

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—MAY 19, 1879.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, May 19th, A. D. 1879, at half-past seven o'clock, in regular session.

PRESENT—Hon. John Caven, Mayor, and, *ex officio*, President of the Common Council, in the Chair, and 24 members, viz.: Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Brien, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

ABSENT, 1—viz.: Councilman Wood.

Sealed proposals for making the below-described improvements [under the provisions of the special ordinances noted before the same], were opened and read by the City Clerk, and were then referred to the Board of Public Improvements :

- S. O. 4, 1879—Grading, and paving with brick, the west sidewalk of Arsenal avenue, from Washington street to the first alley north of Washington street.
- S. O. 6, 1879—Curbing with stone and paving with brick the west sidewalk, and bowldering the west gutter, of Alabama street, from Washington street to Market street.
- S. O. 7, 1879—Grading and bowldering Delaware street, from Washington street to the north line of Wabash street.
- S. O. 9, 1879—Improving the Alley between Ash street and College avenue, from the first alley north of Christian avenue to the second alley north of Christian avenue, by grading and graveling.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; and the recommendation, therein contained, was duly concurred in :

To the Mayor and Common Council :

Gentlemen :—At meetings of the Common Council and Board of Aldermen, held, respectively on the 14th and 15th days of April, 1879, a contract was awarded to R. H. Patterson for grading and bowldering Maryland street and the north

gutter thereof, from Illinois street to Tennessee street. Thus far, the contractor has failed to file his bond.

As the improvement is necessary, and should be done as soon as possible, I would recommend that said work be re-advertised for proposals.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

As pertinent to above report, Councilman Kahn made the following motion; which was duly adopted:

That the City Civil Engineer be ordered to enter upon a "black list" the names of all persons to whom contracts may be awarded for making public improvements, if such contractors do not file their contracts and bonds in his office within the time (five days) stipulated in the city ordinance on this subject.

The same officer submitted the following communication, accompanying it with the contracts and bonds therein referred to; which communication was received, and the contracts and bonds were severally concurred in and approved:

To the Mayor and Common Council:

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

Contract and bond of James W. Hudson, for grading and graveling Garden street and sidewalks, from Eddy street to Tennessee street. Bond, \$300; surety, R. P. Dunning.

Contract and bond of Henry Clay, for grading and graveling New York street, widening and curbing the sidewalks and bowldering the gutters thereof, between Tennessee and Missouri streets. Bond, \$3,000; surety, J. M. W. Langsdale.

Contract and bond of Fred Gansberg, for grading and graveling Linden street and sidewalks, from Prospect street to Pleasant street. Bond, \$1,000; surety, Richard Carr.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The City Clerk submitted the following report; which was duly received, and the official bonds (presented with report) were severally approved, except last two, which were referred to Committee on Finance:

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

Gentlemen.:—I herewith report the official bonds of the following city officers-elect, who have otherwise qualified by filing with me their certificates of election and oath of office, as is required by law, viz.:

John A. Henry, City Attorney; penalty of bond, \$1,500; giving, as security, Ingram Fletcher.

Leander A. Fulmer, Street Commissioner; penalty of bond, \$2,000; giving, as security, Richard Carr and Geo. W. Buchanan.

John G. Pendergast, Chief Fire Engineer; penalty of bond, \$1,500; giving, as security, Norman S. Byram and Adam Scott.

Albert Izor, Market Master, East Market; penalty of bond, \$3,000; giving, as security, Daniel G. Kern and J. L. Mothershead.

Wm. N. Wishard, Superintendent of City Hospital and Branch; penalty of bond, \$2,500; giving, as security, Isaac N. Pattison and Thomas N. Bryan.

Respectfully submitted,

BENJ. C. WRIGHT, City Clerk.

The City Marshal presented the following communications; and, on motion, the nominations were severally approved:

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

Gentlemen.—I hereby nominate and appoint Joseph R. Forbes as Deputy City Marshal, and respectfully ask that you consent to and confirm said nominee.

RICHARD S. COLTER, City Marshal.

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

Gentlemen.—I hereby nominate and appoint Alonzo D. Harvey as Deputy City Marshal, to serve without compensation from the City of Indianapolis, subject to revocation at any time by me, and ask that you consent to and confirm said nominee.

