

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—DECEMBER 2, 1878.

The Common Council of the City of Indianapolis met in its Council Chamber, on Monday evening, December 2d, A. D. 1878, at seven o'clock, in regular session.

PRESENT—Hon. John Caven, Mayor, and, *ex officio*, President of the Common Council, in the Chair, and the following members: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright—23.

ABSENT—Councilmen McGinty and Sindlinger—2.

The Proceedings of the Common Council, for the regular sessions, held on November 4th and 18th, and of the Third Joint Convention, held on November 18th, 1878, having been printed, and placed on the desks of the Councilmen, said proceedings were duly approved as published.

Sealed proposals for making the below-proposed improvement [under the provisions of the special ordinance noted before the same] was opened and read by the City Clerk, and was then referred to the Committee on Contracts:

S. O. 51, 1878—Improving the first alley south of Prospect street, from Laurel street to Everson street, by grading and graveling.

His Honor, the Mayor, presented the following proposal; which was referred to the Board of Public Improvements:

*Indianapolis, November 29, 1878.*

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

*Gentlemen*:—We submit to your honorable body, for examination, Moore's Street Guide (patent applied for).

We will furnish them, complete, and put them on the lamp, for the sum of fifteen cents each, payable one-half cash, balance, when contract is completed, in taxes for 1878.

Yours respectfully,

INDIANAPOLIS IRON WORKS.

H. A. MOORE, Sec'y.

## REPORTS, ETC., FROM CITY OFFICERS.

The City Clerk submitted the following reports; which were severally referred to the Committees on Finance of the Common Council and Board of Aldermen, for joint examination:

To the Mayor and Common Council:

*Gentlemen:*—I herewith submit an itemized statement of the amount of orders issued on the City Treasurer, during the month of November, 1878:

Bridges .....	\$ 106 00
City Assessor's Department .....	179 80
City Civil Engineer's Department.....	160 97
City Dispensary.....	166 66
City Hospital and Branch.....	799 58
Coal Oil Light.....	33 77
Fire Department.....	5,291 29
Gas.....	4,718 32
Ice.....	11 20
Market-Masters' Fees.....	75 66
Office fixtures and supplies.....	76 78
Parks .....	96 50
Police.....	3,515 82
Printing, Stationery, and Advertising.....	170 45
Salary.....	62 00
Station Houses.....	204 87
Street improvements.....	145 02
Street repairs.....	2,597 32
	<hr/>
	\$18,412 01
Home for Friendless Women.....	40 45
School Fund.....	2,561 88
Tomlinson Estate.....	27 00
	<hr/>
	\$ 2,629 33
	<hr/>
Total.....	\$21,041 34

Respectfully submitted,

BENJ. C. WRIGHT, City Clerk.

*Report of Wm. M. Wiles, City Treasurer, for the month of November, 1878, 1st to 30th, inclusive:*

## RECEIPTS.

Balance on hand October 31, 1878, as per report.....	\$ 35,857 72
From delinquent taxes.....	11,804 26
From benefits.....	50 00
From auction licenses.....	20 00
From interest on bonds (Belt R. R.).....	15,000 00
From dog licenses.....	4 50
From coal licenses.....	50 00
From dray licenses.....	18 00
From express licenses.....	42 00
From fines (City Court).....	57 65

From hack licenses.....	\$	34 00
From hucksters' licenses.....		160 00
From market fees.....		397 60
From market rents.....		20 00
From peddlers' licenses.....		23 00
From tapping sewers.....		10 00
		<u>\$63,548 73</u>

## DISBURSEMENTS.

For Fire Department.....	\$	5,326 13
For Police.....		3,515 82
For street repairs.....		2,538 55
For City Hospital and Branch.....		862 51
For Civil Engineer's Department.....		153 97
For City Assessor's Department.....		179 80
For Board of Health.....		50 00
For bridges.....		106 00
For City Dispensary.....		166 66
For coal oil light.....		33 77
For costs.....		4 80
For elections.....		3 00
For Gregg Bequest.....		5 10
For gas.....		4,718 32
For Home for Friendless Women.....		40 45
For ice.....		11 20
For Market-Masters' fees.....		75 66
For office fixtures and supplies.....		76 78
For parks.....		96 50
For printing, stationery, and advertising.....		170 45
For salary.....		122 00
For Station House.....		209 89
For street improvements.....		225 22
For taxes refunded.....		33 60
Total.....		<u>\$ 18,726 18</u>
Balance on hand, general fund.....	\$	40,116 91
Balance on hand, due school fund.....		4,705 64
		<u>\$44,822 55</u>
		<u>\$63,548 73</u>

## TOMLINSON ESTATE.

Balance on hand, October 31, 1878, as per report.....	\$	17,687 33
From rents collected.....		176 50
		<u>\$ 17,863 83</u>
For insurance and repairs.....	\$	27 00
Balance on hand.....		17,836 83
		<u>\$ 17,863 83</u>

Respectfully submitted,

WM. M. WILES, City Treasurer.

To BENJ. C. WRIGHT, City Clerk.

The same officer also submitted the following report; which was duly received:

To the Mayor and Common Council:

Gentlemen:—I herewith report the following affidavits, now on file in my office, for the collection of street assessments by precept, to-wit:

Robert P. Dunning vs. Deloss Root, for.....	\$219 37
Robert P. Dunning vs. Camie Christy, for.....	41 50
Robert P. Dunning vs. Henry E. Buehrig's heirs, viz.: Rebecca Buehrig, Wm. Buehrig, Henry Buehrig, and Mary Buehrig, for.....	206 00

And would recommend that you order the precepts to issue.

Respectfully submitted,

BENJ. C. WRIGHT, City Clerk.

And the precepts, therein recommended, were ordered to be issued by the following vote:

AYES, 17—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Maus, Morris, Morse, McKay, Off, Reading, Rodibaugh, Showalter, Steeg, Tucker, Walker, and Wright.

NAYS—None.

