

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—MAY 23, 1881.

The Common Council of the City of Indianapolis met in the Council Chamber on Monday evening, May 23d, A. D. 1881, at eight o'clock, in regular session.

**PRESENT**—Hon. Daniel W. Grubbs, Mayor, and, *ex officio*, President of the Common Council, in the chair, and 21 members, viz: Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver and Yoke.

**ABSENT**—Councilman Bryce, Dean, Knodel, and Reichwein—4.

The Proceedings of the Common Council for the regular session held May 16th, 1881, and for the first and second Joint Conventions, held respectively May 13th, 1881, and May 16th, 1881, having been printed, and placed on the desks of the Councilmen, said Journals were approved as published.

## OPENING AND REFERRING SEALED PROPOSALS FOR PUBLIC IMPROVEMENTS.

Sealed proposals for making the below described street improvements, were opened, read, and referred to the Committee on Contracts:

- (S. O. 141, 1880)—For grading and graveling the alley between Linden and Laurel streets, from Orange street to Willow street.
- (S. O. 154, 1880)—For grading and paving with brick (except where already paved), the south sidewalk of St. Mary street, from Ft. Wayne avenue to Alabama street.
- (S. O. 14, 1881)—For grading and paving the north sidewalk of Buchanan street, from East street to Greer street.
- (S. O. 17, 1881)—For grading and graveling the first alley east of Delaware street, from Bicking street to the first alley north of Coburn street.
- (S. O. 18, 1881)—For grading and paving with brick the south sidewalk of Michigan street, from East street to Massachusetts avenue.
- (S. O. 22, 1881)—For grading and paving with brick the west sidewalk of Virginia avenue, from Coburn street to the first alley south of Coburn street.

- (S. O. 24, 1881)—For grading and graveling Lincoln avenue and sidewalks, from Beeler street to Newman street.
- (S. O. 30, 1881)—For grading and paving with brick the west sidewalk of Railroad street, from Market street to Ohio street.
- (S. O. 32, 1881)—For grading and graveling Newman street and sidewalks, from Hill avenue to the Pendleton road.
- (S. O. 33, 1881)—For grading and graveling Newman street and sidewalks, from Pendleton road to Brookside avenue.
- (S. O. 34, 1881)—For grading and graveling Newman street and sidewalks, from Brookside avenue to Clifford avenue.
- (S. O. 38, 1881)—For grading and graveling the first alley north of St. Joseph street, from Pennsylvania street to Delaware street.
- (S. O. 39, 1881)—For grading and graveling the first alley east of Pennsylvania street, from St. Joseph street to the first alley north of St. Joseph street.

#### REPORT FROM COMMITTEE ON CONTRACTS.

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—The Committee on Contracts, to whom was referred certain proposals, presented to Council May 16th, 1881, have examined the same, and find them to be as follows, viz:

1st. For erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes) on Yandes street, from Malott avenue to Seventh street.

No proposals were submitted for this improvement, and we recommend that no further action be taken at present.

2d. For building a 2,000-barrel cistern at, or near, the corner of Seventh and Howard streets.

Dunning & Hudson, 63 cents per barrel.

A. Bruner, 60 cents per barrel.

Fred Richter, 54 cents per barrel.

C. S. Roney, 52 cents per barrel.

John Stumph, 49 cents per barrel.

John Stumph being the lowest and best bidder, we recommend he be awarded the contract.

3d. For lettering the street corners with names of streets, by placing strips of frosted glass, lettered black, on four sides of the street lamps; and for tin signs on street corners where there are no lamps; and for remodeling old lamp frames to style of the Giroux Street Sign patent.

John W. Springstein, for lettering and placing frosted strips in corner lamps, at 10 cents each; also, for furnishing and placing tin strips on corners where there are no lamps, at 10 cents each; also, for remodeling the old lamps according to the Giroux patent, for one dollar and seventy-five cents each.

We recommend that John W. Springstien be awarded the contract for tin signs, also frosted glass signs; said work to be done according to plans and specifications, and in every way as good as sample signs furnished and now on file in Engineer's office. The said work to be completed within sixty days from this date.

Respectfully submitted,

Isaac Thalman,

E. H. Koller,

Committee on Contracts.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, Mayor Grubbs, presented the following invitation; which was accepted:

Indianapolis, May 17th, 1881.

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

*Gentlemen:*—We extend to you a cordial invitation to attend and participate in the parade and ceremonies of the decoration of soldiers' graves, May 30th, 1881, at 2 o'clock P. M.

A position will be assigned you in the parade by the Grand Marshal, and seats will be provided for you on the platform at the cemetery.

By order of the Executive Committee,

WM. LEE, Secretary.

M. G. McLAIN, Chairman.

His Honor, Mayor Grubbs, presented the following communication; which was received, and the order to lay the said pavement rescinded:

Indianapolis, May 21st, 1881.

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

*Gentlemen:*—This company has been notified to pave the sidewalk on the north side of McNabb street, which has never been transferred to the city, and which we expect to occupy with a new depot building soon.

The paving ordered will occupy a part of this twenty feet, and will have to be torn up when we build. Under these circumstances, will you have the kindness to exempt us from the operation of the order to pave, and very much oblige.

Yours very respectfully,

W. N. JACKSON, Secretary.

REPORTS, ETC., FROM CITY OFFICERS.

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith report the following estimates:

A first and final estimate in behalf of Michael Faust & Co., for grading and bowldering the south gutter, and curbing with stone and paving with brick the south sidewalk, of Ohio street, from Noble street to a point 222 feet east of Harvey street:

1,373 $\frac{1}{2}$ lineal feet curbing, at 42 $\frac{1}{2}$ cents.....	\$583 91
1,527 $\frac{6}{12}$ lineal feet bowldering, at 38 $\frac{1}{2}$ cents.....	588 07
1,290 $\frac{9}{12}$ lineal feet paving, at 32 $\frac{1}{2}$ cents.....	419 33
<b>Total.....</b>	<b>\$1,591 31</b>

A first and final estimate in behalf of Henry Clay, for grading and graveling the first alley north of Prospect street, from Spruce street to Reid street:

1,637 $\frac{6}{12}$ lineal feet, at 27 cents..	\$442 12
17 $\frac{1}{2}$ square yards extra excavation for drainage, at 25 cents.....	4 30
<b>Total .....</b>	<b>\$446 42</b>

A first and final estimate in behalf of J. L. Spaulding, for grading and graveling the first alley east of Virginia avenue, from Grove street to Elk street:

1,444 lineal feet, at 21 cents.....	\$303 21
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A second, final and corrected estimate in behalf of A. Bruner, for building one 1,200-barrel cistern at, or near, the corner of Hill street and Union street:

1,333 barrels, at 48 cents.....\$639 84  
 Less former estimate..... 492 87

Balance due..... \$146 97

A first and final estimate in behalf of John A. Whitsit (less 15 per cent reserve in city's portion), for constructing a brick sewer, two and one-half feet internal diameter, in and along Indiana avenue, from Tennessee street to, and connecting with, the Illinois street sewer:

780  $\frac{3}{4}$  lineal feet, at \$1.65.....\$1,288 23  
 2 manholes, at \$35 each..... 70 00  
 2 catch-basins, at \$70 each..... 140 00  
 30 feet 18-inch pipe, at \$1.65..... 49 50  
 23 feet 12-inch pipe, at 85 cents..... 19 55

Total .....\$1,567 28  
 Less 15 per cent. reserved from city's portion..... 104 50

Estimate allowed..... \$1,462 78

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The following estimate resolution was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of Michael Faust & Co., for grading and bowldering the south gutter, and curbing with stone and paving with brick the south sidewalk of Ohio street, from Noble street to a point 222 feet east of Harvey street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

**AYES** 21—viz: Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Thalman, Ward, Weaver, and Yoke.

**NAYS**—None.

The following estimate resolution was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of Henry Clay, for grading and graveling the first alley north of Prospect street, from Spruce street to Reid street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city, and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

**AYES** 21—viz: Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Thalman, Ward, Weaver and Yoke.

**NAYS**—None.

The following estimate resolution was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of J. L. Spaulding, for grading and graveling the first alley east of Virginia avenue, from Grove street to Elk street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

**AYES, 21**—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Thalman, Ward, Weaver, and Yoke.

**NAYS**—None.

The following estimate resolution was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying second, corrected and final estimate in behalf of A. Bruner, for building one 1,200-barrel cistern at, or near, the corner of Hill street and Union street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city.

And it was adopted by the following vote :

**AYES, 21**—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Cole, Dowling, Egger, Fultz, Harrold, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Thalman, Ward, Weaver, and Yoke.

**NAYS**—None.

The following estimate resolution was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of John A. Whitsit (less 15 per cent. reserve of city's portion), for constructing a brick sewer, two and one-half feet internal diameter, in and along Indiana avenue, from Tennessee street to, and connecting with, the Illinois street sewer, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

**AYES, 21**—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Thalman, Ward, Weaver, and Yoke.

**NAYS**—None.

The City Clerk submitted the following report; which was received, and the bond approved :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—I herewith report for your consideration the official bond of Samuel H. Shearer, as City Civil Engineer, elected by your honorable body in Joint Convention assembled, May 16th, 1881. Penalty of bond, \$2,000.00; giving as surety Ingram Fletcher. He has otherwise qualified by filing with me his certificate of election and oath of office, as required by law.

Respectfully submitted,

Jos. T. MAGNER, City Clerk.

## REPORTS, ETC., FROM OFFICIAL BOARDS.

The Board of Public Improvements, through Councilman Morrison, submitted the following report; which was received, and the several recommendations concurred in:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—The Board of Public Improvements, to whom sundry papers were referred for further consideration, would report thereon as follows:

1st. Is a motion that the Street Commissioner be, and is hereby, directed to clean the gutters and fill the chuck-holes on Ray street, from Illinois street to Pogues Run.

Recommend the work be done.

2d. Is a motion that the Street Commissioner be instructed to repair the sidewalks of Stevens street with gravel, where necessary.

Recommend the work be not done.

3d. Is a motion that the Street Commissioner be directed to put down stone crossings at the crossing of Ohio street and Delaware street.

Recommend the work be done.

4th. Is a motion that the Street Commissioner is hereby directed to at once lay four stone crossings at the intersection of Delaware and Ohio streets.

Recommend the work be done.

5th. Is a motion that the Street Commissioner be directed to fill the chuck-holes and clean the gutters on Ohio street, between Pennsylvania street and Delaware street.

Recommend the work be done.

6th. Is a motion that the Street Commissioner be instructed to raise the stone crossing across Delaware street on the north side of Walnut street; the same being so low as to be of no use.

Recommend the work be done.

Respectfully submitted,

William H. Morrison,  
John R. Cowie,  
Board of Public Improvements.

The Board of Public Improvements, through Councilman Morrison, submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—We make the following report for your consideration and action thereon:

We recommend that the employes of the Street Repairs Department be allowed the following compensation per day:

Foremen of gravel, dirt and carpenter gangs.....	\$2 00
Teams.....	2 85
Carpenters.....	1 75
Laborers.....	1 35
Sewer boss.....	2 75
Sewer men.....	1 75
Bowlder boss.....	2 75
Bowlder men.....	\$1 75 and 2 00
Chain gang guards.....	1 75

We have directed the Street Commissioner to require all persons hauling for the city in said department to have wagon beds of the following size:

Gravel beds: 8 feet in length, 3 feet wide, and 12 inches deep.

Dirt beds: 9 feet in length, 3 feet wide, and 16 inches deep.

Respectfully submitted,

Wm. H. Morrison,  
John R. Cowie,  
Board of Public Improvements..

Councilman Dowling moved that the report be concurred in.

Which motion failed of adoption by the following vote :

**AYES**, 10—viz. Councilmen Cowie, Coy, Dowling, Fultz, Harrold, Hartmann, Koller, Morrison, Pritchard, and Stout.

**NAYS**, 11—viz. Councilmen Bedford, Brundage, Caylor, Cole, Egger, Mauer, Pearson, Thalman, Ward, Weaver. and Yoke.

Councilman Thalman moved to lay over for one week.

Councilman Morrison moved to amend Councilman Thalman's motion by referring the said report back to the Board of Public Improvements, to report at this session.

Councilman Yoke moved to further amend by instructing the said Board to so amend the report as to fix the rate of teams at \$3.00 per day.

Which motion was adopted.

Councilman Morrison's motion as amended was then adopted.

Later in the session, Councilman Morrison, in behalf of the Board of Public Improvements, submitted the following report :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—We make the following report for your consideration and action thereon :

We recommend that the employes of the Street Repairs Department be allowed the following compensation per day :

Foremen of gravel, dirt and carpenter gangs.....	\$2 00
Teams.....	3 00
Carpenters.....	1 75
Laborers.....	1 35
Sewer boss .....	2 75
Sewer men.....	1 75
Bowlder boss.....	2 75
Bowlder men .....	\$1 75 and 2 00
Chain gang guards.....	1 75

We have directed the Street Commissioner to require all persons hauling for the city in said department to have wagons of the following size :

Gravel beds : 8 feet in length, 3 feet wide, and 12 inches deep.