R. S. COLTER, City Marshal.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Fire Board, through Councilman Tucker, submitted the following report; and the recommendation, therein contained, was duly concurred in:

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

Gentlemen.—Having been advised of an advance in hose of at least 25 per cent., and being offered former prices, if purchased before the 26th of the present month, we, therefore, most respectfully recommend the immediate purchase of 2,250 feet, and ask that the Fire Board and Chief be authorized to purchase said amount, at same price and on same terms and conditions as last hose was purchased.

JAMES T. LAYMAN,
W. H. TUCKER,
JOHN R. PEARSON,
Fire Board.

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

Report of Deaths in the City of Indianapolis, from May 1st to 15th, 1879, inclusive.

Under 1 year	5
1 to 2 years	0
2 to 5 "	1
5 to 10 "	2
10 to 15 "	0
15 to 20 "	2
20 to 25 "	2
25 to 30 years	5
30 to 40 "	5
40 to 50 "	6
50 to 60 "	4
60 to 70 "	6
70 to 80 "	2
80 to 90 "	0
90 to 100 "	0
100 and upwards	0
Unknown	0

Total 40

HENRY JAMESON, M. D., President.
JOSEPH W. MARSEE, M. D.
WILLIAM WANDS, M. D., Secretary.

The Board of Public Improvements, through President McKay, submitted the following report; which was duly approved:

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

Gentlemen:—In presenting our report of the past year, we take pleasure in being able to place before you an accurate statement of all expenditures, believing that our endeavor to judiciously apply the funds placed in our hands is fully appreciated by you. We shall consider it sufficient to give total amounts expended under the several branches of our Department, with some observations thereon. The largest item of expense is the Pay-Roll. In this, you will understand, is included the payment of the men in the sewer, bowlder, and bridge gangs, and all the laborers, teams, and foremen employed by the city. It amounts in the aggregate, to \$24,460.98, being fully 82 per cent. of the entire expense of our Department. By this it will readily be seen what a large proportion of the money expended has gone into street repairs, where, you will all agree, it was much needed, and where considerable more could have been judiciously expended.

We believe that the streets, with the exception of those improved with wooden blocks, are in better condition than they were one year ago. We repaired three squares of the block pavement on Meridian street, from New York to North street, last June. That part is in fair condition now. Meridian street, from North to Seventh, and Tennessee, from Washington to Seventh, are in such poor condition that we have thought it unwise to expend money on them in repair.

The construction of roadways has engaged the attention of municipal governments for many years. Various new methods have been adopted, and, after several years of trial, abandoned, proving neither durable nor economical. It is admitted by all that suitable stone and gravel are the best materials for streets that have yet been tried. This being true, we should consider our city singularly fortunate in having near at hand an inexhaustible supply of both, and should at once try to adopt some systematic method of improvement with these materials, and adhere to it. Bowlders for business streets are considered the best, and should not be supplanted by stone or gravel. More care should be taken with the foundation; it is as essential to the street as to the house. The width of our roadways add much both to construction and repair. It should be reduced on all streets not used for business, as rapidly as they need re-improving.

In no case (except some remote or little-used street) should an ordinance be passed for improvement that does not provide for bowldered gutters, curbed with stone. In the gutter, next the curb, should be placed a flat flag-stone not less than twelve inches in width, presenting a smooth surface, thereby giving all possible assistance to the drainage, though the fall be slight. Not only is this economy to the property holder, but a sanitary measure. It is also of great importance in the cleaning of streets to have this kind of improvement; for, with the unskilled laborers we are compelled to employ, a gravel or dirt gutter is left in such an uneven condition that the free flow of water is impossible, and immediate repairs demanded.

On the 8th day of January, 1879, the stone yard was established, and located on leased ground, on lot 12, square 100, S. Alabama street. We were directed to have the lot properly inclosed and a suitable house built, for the purpose of working the prisoners confined in the Station House. This we did at an entire cost, including labor and materials, of \$185.86. The object in view was to demonstrate whether it would be of any advantage to the city to thus employ the prisoners, before more costly buildings should be erected. We believe the present temporary buildings all sufficient, and regard the experiment as entirely satisfactory. More work has been done than we expected. No out-breaks or disorderly conduct on the part of the prisoners have been attempted. There is a large quantity of broken stone now on hand. We have been using it quite freely in repairs on N. Illinois and E. Market streets, and find, when properly used, it makes a durable street.