The Superintendent of the City Hospital and Branch submitted the following report; which was duly received:

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

The following report of the City Hospital and Branch, for the month ending November 30th, 1878, is respectfully submitted:

	First Week.	Second Week.	Third Week.	Fourth Week.	Two Days.	Total.
NO. OF BEDS IN HOSPITAL—100.						
Number of Patients at last report—adults.....	39	45	38	44	44	.....
Number of Patients at last report—infants .....	1	2	4	5	5	.....
Received New Patients—adults.....	17	8	9	10	2	46
Births, or Received—infants.....	1	2	2	.....	.....	5
Discharged—adults.....	10	15	3	9	4	41
Discharged—infants.....	.....	.....	.....	.....	.....	.....
Died—adults.....	1	.....	.....	1	.....	2
Died—infants .....	.....	.....	1	.....	.....	1
Number of Patients remaining—adults.....	45	38	44	44	42	.....
Number of Patients remaining—infants.....	2	4	5	5	5	.....
Number of Patients in Branch—adults.....	.....	.....	.....	.....	.....	.....
Number of Patients in Branch—infants.....	.....	.....	.....	.....	.....	.....
Aggregate No. of days of Patients in Hospital—adults.....	311	306	288	327	87	1319
Aggregate No. of days of Patients in Hospital—infants.....	8	27	31	35	10	111
Total expenditures for month.....						\$838 47
Net expenditures for the month.....						838 47
Aggregate number of days subsistence furnished.....						1900
Average expense per capita per diem.....						44.13 cents.

W. H. DAVIS, Superintendent.

The Chief Fire Engineer submitted the following report; which, at the suggestion of Councilman Layman, was referred to the Council and Aldermanic Committees on Finance, for joint examination:

*Indianapolis, December 1, 1878.*

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

*Gentlemen:*—I herewith submit my second Quarterly Report of the running expenses of the Fire Department, from September 1st, 1878, to December 1st, 1878.

I have received from different sources, as follows:

Sept. 4th.	Cash from Insane Hospital.....	\$	50	00
"	W. H. Bailey, sold 7 feet old hose.....		70	
Aug. 29th.	Henry Marts, sold 8 feet old hose.....		80	
Oct. 14th.	G. W. Crozier, sold old oil barrel.....		75	
"	James McLain, sold old hose.....		80	
Oct. 21st.	J. H. Chamberlain, sold old barrel.....		75	
Oct. 22d.	C. Sparks, sold old hose.....		50	
Nov. 4th.	Dr. Pritchard, condemned horse.....		40	00
Total.....		\$	94	20

DISBURSEMENTS.

Sept. 9th.	Telegraph dispatch to Ahrens' Manufacturing Co.....	\$	25	
Sept. 16th.	Postage Stamps.....		1	00
Sept. 21st.	Postal Cards.....		25	
Oct. 16th.	Expressage on package from Chicago.....		40	
Oct. 23d.	Postal Cards.....		3	00
Nov. 22d.	A. M. Ex. Co., on wire from Chicago.....		40	
Total.....		\$	5	30
Balance on hand.....		\$	88	90

The following is our expenses for the half year ending November 30th, 1878:

Telegraph Department.....	\$1,047	47
Horse-feed.....	974	22
Coal and coke.....	224	32
Repairs on houses.....	301	06
House furnishing.....	64	71
Harness and repairs.....	433	06
Horse-shoeing.....	222	20
Repairs on apparatus.....	974	21
Kindlings.....	18	00
Hose-couplings.....	216	00
New hose.....	3,143	93
Plumbing.....	19	40
Horse-bedding.....	72	67
Horses.....	970	00
Axes.....		
Waste.....	39	00
Whips.....	8	25
Chamois skins.....	6	50
Brooms.....	22	50
Lard oil.....	27	59
Castor oil.....	4	80
Horse buckets.....	5	50
Hose bands.....	31	85

Repairs on pipes .....	\$ 4 50
Oil meal.....	7 23
Small hose.....	11 00
Repairs on stoves and pipes.....	8 13
Reel straps and belts.....	3 50
Horse blankets and repairs .....	14 00
Sponges.....	12 25
Soap .....	25 12
Matches .....	2 20
Repairs on cisterns.....	98 84
Curry-combs and brushes.....	44 55
Wash-basins .....	45
	\$ 9,059 01

The above expenditures may seem large: but, as can be readily seen, the unusual expenses of the Department are what make the expenditures so large; such as—

New hose.....	\$ 3,143 93
Couplings for the same.....	216 00
New coil in No. 6 Engine.....	500 00

Making a total of..... \$ 3,859 93

Which, if taken from the above amount, leaves \$5,199.08; which, we think, makes our expenses very reasonable for the first half of the year.

In our Telegraph Department, we have enough of the most expensive items of supplies laid in for the remainder of the year; such as vitriol, battery-zincs, and wire, which will make the expenses of that department much lighter for the next six months.

All of which is most respectfully submitted,

J. G. PENDERGAST, Chief Fire Engineer.

#### REPORTS FROM OFFICIAL BOARDS.

The Board of Public Improvements, through President McKay, submitted the following report; which was considered and duly concurred in by clauses:

*Indianapolis, December 2, 1878.*

To the Mayor and Common Council:

*Gentlemen:*—We would respectfully report, as follows, upon sundry papers referred to us:

1st. Are motions directing the Street Commissioner to fill, with gravel, the mud-holes in the first alley east of Alvord street, running north from Malott avenue; also to re-gravel Hill avenue, where needed.

We recommend this work be done.

2d. Is a motion directing the Street Commissioner to fill the chuck-holes in New York street, between West and Blackford streets.

We recommend this work be done.

3d. Is a motion directing the Street Commissioner to clean the south gutter of Michigan Road, from Washington street to Oriental street.

We recommend this work be done.

4th. Is a motion directing the Street Commissioner to clean the gutters of Coburn street, between East street and Virginia avenue.

We recommend this work be done.

5th. Is a motion directing the Street Commissioner to place a cinder crossing on Prospect street, opposite the east side of Olive street.

We recommend this work be done.

6th. Is a motion to grant a permit to R. H. Rees to lay a stone crossing over Indiana avenue—said crossing to be laid at his own expense, and under direction of the City Civil Engineer.

We recommend said permit be granted.

7th. Is a motion directing the Board of Public Improvements to report old "Romeo's" condition for work.

We have visited this forlorn object, and are grieved to report his condition deplorable in the extreme. He seems crusty and out of joint, and is at present unable to work.