Dirt beds : 9 feet in length, 3 feet wide, and 16 inches deep.

Respectfully submitted,

Wm. H. Morrison,  
John R. Cowie,  
Board of Public Improvements.

Councilman Pritchard moved that the report be concurred in.

Councilman Thalman moved that the report be laid over for one week.

Which was lost.

The report was then concurred in.

The following request from the Board of Health, was read and the requested granted:

Indianapolis, May 23d, 1881.

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

*Gentlemen:*—We request that you instruct the Street Commissioner to place notices in all the dumps used by him, forbidding all persons to dump garbage or other material, except by order of the Street Commissioner, and then only to allow good soil or dirt to be dumped.

E. S. Elder, M. D., Pres't.  
W. E. Jeffries, M. D., Sec'y. } Board.  
W. J. Elstun, M. D.,

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

The Committee on Accounts and Claims, through Councilman Brundage, submitted the following report; which was concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Accounts and Claims, to whom was referred the petition of J. H. Vajen, et al., relative to the payment of street assessment made against the property of the Home of Friendless, report that on examination we find that the city has always paid the assessments for street improvements for like benevolent institutions, and recommend that the city pay this assessment.

Respectfully submitted,

Edgar Brundage,  
John Egger,  
F. Hartmann,

Committee.

The Judiciary Committee, through Councilman Pritchard, submitted the following report; which was received, and the several recommendations concurred in:

Indianapolis, Ind., May 23d, 1881.

To the Mayor and Common Council:

*Gentlemen:*—Your Judiciary Committee, together with the City Attorney, to whom was referred sundry papers, report thereon as follows:

1st. The first is a motion, showing that John Kistner, one of the bondsmen of A. Naltner, the garbage contractor, is dead, and that he be directed to file an additional bond, and that the estate of said Kistner, deceased, be relieved from liability thereon.

Your committee recommend that Mr. A. Naltner be required to file a new bond by the 20th day of June, 1881; said bond to be examined by the City Attorney; and when said bond has been so filed and accepted by the Common Council and Board of Aldermen, that the estate of John Kistner, deceased, be relieved from liability on the old bond.

2d. The second is the petition of F. McWhinney, by J. T. Lecklider, Attorney in fact, showing that on petition for refunding for void tax sale on Lot 9, Hanway & Hanna's Oak Hill addition on tax certificate No 7,995, the Council ordered the principal refunded, but refused to allow interest.

Under sections of tax law approved 1872, No. 227 and 228, the city is liable for six per cent. interest on void tax sales. Sections 217 and 218, of tax law of March 29, 1881, also provide for payment of interest on void tax sales. The principal already refunded to petitioner, amounts to \$67 32.

Your committee recommend that the petitioner be allowed six per cent. interest on amount paid the City Treasurer at said void tax sale.



3d. The third is the petition of Mrs. Eliza J. Newman, Mrs. S. E. Newcomer, Mrs. M. M. Todd, Wm S. Hubbard and L. G. Hay, special committee on behalf of Trustees and Managers of the "Home for Friendless Women," showing that this institution is the owner of Lots 4, 5 and 6, in Square 10, Tapp and Henderson's addition to the city. That said lots front upon Tennessee street, and have been assessed with \$186 30 for street improvement on Tennessee street; that said assessment has been paid by the Institution, and in doing so have left their treasury without money.

Petitioners further show that the "Home for Friendless Women" was organized solely for benevolent and charitable work, and for this reason petitioners ask that the sum of money paid for improving Tennessee street be paid to them by the city.

The facts stated in the petition would, under our State constitution and statute made pursuant thereto, relieve this institution from the payment of taxes. No tax can be levied upon church property in Indiana; but our Supreme Court held in the case of "The First Presbyterian Church of Fort Wayne vs The City of Fort Wayne," in 36 Indiana, page 338, that church property is liable for street assessment, and cite authorities from five States, establishing the proposition that an assessment is not a tax such as will entitle such property to exemption from street assessment, under our constitution and statutes.

As a Judiciary Committee, we are required by our sense of duty to report against granting the prayer of the petition. The "Home for Friendless Women" is engaged in a purely charitable and christian work, and is being sustained by contributions from the good people of our city. As members of the Council, we are willing to vote to put the sum asked for by petitioners, in our next general appropriation ordinance.

4th. The fourth is the petition of F. M. Finch, showing that in paying his city tax in April last, he overpaid \$24.07 on Lot 8, in Davidson's third addition, and that the Treasurer acknowledges the mistake, but desires an order of Council to pay back before he repays the money.

The City Treasurer informed your committee that the foregoing facts were true. We therefore recommend that the City Treasurer pay back to petitioner the excess so paid him by mistake.

5th. The fifth is the petition of Cornelius Kelley, John Galvin and Patrick Walsh, President, Secretary and Treasurer of an association whose name is not given in petition, but its objects and work are stated as follows: Persons becoming members of the association pay in some stated amount of money each week, and members are privileged to borrow money from association for building purposes. The petitioners ask taxes of 1880, by them paid, be refunded, and that the association be exempted from taxation in future.

We recommend that prayer of petition be not granted.

6th. The sixth is the petition of Frances Bergman, supported by affidavit, showing that in his city statement of his personal property for taxation for year 1880, he is erroneously and by mistake charged with a "total value of credits above indebtedness," of \$5,500 00, when statement should have shown indebtedness \$5,800; credits, \$300.00. Taxes on the erroneous tax lists have not been paid. Petitioner asks that both the statement and tax duplicate be corrected, by striking therefrom said sum of \$5,500.00.

Your committee believe the facts stated in the petition are true, and therefore recommend that prayer of petition be granted.

7th. The seventh is the claim of Messrs. Claypool & Ketcham, for attorneys fees in the case of Kennedy vs. The City of Indianapolis, in the Supreme Court of the United States. By the terms of their contract with the city, they were to have \$1,000.00 and their expenses, as soon as the case was decided in the United States Supreme Court. The case has been decided by this court in favor of the city, and the full opinion of the court is in the hands of your committee.

There is now due from the city the firm of Claypool & Ketcham, their fee.....	\$1,000 00
To expenses of printing briefs in said case.....	8 25
To expenses of Judge Claypool to and at Washington in case.....	55 00
To copy of opinion in case.....	3 00
<b>Total.....</b>	<b>\$1,066 25</b>

Your committee recommend that the claim be paid.

Respectfully submitted, James A. Pritchard,  
James T. Dowling,  
N. Yoke,  
Judiciary Committee.

