
William Wesley Woollen,
William H. Cooper,
Edward A. Austin,
Emil C. Rassmann.

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

Gentlemen:—I beg leave to make the following report:
The Western Paving & Supply Company submitted their bill for \$3,716.28 to the Citizens' Street Railroad Company for the proportion of cost for improving Pennsylvania street, from the north line of Washington street to the south line of Ohio street, as per estimate approved by the Common Council and Board of Aldermen, October 21st and 28th, 1889. Such bill was certified to by me as per estimate referred to, and was returned to my office, with the following letter:

Indianapolis, Dec. 26th, 1889.

A. P. SHAWVER, Esq:

DEAR SIR:—Your bill for \$3,716.28. date November 9th, came duly to hand, and was presented to the Directors at their meeting in Chicago last Saturday. Acting on the advice of our Attorney, the bill was not approved. I return bill herewith.

A. A. ANDERSON, Sec'y. & Treas'r."

Respectfully submitted,

A. P. SHAWVER, City Civil Engineer.

The Committee on Railroads, through Councilman Yontz, submitted the following reports; which were read and received:

To the Mayor and Common Council:

Gentlemen:—Your Committee to whom was referred the petition of Wm. Tolin, C. A. Greenleaf, Isaac Snyder et al., wherein they ask relief from payment of two fares on the Citizens' Street Railway, would respectfully report that the said street

railway company have granted the prayers of said petitioners, and in addition thereto they have made one fare from Brightwood, Irvington and Crown Hill to the Union Depot.

M. D. Yontz,
William Wesley Woollen.

To the Hon. Mayor and Common Council:

Gentlemen:—Your Committee to whom was referred G. O. No. 1, 1890, would commend that the same pass.

M. D. Yontz,
William Wesley Woollen.

Councilman Rassman presented the following communication ; which was read and received :

Indianapolis, Jan. 20, 1890.

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

Gentlemen:—At a meeting of property holders of north Pine street and their representatives, held at the Cabinet Makers' Union Friday evening, January 17th, Mr. Henry Bauer was called to the Chair, and I. N. Heims appointed Secretary. It was unanimously adopted as the sense of the meeting, and accepted as satisfactory by Messrs. Cooper & Fulmer, the contractors, who were present, that the contractors furnish a bond in sufficient amount and of good quality, to be approved by the City Council and Board of Aldermen, that the contractors will, not later than April 15th, 1890, place north Pine street, from Market street to North street, in good condition; and by said bond also agree to keep said street in good condition for three years after the acceptance of said street by the City Council and Aldermen.

By the adoption of these resolutions, the contractors agree not to claim payment for the aforesaid street improvement until such bond is approved. It was also unanimously adopted that the Secretary of this meeting place before the City Council, at its next meeting, the action held this evening.

Respectfully submitted,

I. N. HEIMS, Sec'y.

The Committee on Streets and Alleys, through Councilman Rassman, submitted the following majority report, accompanied with bond :

Indianapolis, Jan. 20, 1890.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of the property holders along north Pine street, beg leave to report as follows: Upon investigation, we find that the work of macadamizing north Pine street, from Market to Ohio streets, is apparently done satisfactory, but from Ohio to North street, it is a very poor piece of work. This difference is caused principally by the fact that from Market to Ohio streets there is a good solid foundation of gravel, while from Ohio street to North, it consists of black loamy soil, which, in our opinion, is no foundation for such an improvement. This is admitted by the contractors; and the City Civil Engineer should never have allowed the work to go on until a suitable foundation was made. The Engineer's attention was called to this fact by the property holders by written protest filed in his office; but he paid no attention to them. We would recommend that in future, provision be made in similar contracts for a more substantial foundation.

We also believe that this improvement was begun too late in the season, which fact is shown by the difference between the first two squares made early, and in good weather, and the last part of it, made later, in bad weather. Then, also, the unusual heavy rains since, have kept the street soft, and with no foundation, it has settled very much in places. The street seems to be entirely too flat; in some places the center is lower than the gutter. This, no doubt, is the fault of the Engineer, and not the contractors.

The sewer pipe laid to carry the water under the railroad tracks into Pogue's Run, is too small. This pipe is stopped up now, and causes the water to stand in the street.