We have adopted this plan for repairing chuck-holes: 1st, Remove all the old material to the depth of eight or ten inches, leaving perpendicular walls all around; 2d, Fill the excavation level full with broken stone; cover this with the

old material removed; then make it solid and smooth with a heavy iron roller. When a chuck-hole is repaired in this manner, that much good durable street is made. So far we are pleased with the result, and contemplate adopting the same method where repairs are made with gravel.

There are several items of expense charged in the Pay-Roll that properly belong to other departments,—for instance, we constructed and paid for the bridge over the I. C. & L. Railway, at Benton street, \$97; also the bridge over Pleasant Run, at Spruce street, \$55. These should have been charged to the "Bridge Fund." We paid \$167 for filling the lot, and grading and graveling the streets and sidewalks, of the West Market. This should have been charged to the "Market Fund."

The largest sum expended for any item of material was \$1,815.22 for lumber. When we consider that, during the year, three hundred repairs have been made on wooden bridges, 407 repairs made on wooden culverts, 137 new wooden foot-bridges, and 50 new wooden culverts constructed, the sum does not seem large.

73 repairs have been made with gravel and cinders.

1037 squares, or 100 miles, of streets cleaned.

79 repairs made on bowlderized streets.

47 cleanings of gutter-pipes and 329 cleanings of catch-basins have been made. 18 catch-basins cemented.

54 cleanings of drinking-fountains made.

560 feet of fencing built along the west bank of White River.

Both sides of Pogue's Run, from McNabb street to South street, have been fenced with double rail and cedar posts.

180 feet of Akron pipe put in Railroad street, to connect with catch-basin.

6 stone crossings have been put down.

The following are the amounts expended under the different accounts :

Affidavits.....	\$	3	15
Boulder rammer.....		5	00
Paving brick.....		13	00
Cement.....		67	50
Cement pipe and lime.....		36	88
Cinders (paid Rolling-Mill).....		239	00
Coal for Stone Yard.....		1	75
Extra hauling.....		32	00
Two pairs rubber boots.....		8	00
Twelve months' rent for shop and yard of Street Commissioner.....		60	00
Repairs on Benton street bridge.....		5	65
Extra clerk hire. (This was on allowance made to Mr. Davis by the retiring Board of 1878, but paid in this fiscal year).....		15	00
Bowlders.....		388	85
Wagon and repairs for use of Board.....		104	00
Blacksmithing.....		413	88
Freight on stone.....		230	00
Freight on lumber.....		167	71
Gravel.....		676	40
Hardware.....		435	38
Lumber.....		1,815	22
Sand.....		239	41
Stone for crossings.....		132	22
Stone spawls.....		69	00
Pay-Roll.....		24,460	98
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Total.....	\$	29,619	48
Balance on hand May 16th, 1878.....	\$	1,010	63
Appropriations during the year ending May 15th, 1879.....		30,000	00
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Total for year.....	\$	31,010	63
Total expenditures for the fiscal year ending May 15th, 1879.....	\$	29,619	48
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Balance on hand May 15th, 1879.....	\$	1,391	1

Which will be sufficient, without asking any further appropriation, to carry us over until the beginning of the new fiscal year, June 1st, 1879.

Respectfully submitted,

M. H. MCKAY,
H. COBURN,
JOHN L. MARSEE,

Board of Public Improvements.

REPORTS, ETC., FROM COMMITTEES.

The Select Council and Aldermanic Committees on Printing, through Councilman Brown, submitted the following report :

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

Gentlemen :—Your Select Committees on Printing, etc., to whom was assigned the duty of receiving, opening, considering, and reporting upon bids for doing the city printing and blank-book work, furnishing stationery supplies, publishing the city delinquent tax-list, doing the city advertising, and doing the city bill-posting, would report that we met at the office of the City Clerk, on Wednesday evening, the 15th instant, and organized by the selection of Alderman Layman as chairman and Councilman Brown as secretary of the joint committees.

On Wednesday evening we opened and classified all the bids ; but not finishing our work, we adjourned until Saturday evening, 17th instant. At the adjourned meeting, in consequence of Alderman Layman's absence from the city, we called upon Alderman Chandler to preside.

We submit the following, as the result of our deliberations :

FOR CLASS A—BOOK-WORK AND PRINTED BLANKS

There were five bidders—viz.: "The Indianapolis Journal Company," "The Indianapolis Sentinel Company," William B. Burford, Randall & Fish, and J. A. Dynes & Co.