8th. Is a motion directing the Street Commissioner to make necessary repairs to the plank floor of the iron bridge over White River on Washington street.

We recommend this work be done.

9th. Is a motion directing the Street Commissioner to lower the alley-crossing on east side of West street, between New York and Vermont streets, to correspond with grade of alley.

We recommend this work be done.

10th. Is a motion directing the Street Commissioner to put down cinder crossing on McCarty street, at West and Chadwick streets.

We recommend this work be done.

11th. Is a motion instructing the Street Commissioner to discharge men and teams that are now in his employ, if necessary to make room for delinquent taxpayers to work out their city tax.

We would recommend that when applications are made for the purposes indicated in the motion, the Street Commissioner employ only those who, in his judgment, are competent and able to do the work required.

12th. Is a motion directing the Street Commissioner to clean the gutters of Madison avenue, between Merrill street and the J., M. & I. Railroad tracks.

We recommend this work be done.

13th. Is a petition from Valentine Meier and others, asking that the crossing at the intersection of Pearl and Missouri streets be repaired.

We recommend the prayer of the petitioners be granted.

Very respectfully submitted,

M. H. McKAY,  
H. COBURN,  
JOHN L. MARSEE,  
Board of Public Improvements.

The same official board introduced the following entitled ordinance; which was read the first time :

S. O. 57, 1878—An Ordinance to provide for improving the first alley north of Lockerie street, from Liberty street to Noble street, by grading and graveling.

The same official board, with the Street Commissioner, submitted the following report; which, at the suggestion of Councilman Marsee, was referred to the Council and Aldermanic Committees on Finance, for joint examination:

Indianapolis, December 2, 1878.

To the Mayor and Common Council:

*Gentlemen*:—We herewith report expenses of the Street-Repair Department for the month of November, 1878, together with total amount of expenditures for the current year, to December 1st, 1878:

Ike King, blacksmithing .....	\$ 24 10
G. H. Shover, blacksmithing.....	22 10
Clemens Vonnegut, hardware.....	26 06
E. J. Hardesty, rent .....	30 00
S. J. Patterson, gravel tickets.....	50 00
Pay-Rolls.....	1,847 48
<b>Total expenses for month.....</b>	<b>\$1,999 74</b>
<b>Total expenses last report.....</b>	<b>16,640 95</b>

**Total expenses to December 1st, 1878.....** \$18,640 69

Respectfully submitted,

M. H. MCKAY,

JOHN L. MARSEE,

Board of Public Improvements.

L. A. FULMER, Street Commissioner.

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

Deaths registered during the two weeks ending November 30th, 1878:

Under 1 year.....	15
1 to 2 years.....	1
2 to 5 ".....	6
5 to 10 ".....	1
10 to 15 ".....	0
15 to 20 ".....	0
20 to 25 ".....	4
25 to 30 ".....	0
30 to 40 ".....	5
40 to 50 ".....	0
50 to 60 ".....	7
60 to 70 ".....	0
70 to 80 ".....	6
80 to 90 ".....	2
90 to 100 ".....	1
100 and upwards.....	0
Unknown.....	3
<b>Total.....</b>	<b>51</b>

HENRY JAMESON, M. D., President.

JOSEPH W. MARSEE, M. D.

WILLIAM WANDS, M. D., Secretary.

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

The Committee on Benevolence and Hospitals, through Councilman Walker, presented the following report; which was duly approved:



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

Your Committee on Benevolence and Hospitals, to whom was referred the motion authorizing us to expend not more than fifty dollars in purchasing additional ground in Greenlawn Cemetery, in which to bury city paupers, would respectfully report that we have purchased of James N. Sweetser et al., lot No. 67, for the sum of fifteen dollars; also of David Johnson et al., lot No 41, for the sum of twenty-dollars.

The deeds, properly executed, are herewith presented.

I. C. WALKER,  
WM. F. REASNER.

The Council and Aldermanic Committees on Markets, through Councilman Rodibaugh, submitted the following report; which was duly concurred in :

To the Mayor and Common Council :

*Gentlemen:*—The Committees on Markets, to whom was referred the petition of market-gardeners, asking that shingle-roof sheds be constructed over the sidewalks around the East Market Space, have examined the matter, and report against the improvement asked for.

OMER RODIBAUGH,  
GEORGE ANDERSON,  
J. M. BRUNER,  
D. W. GRUBBS,  
W. F. PIEL,  
H. COBURN,  
Committees on Markets.

The Committee on Public Buildings, through Councilman Anderson, submitted the following report :

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

*Gentlemen:*—Your Committee on Public Buildings can not agree on the rental of business house No. 34 E. Washington street, now occupied by I. L. Frankem, for which he is now paying the sum of sixteen hundred and sixty (\$1660) per annum.

Your committee have been offered more rent for the premises, by a responsible party, and your committee would ask for instructions.

GEORGE ANDERSON.

*Indianapolis, December 2, 1878.*

Councilman Morse moved to rent aforesaid building, for a term of years, at \$2000 per annum, giving Mr. Frankem the preference.

Councilman Cummings moved, as a substitute for preceding motion, that a lease be given Mr. Frankem, at an annual rental of \$1800; which substitute failed of adoption.

Councilman McKay moved to amend Councilman Morse's motion, by limiting lease to one year, awarding same to highest bidder; which amendment was adopted.

Councilman Morse's motion, as amended, was then duly adopted.

## MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message from the Board of Aldermen was read and considered by clauses:

To the Common Council:

*Gentlemen*:—At a regular session of the Board of Aldermen, held on November 19th, 1878, said body refused to concur in the action of the Common Council, as had on the previous evening, in the following particulars:

1st. It determined to adhere to its action of November 5th, when, by partial concurrence in the action of your honorable body, had at your session of the evening before, it instructed the Fire Board to put Steam Fire-Engine No. 7 out of service.

2d. It refused to concur in your approval of the recommendation made by the Board of Public Improvements, whereby the Street Commissioner was instructed, instead of lowering the crossing of Meridian and McCarty streets, to fill cinders or gravel on each side thereof.

3d. The Committee on Railroads reported adversely to the adoption of Councilman Brown's motion (which your honorable body had favorably acted upon on September 2d, 1878—see page 406), ordering the Union Railway Company to furnish its flagmen at certain street crossings with lanterns after dark, because, "in their opinion, the action asked for would not be attended with any beneficial results."