The property holders interested in this matter, realizing the uncertainties and

expenses of litigation, concluded to call a meeting, together with the contractors, and your Committee, in order to come to some definite understanding, and effect a compromise, if possible. This meeting was held on last Friday evening, at the office of the Cabinet Makers' Union, and was very largely attended. The contractors, Messrs. Fulmer, Cooper & Co., made the proposition that they would place the street in good condition by April 15, 1890, and furnish to the city a good bond in the sum of \$5,000, to keep the street in good repair for three years, from December 16, 1889 (that being the date of the acceptance of the work by the Engineer and the former Council.) This proposition was accepted by all the parties present and interested.

In view of the ordinance specifying that the work was to be done to the entire satisfaction of the City Civil Engineer, and whereas the said Engineer seems to be satisfied with the work, as shown by his report to the Common Council December 16, 1889, we can see no good way for this body to do otherwise than to concur in the action taken by the property holders themselves, and would therefore recommend that the bond be approved, with the understanding that its provisions be enforced to the letter.

Respectfully submitted,

Emil C. Rassmann,
Chas. A. Gauss,
Committee on Streets and Alleys.

Councilman Martindale, of the same Committee, submitted the following minority report:

To the Mayor and Common Council:

Gentlemen.—Your Committee to whom was referred the petition of the north Pine street property holders, beg leave to report as follows:

Upon investigation, we find that Pine street has been made according to the specifications, and that where the street has had a solid foundation, viz, from Market street to Ohio street, the same is a good street. From Ohio street north to North street, the fault lies in the foundation being a black loamy soil, which is no foundation to build such a street upon. In all localities where you find such conditions, we would recommend that in future you provide the street with a substantial foundation. We believe the improvement was made too late in the season; and owing to the unusual heavy rains, it has caused the street to remain soft, and with no foundation, it has caused it to settle in places. We believe that the sewer pipe carrying the water under the railroad tracks to Pogue's Run, is too small.

Your Committee attended a meeting of the north Pine street property holders, held Friday evening, January 17. The property holders at this meeting agreed that if Fulmer, Cooper & Co. would place the street in good condition by April 15, next, and give a bond to the city, to repair and maintain the street for three years, from December 16, 1889, the same would be satisfactory to them. We herewith submit the bond, and recommend that the same be approved.

ROBT. MARTINDALE,
of the Committee on Streets and Alleys.

On motion by Councilman Coy, the minority report was laid on the table, by the following vote:

AYES, 13—viz: Councilmen Austin, Burns, Coy, Gauss, Markey, Murphy, Nolan, Olsen, Rassman, Sherer, Weber, Woollen, and Yontz.

NAYS, 10—viz: Councilmen Cooper, Davis, Dunn, Martindale, Myers, McGill, Pearson, Stechhan, Sweetland, and Trusler.

On motion by Councilman Markey, the majority report was adopted, and the bond approved.

The Committee on Water, through Councilman Olsen, submitted the following report:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Water, to whom were referred the following resolutions, recommend the same do pass.

Respectfully submitted,

O. R. Olsen,
Edward A. Austin,
Edward Dunn,
Committee on Water.

"*Resolved*, That the Indianapolis Water Company be, and is hereby, directed to lay a main on Alabama street, from Pratt street to St. Mary street, and to locate fire hydrants in accordance with contract, under the direction of the Chief Fire Engineer."

"*Resolved*, That the Indianapolis Water Company be, and is hereby, directed to lay a main on St. Joseph street, from Delaware street to Fort Wayne avenue, and to locate fire hydrants in accordance with the contract, under the direction of the City Civil Engineer."

Which was received, and the resolution adopted by the following vote:

AYES, 21—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Stechhan, Sweetland, Trusler, Weber, and Woollen.

NAYS, 2—viz: Councilmen Sherer, and Yontz.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session held in the Aldermanic Chamber Monday evening, January 13th, 1890, *non-concurred* in the action of the Common Council in reconsidering the vote by which the following resolution was adopted:

"*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis*, That the accompanying first and final estimate in behalf of Fulmer, Cooper & Co., for grading and improving the roadway with broken stone, of Pine street, re-setting the curb and placing a gutter-stone in the gutters thereof, from Market street to North 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."

I submit the same for your consideration.