Class A consists of ninety-six (96) items, and embraces the printing and binding of the journals of your honorable bodies, the composition and presswork on annual reports and other book-work, the furnishing of printed blanks, and the doing of other enumerated job-printing.

The first five items in "Class A" consist of printing two hundred copies of the journals of the Common Council, Board of Aldermen, and Joint Convention, (including composition, paper used, presswork, folding, and stitching); the composition, paper used, and presswork of an equal number of indices; and the half-binding of 105 volumes, and full sheep binding of 10 volumes of the completed work. During the past year, this portion of the city printing and binding cost about one-half of the aggregate moneys paid on account of what we have this year designated as "Class A." We have, therefore, deemed it best to separately schedule these five items, as below :

William B. Burford made the lowest bids on 4 of these items, and was 2d on 1.

Indianapolis Journal Company was next lowest on printing the journals; was 2d and 3d on the indices; and was 3d and 4th on the binding.

Randall & Fish were 2d on the binding; 3d on printing the journals; and 4th on the indices.

Indianapolis Sentinel Company was lowest on Brevier indices; was 3d on binding; and 4th and 5th on printing the journals.

J. A. Dynes & Co. were lowest and 3d on the indices; were 4th on printing the journals and half-binding; and 5th on full sheep binding.

On the remaining 91 items of this class, the bids are found to be as follows :

William B. Burford made the lowest bids on 68 items; was 2d on 18; 3d on 3; and 4th on 2.

Indianapolis Journal Company made the lowest bids on 8 items; was 2d on 25; 3d on 30; 4th on 16; and 5th on 12.

Randall & Fish made the lowest bids on 35 items; were 2d on 14; 3d on 27; 4th on 13; 5th on 1; and did not bid on 1.

Indianapolis Sentinel Company made the lowest bids on 17 items; was 2d on 40; 3d on 18; 4th on 12; and 5th on 4.

J. A. Dynes & Co. made the lowest bids on 6 items; were 2d on 22; 3d on 14; 4th on 28; 5th on 18; and did not bid on 3.

There were a goodly number of concurrent bids on the several items of this class, the which could be set forth in this report, if it were thought of any advantage in determining the actual lowest bidder.

William B. Burford being the lowest and best bidder for "Class A—Book-Work and Printed Blanks," your committees recommend that he be awarded such contract.

FOR CLASS B—BLANK-BOOKS, COMPLETE FOR USE,

There were four bidders—viz.: "The Indianapolis Journal Company," "The Indianapolis Sentinel Company," William B. Burford, and J. A. Dynes & Co.

Class B consists of fifty-six (56) different kinds and sizes of blank-books and of six (6) other additional items.

After consultation with the City Clerk and other city officers, your committee have come to the conclusion that there is not any likelihood of more than twenty (20) of the sizes and kinds of scheduled blank-books being required during the present year; and, we therefore, made our comparisons on that understanding, and they result as follows:

The Indianapolis Journal Company made the lowest bids on 15 of these selected books; was 2d on 3; 3d on 1; and 4th on 1.

William B. Burford made the lowest bids on 10 of these selected books; was 2d on 9; and 3d on 1.

J. A. Dynes & Co. made the lowest bid on one of these selected books; was 2d on 6; and 3d on 13

The Indianapolis Sentinel Company made the lowest bid on one of these selected books; was 3d on 7; and 4th on 12.

The Indianapolis Journal Company and William B. Burford were ties on five (5) of the selected books.

It appearing to us, that "The Indianapolis Journal Company" are the lowest and best bidders for the blank-books required by the city officers and official boards during the coming year, your committees recommend that it be awarded this contract.

FOR FURNISHING STATIONERY SUPPLIES

There were three bidders—viz.: "The Indianapolis Journal Company," William B. Burford, and Cathcart & Cleland.

From the comparative schedule of ninety-seven (97) items, the following appears:

Cathcart & Cleland made the lowest bids on 65 items.

William B. Burford made the lowest bids on 30 items.

The Indianapolis Journal Company made the lowest bids on 17 items.

The above three bidders tied on 2 items; Cathcart & Cleland tied William B. Burford on 6 items, and tied the Indianapolis Journal Company on 3 items; William B. Burford and the Indianapolis Journal Company tied on 4 items.