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

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

*Gentlemen*.—Your Committee on Finance, to whom sundry papers, was referred would report thereon as follows:

1st. We have carefully examined the reports of the City Clerk and City Treasurer for the month of April, 1881, and find them correct, and recommend the same be approved.

2d. Would respectfully recommend that the sum of seven hundred dollars be paid for the purchase of that part of the Pendleton gravel road which remains inside the city limits, instead of one thousand dollars as recommended.

3d. Was a motion that the City Clerk be instructed to include in the appropriation ordinance the sum of \$1,200 for the purchase of the Three-Notch road, as per report of the committee. We would respectfully recommend that the sum of eight hundred dollars (\$800) be appropriated for the purchase of the above road; provided, no toll gate be erected between the corporate limits and the first present toll gate south of the corporate limits.

Respectfully submitted, John R. Pearson,  
Isaac Thalman,  
B. Ward,  
E. H. Kollar,  
F. Hartmann,  
Finance Committee.

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

Indianapolis, May 23d, 1881.

To the Common Council of the City of Indianapolis:

*Gentlemen*.—Your Committee on Streets and Alleys, to whom was referred the petition of H. N. Brown, D. C. Brown, Mary A. Staughton and Mary B. Logan, have carefully examined the request, and beg leave to offer the following resolution.

Respectfully submitted, George Weaver,  
Simeon Coy,  
B. W. Cole,  
Committee on Streets and Alleys.

Councilman Weaver offered the following resolution with the above report:

*Resolved*, That the petition of H. M. Brown and others, for the vacation of the alley beginning at a point opposite the mouth of Bellefontaine avenue, and extending north and south, being the first alley west of Peru avenue, and extending

from Peru avenue to Massachusetts avenue, in width fifteen feet, and the matters appertaining thereto, be referred to the City Commissioners, with instructions to assess benefits and damages to any person thereby benefitted or damaged. The said Commissioners are instructed to return as a part of their report all petitions and notices; and if any property owner immediately upon the line of said alley, who is directly interested therein, shall object to such vacation, to make such a part of their report; and the City Clerk is hereby directed to issue the proper notices to the Commissioners.

And it was adopted by the following vote :

**AYES**, 18—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Fultz, Harold, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver and Yoke.

**NAYS**—None.

#### REPORTS FROM SELECT COMMITTEES.

Councilman Bedford, in behalf of a certain Special Committee on dumping ground, submitted the following report; which was concurred in:

To the Mayor and Common Council:

*Gentlemen*:—Your special committee appointed to look after the dumping ground wharf, would report that we find the same in a very bad and dangerous condition. We have carefully inquired into the most feasible plan to improve the same, and would recommend the placing of two hundred (200) wagon loads of cinders, which will make not only a good wharf, but a durable one.

Very respectfully submitted,

C. T. Bedford,  
John W. Fultz,  
Special Committee.

#### SPECIAL ORDER.

The following motion, adopted at the regular session of May 16th, 1881, was read:

That the three (3) ordinances now pending for the improvement of north Meridian street, be made the special order for the next meeting of this Council, and that it shall be the duty of the City Clerk to read for information from the proceedings of the past Council, all petitions, remonstrances and reports of committees on said improvement; that some ordinance may be passed for the welfare of the citizens on said street and the general public.

The City Clerk, pursuant to the above motion, read certain petitions, remonstrances and committee reports.

On motion by Councilman Morrison, Special Ordinances Nos. 2, 3, 11, 12, 57 and 58, relative to the improvement of north Meridian street, were taken up for final action.

The following entitled ordinance was taken up on third reading:

S. O. 2, 1881—An Ordinance to provide for improving Meridian street, from New York street to St. Clair street, by bowldering the gutters to a width of ten (10) feet, and paving the roadway, from gutter to gutter, with red cedar blocks.

Councilman Pearson moved to amend the above ordinance by striking out the word "cedar."

Which motion was lost.

A vote was then had on its passage, and it failed to pass (not receiving the necessary two-thirds vote) by the following vote :

**AYES**, 14—viz. Councilmen Bedford, Brundage, Cole, Coy, Dowling, Fultz, Harrold, Hartmann, Koller, Mauer, Morrison, Stout, Weaver, and Yoke.

**NAYS**, 7—viz. Councilmen Caylor, Cowie, Egger, Pearson, Pritchard, Thalman, and Ward.

On motion by Councilman Morrison, S. O. 2, 1881, was stricken from the files.

On motion by Councilman Morrison, the following entitled ordinance was also stricken from the files :

S. O. 3, 1881—An Ordinance to provide for improving Meridian street, from St. Clair street to Seventh street, by bowldering the gutters to a width of six (6) feet, and paving the roadway, from gutter to gutter, with red cedar blocks.

The following entitled ordinance was read the second time :

S. O. 57, 1881—An Ordinance to provide for improving Meridian street, from New York street to St. Clair street, by grading and graveling the roadway (with raked river grave,) and paving with stone the gutters thereof.

Councilman Pearson moved to strike out the word "gravel," and insert in lieu thereof the word "pine."

Which motion was laid on the table.

Councilman Thalman moved to amend the above ordinance by inserting the words "together with the intersections of the cross streets," after St. Clair street, in the third line of section one thereof; also, in the fourteenth line of section one, after the words "ten inches of sand," the words "the intersections, together with the cross-walks to be bowldered, and walk-stones laid therein, as per plan and specifications of the City Civil Engineer."

Which was adopted.

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

**AYES**, 21—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman Ward, Weaver, and Yoke.

**NAYS**—None.

The following entitled ordinance was read the second time :

S. O. 58, 1881—An Ordinance to provide for improving Meridian street, from St. Clair street to Seventh street, by grading and graveling the roadway (with raked river gravel) and paving with stone the gutters thereof.

Councilman Thalman moved to amend the above ordinance by inserting the words "together with the intersections of cross streets," after Seventh street, in third line of section one; also, in the fourteenth line of section one, after the words "ten inches of sand," the words "the intersections, together with the cross-walks, to be bowldered, and walk-stones laid therein, as per plans and specifications of the City Civil Engineer."

Which was adopted.

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

AYES, 21—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

The following entitled ordinances were ordered stricken from the files:

S. O. 11, 1881—An Ordinance to provide for grading and graveling Meridian street, bowldering the gutters and placing a gutter-stone therein, from New York street to St. Clair street.

S. O. 12, 1881—An Ordinance to provide for grading and graveling Meridian street, bowldering the gutters, and placing a gutter-stone therein, from St. Clair street to Seventh street.

#### SECOND SPECIAL ORDER.

The majority report of the Judiciary Committee (see page 41, *ante*) was read and not concurred in.