For the Board of Aldermen:

S. V. PERCOTT, Clerk.

On motion by Councilman Trusler, the Common Council receded from its former action, and the estimate resolution was then re adopted, by the following vote:

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

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 Cooper :

- S. O. 4, 1890—An ordinance to provide for the grading and graveling of Court street and sidewalks, from Mississippi street to Missouri street, and for the costs thereof.
- S. O. 5, 1890—An ordinance to provide for grading and bowldering the first alley west of Mississippi street, from Washington street to Market street, and the costs thereof.

By Councilman Dunn, which was referred to the Committee on Sewers and Drainage :

- S. O. 6, 1890—An ordinance to provide for the construction of a brick sewer four feet internal diameter, from the north line of North street in and along Bright street to New York street, and connecting with the sewer at New York street; said sewer to be paid for by the City of Indianapolis.

By Councilman Markey :

- S. O. 7, 1890—An ordinance to provide for grading and bowldering the first alley south of Wyoming street, from High street to Delaware street, and the costs thereof.
- S. O. 8, 1890—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Madison avenue, between Nebraska street and Lincoln Lane.
- S. O. 9, 1890—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on East street, between Morris street and Raymond street.

By Councilman Martindale :

- S. O. 10, 1890—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Bird street, between Ohio and New York streets.

By Councilman Myers, with petition :

- S. O. 11, 1890—An ordinance to provide for grading and graveling the first alley west of Central avenue, from Fourteenth street to Fifteenth street.

By Councilman Myers, which was referred to the Committee on Streets and Alleys :

- G. O. 3, 1890—An ordinance for the strengthening, repairing and maintaining of the levee upon the south bank of Fall Creek, from a point 200 feet east of Central avenue to Tennessee street, building break waters, rip-rap, etc., thereon.

By Councilman McGill :

- G. O. 4, 1890—An ordinance to amend Section 2 of G. O. No. 37, 1889, entitled "An ordinance to promote public health in the City of Indianapolis, by an inspection of milk, cream and butter to be sold within the city."

By Councilman Nolan :

- S. O. 12, 1890—An ordinance to provide for grading and graveling the first alley west of West street, from Ray street to Root street, and the costs thereof.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Austin offered the following resolution :

Resolved by the Common Council and Board of Aldermen, That the following named persons be, and they are hereby, appointed as Inspectors and Judges for the special voting precincts in the City of Indianapolis, Indiana, at the special election to be held on Tuesday, February 11th, 1890, in the City of Indianapolis, Indiana:

SEVENTEENTH WARD.

1st Precinct—Inspector, John Gies ; Judges, Peter Fritz and J. M. South.
2d “ Inspector, J. Geo. Fahrion ; Judges, J. H. Grunert and Thomas Gambolt.

EIGHTEENTH WARD.

1st Precinct—Inspector, Henry F. Habany ; Judges, Wm. Keilmeyer and John Hampton.
2d Precinct—Inspector, John Huffman ; Judges, James Kennedy and J. W. Murphy.

NINETEENTH WARD.

1st Precinct—Inspector, Wm. H. Russie ; Judges, Daniel Sullivan and Hiram Seibert.
2d Precinct—Inspector, D. A. Kirk ; Judges, Peter Fleming and A. P. Hacker.
3d Precinct—Inspector, Andrew Dunmeyer ; Judges, Wm. F. Piel and Henry Freeman.

TWENTIETH WARD.

1st Precinct—Inspector, Peter Spitzfadden ; Judges, Pat. Welsh and Joseph Morris.
2d Precinct—Inspector, John W. Hoppe ; Judges, George Weisner and J. S. Cruse.

TWENTY-FIRST WARD.

1st Precinct—Inspector, S. L. Morrow ; Judges, Mart. Anderson and D. S. Jordan.
2d Precinct—Inspector, C. H. Rosbrock ; Judges, Charles Wonnell and Levi Bowser.

Councilman Trusler offered the following amendment :

That the same Inspectors and Judges that served on the boards at the last city election, be appointed to serve at the special election for Alderman in the Fourth District.

Councilmon Olsen moved to lay the amendment on the table.

Which was adopted by the following vote :

AYES, 18—viz: Councilmen Austin, Burns, Cooper, Coy, Gauss, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Rassman, Sherer, Stechhan, Weber, Woollen, and Yontz.

NAYS, 5—viz: Councilmen Davis, Dunn, Pearson, Sweetland, and Trusler.

On motion, the resolution offered by Councilman Austin, was then adopted by the following vote :

AYES, 20—viz: Councilmen Austin, Burns, Cooper, Coy, Gauss, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Weber, Woollen, and Yontz.