Cathcart & Cleland being the lowest and best bidders, your committees recommend that they be awarded this contract.

FOR DOING CITY BILL-POSTING

There were two bidders—viz.: Harbison & Abrams and John Edwards.

John Edwards being the lowest and best bidder, your committees recommend that he be awarded the contract.

FOR DOING THE CITY ADVERTISING

Bids were submitted from "The Indianapolis News," "The Indianapolis Sentinel," "The Southside," "The People," and "The Western Citizen."

Only two of the foregoing bidders complied with the specifications governing the making of bids for this portion of the city work, by accompanying such bids with the required affidavits as to circulation—viz.: "The Indianapolis News" and "The Southside." The bid of "The Indianapolis News" is 30 cents per square of nine lines of Nonpareil type; and that of "The Southside" is 12 cents for a like square. The informal bids are as follows: From "The Indianapolis Sentinel," 13 cents a square; from "The Western Citizen," 10 cents a square; and from "The People," 9 cents for a square of ten lines.

Your committees make no recommendation to award this contract, but leave it to the Council and Board or the Standing Committees on Printing (hereafter to be appointed) to determine the matter by re-advertising or otherwise.

FOR PUBLISHING THE CITY DELINQUENT TAX-LIST,

The Indianapolis Sentinel, The Indianapolis News, The People, The Southside, and the Western Citizen submitted bids.

As there are great differences both in the number of copies proposed to be published and the price for each "description" in the bids of the above named newspapers, your committees would recommend that the City Clerk be instructed to advertise for new proposals for this portion of the city advertising.

Your committees would state that, in their opinion, an issue and distribution of five hundred copies of the delinquent tax-list on the four weekly dates required by law, with the delivery of not less than one hundred copies, on each of said dates, at the office of the City Treasurer, would be really or quite a sufficient supply. The County of Marion, your committees are informed, only have about 1,000 copies of its delinquent tax-list printed. The County delinquent tax-list must be fully double that of the city. It is possible to save some money to the city, if you shall agree with us in our judgment as to the minimum issue we here suggest. Last year, "The Indianapolis News" had this contract, and furnished 5,860 copies. It is very doubtful whether 500 copies of this enormous issue reached delinquent taxpayers through news-carrier distribution. The number of city tax delinquents, both resident and non-resident, average, annually, about 1,000. Therefore, we repeat that, in our opinion, 2,400 or 2,500 copies of the delinquent tax-list will be an ample issue.

We would, also, add that it is the custom of the present City Treasurer to call the attention of all delinquents by postal cards, and the matter of publishing the delinquent tax-list is, therefore, solely for the purpose of complying with the law.

Respectfully submitted,

JAMES T. LAYMAN,
T. E. CHANDLER,
W. F. PIEL, Aldermen.
M. L. BROWN,
MARTIN MCGINTY,
F. W. HAMILTON, Councilmen.

On motions, duly made, William B. Burford was awarded the contract for "Class A—Book-Work and Printed Blanks"; the Indianapolis Journal Company was awarded the contract for "Class B—Blank-Books, complete for use"; Cathcart & Cleland were awarded the contract "For furnishing Stationery Supplies"; and John Edwards was awarded the contract "for doing City Bill-Posting," in accordance with the recommendations made in foregoing report.

The portion of above report headed "For doing the City Advertising"

being under consideration, Councilman Tucker moved to award that contract to "The Southside."

Councilman Hamilton moved that the City Clerk re-advertise for proposals for doing this portion of the public work.

On Councilman Rooker's motion, the proposition to re-advertise was laid on the table.

Councilman Morrison moved to refer the city advertising matter to the Council and Aldermanic Standing Committees on Printing, when appointed; which proposition was adopted by the following "aye and nay" vote:

AYES, 15—viz.: Councilmen Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Sheppard, and VanVorhis.

NAYS, 9—viz.: Councilmen Bermann, Bieler, Brown, Bryce, Harmening, Rooker, Shilling, Tucker, and Wiese.

MESSAGE FROM THE BOARD OF ALDERMEN.