The following entitled ordinance was read the second time:

G. O. 15, 1881—An Ordinance authorizing the Indianapolis, Decatur & Springfield Railway Company to construct and maintain a single and double track into and through the City of Indianapolis, and to adjust certain other tracks, and prescribing the terms thereof.

Councilman Morrison offered the following amendment to the above ordinance:

I move to amend, by striking out the word double in the title and first section.

Which failed of adoption by the following vote:

AYES, 8—viz. Councilmen Caylor, Coy, Dowling, Fultz, Harrold, Hartmann, Koller, and Morrison.

NAYS, 13—viz. Councilmen Bedford, Brundage, Cole, Cowie, Egger, Mauer, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke

Councilman Dowling offered the following amendment to G. O. 15, 1881:

To amend in line 21, after the word Cottrel, that the double track shall not extend further east than a point 100 feet west of the west line of Missouri street.

Which failed of adoption by the following vote:

AYES, 8—viz. Councilmen Coy, Dowling, Fultz, Harrold, Hartmann, Koller, Morrison, and Stout.

NAYS, 13—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Egger, Mauer, Pearson, Pritchard, Thalman, Ward, Weaver, and Yoke.

Councilman Pritchard offered the following amendment to G. O. 15, 1881; which was adopted:

To amend, in line 24, after the word "to," the words, "a point one hundred feet west of," so as to read: Thence along said last named street, to a point one hundred feet west of the west line of Mississippi street.

Councilman Weaver offered the following amendment:

To amend, by making a single track from the point where they strike Louisiana street, eastward.

Councilman Dowling moved to reconsider the vote by which Councilman Pritchard's amendment was adopted.

Which motion to reconsider failed of adoption.

Councilman Weaver's amendment was then adopted by the following vote:

AYES, 11—viz. Councilmen Caylor, Cole, Coy, Dowling, Fultz, Harrold, Hartmann, Koller, Morrison, Ward, and Weaver.

NAYS, 9—viz. Councilmen Bedford, Brundage, Cowie, Egger, Mauer, Pritchard, Stout, Thalman, and Yoke.

Councilman Dowling offered the following amendment:

That in the future, if any other railroad company coming into this city, and desiring to connect with the Union Railway Company's tracks, such railroad or railroads shall have the privilege of using the tracks of the Indianapolis, Decatur & Springfield Railroad to make such connection, for a fair and reasonable compensation. In case any said future railroad company and said Indianapolis, Decatur & Springfield Railroad Company can not come to an agreement as to the terms and amount of compensation for use of said tracks, this Common Council and Board of Aldermen hereby reserve the right to arbitrate and fix the amount of such compensation; provided, also, that all costs of such arbitration shall be at the expense of said Indianapolis, Decatur & Springfield Railroad Company.

Which failed of adoption by the following vote:

AYES, 9—viz. Councilmen Bedford, Cole, Coy, Dowling, Fultz, Harrold, Hartmann, Koller, and Mauer.

NAYS, 12—viz. Councilmen Brundage, Caylor, Cowie, Egger, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

On motion, the amendment as recommended in the majority report of the Judiciary Committee (see page 41, *ante*) was adopted.

Councilman Morrison offered the following amendment as a substitute for the first provision of section one of G. O. 15, 1881; which was adopted:

*First.* Nothing contained in this ordinance shall be construed as granting a right-of-way over private property; nor shall this right-of-way become operative and take effect until said Indianapolis, Decatur & Springfield Railway Company have secured the right-of-way over the private property intervening between the different streets and alleys named herein.

The ordinance, G. O. 15, 1881, was then ordered engrossed as amended, read the third time, and passed by the following vote:

AYES, 18—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Egger, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS, 3—viz. Councilmen Dowling, Fultz, and Harrold.

Councilman Pritchard moved to reconsider the above vote by which G. O. 15, 1881, was passed.

On motion by Councilman Yoke, the above motion was laid on the table.

#### INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

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

By Councilman Coy:

S. O. 74, 1881—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Louisiana street, from Alabama street to East street.

The above entitled ordinance was accompanied by the following petition:

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

*Gentlemen:*—We, the undersigned, property owners residing on Louisiana street, between Alabama and East streets, do hereby petition you to pass an ordinance to provide for the laying of gas mains on the above street.

M. Z. Black, S. A. Wilson, D. Barnett, Mrs. M. A. Siddall, S. H. Moore, Miss M. Crum, A. Stratford, S. D. Crane, J. B. Knapp, Benj. Davis.

By Councilman Mauer:

S. O. 75, 1881—An Ordinance to provide for grading, paving with brick and curbing with stone, the west sidewalk of Blake street, from Indiana avenue to New York street.

By Councilman Mauer :

S. O. 76, 1881—An Ordinance to provide for grading, paving with brick and curbing with stone, the east sidewalk of Blake street, from Indiana avenue to New York street.

By Councilman Morrison :

S. O. 77, 1881—An Ordinance to provide for grading, bowldering and curbing the gutters of Vermont street, from Illinois street to the Canal.

By Councilman Morrison :

G. O. 20, 1881—An Ordinance to amend an ordinance entitled "An ordinance to amend section two (2) of an ordinance entitled 'An ordinance creating the Police Board, prescribing its powers and duties, and regulating the organization of the Police Force of the City of Indianapolis, ordained May 28th, 1878,' ordained May 13th, 1879."

By Councilman Morrison :

G. O. 21, 1881—An Ordinance granting Albert G. Porter the right and privilege of constructing and maintaining a railroad switch across Pennsylvania street, connecting his lot on Pennsylvania street, between South and Louisiana streets, with the track of the Jeffersonville, Madison & Indianapolis Railroad.

The above entitled ordinance was accompanied by the following petition :

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

*Gentlemen:*—We, the undersigned, citizens and adjacent property holders in the city of Indianapolis, would respectfully petition your honorable body to grant Albert G. Porter permission to construct and maintain a switch from the track of the Jeffersonville, Madison and Indianapolis Railroad across Pennsylvania street to the north line of lot No. —, square 97, about one hundred and fifty feet from the corner of South and Pennsylvania streets.

Lindley Vinton, Wm. Dell, Eagle Machine Works,  
Thomas Davis, A. G. Porter, H. B. Dickson, Deloss  
Root, A. M. Fletcher, Pioneer Brass Works, G. R.  
Root.

By Councilman Thalman :

G. O. 22, 1881—An Ordinance fixing the amount of license to be paid by the "Sans Souci" theatre, situate No. 322 east Washington street, in the city of Indianapolis.

Councilman Morrison moved to suspend the rules for the purpose of placing G. O. 20, 21 and 22, 1881, on their final passage.

