

# PROCEEDINGS OF COMMON COUNCIL.

ADJOURNED SESSION—JUNE 26, 1882.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, June 26th, A. D. 1882, at eight o'clock, in adjourned session.

PRESENT—Hon. Daniel W. Grubbs, Mayor, and *ex officio* President of the Common Council, in the Chair, and 18 members—viz: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harrold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

ABSENT, 7—viz: Councilmen Bedford, Brundage, Caylor, Dowling, Knodel, Maurer, and Reichwein.

The Proceedings of the Common Council for the regular session, held June 19th, 1882, having been printed, and placed on the desks of the Councilmen, said Journals were approved as published.

## COMMUNICATION, ETC., FROM THE MAYOR.

His Honor, the Mayor, presented the following communication; which was received:

HALL OF TRADES ASSEMBLY,  
Indianapolis, Ind., Monday, June 25th, 1882.

To His Honor, Mayor Grubbs:

At a meeting of Indianapolis Trades Assembly, held this Monday evening, the following was adopted:

WHEREAS, The fund known as the Market House and City Hall fund, based upon the money from the Tomlinson Estate has lately been further increased by special tax levies upon the business of other parties; and,

Whereas, There is a disposition manifest to apply such fund to other than the lawful and legitimate purpose for which it was intended; therefore,

*Resolved*, That this Trades Assembly, as the representative of a large majority of the working masses of this city, hereby solemnly and earnestly protest against the appropriation of any portion of said fund for purposes other than the one for which it was devised and accumulated.

*Resolved*, That a copy of these resolutions be furnished the Mayor of Indianapolis, with the request that he lay the same before the separate Boards of Council at as early a moment as possible. Respectfully submitted,

SAM. L. LEFFINGWELL, President Indianapolis Trades Assembly.

## REPORT FROM COMMITTEE ON CONTRACTS.

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

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

*Gentlemen:*—The Committee on Contracts, to whom was referred sundry proposals presented to Council, June 19th, 1882, have examined the same and find them to be as follows, viz:

1st. For grading, bowldering and curbing the gutters and widening the sidewalks of New York street, from New Jersey street to East street.

Charles S. Roney, 63 cents per lineal foot front on each side for bowldering, 44 cents per lineal foot front on each side for curbing, and 70 cents per lineal foot for stone crossings.

J. D. Hoss & Co., 50 cents per lineal foot front on each side for bowldering, 47 cents per lineal foot front on each side for curbing, and 40 cents per lineal foot for walk stone.

J. L. Spaulding, 48 cents per lineal foot front on each side for bowldering, 45 cents per lineal foot front on each side for curbing, and 37 cents per lineal foot for stone crossings.

R. P. Dunning, 47 cents per lineal foot front on each side for bowldering, 45 cents per lineal foot front on each side for curbing, 65 cents per lineal foot for double-row stone crossings, and 71 cents per superficial yard for bowldering wings.

H. C. Roney, 47 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

James W. Hudson, 49 cents per lineal foot front on each side for bowldering, 41 cents per lineal foot front on each side for curbing, 61 cents per lineal foot for double stone crossings, and 63 cents per superficial yard bowldering intersections.

Fred. Gansberg, 42 cents per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

There being a repealing ordinance introduced for this improvement, we recommend that action be postponed until the matter is finally disposed of.

2d. For grading, bowldering and curbing the gutters and widening the sidewalks of South street, from East street to Noble street.

J. L. Spaulding, 70 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

R. Kennington, 65 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

C. S. Roney, 64 cents per lineal foot front on each side for bowldering, and 44 cents per lineal foot front on each side for curbing.

August Richter, 62 cents per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

James W. Hudson, 63 cents per lineal foot front on each side for bowldering, and 41 cents per lineal foot front on each side for curbing.

H. C. Roney, 60 cents per lineal foot front on each side for bowldering, and 44 cents per lineal foot front on each side for curbing.

R. P. Dunning, 61 cents per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

Fred. Gansberg, 57 cents per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

Fred. Gansberg being the lowest and best bidder, we recommend he be awarded the contract.