The following message was read:

To the Mayor and Common Council:

Gentlemen:—At a regular session of the Board of Aldermen, held on Tuesday evening, May 13th, 1879, said Board appointed the President, President *pro-tem.*, and Alderman Grubbs as a Committee of Conference on Joint Rules for the government of the Common Council and Board of Aldermen, and said committee were given power to have such rules printed, and presented for approval.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

And then Councilman McKay made the following motion; which was duly adopted:

That the President and the President *pro tempore*, together with three Councilmen, to be appointed by the Chair, act with a like committee from the Board of Aldermen to revise the rules and committees of the Council and Board of Aldermen, and report at the next regular meeting.

President Caven appointed Councilmen McKay, Kahn, and McGinty as associate members with himself and Councilman Brown, President *pro tempore*, on the Select Committee on Rules.

NEW ORDINANCES.

Under this order of business, the following entitled ordinance was introduced, and was read the first time:

By Councilman McKay:

G. O. 19, 1879—An Ordinance 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 Fiscal Year ending on May 31st, 1880.

On Councilman McKay's motion, the rules were suspended, for the purpose of now reading the foregoing entitled ordinance the second and third times, and placing same on its passage; by the following vote :

AYES, 23—viz.: Councilmen Bermann, Bieler, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

NAYS—None.

Aforesaid ordinance was read the second time, and was then, on Councilman McKay's motion, amended by adding the following proviso at end of the second section :

Provided, That in the event the courts shall decide that the city or her Treasurer have no power to deduct any percentage from the amount of taxes assessed by the Board of School Commissioners, as compensation for the collection thereof, then the City Treasurer shall not be entitled to have or receive any percentage for the collection of taxes assessed by the said Board of School Commissioners.

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

AYES, 24—viz.: Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

NAYS—None.

Councilman Brown presented the following remonstrance; which, at his suggestion, was referred, with Special Ordinance 17, 1879, to the Board of Public Improvements :

Indianapolis, May 19, 1879.

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

Gentlemen :—The undersigned owners of the real estate fronting on Shelby street, between Prospect street and south corporation line, respectfully remonstrate against the passage of an ordinance providing for the grading and graveling of said street, between said points. The property owners along the line of said street have but recently been taxed for the expense of widening the same, and feel that it would be an act of injustice to compel them to pay for this contemplated improvement when they are unable to pay for it and do not want it. Many of the property owners on this line own small properties, which they would lose if this improvement is made.

And your remonstrants will ever pray, etc.

Thames Loan and Trust Co., R. Tousey & Co. agents,
66 feet; Receiver for Geo. P. Bissell & Co., 150 feet;
S. A. Fletcher, 66 feet; F. M. Churchman, 60 feet;
Patrick Walsh, 66 feet; Peter Dennis, 64 feet;
Mary Wehn, 31½ feet; John F. Bruening, 132 feet;
Ellen E. Baker et al., 150 feet; W. V. Reading 37½
feet; John T. Budenz, 252 feet; Eleanore Kuhlmann, 300 feet; Annie L. Fredericks, 33 feet; Barth Heirs; Annie M. Jeck, Fannie G. Roll, Carrie L. Leonard, 2,000 feet; David Munson, 460 feet; David Munson, 68 feet; B. C. Shaw, 740 feet; S. W. Meredith, 41 feet; Dr. B. Atkinson, 51 feet 4 in.; John Fisher,

34 feet; H. W. Laut, 76 feet; Charles Huggins, 180 feet; John Krupp, 196 feet; Louis Fitzgerald, by A. L. Roache, 66 feet; F. H. Lehr, 73 feet; Thomas Hoehn, 36 feet; F. Geckler, 36 feet; George Grinsteiner, 36 feet; George Grinsteiner, 36 feet.

MISCELLANEOUS.

Under this order of business, the following papers were presented and disposed of:

Councilman Dowling presented the following petition and appended motion; which petition was received, and the appended motion was duly adopted:

To the Honorable, the City Council of Indianapolis:

The undersigned, the Governor and State Officers of the State of Indiana, would respectfully show to your honorable body, that the State is about to erect an addition to the south end of the present State Building, situated on the corner of Washington and Tennessee streets, and require sewerage for the purpose of said building. They, therefore, respectfully ask permission to construct a sewer from said proposed building, to unite with the city sewer on Kentucky avenue, under such regulations as your honorable body may require.