4th. The Committee on Public Schools reported adversely to the vacation of Arsenal Park Addition, unless the owner thereof would revise his petition therefor, "so as to conform its streets to those streets in the city which, when extended, would pass through it."

I hereby notify you of foregoing non-concurrent proceedings, that you may duly consider and take action upon same.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The first clause in preceding message being under consideration, Councilman McKay was granted leave to present the following petition:

To the Mayor, and Members of the Common Council and

Board of Aldermen of the City of Indianapolis:

*Gentlemen*:—The undersigned, real and personal property owners in squares numbered 44, 45, 46, 47, 54, 55, 56, 57, 64, 65, 66, 67, 74, 75, 76, 77, 84, 85, 86, 87, and 88, in the City of Indianapolis, do most respectfully petition your honorable bodies to reconsider the vote by which the motion was adopted on November 18th, 1878, authorizing the continuance in the Fire Department of Fire-Engine No. 7; and do earnestly recommend, as a measure looking toward economy in the city government, that you adhere strictly to the action of the Council of November 4th, 1878, when the following motion was adopted by a vote of 18 to 6: "*Moved*, That the Fire Board be, and are hereby, instructed to have No. 7 Fire-Engine and one hose-reel discontinued from service in the Fire Department, and properly housed, for future use, if necessary."

And your petitioners will ever pray.

Wm. S. Hubbard, J. D. Condit, J. W. Brown, J. W. Murphy, Frederick Ostermeyer, Henry Severin, W. W. Johnston, Henry Schnull, T. A. Morris, John Love, John C. Wright, John S. Spann, Hervey

Bates, Geo. Tousey, Jno. C. New, A. & J. C. S. Harrison, Wm. Spotts (signed without investigating the other petition); Harriet Judah, by J. M. Judah, agt.; L. M. Fitzhugh & Co. (petition to continue in service signed under misapprehension); A. G. Pettibone, Geo. B. Yandes, F. M. Churchman, S. A. Fletcher, Sr., S. J. Fletcher, Ritzinger & Co., J. H. Vajen, Geo. W. New, Johnston Bros., S. A. Johnston, S. Merrill, Henry B Johnson's heirs, by A. & J. C. S. Harrison, agts.; W. H. English, Samuel Delzell (signed the other with the understanding that some other engine discontinued); Jos. R. Perry, L. W. Hassleman, N. S. Byram, Lemon Bros., R. Browning (signed the other petition not understanding the situation); W. S. Barkley, Trustees Odd Fellows' Hall, Theo. P. Haughey, Mary J. Vance, by Brainard Rorison, agt.; J. M. Bradshaw, E. F. Ritter, Ingram Fletcher, Jos. Staub, Davis & Cole.

Councilman Walker then moved that the Common Council recede from its action of November 18th [see page 598, *ante*], and concur in the Aldermanic action, as set forth above.

Councilman Cummings moved to lay Councilman Walker's motion on the table; which the Common Council refused to do by the following vote:

AYES, 9—viz.: Councilmen Brown, Bruner, Cummings, Morse, O'Brien, Reading, Steeg, Tucker, and Wiese.

NAYS, 14—viz.: Councilmen Anderson, Bermann, Dill, Layman, Marsee, Maus, Morris, McKay, Off, Reasner, Rodibaugh, Showalter, Walker, and Wright.

Councilman Walker's motion was then adopted by the following vote:

AYES, 15—viz.: Councilmen Anderson, Bermann, Dill, Layman, Marsee, Maus, Morris, McKay, O'Brien, Off, Reasner, Rodibaugh, Showalter, Walker, and Wright.

NAYS, 8—viz.: Councilman Brown, Bruner, Cummings, Morse, Reading, Steeg, Tucker, and Wiese.

The second clause of foregoing message being under consideration, on Councilman McKay's motion, the Common Council determined to adhere to its former action.

The Aldermanic non-concurrent action, as set forth in the third clause of preceding message, was duly approved.

The fourth clause of foregoing message being under consideration, on Councilman McKay's motion, the Common Council determined to adhere to its action of September 23d, 1878 [see pages 464 and 465, *ante*], when it adopted the resolution of vacation.

The following message was then read:

To the Common Council:

*Gentlemen*:—At an adjourned session of the Board of Aldermen, held on Monday evening, November 25th, 1878, the following proceedings were had:

1st. General Ordinance 55, 1878, entitled "An Ordinance regulating the Cleaning of Privy-Vaults, Water-Closets, and other Receptacles of Human Excrements, and requiring persons who may engage in such business to be duly licensed before undertaking such work" (passed by your honorable body on November 4th), was amended as follows:

SEC. 3. By striking out the words "and which machine or apparatus shall have been first examined and approved by the Board of Health of said city," and inserting, in lieu thereof, the words "which machine shall use a hose of not less than four (4) inches in diameter."

SEC. 6. By striking out the word "five," and substituting the word "ten."

SEC. 9. By striking out the phrase "together with imprisonment, not exceeding thirty days."

2d. The following entitled ordinance was introduced, and duly passed:

G. O. 57, 1878—An Ordinance granting Fred. P. Rush & Co. permission to rebuild their three-story Frame Elevator, on the south part of the northwest half of Square No. 84, on Delaware street, between Maryland street and the Union Railway Tracks.

I herewith submit said General Ordinance 55, 1878, as amended, and General Ordinance 57, 1878, for your consideration and action.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The first clause of preceding message being under consideration, the Common Council concurred in the several Aldermanic amendments, and then the following entitled ordinance was duly ordained and established, as amended, viz.:

G. O. 55, 1878—An Ordinance regulating the cleaning of Privy-Vaults, Water-Closets, and other Receptacles of Human Excrements, and requiring persons who may engage in such business to be duly licensed before undertaking such work.

The second clause of foregoing message was duly received, and General Ordinance 57, 1878, was read the first time.