Respectfully submitted,

Isaac Thalman,  
E. H. Koller,  
Committee on Contracts.

Councilman Thalman presented the contract and bond of Fred. Gansberg, for improving South street, from East street to Noble street, in the sum of \$1,700, giving as surety H. C. Roney; which was received, the contract concurred in, and bond approved.

REPORTS, ETC., FROM CITY OFFICERS.

The City Clerk submitted the following report; which was referred to the Finance Committee:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith submit my report of orders drawn on the City Treasurer during the fiscal year ending May 31st, 1882; also, a tabular statement of the bonded indebtedness of the city of Indianapolis, and an interest coupon statement, showing the amount of interest payable each year:

Respectfully submitted,

Jos. T. MAGNER, City Clerk.

*Orders Issued on the City Treasurer during the Fiscal Year commencing with June 1st, 1881, and ending with May 31st, 1882.*

Board of Health.....	\$2,662 08
Bridges.....	989 10
City Assessor's Department.....	4,269 00
City Civil Engineer's Department.....	2,003 06
City Dispensary.....	3,155 84
City Hall.....	3,053 10
City Hospital and Branch.....	12,490 15
City Treasurer's percentage.....	5,199 28
Cisterns.....	1,732 52
Elections.....	691 75

Fire Department—

For pay-rolls, officers and employees ...	\$56,218 50
For supplies, repairs, etc.....	14,328 88
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	70,547 38
Fountains.....	266 47
Garbage.....	3,600 00
Garfield Park.....	1,577 27
Gas.....	62,867 68
Incidentals.....	1,873 96
Insurance.....	62 50
Interest on bonds.....	138,490 25



Interest-Coupon Statement.

KIND OF BONDS.	WHERE PAYABLE.	When Payable.	No. of Coupons.	Coupon Value.	Amount Payable.	TOTALS.
I. C. & D. R. R. Co.....	City Treasury, Indianapolis.	January 1st.	90	\$30 00	\$ 2,700 00	
Series "A".....	Winslow, Lanier & Co. N. Y.	January 1st.	300	36 50	10,950 00	
Series "B".....	" " "	January 1st.	300	36 50	10,950 00	
Southern Park Purchase	" " "	January 1st.	219	18 25	3,996 75	
Series "C".....	" " "	January 1st.	300	36 50	10,950 00	
Series "D".....	" " "	January 1st.	200	36 50	7,300 00	
Fire Department.....	" " "	January 1st.	14	18 25	255 50	
Fire Department.....	" " "	January 1st.	9	36 50	328 50	
Series "E".....	" " "	January 1st.	8	36 50	292 00	
U. R. R. T. & S. Y. Co.*..	" " "	January 1st.	500	30 00	15,000 00	\$ 62,722 75
Ind'polis & Vin. R. R. Co.	City Treasury, Indianapolis.	April 1st.	120	30 00	3,600 00	
Junction R. R. Co.....	" " "	April 1st.	100	30 00	3,000 00	
Sellers' Farm Purchase.	Winslow, Lanier & Co., N. Y.	April 1st.	21	40 00	840 00	7,440 00
Series "A".....	Winslow, Lanier & Co., N. Y.	July 1st.	300	36 50	10,950 00	
Series "B".....	" " "	July 1st.	300	36 50	10,950 00	
Southern Park Purchase	" " "	July 1st.	219	18 25	3,996 75	
Series "C".....	" " "	July 1st.	300	36 50	10,950 00	
Series "D".....	" " "	July 1st.	200	36 50	7,300 00	
Fire Department.....	" " "	July 1st.	14	18 25	255 50	
Fire Department.....	" " "	July 1st.	9	36 50	328 50	
Series "E".....	" " "	July 1st.	8	36 50	292 00	
U. R. R. T. & S. Y. Co.*..	" " "	July 1st.	500	30 00	15,000 00	
Patterson Levee.....	" " "	July 1st.	5	60 00	300 00	60,322 75
Sellers' Farm Purchase.	Winslow, Lanier & Co., N. Y.	October 1st.	21	40 00	840 00	840 00
Grand Total.....						\$131,325 50

\* These bonds were issued in aid of the "Union Railroad Transfer and Stock-Yards Company," and were exchanged for an equal amount of the bonds of said company.