Which motion was adopted and the rules suspended by the following vote :

**AYES**, 20—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz Harrold, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward and Yoke.

**NAYS**—None.



It being now nearly eleven o'clock, Councilman Thalman moved that the time be extended.

Which motion was adopted by the necessary two-thirds vote :

AYES, 21—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver and Yoke.

NAYS—None.

G. O. 20, 1881, was then read the second time, and action thereon postponed for one week, and made special order.

G. O. 21, 1881, was read the second time, ordered engrossed, read the third time, and passed by the following vote :

AYES, 21—viz. Councilmen Bedford, Brundage, Caylor, Cole, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver and Yoke.

NAYS—None.

G. O. 22, 1881, was read the second time.

Councilman Thalman offered the following amendment to G. O. 22, 1881; which was adopted:

Amend, by striking out the words at the end of section 1, "After the expiration of one year from its passage," and inserting in lieu thereof the words, "At the pleasure of the Common Council and Board of Aldermen; and any license issued under this ordinance shall be null and void from and after the passage of such repealing ordinance."

The question then being on the engrossment, the ordinance, as amended, was ordered engrossed by the following vote:

AYES, 14—viz. Councilmen Bedford, Brundage, Caylor, Cowie, Coy, Dowling, Egger, Harrold, Koller, Mauer, Morrison, Pearson, Pritchard and Thalman.

NAYS, 6—viz. Councilmen Cole, Hartmann, Stout, Ward, Weaver and Yoke.

G. O. 22, 1881, was then read the third time, and passed by the following vote:

AYES, 15—viz. Councilmen Bedford, Brundage, Caylor, Cowie, Coy, Dowling, Egger, Fultz, Harrold, Koller, Mauer, Morrison, Pearson, Pritchard and Thalman.

NAYS, 6—viz. Councilmen Cole, Hartmann, Stout, Ward, Weaver and Yoke.

## INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Bedford presented the following communication; which was received:

To the Honorable C. T. Bedford, Chairman of the Sanitary Committee,  
and Members of the Common Council of the City of Indianapolis:

*Gentlemen:*—In answer to your inquiry as to what progress I have made, under my contract with the City of Indianapolis, for the removal of garbage, rubbish, etc., from said city, I desire to make the following statement.

1st. I have complied with the terms of the General Ordinance 33, 1880, regulating the removal of garbage, in this: that I have a sufficient number of covered, water-tight wagons for the removal of all the garbage and ashes.

2d. I have expended up to date, the sum of \$4,400.55 in perfecting my arrangements for the removal of said garbage. Said money has been expended in buying teams, wagons, building pens, boilers, etc., for the purpose of feeding. An itemized account of every item can be seen at my office.

3d. The said ordinance, as you are aware, provides that all garbage shall be cooked before fed. In pursuance of that, I have erected pens, sheds and stabling, southwest of the city, near the soap works, where all the garbage hauled from the city is taken, and cooked as soon as it arrives. I am at present feeding five hundred hogs at that place, and am perfecting arrangements as speedily as possible to feed one thousand head. One fact is patent: that for the sum of \$450 per month, no man can remove all the garbage and ashes from this city, unless he realizes some profit from the garbage itself. That I expect to do.

4th. I now desire to say a word in reference to the "complaints" that have been made by various citizens to the Board of Health, in reference to the removal of their garbage:

Any one who realizes the magnitude of my contract with the city, will know at the same time that it is simply impossible to make and arrange everything into a complete and perfect system in the short period of three months. Several causes contribute to prevent a perfect system in so short a time. In the first place, this is a new business to the citizens of Indianapolis. A large majority of our citizens have never read the different sections of the garbage ordinance. They are not aware that there are certain conditions and requirements in the ordinance, which they must live up to. For instance, that the slop be kept in one barrel, and the ashes in another, and that both be kept in a convenient place for the driver of the garbage wagon. This fact alone has caused me a great amount of trouble; and my employes are instructed to inform every householder his duty under the law. In order that this may be properly done, I am having printed notices made to give to citizens, instructing them in regard to my duties, as well as their own.

The vast majority of the citizens who have complained, have been of the class of people not acquainted with the terms of the ordinance. Some have wanted tons of ashes removed, it being the accumulations of the past winter; others have wanted barrels of waste water removed—a duty which, under my contract and the ordinance I am not required to perform. Others wanted their sinks and privies cleaned out; while still others have complained because I have not removed barrels in which was slops, ashes, rubbish, human excrement, and other filth all mixed together. Under my contract and Ordinance 33, as I construe it, it is not my duty to remove such accumulations. To do so would incur an expense of at least fifty thousand dollars a year.

For the last few days matters have been running much smoother; the people are beginning to understand the law. I have put more teams to work, and I hope soon to so perfect my system that the only complaints heard will be from the "chronic grumblers," who will never be satisfied. My endeavor is to employ polite and pains taking laborers; but I fear I can not please those people who expect to meet a polished gentleman, scented and perfumed, driving one of my slop wagons.

I desire the aid and encouragement of all good citizens, who can assist me by sending their complaints to my office in the Baldwin Block; giving name and number of residence, and number of my wagon. Their wants shall be attended to at once. I suggest that the members of the police force be instructed to aid me by notifying citizens of their duties, instead of inciting citizens against me, and having informations filed against me in the Mayor's court.

My employes have had considerable trouble in collecting garbage at places where the garbage has hitherto been hauled away by other garbage men. These garbage men are naturally incensed against me, and are using their every endeavor among citizens to incite them against me and my contract. It is not an uncommon thing at such places to have the servant shut the door in my face, or order me off the premises. I have also found many cases where persons sell their garbage to others, and then insist upon my men hauling their rubbish and ashes away.

Under the contract and Ordinance 33, the city is to furnish me a place to dump ashes, rubbish, etc. Your board have suggested the city's dumping ground, which is under the charge of David F. Ratts. I have tried to use said ground for that purpose, but Mr. Ratts insists upon charging me twenty-five cents per load for all garbage dumped upon his ground. Such a sum I can not pay; and as it is the duty of the city to furnish me a dumping ground free of any cost, I insist that it be furnished, and that at once. Besides, at the present time the city's dumping ground is not in a condition to be used, as no arrangements have been made by Mr. Ratts for dumping purposes.

In conclusion, gentlemen, I desire that you look at my pay-rolls for the months of April and May, which will show that I have expended for hauling and dumping alone, the sum of two hundred and sixteen dollars for each month more than I have received from the city; and this account allows me nothing for my work and services. Under my contract the city is accomplishing this much, which has never been done before: I am daily hauling from the city twenty tons of slops, and at least fifteen tons of ashes and rubbish.