The following message was duly received:

To the Mayor and Common Council:

*Gentlemen*:—I herewith submit, for your consideration and action upon same, a certain resolution and sundry motions, offered in and adopted by the Board of Aldermen, at its regular session held November 19th, 1878, and at its adjourned session, held November 25th, 1878.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following resolution [which had been duly adopted by the Board of Aldermen—see page 613, *ante*] was read:

WHEREAS, Certain property owners on Railroad street, between St. Clair street and Massachusetts avenue, have fenced the same, and have erected buildings in said street; Therefore,

*Resolved (the Common Council concurring),* That the City Marshal, under the direction and advice of the City Attorney, notify the parties to move the fences and buildings from the street; and, if not done at once, to take the proper measures to re-open the same.

And was adopted by the following vote :

AYES, 23—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following Aldermanic motions were read; and the reference of same to the Board of Public Improvements, with power to act, was duly confirmed :

That the Street Commissioner be ordered to fill up the chuck-holes in Russell avenue.

That the Street Commissioner be directed to build a new culvert at the intersection of Olive street with Prospect street.

The following Aldermanic motion was referred to the Board of Public Improvements :

That the Street Commissioner be directed to deposit on the Michigan street embankment, with a view of widening the same, from the bluff to the river bridge, all the street scrapings or other matter he may be required to move from all the territory west of, and including, Meridian street, north of Washington street and south of North street, and including those two streets—such deposits to be made at the necessary points, in his judgment, to protect the travel.

The following Aldermanic motion was read :

That the Common Council be requested to introduce, and pass, a motion instructing the City Treasurer to proceed to collect the benefits in the opening and widening of Shelby street, and that the damages be not paid until all of the benefits shall have been collected by the Treasurer, and that no further steps be taken in the opening and widening of said street until such benefits shall be paid.

And then Councilman Walker offered the following motion :

That the City Treasurer be instructed to proceed to collect the benefits in the opening and widening of Shelby street, and that the damages be not paid until all of the benefits shall have been collected by the Treasurer, and that no further steps be taken in the opening and widening of said street until such benefits shall be paid.

An "aye and nay" vote was demanded on the preceding motion; which, being taken, resulted in a tie, as follows :

**AYES, 11—viz.:** Councilmen Anderson, Dill, Layman, Morris, Morse, McKay, Off, Rodibaugh, Showalter, Walker, and Wright.

**NAYS, 11—viz.:** Councilmen Bermann, Brown, Bruner, Marsee, Maus, O'Brien, Reading, Reasner, Steeg, Tucker, and Wiese.

The City Clerk called for an expression from His Honor, the Mayor; who voted in the negative, and the Common Council thus refused to adopt Councilman Walker's motion, by a vote of 11 ayes to 12 nays,

The following Aldermanic motion was read:

That the City Clerk, City Marshal, and all other city officers interested therein, be instructed to proceed no further in the matter of opening, widening, and extending Dillon street.

And then, on Councilman Tucker's motion, the Common Council determined to adhere to its action of October 14th [see page 507, *ante*], when it ordered above-mentioned officers to proceed in this case, by the following "aye and nay" vote:

**AYES, 13—viz.:** Councilmen Bermann, Brown, Bruner, Maus, Morse, O'Brien, Off, Reading, Reasner, Showalter, Steeg, Tucker, and Wiese.

**NAYS, 9—viz.:** Councilmen Anderson, Dill, Layman, Marsee, Morris, McKay, Rodibaugh, Walker, and Wright.

#### NEW ORDINANCES, PETITIONS, AND REMONSTRANCES.

On roll-call had, the following entitled ordinances were introduced, and severally read the first time:

The Fire Board, through Councilman Layman, introduced—

Ap. O. 73, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department.

The Hospital Board, through Councilman Walker, introduced—

Ap. O. 74, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch.

The Police Board, through Councilman Brown, introduced—

Ap. O. 75, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station Houses.

The Committee on Accounts and Claims, through Councilman Layman, introduced—

Ap. O. 76, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.

The Committee on Printing, through Councilman Wright, introduced—

Ap. O. 77, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising.

Councilman McKay introduced—

G. O. 58, 1878—An Ordinance amending the Salary Ordinance passed May 28th, 1878, and providing for the Compensation of the Officers of the City of Indianapolis, and the Officers and Members of the Police and Fire Departments of said city, for the remainder of the Fiscal Year ending May 15th, 1879.

The preceding ordinance was referred to the Council and Aldermanic Judiciary Committees and the City Attorney.

Councilman Showalter introduced—

S. O. 58, 1878—An Ordinance to provide for improving the first alley west of California street, from Pratt street to First street, by grading and graveling.

The preceding ordinance was accompanied by the following petition; which was duly received :

*Indianapolis, October 21, 1878.*

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

*Gentlemen* :—The undersigned, owners of the real estate fronting on the alley between Camp and California streets, from Pratt street to First street, respectfully petition for the passage of an ordinance providing for the grading and graveling of the alley running from Pratt street to First street, between California and Camp streets—same to be done immediately.

And your petitioners will ever pray, etc.

Mary Benner, 40 feet ; John F. Richter, 20 feet ; Jonathan Hollingsworth, 33 feet ; Thomas L. Brown ; Dennis Sullivan, 53 feet ; Wm. McCarthy, 33 feet ; Walter W. Davy, 38 feet ; Elizabeth Bailey ; Mary E. Miller ; John J. Hawes, 33 feet ; Lea Clements ; H. S. Herr, 33 feet ; A. Dillingham.

Councilman Brown presented the following remonstrance against the passage of Special Ordinance 53, 1878 ; which, at his suggestion, was referred, together with aforesaid ordinance, to the Board of Public Improvements :

*Indianapolis, December 2, 1878.*

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

*Gentlemen* :—The undersigned, owners of the real estate fronting on Linden street, between Woodlawn avenue and Pleasant street, respectfully remonstrate against the passage of an ordinance providing for grading and graveling Linden street, between the points above named.

We do not feel that improvement is needed, and we are unable, at present, to

pay for it. All the property owners have signed this remonstrance, except the owners of 156 feet. Some of the last can not be found.

And your petitioners will ever pray, etc.

Geo. K. Schofield, 74 4-5 feet; Henry Schofield, 37 2-5 feet; Frank Schofield, 37 2-5 feet; Mary Schofield, 37 2-5 feet; N. Yoke, 31 2-10 feet; W. N. Jackson, 187 feet; Miss Sarah E. Robinson, 187 feet.