NAYS, 3—viz: Councilmen Davis, Dunn, and Trusler.

Councilman Austin offered the following resolution :

Resolved, That the Indianapolis Water Company be, and is hereby, directed to lay water mains on Liberty street, between Meek and Georgia streets, and that one fire hydrant be located under the direction of the Chief Fire Engineer.

And it was adopted by the following vote :

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

Councilman Burns offered the following resolution :

Resolved, That East Market Master J. E. Isgrigg, and West Market Master R. M. Wells, they and each of them, be, and are hereby, ordered to submit to the Common Council an itemized statement of all moneys received by them as such Market Masters for rents of stalls, restaurant places, curb stone stands, and all other sources, from May 31st, 1889, to January 20th, 1890; the said statements to be filed on or before February 3d, 1890.

And it was adopted by the following vote :

AYES, 19—viz: Councilmen Austin, Burns, Cooper, Coy, Gauss, Markey, Martindale, Murphy, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Weber, Woollen, and Yontz.

NAYS, 4—viz: Councilmen Davis, Dunn, Myers, and Trusler.

Councilman Dunn offered the following motion ; which was referred to the Committee on Markets, with instructions to report at the next meeting of the Common Council :

That the Market Committee and City Attorney be instructed to ascertain and report at what price and on what terms the ground now occupied by the West Market, on west Washington street, can be purchased by the city.

Councilman Gauss presented the following petition :

Indianapolis, Jan. 13th, 1890.

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

Gentlemen:—The undersigned, owners of real estate fronting on Meridian street, between Morris and McCarty streets, and the adjacent streets, respectfully petition for the erection of electric lamps on said Meridian street, between the said streets above named.

David Merz, F. A. Meyer, L. A. Greiner, John Schmitt,
Casper Doenges, Herman Hoer—and 30 others.

Councilman Gauss offered the following motion relative to the above petition ; which was adopted :

That the Committee on Public Light be, and are hereby, directed to visit such district as is described in the aforesaid petition, locate such lights as are necessary, and report, if possible, at the next meeting of this body.

Councilman Gauss offered the following motion ; which was adopted :

That the Street Commissioner be, and is hereby, directed to notify Ewald Over to so construct his dray so as to prevent the spilling of tin clippings upon the streets when hauling the same from the Dugdale Canning Factory to his foundry on south Pennsylvania street, and to report to this body what action he has taken in this matter at the next meeting.

SIG. 6.

Councilman Gauss presented the following petition; which was referred to the Committee on Railroads and City Attorney:

Indianapolis, Ind., Jan. 20, 1890.

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

Gentlemen:—The Indianapolis Union Railway Company would respectfully ask that a committee of your body be appointed at the meeting to night to confer with a committee to be appointed by this company respecting the building of the viaduct and its location.

BAKER & DANIELS,

Att'ys. for Union Railway Co.

Councilman Markey presented the following petition; which was referred to the Committee on Judiciary:

STATE OF INDIANA, *Marion County, ss:*

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

Gentlemen:—Your petitioner, William Rowe, being sworn, on his oath says, that on the 15th day of February, 1881, affiant purchased at tax sale from the City of Indianapolis, Indiana, the following described real estate in Marion county, Indiana: The east one-fifteenth of eighty-five (85) feet off of the south end of Lots one (1) and two (2.) in Elizabeth Frazee's subdivision of part of Out-lot three (3.), in the City of Indianapolis, which property was then occupied and used by Theodore L. Sewall, for school, literary and educational purposes exclusively, and for more than two years immediately prior to February 15th, 1881, had been used solely for educational and religious purposes, and was, therefore, not subject to taxation; That said delinquency in payment of taxes was for the years 1879 and 1880, and said sale was made for said years; That the amount thus paid into the treasury of said city February 15th, 1881, was \$123.87; That on March 22, 1883, the said City of Indianapolis executed to affiant, on account of said sale, a tax deed for said real estate; That affiant still thus holds said real estate.

Affiant says that on account of the premises herein, said sale was void, wherefore he asks that said \$123.87, with interest from date of payment at the rate of six per cent. per annum, be refunded affiant, and that said sale be declared void, and that affiant execute a quit-claim deed to said Theodore L. Sewall, who for many years last past has been, and who now is, the legal owner of said real estate.

WILLIAM ROWE.