Respectfully submitted,

A. NALTNER.

Councilman Bedford offered the following motion; which was adopted, and Councilmen Caylor, Egger and Hartmann appointed to act as the members of said special committee:

That a special committee of three (3) be appointed to look into the garbage contract, and report at the next meeting of this Council whether his contract should not be revoked for failure to carry out the same, according to contract and bond signed and given by A. Naltner.

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

That the Street Commissioner be instructed to fill the chuek-holes on English avenue, between Dillon street and the I. C. & L. R. R. tracks.

Councilman Caylor presented the following petition; which was referred to the Hospital Board, to report at the next meeting:

To His Honor, the Mayor, and Members of the Common Council

and Board of Aldermen of the City of Indianapolis:

*Gentlemen*:—Your petitioner would respectfully represent that he has rented for his residence a white frame house, with adjacent grounds, on the commons south of the City Pest House property, and that he and his partner, Mr. Pierce, are farming a small field in corn further south, on the west bank of Fall Creek. He desires permission to run a light fence from the southwest corner of the Pest House enclosure to the northwest corner of his corn-field fence; and also, to run a fence either from the southeast corner of the Pest House enclosure, or from some point farther

north and east, to his corn-field fence, and have the right to use the south fence of the Pest House grounds. He will put up a farm gate at the lane, if it is necessary for any purpose connected with Pest House matters. The erection of these fences will be an advantage to the Pest House and Pest House grounds, as they will aid in keeping stragglers from approach to the grounds, and will, to some extent, protect the property, and be of no disadvantage. The approach to the Pest House is from the Crawfordsville road by a lane running directly north, which is often in very bad condition, and should be improved.

Attached hereto is a plat of the grounds and the proposed fence.

If the Council desire it, I will act as special policeman, without charge to the city, and aid Mr. Coleman, keeper of the Pest House, in keeping off trespassers.

Respectfully submitted, WILLIAM H. RHODES.

Councilman Dowling offered the following motion; which was adopted:

That the City Marshal give notice of an election for School Commissioners, on the second Saturday of June, in the following districts, viz:

District No. 5—At the school house No. 5, on Maryland street, between Mississippi and Missouri streets.

District No. 6—At school house No. 6, corner of Phipps and Union streets.

District No. 9—At school house No. 9, corner of Davidson and Vermont streets.

Councilman Egger offered the following motion:

That Jacob Baas and Capt. Edward Barry be allowed the use of the Southern Park for a pic-nic on July 4th, said pic nic to be especially for the use of Captain Barry.

Which was referred to the Committee on Public Property, by the following vote:

AYES, 11—viz. Councilmen Bedford, Brundage, Caylor, Cowie, Mauer, Morrison, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS, 8—viz. Councilmen Coy, Dowling, Egger, Fultz, Harrold, Hartmann, Koller, and Pritchard.

Councilman Egger offered the following motion; which was referred to the Committee on Water:

That the Water Works Company be, and are hereby, directed to lay water mains from the corner of Nebraska street and Madison avenue east to East street, thence north on East street to Coburn street; according to a resolution passed by the Common Council and Board of Aldermen, December 15th and 17th, 1880.

Councilman Egger offered the following motions; which were adopted:

That the City Marshal be instructed to notify the Union Railway Company to replank the crossing on Virginia avenue, as the same is in a dangerous condition.

That the City Attorney and Committee on Public Property be, and are hereby, directed to take at once the necessary legal steps to remove the person or persons now in possession of the Southern Park, and that the existing lease, if there be one, be canceled; also, that the City Attorney and Committee on Public Property be, and are hereby, directed to make a report in regard to the above at the next meeting of the Council.

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

That the Street Commissioner be, and is hereby, instructed to repair the gutter and sidewalk on Wisconsin street, at the intersection of the old canal.

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

That the Street Commissioner be, and is hereby, instructed to lay a double stone crossing on southeast side of Kentucky avenue, across Louisiana and Missouri streets.

That the Street Commissioner be, and is hereby, instructed to clean the gutter on south side of Washington street, from Missouri street to West street.

Councilman Hartmann presented the following petition; which was referred to the Fire Board and Chief Fire Engineer:

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

*Gentlemen:*—We, the undersigned, tax payers and inhabitants of the Nineteenth Ward, respectfully represent that one ——— Wilcox is carrying on a large business in buying and selling oils, and, in the course of said business, stores large quantities of inflammable material, such as oil in wooden barrels, empty barrels, etc., in a thickly populated part of our Ward, viz: on Maryland street, east of Pine street, near the P., C. & St. L. Railway tracks, thereby greatly endangering our property and lives. And we ask your honorable bodies to give us such relief as the case may warrant.

Adam Kirkwood, Pat. Dagnet, Patrick Barrett, John S. Hawkins, John Lullinan, and 34 others.

Councilman Hartmann offered the following motion; which was adopted:

That the City Marshal be instructed to notify the officers of the P., C. & St. L. and C., H. & D. railways to repair and replank their crossing of the tracks of said railroads at their intersection with Noble street.

Councilman Koller presented the following remonstrance; which was referred to the Committee on Sewers and Drainage, with the ordinance:

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

*Gentlemen:*—The undersigned, owners of the real estate fronting on Pine street, East Market street, Arsenal avenue, East Ohio street, State street and Sturm avenue, respectfully remonstrate against the passage of an ordinance providing for the levy of a tax by the Common Council to build a brick sewer on the line of said streets and avenues, to connect with the Washington street sewage, for the following reasons:

It can not, under any circumstances, return in value to us 5 per cent. of the proposed tax.

It will be simply an accommodation to the institutions of the State of Indiana, and is instigated for this purpose and other collateral interests growing out of its connection.

The tax would be unjust, and is more than very many who own property along the line of this proposed sewage can stand, and will rob them of honestly paid for property.

And your remonstrators will ever pray, etc.