Councilman Anderson presented the following petition for and remonstrance against the passage of Special Ordinance 56, 1878; which, together with aforesaid ordinance, were referred to the Board of Public Improvements:

*Indianapolis*, November 25, 1878.

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

*Gentlemen*:—The undersigned, owners of the real estate fronting on Noble and Liberty streets, between New York street and Lockerbie street, respectfully petition for the passage of an ordinance providing for the grading and graveling of the alley, running from New York street to Lockerbie street, between the streets first above named.

And your petitioners will ever pray, etc.

George H. Webber, 75 Lockerbie street; Hermann Mintner, 320 E. New York street.

*Indianapolis*, December 2, 1878.

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

*Gentlemen*:—The undersigned, owners of the property fronting on the first alley between Liberty street and Noble street, respectfully remonstrate against the passage of an ordinance providing for improving the first alley between Liberty and Noble streets, from New York to Lockerbie street, for the reason that said alley is in a good condition, and needs no improvement.

And your remonstrants will ever pray, etc.

OLIVER S. KEELY, 190 feet.  
ALFRED HAYWOOD, 90 feet.

Councilman Bermann presented the following petition; which was referred to the Board of Public Improvements:

*Indianapolis*, November 1, 1878.

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

*Gentlemen*:—The undersigned, owners of the real estate fronting on Madison avenue and Yeiser, Downey, Dunlap, and Morris streets, respectfully petition for the passage of an ordinance providing for the laying of a street railroad track, and operating the same, under the provisions of the Street Railroad Company's charter and the ordinances governing the same, by which the residents on the above mentioned streets may reach the centre of the city, without walking.

And your petitioners will ever pray, etc.

John Mueller heirs, 317 feet on Madison avenue; R. Tousey, agt. T. L. & T. Co., 70 feet on Yeiser street; R. Tousey & Co., agts. E. W. Gibbs, trustee, 51½ feet Morris street; the same, 31 feet on Madison avenue; G. W. Alexander, agt. for 70 feet on Yeiser street; P. Lieber & Co., 317 feet on Madison avenue; P.



Lieber, 41 feet on Madison avenue; Jacob Metzger & Co., Madison avenue; Chas. Brinkman, corner of Penn. street and Madison avenue; Louis Ehrmann; Fr. Rapp, 42½ feet on Madison avenue; Fr. Rassfeld, 35 feet on Downey street; Chs. Behr, 35 feet on Yeiser street; Wm. Regenour, 35 feet on Yeiser street; Frederick A. Stuecker; August Williams; F. Dietz; W. Kautsky, 400 Madison avenue; Dean Brothers, 212 feet on Madison avenue; B. Reeves, 46 feet on Madison avenue; A. M. Kuhn & Co.; Jno. J. Hoover; Henry Sponsel; Western Furniture Co., Emrich, Prest., Madison avenue; Max Scheller, Madison avenue; Noble heirs; Barbara Sponsel, 38 feet on Madison avenue; Julius Feiner, 35 feet on Downey street.

PENDING ORDINANCES—PROCEEDINGS HAD THEREON.

This being the regular appropriation night, Appropriation Ordinances 73, 74, 75, 76, and 77, 1878, were severally read the second time, and ordered to be engrossed.

The following entitled ordinance was then read the third time :

Ap. O. 73, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$948.35.]

And was passed by the following vote :

AYES, 23—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following entitled ordinance was also read the third time :

Ap. O. 74, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$838.47.]

And was passed by the following vote :

AYES, 23—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following entitled ordinance was also read the third time :

Ap. O. 75, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station-Houses. [Amount appropriated, \$329.34.]

And was passed by the following vote :

SIG. 65.

**AYES, 23—viz.:** Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

**NAYS—None.**

The following entitled ordinance was also read the third time :

**Ap. O. 76, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$20,099.43.]**

And was passed by the following vote :

**AYES, 23—viz.:** Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

**NAYS—None.**

The following entitled ordinance was also read the third time :

**Ap. O. 77, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising. [Amount appropriated, \$396.87.]**

And was passed by the following vote :

**AYES, 23—viz.:** Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

**NAYS—None.**

On Councilman McKay's motion, the rules were suspended, for the purpose of taking up such General Ordinances, pending on second reading, as the Councilmen might desire to have placed on their passage, by the following vote :

**AYES, 23—viz.:** Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

**NAYS—None.**

The City Clerk then read the titles of aforesaid ordinances as they were found in the files, and further proceedings were asked on General Ordinances 43, 48, 50, and 52, 1878, which were severally read the second time.

General Ordinances 43 and 50, 1878, were severally ordered to be engrossed.

Further action on General Ordinance 48, 1878, was postponed.

The following entitled ordinance was stricken from the files :

- G. O. 52, 1878—An Ordinance providing for the Licensing of Private Scales in the City of Indianapolis, and regulating the weighing of certain articles offered for sale at the East and West Markets of the city.

The following entitled ordinance was then read the third time :

- G. O. 43, 1878—An Ordinance granting McIntire & Kuhn the right to build and use a Railroad Switch, constructed from the main track of the Jeffersonville, Madison & Indianapolis Railroad, upon a part of Madison avenue.

And was passed by the following vote :

AYES, 23—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following entitled ordinance was also read the third time :

- G. O. 50, 1878—An Ordinance granting the Board of State-House Commissioners the right and privilege of occupying certain portions of Tennessee, Ohio, and Mississippi streets with building material.

And was passed by the following vote :

AYES, 23—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

Councilman Anderson moved to suspend the rules, and take up General Ordinance 57, 1878, and place same on its passage ; which was ordered by the following vote :

AYES, 23—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

The following entitled ordinance was then read the second time, ordered to be engrossed, and read the third time, viz. :

- G. O. 57, 1878—An Ordinance granting Fred. P. Rush & Co. permission to re-build their three-story Frame Elevator, on the south part of the northwest half of Square No. 84, on Delaware street, between Maryland street and the Union Railway tracks.

And was passed by the following vote :

AYES, 23—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Layman, Marsee, Maus, Morris, Morse, McKay, O'Brien, Off, Reading, Reasner, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS—None.