The principal of the said company's bonds, and the interest-coupons attached thereto, mature and become payable one month prior to the principal and coupons of the city bonds.

The City Treasurer submitted the following report; which was referred to the Finance Committee :

Report of I. N. PATTISON, City Treasurer, for the year ending May 31st, 1882.

RECEIPTS.

Balance on hand June 1st, 1882.....	\$ 408,700 88
From auction licenses.....	95 00
From benefits.....	505 50
From coal licenses.....	118 00
From Clinic tickets (City Hospital and branch).....	375 00
From dog licenses.....	2,568 50
From dray licenses.....	305 25
From express licenses.....	675 70
From fines and fees.....	4,190 52
From hack licenses.....	444 00
From hucksters' licenses.....	866 00
From market rents.....	2,148 75

From market-masters' fees.....	4,084 83
From peddlers' licenses.....	656 00
From promiscuous.....	2,110 98
From promiscuous proceeds of Time Warrant of 1881.....	68,700 00
From promiscuous interest on Belt R. R. Bonds, Dec. 1, 1881.....	15,000 00
From printing, on precepts.....	348 76
From sale of old material from Fire Department.....	560 90
From Sellars' Farm Rent.....	916 66
From show licenses.....	913 00
From tapping sewers.....	60 00
From Taxes current.....	503,453 78
From Taxes delinquent.....	43,716 38
From Tax sales.....	7,917 94
From vault-cleaners' licenses.....	400 00

\$1,069,827 33

DISBURSEMENTS.

For Board of Health.....	\$ 2,662 08
For Bridges.....	989 10
For City Assessor's Department.....	4,269 00
For City Civil Engineer's Department.....	2,017 66
For City Dispensary.....	3,143 74
For City Hall.....	1,703 10
For City Hospital and Branch.....	12,541 07
For Cisterns.....	1,732 52
For elections.....	647 25
For Fire Department.....	70,206 03
For fountains.....	- 266 47
For garbage.....	3,600 00
For Garfield Park.....	771 07
For gas.....	62,867 68
For Home for Friendless Women.....	374 95
For incidentals.....	1,874 11
For Insurance.....	62 50
For interest on bonds.....	133,490 25
For judgments and costs.....	13,035 22
For markets.....	190 35
For Market-masters' fees.....	2,471 45
For parks.....	1,574 90
For percentage.....	5,199 28
For printing.....	7,031 59
For Police.....	47,910 00
For salary.....	18,622 25
For school fund.....	203,997 11
For Sewers.....	15,420 77
For Southern Park.....	806 20
For Station Houses.....	2,140 43
For street improvements.....	15,077 14
For street openings and vacations.....	725 00
For street repairs.....	30,024 11
For street signs.....	695 40
For taxes refunded.....	2,191 49
For Time Warrant of 1881.....	70,000 00
For Tomlinson annuity.....	7,000 00
For water rent.....	28,781 25
Balance on hand June 1, 1882.....	288,714 86

\$1,069,827 33

TOMLINSON ESTATE.

Balance on hand, June 1, 1881.....	\$ 23,339 19
From rents.....	4,391 59
One-third purchase money for No. 24 E. Washington street.....	9,333 34
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	\$ 37,064 12
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For repairs and insurance.....	251 41
Balance on hand, June 1, 1882.....	\$36,812 71
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	\$ 37,064 12
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Respectfully submitted,

I. N. PATTISON, City Treasurer.

To JOSEPH T. MAGNER, City Clerk.

The City Civil Engineer submitted the following report; which was received, the contract concurred in, and bond approved :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—I herewith report the contract and bond of H. C. Roney for building one 2,000-barrel cistern at or near the corner of Deloss and Reid streets. Bond, \$1,100; surety, Fred Gansberg.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report; which was received :

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

*Gentlemen:*—The Board of Aldermen directed me to report to your honorable body the cost of repairing Delaware street, between St. Clair and Seventh streets. I have made a very careful estimate of the amount of work necessary to be done, and find it to be 1,454 yards.