J. D. WILLIAMS, Governor.
 M. D. MANSON, Auditor State.
 W. FLEMING, Treasurer State.
 J. G. SHANKLIN, Secretary State.
 G. SCHMUCK, Clerk Supreme Court.
 S. G. PERKINS, }
 J. L. WORDEN, } Judges
 GEO. V. HOWK, } Supreme
 W. E. NIBLACK, } Court.
 HORACE P. BIDDLE, }
 T. W. WOOLLEN, Attorney General.
 A. N. MARTIN, Rep. Supreme Court.

That the prayer of the petitioners be granted—said work to be done at the expense of the State of Indiana, and under the direction of the City Civil Engineer.

Also, offered the following resolution:

Resolved, That the City Marshal be, and he is hereby, authorized and directed to notify the qualified electors thereof, that an election will be held on Saturday, the 14th day of June, 1879, to elect School Commissioners for the City of Indianapolis, in the following named districts and places, to-wit:

District No. 1—At the school house on the corner of Vermont and New Jersey streets.

District No. 2—At the school house on the corner of Delaware and Walnut streets.

District No. 10—At the school house on the corner of Ash street and Home avenue.

District No. 11—At the school house on the corner of Fourth and Tennessee streets.

The said School Commissioners to be elected for three years from the 7th day of July, 1879, to fill the vacancies which will then occur by limitation.

Which was duly adopted by the following vote :

AYES, 24—viz.: Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

NAYS—None.

Councilman Dowling made the following motion ; which, under the rules, was referred to the Board of Public Improvements :

That the Street Commissioner be instructed to cover the stone in the centre of Ohio street, between Alabama and East streets, with sand.

Councilman Hamilton made the following motions ; which were severally adopted :

That all former members of the Board of Aldermen and of the City Council, who have retired from office, and have in their possession copies of the ordinances and laws of the City of Indianapolis, which were furnished them by such city, are hereby respectfully requested to return them to the Clerk's office, for the use of members now in office.

That the Board of Public Improvements ascertain the location of the street and road roller, known by the name of "Romeo," and whether it is, or is likely to be, of any practical use to the city in packing graveled, sanded, or macadamized streets (or for any other purpose); if not, that said Board at once proceed and sell said roller for the best price that can be had for it, and report proceedings and action in the premises for confirmation by this Council.

Also, presented the following petition ; which was referred to the Committee on Finance :

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

Gentlemen :—Your petitioner would respectfully represent that, on the 16th day of January, 1878, he paid to the City Treasurer the sum of two dollars and twenty-seven cents (\$2.27), as shown by the accompanying receipt, being paid for the taxes of A. C. Bramwell.

Your petitioner would, therefore, ask that the above amount (\$2.27) be refunded to him, on the ground of erroneous payment, being paid in the name of A. C. Bramwell, instead of A. A. Bramwell; and I hereby certify that I never lived at No. 213 N. Pennsylvania street, the residence placed on the duplicate for A. C. Bramwell, and the above amount was withheld from my pay erroneously, and I, therefore, ask that the same be refunded

A. A. BRAMWELL, Petitioner.

Councilman Lamb presented the following petition and appended motion ; which petition was received, and the appended motion was duly adopted :

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

Gentlemen :—The undersigned persons, for and in behalf of The Grand Lodge of Masons (colored) for the State of Indiana, ask your permission to use the Southern Park for their Lodge celebration, to be held on June 24th, 1879.

Yours respectfully,

CHAS. E. BAILEY,
WM. H. RUSSELL,
BENJ. THORNTON.

That foregoing petitioners be granted use of the Southern Park for their 24th June celebration, *provided* said grounds have not been already promised other parties on same date, by proper authority.

Councilman Morrison made the following motions; which, under the rules, were referred to the Board of Public Improvements:

That the City Civil Engineer be instructed to advertise for proposals to improve Tennessee street, from Ohio street to First street, by removing the blocks therefrom, to a width of thirty-two (32) feet in the centre, and graveling same with raked river gravel, to a depth of twelve (12) inches in the centre and sloping to five (5) inches at the sides—the whole work to be done at the expense of the city.

That the Street Commissioner be instructed to fill up the chuck-holes in Michigan street, between Tennessee street and the canal.

Councilman McGinty made the following motion; which was duly adopted:

That the Board of Health be directed to visit Coffin & Co.'s pork-house, situated on the bank of White River, in the 25th Ward, and find out what is the cause of the obnoxious nuisance around their premises.