Subscribed and sworn to before me, this 17th day of January, 1890.

[Seal.]

WILLIS W. WRIGHT,

Notary Public, Marion county, Ind.

Councilman Murphy presented the following petition and resolution; which were referred to the Committee on Public Light:

Indianapolis, Nov. 20, 1889.

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

Gentlemen:—The undersigned, owners of real estate fronting on Shelby street, between Virginia avenue and the Belt Railroad, respectfully petition for the passage of an ordinance providing for electric lights.

M. A. Ropkey, H. S. Henning, F. Ruskaup, B. Falkenberg, P. J. Mahoney—and 45 others.

Resolved, That the Brush Electric Light and Power Company be, and they are hereby, instructed to erect and maintain electric lights on Shelby street, between Virginia avenue and the Belt Railroad.

Councilman Myers offered the following motion; which was adopted:

That the City Civil Engineer be, and he is hereby, instructed to direct the Sun Vapor Light Company to erect two lamps on Park avenue, between Eleventh and Clyde streets.

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

Resolved, That the Indianapolis Water Company be, and are hereby, directed to extend its main in Pennsylvania street from Houston street north to Twelfth street, and locate fire hydrants according to contract, under the direction of the Chief Fire Engineer.

Resolved, That the Indianapolis Water Company be, and is hereby, directed to lay a main in Ash street, south from Seventh street to Irwin street, and to locate one fire hydrant at the intersection of Ash and Irwin streets, under the direction of the Chief Fire Engineer.

Councilman Myers offered the following resolution ; which was referred to the Committee on Fire Department, with power to act :

Resolved, That the Chief Fire Engineer be, and is hereby, directed to locate a fire-alarm signal box at the Indianapolis Orphans' Asylum building, at the corner of Irwin and Oak streets.

Councilman Myers presented the following petitions ; which were referred to the Committee on Streets and Alleys :

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

Gentlemen:—We, the undersigned, owners of real estate in the vicinity of the first alley north of Tenth street, between Ruckle street and Park avenue, in said city, petition your honorable bodies to vacate said portion of said alley so described, for the reason that it is of no practical utility, has never been improved, and is a constant source of danger to one trying to pass through, being only nine (9) feet in width. See plat herewith attached, marked "A."

Respectfully submitted,
W. S. Garber, Jessie M. Averill, Chas. A. Goth,
A. S. Nickerson, W. H. Lester.

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

Gentlemen:—We, the undersigned, property holders residing adjacent, hereby petition your honorable bodies to vacate the alley running west from Central avenue, between Sixth and Seventh streets to the first alley west of Central avenue. The said alley is never used, wholly unimproved, and has no outlet on the east. It is 120 feet from Sixth street and 120 feet from Seventh street, and is of no public benefit. See plat herewith attached, marked "Ex. A."

O. S. Gillette, W. H. Gillette, W. A. Taylor.

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

Gentlemen:—The undersigned, owners of real estate situate and abutting upon the alley extending east and west from Central avenue to Broadway street, between Eighth and Ninth streets, hereby respectfully petition your honorable bodies to vacate said alley, as the same is of no public utility, and the vacation thereof would be a public benefit.

J. L. Klingensmith, 135 feet; Jno. L. McMaster, 135 feet; Ben. F. Goodhart, 135 feet; Jno. F. Crowe, 135 feet; L. V. MacIntire, 135 feet—and 7 others.

The foregoing are all of the property owners along the proposed vacation.

Councilman Myers presented the following petition, which was ordered filed with the ordinance :

Indianapolis, Ind., January 15th, 1890.

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

Gentlemen:—The undersigned, owners of real estate fronting on the first alley west of Central avenue, between Fourteenth and Fifteenth streets, respectfully pe-

tition for the passage of an ordinance providing for grading and graveling said alley between the points named, pursuant to an Act of the General Assembly of Indiana, in force March 14, 1867, and all acts amendatory thereof and supplemental thereto.

ROBT. MARTINDALE, 760 feet.
H. C. RONEY, 80 feet.

Councilman Myers presented the contract and bond of A. Bruner, for constructing a brick sewer in and along Broadway street; which was approved.

Councilman McGill offered the following motions; which were adopted:

That the Street Commissioner be, and is hereby, instructed to put down three single stone crossings between the street car tracks on the north and south sides of Washington street at the crossing of Illinois street.