I have also made arrangements with a north Meridian street contractor whereby the city can buy enough old blocks to repair said street, which would be much cheaper, and, in my opinion, just as good, for said street as new ones. The blocks can be bought so that they can be laid in the street at 42 cents per yard—  
1,454 yards at 42 cents per yard.....\$610.68.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer presented the following communication, which was received and the proposition accepted :

STATE OF INDIANA, OFFICE OF TREASURER OF STATE,

Indianapolis, June 24th, 1882.

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

*Gentlemen:*—In behalf of the State of Indiana, we hereby consent to and approve the proposed improvement of North Meridian street in said city, with white cedar blocks, as provided for in General Ordinance No. 41, 1882, of said city, and hereby consent to the awarding of the contract for said improvement to J. F. and H. L. Talbot, under their bid as heretofore made; upon condition, however, that the amount assessed against the State shall not be demanded until the General

Assembly shall have made a specific appropriation for the payment thereof. The State owns the ground on the east of said street, between New York and Vermont and between North and St. Clair streets in said city.

E. H. WOLFE, Auditor of State.  
R. S. HILL, Treasurer of State.

The City Civil Engineer submitted the following report; which was received, the contract concurred in, and bond approved:

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

*Gentlemen:*—I herewith report the contract and bond of J. F. and H. L. Talbot, for paving with cedar blocks the roadway of Meridian street, and bowldering the wings of street and alley crossings thereof, from New York street to St. Clair street. Bond, \$35,000; sureties, John B. Price, Arthur Bassett and Thomas H. Sharpe.

I also submit the written consent and approval of the Auditor and Treasurer of State, in behalf of the State of Indiana, of the awarding of the foregoing contract to the said J. F. and H. L. Talbot, as provided for in section 68 of the Charter of the city of Indianapolis.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Attorney submitted the following report:

To the Mayor and Common Council:

*Gentlemen:*—By a motion passed at your last session, I was directed to report "whether or not the Citizens Street Railway Company has a right to haul over its track manure" and such like material."

It is provided by section 4 of the ordinance authorizing the construction and operation of said company's tracks, etc., that "the tracks \* \* shall be used for no other purpose than to transport passengers and their ordinary baggage." This language is very plain. Every time the Street Car Company has hauled manure, or other like material, over its tracks, it has violated this provision of its charter ordinance. But, while this is true, there is no provision in said ordinance, or any other that I have been able to find, imposing any penalty against this company or its officers for any violation thereof. Without such a penal ordinance, the city is remediless; for she can not proceed by *quo warranto* against the company, as the State sometimes does against corporations that have violated provisions of the acts under which they are organized.

If the Street Car Company has been in the habit of violating the provision of the ordinance quoted above, I think the proper thing to do, is to have a notice served on it to desist in the future, and that if heed is not given to such notice, an ordinance will be passed imposing severe penalties for its violation. This kind of an ordinance can be passed and enforced.

Respectfully submitted,

C. S. DENNY, City Attorney.

Councilman Egger moved that the above report be concurred in, and that the City Marshal be instructed to serve a proper notice on the Citizens Street Railway Company; which failed of adoption.

On motion by Councilman Stout, the report was then referred to the Committee on Railroads.

The City Attorney submitted the following report; which was received:



Indianapolis, June 26th, 1882.

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

*Gentlemen:*—Since the last meeting of the Council, the case of Elizabeth Martin *vs.* the City, brought some months ago in the Superior Court to recover damages for injuries alleged to have been received by a fall on west Market street on account of a defective sidewalk, has been dismissed by the court and judgment entered against the plaintiff for costs, on account of plaintiff's failure to perfect the issues in the case.