C. and H. Latham, 302 ft.; L. M. Latham, 75 ft.; Fletcher & Churchman, 209 ft.; Fred Knefler and wife,  $317\frac{9}{12}$  ft.; Chas. R. Phipps, 40 ft.; Chas. R. Phipps, adm., Arsenal ave., 120 ft.; Chas. R. Phipps, adm., Market st., 315 ft.; Lindley Vinton, 100 ft.; Mary J. Vance,  $356\frac{3}{4}$  ft. on Pine st.; Mary J. Vance,  $307\frac{2}{12}$  ft. on Washington st.; Brainard Rorison, 120 ft.; Charles Vance, 90 ft.; Chas. Aldag, 130 ft.; H. H. Hutchins,  $112\frac{1}{2}$  ft.; Drew & Bennett, 211 ft.; Berkshire Life Insurance Company, 100 ft.; Clemens Vonnegut, E. Market st., 140 ft.; Fred Schildmeier, 32 ft.; C. Zimmerman, 144 ft.; Henry Bauer, 37 ft.; E. H. Koller, 1,623 ft.; Wm. Willard,  $1076\frac{5}{12}$  ft.; James Dobson, 36 ft.; A. V. Campbell, 154 ft., cor. State st. and Sturm ave; Jonathan Edwards, trustee, by H. G. Hannaman,  $248\frac{1}{2}$  ft.; Michael Mode, E. Market st.,  $37\frac{1}{2}$  ft.; Joseph Beckers, 137 ft. on Sturm ave.; Jacob F. Schweikle,  $37\frac{1}{2}$  ft.; John Herrmann, 37 ft.; William Kothe, E. Market st., 120 ft.; Jacob Dockweiler, 501 E. Market st.,  $41\frac{1}{2}$  ft.; Hurbert Recker, 42 ft.; Joseph Schuster, 59 ft.; H. Byel,  $27\frac{1}{2}$  ft.; Wm. Werther, 40 ft.; H. C. Buddenbaum, 70 ft.; A. Oehloe,  $27\frac{1}{2}$  ft.; Noble R. Streeter, 127 and 114 ft.; G. M. Hollenbeck, 80 ft.; Mrs. E. Dewar, 40 ft.; W. H. Holloway, 340 ft. on Ohio and State sts; James Landers, 72 ft. on Ohio st.; Henry A. Mattay, 36 ft.; J. H. Forrest, 72 ft.; Charles Schering,  $207\frac{1}{3}$  ft.; W. W. Catlin, agt.,  $37\frac{1}{2}$  ft.; Wm. B. Burford, 40 ft.; Elijah S. Alvord, 74 ft.; J. M. Wilkins, by Jos. A. Moore,  $65\frac{1}{2}$  by 195 ft.; Trustees Trinity College, by Jos. A. Moore, 45 by 195 ft.; Mary T. Lodge, 74 ft., Arsenal ave.; Adelia New, 40 ft.; Harry M. Ohr, 40 ft.; Frederick Ostermeyer,  $187\frac{1}{2}$  ft.; Frederick Ostermyer, Trustee Evangelical L. C., 64 ft.; R. H. Schwier; First National Bank of Connersville, per Wilson Morrow, attorney, at bankers' request; H. Lacey, per F. M. Lacey, 80 ft. front.

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

That the Street Commissioner be, and is hereby, directed to fill the chuck-holes in Michigan street, from Noble street to Randolph street.

That the Street Commissioner be, and is hereby, directed to lay a double stone crossing on the north side of Washington street, across Highland street. Also, on the north side of Washington street, across Arsenal avenue.

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

That the Street Commissioner be instructed to clean the gutters on New York street, west of Blake street.

Councilman Morrison offered the following motion; which was referred to the Committee on Water:

That the Committee on Water be instructed to place a drinking fountain on the northwest corner of Mississippi and Washington streets.

Councilman Pritchard offered the following motion; which was adopted:

That the Water Committee be instructed to inquire into the cost of constructing free bathing houses, one for ladies and one for gentlemen, at some convenient point on the river, north of all pork houses; that said committee make necessary investigations, and report at the next meeting of this Council.

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

That a street crossing be placed across Christian avenue, east side of Central avenue.

That the Street Commissioner be instructed to fill up chuck-holes on Meridian street, north of Seventh street. Also, fill up gutters with gravel, where necessary.

Councilman Dowling was excused for the remainder of this session.

Councilman Thalman offered the following motions; which were adopted:

That the Committee on Ordinances and City Attorney be directed to report an ordinance against the blowing of steam whistles inside the corporate limits.

That the owners of the Arcade Clothing House, No. 12 West Washington street, be allowed to lay down a flag stone pavement in front of their property; said work to be done at their own expense and under the direction of the City Civil Engineer.

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

That the Street Commissioner be, and is hereby, directed to report monthly to this Council, an itemized statement of expenditures made through his Department; said statements to show amount expended in each ward separately.

Councilman Thalman presented the following communication; which was referred to the Board of Public Improvements:

Indianapolis, May 23d, 1881.

To the Common Council and Board of Aldermen:

*Gentlemen:*—The undersigned respectfully petitions you to direct the Street Commissioner to raise the flag stone and deepen the gutter on the southeast corner of Pennsylvania and North streets. Also, to so enlarge the wooden chute under Pennsylvania street, along the south line of North street, so that the water can get through it. As it is now, the water is so stopped that all the filth and debris settles in the gutters, and not unfrequently overflows the sidewalk and runs into the cellar of your petitioner. Your immediate attentions is called to this.

Respectfully submitted,

D. RICKETTS,  
By W. H. Hobbs.

Councilman Ward presented the following petition; which was referred to the Fire Board:

*Indianapolis, May 5, 1881.*

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

*Gentlemen*.—There is great need of having a Mounted Chemical Fire Extinguisher added to the apparatus of our Fire Department, in order to more effectually protect the property of our citizens from loss by fire. Your petitioners respectfully ask that the Fire Department be supplied at an early day with a Mounted Chemical Engine of not less than two hundred gallons capacity.

Most respectfully submitted,

H. B. Palmer & Co., Dain & McCullough, Jos. K. Moore, Drew & Bennett, R. F. Kennedy, Eddy & West, Joseph R. Perry, G. P. Marott, A. B. Meyer, Davis & Cole, Mulloney & Hayes, Jos. Staub, John S. Spann & Co., Vajen & New, F. A. W. Davis, Geo. W. Sloan, Morris & Jones, Ed. L. McKey, Tanner, Sullivan & Talbott, and 141 others.

Councilman Bedford offered the following motion; which was adopted:

That the City Clerk be instructed to include in the next appropriation ordinance the sum of one hundred and fifty dollars (\$150), for the purpose of placing the cinders at the City Dumping Ground.

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

That the Street Commissioner be instructed to put a plank crossing at the intersection of Peru and Seventh streets.

Councilman Yoke offered the following motion; which was referred to the Committee on Water:

That the Street Commissioner be, and is hereby, directed to place a drinking fountain at the southeast corner of Cedar street and Virginia avenue; the above to be done under the direction of the Board of Public Improvements.

On motion, the Common Council then adjourned.

DANIEL W. GRUBBS, Mayor,

President of Common Council.

Attest: JOS. T. MAGNER, City Clerk,