That the Street Commissioner be, and is hereby, instructed to repair the intersection of Louisiana and Missouri streets.

Councilman ~~McGill~~ ^{Nolan} presented the following petition and remonstrance; which were ordered filed:

Indianapolis, Jan. 13, 1890.

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

Gentlemen:—The undersigned, owners of real estate fronting on south West street, between Root and Ray streets, respectfully petition for the passage of an ordinance providing for grading and graveling the first alley west of West street, between Root and Ray streets.

Martin H. Schlosser, 91 feet; James Tobin, 58 feet;
Mrs. Sarah W. Scott, 66 feet; John Beatt, 33 feet;
Mrs. Ellen McCarthy, 66 feet.

Indianapolis, January 20, 1890.

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

Gentlemen:—The undersigned, owners of real estate fronting on the first alley west of West street, between Root and Scherer streets, respectfully remonstrate against the passage of an ordinance providing for grading and graveling of said alley.

Coffin, Greetstreet & Fletcher, owners of 512 feet, embracing the entire frontage on west side of the alley;
A. J. Stephans, 33 feet; Bridget Connor, 33 feet;
Ellen McCarthy, 66 feet; J. Scott, 66 feet; John D. Sullivan, 33 feet.

Councilman ~~McGill~~ ^{Nolan} offered the following resolution:

Resolved, That the Indianapolis Water Company be, and are hereby, directed to extend its line of mains on the following streets:

From the corner of Ray and West streets south in and along West street to Morris street; thence east on Morris street to and connecting with the main at Emerich and Pauline's factory. Also, on Ray street, from Illinois street to West street. Also, on Tennessee street, from Merrill street to Morris street. Also, on Missouri street, from Merrill street to Morris street. Also, on Church street, between Ray street and Morris street. Hydrants to be located under the direction of the Chief Fire Engineer, as provided for by contract. The City Clerk is hereby directed to notify said Water Company of the adoption of this resolution.

And it was adopted by the following vote:

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

Councilman Olsen offered the following resolution :

Resolved, That the City Civil Engineer is hereby instructed to discharge the two gas inspectors employed by him, as it is the time of the year when there is no need of the same.

Councilman Trusler moved that it be referred to the Committee on Natural Gas.

Which was adopted by the following vote :

AYES, 14—viz: Councilmen Cooper, Davis, Dunn, Martindale, Myers, McGill, Pearson, Rassman, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS, 9—viz: Councilmen Austin, Burns, Coy, Gauss, Markey, Murphy, Nolan, Olsen, and Sherer.

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

Resolved, That the Indianapolis Water Company be, and is hereby, directed to lay a main in Huron street, from Noble street to Cedar street, and to locate fire hydrants according to contract, under the direction of the Chief Fire Engineer.

Councilman Olsen presented the following remonstrance ; which was referred to the Committee on Streets and Alleys :

To the Mayor and Common Council :

Gentlemen:—We, the undersigned, residents and freeholders in the immediate vicinity of Bicking and Delaware streets, do hereby protest and remonstrate against the action of the Street Commissioner of said city, whereby he proposes to change and alter the gutters at the intersection of said streets, for the reason—

First—That by raising the gutters of said Bicking street, the grade of said street as heretofore established by said city, will be materially changed and altered, thereby resulting to the damage of these remonstrants.

Second—That by raising said gutters, the supply of water running from said street would be greatly increased, and the catch-basin at the intersection of said street, would be wholly inadequate to carry off said water, and would result in the overflow of said streets, and the property of these remonstrants to their great damage.

Third—That the proposed change of said grade is wholly without the authority of your honorable body, and without warrant of law.

Wherefore these remonstrants pray that said Commissioner be ordered to suspend further work on said street, and repair the same as it heretofore existed.

In addition to the above, we further complain that the catch-basins at the intersection of Delaware and Bicking streets, are not properly equipped with "traps," which is absolutely necessary.

James Redforin, Janette Perry, Fredericka Vogel, Jerry Creeden, George Likert, Peter Lauck, Ed. Glarin, Martin Wehringe, Mrs. Mary Welsch—and 11 others.

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

That the City Civil Engineer be authorized to employ a competent person, whose duty it shall be to examine the composite employed in new pavements, generally known as asphaltic or vulcanite. The compensation for the services of said expert to be \$..... for every examination ordered by the Street Commissioner, under the direct supervision of the Board of Public Improvements.