## MISCELLANEOUS BUSINESS.

Councilman Anderson offered the following motion; which was duly adopted:

That Harald Schmidt have permission to drive over the south sidewalk of Court street, in the rear of No. 294 E. Washington street, for the purpose of delivering materials for a new building now in course of erection, *provided* he protect such sidewalk by laying down plank over such temporary driveway.

Councilman Brown offered the following motions; which were severally adopted:

That the Board of Aldermen be requested to take up and dispose of the amended market ordinance, recently passed by this body, or so much of said ordinance as relates to section 63 of original ordinance.

That R. P. Dunning be granted thirty days' extension of time to complete his improvement of Georgia street, between Meridian and Illinois streets.

The same gentleman presented the following memorial; which was referred to the Council and Aldermanic Committees on Gas-Light, for joint consideration:

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

The undersigned citizens, householders and property holders, living upon Prospect street, would respectfully represent that, for some weeks past, the gas-lamps on our street, for about two squares, have not been lighted, and we find it difficult to thread our way homeward these dark nights.

We further represent that, at the corner of Reid and Prospect streets there is a deep and open ditch, on the west side of Reid street, which renders it absolutely dangerous for a person to walk or drive on that street in the night-time.

That, as tax-payers, we respectfully, but firmly, protest against paying taxes to light other parts of the city, whilst we are left in outer darkness ourselves.

We, therefore, ask your honorable bodies to take such action as will right the evils under which we are now laboring. We want "more light."

And as in duty bound we will ever pray.

Samuel Davis, C. H. Albertsmeyer, Wm. Koss, August  
Richter, D. M. Forbis, J. P. Schneider.

November 18th, 1878.

Councilman Bruner offered the following motions; which were severally referred to the Board of Public Improvements:

That the Street Commissioner be directed to fill chuck-holes in Clifford avenue, from Pogue's Run to corporation line east.

That the Street Commissioner be directed to fill the chuck-holes in North street, between Massachusetts avenue and Noble street—the cost not to exceed fifteen dollars.

Councilman Cummings offered the following motion; which was duly adopted:

That the Street Commissioner, together with the City Civil Engineer, be instructed to report to this Council the probable cost, and the best way, to fix Tennessee street, from Ohio street, north, to Seventh street, at the next meeting of this body.

Also, offered the following motions; which were severally referred to the Board of Public Improvements:

That the Street Commissioner be ordered to have the gutters cleaned, and the holes filled, in First street, from Meridian street to West street.

That the Street Commissioner be requested to carry out the order from this body, in reference to the placing iron grates at the sewer-openings on the corner of North and Illinois streets, as there is very great danger of children being drowned, by falling in the same.

That the Street Commissioner be instructed to put some gravel on Illinois street, between Vermont and Michigan streets, as that square is in very bad condition.

Also, offered the following motion:

That the Chief Fire Engineer be ordered to notify Levi Comegys and Dr. Pierce to take down an old building, belonging to them, located on N. Mississippi street, between Fourth and Fifth streets, east side—the same to be done in ten days from this date; and if the same is not done by that time, the Chief Fire Engineer to do the same, at their expense.

In lieu of which, the following motion, offered by Councilman Wright, was duly adopted:

That the Chief Fire Engineer be directed to examine the building located on the east side of N. Mississippi street, between Fourth and Fifth streets, belonging to Levi Comegys and W. S. Pierce, and to take such action as public safety requires.

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

That the Street Commissioner be instructed to fill the chuck-holes in Washington street, at the intersection of Illinois street.

Also, presented the following petition; which, on Councilman Marsee's motion, was referred to the Council and Aldermanic Committees on Sewers and City Civil Engineer, for joint consideration, and with power to act:

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

*Gentlemen*:—The United States Encaustic Tile Company, respectfully petitioning, prays your honorable body to grant to said company the privilege of making connection, from its grounds, on the corner of Seventh street and the Lafayette Railroad, with the sewer on Seventh street, for the purpose of carrying off the roof water and other clean water from its premises.

And your petitioner will ever pray.

UNITED STATES ENCAUSTIC TILE CO.

W. W. LYON, Secretary.

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

That the Street Commissioner be instructed to clean the gutters and fill the chuck-holes in East street, between North and Cherry streets.

Councilman Maus offered the following motion; which was duly adopted:

That the Street Commissioner be directed to order the owner of the property on the north side of New York street, between Minerva street and the first alley east, to repair the sidewalk in front of said-property.

Councilman Morris offered the following motion; which was duly adopted:

That John Greene be granted thirty days' extension of time in which to complete his contract on Lawrence street.

Councilman Morse offered the following motion; which was referred to the Council and Aldermanic Committees on Gas-Light, for joint consideration:

That the Indianapolis Gas-Light and Coke Company be requested to re-light the lamp on New York street, north side, between West street and the canal, and to seal up the lamp on West street, west side, between canal and New York street.

Councilman McKay offered the following motion; which was duly adopted:

That twenty days' extension of time be granted Richard Carr in which to complete his contract for improving the alley between Delaware and Pennsylvania streets, from Home avenue to King street.

Also, offered the following motion; which failed of adoption:

That the Indiana District Telephone Company have permission to use the streets and alleys, to set poles and run wires for telephones, subject to direction of City Civil Engineer.

Also, offered the following motion:

That the Street Commissioner be instructed to lay a double-stone crossing over Pennsylvania street, in front of the Opera House, the property owners to pay for the stone.

To which the following amendatory addition was made, on motion of Councilman Layman:

"And the cost of laying the same—said work to be done under the supervision of the City Civil Engineer."

And then the original motion, amended by above additional clause, was duly adopted.

Councilman McKay also offered the following motion :

That the Fire Board be, and are hereby, directed to discontinue from the service of the Fire Department one hose-reel, and have it properly housed, for future use, if necessary.

Which, on motion of Councilman Tucker, was laid on the table by the following "aye and nay" vote :

AYES, 12—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Cummings, Dill, Morse, O'Brien, Reading, Steeg, Tucker, and Wiese.

NAYS, 11—viz.: Councilmen Layman, Marsee, Maus, Morris, McKay, Off, Reasner, Rodibaugh, Showalter, Walker, and Wright.

The same gentleman presented the following petition; which was referred to the Judiciary Committee and the City Attorney :

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

The Trustees of Indiana Asbury University respectfully show—

1st. That by virtue of the provisions of an amendment to the charter incorporating said University, the real estate held by said trustees is exempt from taxation.