Also, made the following motion; which, under the rules, was referred to the Board of Public Improvements:

That the Street Commissioner be directed to clean the gutters of Church street, from Ray to Morris street.

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

That the Street Commissioner be instructed to purchase stone for four double-stone crossings at the intersection of Market and Delaware streets, for one single-stone crossing at the intersection of Delaware and Wabash streets, and for one double-stone crossing at the intersection of Court and Delaware streets.

Also, presented the following petition; which was referred to the Judiciary Committee and the City Attorney:

To the Common Council of the City of Indianapolis:

Petition of Alfred and John C. S. Harrison.

Alfred and John C. S. Harrison, by Harry J. Milligan, their attorney, represent that they are the joint owners, in fee simple, of two lots in the City of Indianapolis, described as follows, to-wit.: Lots number sixteen (16), and four (4), in George W. Parker's Subdivision of lots Nos. one (1), two (2), three (3), four (4), five (5), six (6), seven (7), and eight (8), in Ovid Butler's Subdivision of part of the southeast quarter of section thirty-six (36), township sixteen (16), north of range three (3) east, in the City of Indianapolis, Marion County, Indiana. The first of said lots is thirty five feet four inches wide, and one hundred and forty-two feet long; and the second is forty-four feet wide, and one hundred and thirty-eight feet, nine inches long.

The City of Indianapolis, without any right so to do, and unlawfully and wrongfully, is using and occupying a part of each of said two lots for a street. The street known as Peru takes of each of said lots a strip, the whole length of the same, fifteen feet wide, and thereby renders each of said lots of little value; leaving of the first a narrow strip, twenty feet wide, and of the second a strip twenty-

nine feet wide. That the city has graded and graveled the said fifteen-foot strip of each lot, and appropriated the same to her own use.

Petitioners say that said city has no right to use said premises for any purpose; and that she is daily trespassing on petitioners' property, and doing great damage to the same. They, therefore, ask the city to purchase said property so appropriated, or to quit using the same and restore the premises to their former condition, and pay petitioners damages for the injury done said premises.

They file herewith a plat showing the location of said lots and said street.

HARRY MILLIGAN,

Attorney for ALFRED and J. C. S. HARRISON.

Councilman Rooker made the following motions; which were severally adopted:

That the City Civil Engineer and the Street Commissioner be ordered to make a fair, just, and careful examination of the Citizens' Street Railway Co. tracks, and report to this Council whether or not said company has built her roads and laid her tracks, and has kept the same in repair, according to the terms of her charter; and that, wherein they find any failures on the part of said company to comply with their charter, they report the same to this Council.

That the Street Commissioner be ordered to supply the fountain, at the corner of Illinois and Tinker streets, with dippers.

Also, made the following motion; which, under the rules, was referred to the Board of Public Improvements:

That the Street Commissioner be ordered to at once repair Meridian street, from Second street to Seventh street; also, Tennessee street, from said Second street to Twelfth street.

Also, made the following motion; which was referred to the Council and Aldermanic Committees on Finance, for joint consideration and report:

WHEREAS, There has been, through the action of the Commissioners of Marion County, several thousand dollars in taxes recovered upon property secreted from taxation; And,

WHEREAS, The same property should pay taxes to the City of Indianapolis, and it is eminently proper that all property should bear its equal proportion of taxes: Therefore,

Moved, That the matter be referred to the Finance Committee of this Council, to contract with some competent person to do the above work, at a price not exceeding fifteen per cent. of such taxes recovered, and to report their action to this Council, at their next regular session, for approval.

Councilman Tucker made the following motion; which was duly adopted:

That a Special Committee of three be appointed, to take charge of the parks until a regular committee shall be appointed.

And President Caven appointed Councilmen Tucker, Carey, and Dowling as members of the select committee provided for in preceding motion.

Councilman Wiese made the following motion; which was duly adopted:

That the Street Commissioner be directed to ascertain what steps should be taken to improve the first alley east of Meridian street, running from McCarty street, south, to the first alley south of McCarty street, and report to this Council at their next regular meeting.

Also, made the following motion; which, under the rules, was referred to the Board of Public Improvements:

That the Street Commissioner be directed to place a double-stone crossing on Morris street, over Meridian street.

On motion, the Common Council then adjourned.

JOHN CAVEN, Mayor,

President of Common Council.

Attest: BENJ. C. WRIGHT, City Clerk.