Councilman Stechhen offered the following motion ; which was referred to the Committee on Public Light :

That the Indianapolis Brush Electric Light and Power Company be ordered to erect and maintain electric lights on the intersection of Pennsylvania street and Fort Wayne avenue; Delaware street, at the intersection of North street and Fort Wayne avenue; Alabama street, at the intersection of St. Clair street; Ft. Wayne avenue, at the intersection of New Jersey street; St. Joseph street and Ft. Wayne avenue, at the intersection of Cherry street and Ft. Wayne avenue, as provided for under the present contract between said Brush Light and Power Company and the City of Indianapolis.

Councilman Sweetland offered the following motion ; which was referred to the Committee on Public Light :

That the City Civil Engineer be instructed to re-mantle the gas lamps on north Mississippi street, between Seventh and Eighth streets.

Councilman Sweetland presented the following petition accompanied with motion ; which was adopted :

Indianapolis, Jan. 13, 1890.

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

Gentlemen.—The undersigned property holders, respectfully petition for the grading and graveling of Thirteenth street and sidewalks, from Meridian street to Illinois street.

Lazarus & Peirce, 300 feet; Annie N. Mitchell, 39 $\frac{3}{4}$ feet;
W. H. H. McCurdy, 40 feet; Mrs. Maria Aneshaensel,
40 feet; Wm. Wiley, 40 feet; Jas. W. Muir, 40 feet.

Mem. The above petitioners represent 499 $\frac{3}{4}$ feet out of a total frontage of 836 $\frac{3}{4}$ feet on Thirteenth street between Meridian and Illinois streets, exclusive of alleys.

That the City Civil Engineer be instructed to prepare an ordinance in compliance with the above petition, and present the same at the next meeting of the Council.

Councilman Trusler offered the following resolution ; which was referred to the Committee on Natural Gas :

WHEREAS, The Consumers' Gas Trust Company has been ordered to extend its mains in and along certain streets of the city, and has not complied with the order of the Common Council and Board of Aldermen, but has laid mains in other streets of the city where not ordered ;

Resolved, That the City Civil Engineer be instructed to prevent the opening or tearing up of any streets by said Trust Company for the purpose of laying gas mains, unless on some street ordered by law, and until all such orders shall have been complied with.

Councilman Yontz offered the following resolution :

Resolved, That all ordinances, petitions, remonstrances or resolutions referring to street and alley improvements, which may have been heretofore presented, and are now pending in the Common Council, be referred to the Committee on Streets and Alleys and City Attorney, and that they report on the same on or before February 3d, 1890.

And it was adopted by the following vote :

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

Councilman Yontz offered the following motion ; which was referred to the Committee on Public Light :

That the Brush Electric Light and Power Company be instructed to erect and maintain an electric light at the crossing of east St. Clair street and the Bee-Line Railroad tracks.

Councilman Weber offered the following motion ; which was adopted :

That E. S. & A. V. Duncan be permitted to construct a driveway across the sidewalk on Omer street in front of Lot 6, in Sullivan's subdivision of Lot 10, in A. E. Fletcher's First Brookside Addition to the City of Indianapolis, at their own expense, under the direction of the City Civil Engineer.

Councilman Pearson offered the following motion ; which was adopted :

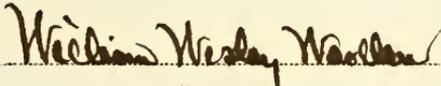
That the Janitor of Tomlinson Hall be instructed by this body to lock the doors against Company D., and not allow them to enter said Hall until all money due said city for gas, is paid into the city treasury.

PENDING ORDINANCES.

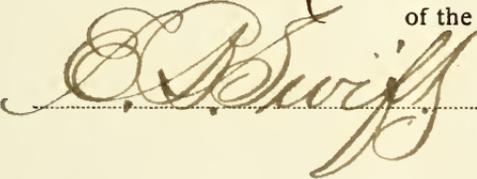
The following entitled ordinance was read the second time and ordered stricken from the files :

S. O. 88, 1889—An ordinance to provide for the construction of a brick sewer four feet internal diameter, from the east line of West street in and along North street to Bright street; thence south on Bright street to, and connecting with, the sewer at the corner of Bright and New York streets.

On motion, the Common Council then adjourned.

 , President *pro tem.*

of the Common Council.

Attest :  , City Clerk.