2d. That said University heretofore became the owner of lots 143, 144, 145, and 146 in Ingram Fletcher's Third Addition to the City of Indianapolis, by donation deed to Jno. W. Ray, as trustee for said University. See Deed Record 45, p. 574.

3d. That said trustee sold said lots, by title-bond, on or about January 1st, 1874, and that the purchaser has been unable, and is now, as said trustee is informed, wholly unable, to pay for said lots, and that said University has to proceed on said lots for payment of the purchase money.

4th. That said lots have been placed on the tax-duplicate of the City of Indianapolis, and assessed, in the name of the Trustees Indiana Asbury University, for taxes, and now stand so assessed, by a wrong description of the same.

Therefore, in consideration of the facts above stated, said Trustees of Indiana Asbury University ask your honorable bodies to order the proper steps to be taken, under which said lots shall be certified off the tax-duplicate and the assessment thereon be annulled.

TRUSTEES INDIANA ASBURY UNIVERSITY,

November 21st, 1878.

Per JNO. W. RAY, Treas.

Councilman O'Brien offered the following motion; which was duly adopted :

That the attention of the Board of Public Improvements be called to the almost impassable condition of the streets and crossings in the vicinity of West and South streets. It is suggested that the gentlemen of the Board look to the premiums on their life policies before starting on the expedition.

Councilman Reasner offered the following motion; which was referred to the Board of Public Improvements, who were given power to act :

That the Street Commissioner be instructed to make a foot-walk, out of cinders, along the south side of Ohio street, from Arsenal avenue to new School-House No. 14, located on Ohio street.

Councilman Rodibaugh presented the following communication, accompanied by the paid bills therein referred to (aggregating \$7.90); and said communication and bills were referred to the Council and Aldermanic Committees on Accounts and Claims, for joint consideration :

*Indianapolis, November 25, 1878.*

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

*Gentlemen*:—In obedience to your order of the 18th instant directing me to remove H. Roemer's stand from the West Market, upon his continuing to refuse to pay the market fee, I have the honor to report that, on Wednesday, the 20th, I demanded payment of said Roemer, which he refused; and, on Thursday, the 21st, I employed help, and removed his stand to the rear of the market. The bills attached are the amounts paid by me for said work; which I respectfully ask be allowed.

Very respectfully,

CHAS. N. LEE, Master West Market.

Councilman Tucker offered the following motion, which the Chair (Hon. I. C. Walker, President *pro tempore*) ruled out of order :

That the Fire Department, as organized during the past, consisting of seven Steamers, eleven Hose-Reels, one Hook and Ladder Company, and one Skinner Truck, be retained in service during the rest of the present fiscal year, ending May 15th, 1879.

Also, offered the following motion; which was referred to the Board of Public Improvements :

That the Street Commissioner be instructed to clean and fix the gutters on Huron street, between School and Noble streets, so that the water will run off.

Councilman Wiese offered the following motions; which were severally referred to the Board of Public Improvements :

That the Street Commissioner be directed to fill the chuck-holes in Union street, between McCarty and Ray streets.

That the Street Commissioner be directed to clean the gutters of Meridian street, between McCarty and Ray streets.

That the Street Commissioner be directed to fill the chuck-holes in Madison avenue, between Merrill street and the J., M. & I. Railroad.

Councilman Wright presented the following petition and appended paper; which, at his suggestion, were referred to the Judiciary Committee and the City Attorney :

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

The undersigned, Elizabeth Chamberlain, respectfully shows that she is the widow of Moses Chamberlain, and has been for twenty years past.

That she is the owner of a strip of ground, twenty-two feet in width, on Vermont street, in the City of Indianapolis, Marion county, Indiana—being a part of out-lot 153.



That said property was appraised and taxed, for city purposes; and that, during the last three years, she has paid taxes thereon, to the City Treasurer, as follows: March 10th, 1876 (No. 2681), \$33.00; September 5th, 1877 (No. 2788), \$25.63; April 2d, 1878 (No. 2855), \$19.10.

That, during all these years, and at these times of payment, her entire estate real and personal, has not exceeded in value the sum of one thousand dollars. She has not been allowed the exemption given in clause 8, section 6 of the Act approved December 21st, 1872.—Statutes of Indiana, volume one (1), page seventy-four (74).

She prays that the exemption be allowed her for this year, and succeeding years, and that a proper part of the taxes above referred to, and paid, be refunded her—to-wit, the taxes on \$500 of said property, for each and all of said years.

ELIZABETH CHAMBERLIN.

STATE OF INDIANA, *Marion County*, ss:

Subscribed and sworn to before me, November 7th, 1878.

AUGUSTUS B. YOUNG, Notary Public.

*Indianapolis*, September 30, 1878.

Mrs. Elizabeth Chamberlain, City:

We have looked at your house and lot, No. 336 W. Vermont street, to estimate its value. The twenty-three feet front of lot and house we estimate the cash value at nine hundred dollars. We think it has not been worth to exceed one thousand dollars since 1875.

Very respectfully,

DAVID GIBSON,  
JOHN SCOTT.

The same gentleman then moved to reconsider the vote by and through which the Common Council had refused to adopt the motion to give the Indiana District Telephone Company permission to use the streets and alleys, to set poles, etc. [see page 646, *ante*], and such motion to reconsider was adopted by the following vote:

AYES, 17—viz.: Councilmen Anderson, Bermann, Brown, Bruner, Dill, Layman, Maus, Morris, McKay, Off, Rodibaugh, Showalter, Steeg, Tucker, Walker, Wiese, and Wright.

NAYS, 5—viz.: Councilmen Marsee, Morse, O'Brien, Reading, and Reasner.

On Councilman Layman's motion, the matter was then referred to the Council and Aldermanic Judiciary Committees and the City Attorney, with instructions to prepare and report, at the next meeting of this body, an ordinance to regulate the construction of telegraph, telephone, and like lines, but allowing the work of this particular company to proceed in the meanwhile, under the direction and control of aforesaid committees and officer.

Councilman Wright then moved the adoption of the original motion; which the Common Council refused to do.

On motion, the Common Council then adjourned.

.....Mayor,  
President of Common Council.

Attest : .....City Clerk,

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