The case of St. Paul's Cathedral Church *vs.* William Rowe, to quiet title to the church property, to which action the city and City Treasurer were also made parties, the plaintiff averring that the Treasurer was threatening to issue a deed to said Rowe, on a certain sewer improvement certificate held by him against said property, and asking that he be enjoined from so doing, has been tried by the Superior Court. The finding was in favor of the city and City Treasurer on the issue joined by them, the plaintiff failing to show any ground for injunctive relief against them, and judgment was rendered against the plaintiff for costs. Rowe made no defence, and the court rendered a decree quieting the plaintiff's title to the property, the Supreme Court having decided, in the case of the First Presbyterian Church of Fort Wayne *vs.* the city of Fort Wayne, 36 Ind. 333, that church property is not liable for sewer assessments.

Some weeks ago I reported a partial disposition of the various suits in which the city if a party, brought by the Noble-Davidson heirs. The plaintiffs failed to perfect their appeals in the cases which were tried at that time, on the decisions of which the others were to rest, and, under an agreement entered of record at that time, these cases have now all been finally disposed of by judgments being entered against the plaintiffs, without the benefit of exception or right of appeal. This finally disposes of all these cases, pending in the Superior Court, in favor of the city.

Respectfully,

C. S. DENNY, City Attorney.

#### INTRODUCTION OF MISCELLANEOUS BUSINESS.

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

That the Street Commissioner be instructed to clean the gutters of Liberty street, between Massachusetts avenue and New York street.

Councilman Cole offered the following motion; which was adopted:

That the privilege be granted, and the same is hereby granted, to Amelia B. Mansur and others to lay a line of eight-inch sewer pipe in and along Hudson street, from a point about one hundred feet north of Ohio street, to and connecting with the Ohio street sewer, said work to be done under the supervision of the City Civil Engineer.

Councilman Coy presented the following petition; which was referred to the City Civil Engineer, with power to act:

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

The undersigned, representing the Connecticut Mutual Life Insurance Company, of Hartford, Connecticut, would respectfully ask that a permit be granted said insurance company to make sewer connection from the block owned by them, and numbered 84 and 86 east Market street, with Pennsylvania street sewer at Market street, the said connection to be made with twelve (12) inch pipe, and in all respects to be constructed in accordance with city ordinances regulating sewer connections. All expenses in making such connection to be paid by said insurance company.

JOS. A. MOORE.

Indianapolis, Ind., June 26th, 1882.

Councilman Dean presented the following claims and motion; which were referred to the Judiciary Committee, Accounts and Claims, and City Attorney:

Indianapolis, June 26th, 1882.

City of Indianapolis to Charles E. Teine, Dr.:

July, 1880, to damage for overflow, caving in of cellar wall, No. 31 Yeiser street.....	\$21 00
June, 1882, same as above.....	26 00
Total.....	<u>\$47 00</u>

Indianapolis, June 26th, 1882.

City of Indianapolis to N. N. Morris & Co., No. 26 North Delaware street, for A. & J. C. S. Harrison, Dr.:

July 1880, to damage for overflow, caving in of cellar wall, No. 27 Yeiser street.....	\$10 55
June, 1882, same as above.....	9 75
Total ..	<u>\$20 30</u>

That the City Civil Engineer be, and is hereby, instructed to make the necessary survey, and report to the Common Council at their next regular meeting, what is necessary to protect the property on Yeiser street and vicinity from overflow.

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

That the Street Commissioner be, and is hereby, directed to clean the first alley west of Chadwick street, between McCarty and Ray streets.

Councilman Hartmann offered the following motion; which was adopted:

*Whereas*, By the opening, and moving the buildings, out of Cruse street, and by leaving the wells and cisterns and vaults open, thereby endangering the lives of citizens, and as said wells, cisterns and vaults are yet open, therefore,

*Moved*, That the Street Commissioner be directed to immediately and forthwith fill said wells, cisterns and vaults.

Councilman Morrison offered the following motion; which was adopted:

That Mrs. John D. Howland be allowed to place down a brick sidewalk in front of her property, No. 630 north Mississippi street, said work to be done under the direction of the City Civil Engineer, and at her own expense.

Councilman Morrison presented the following petition; which was received and the prayer granted:

To the Council and Board of Aldermen, Indianapolis:

Permission is asked to dig a dry well in the alley east of Delaware, between Ninth and Michigan streets, for sewerage purposes.

Respectfully,

JOHN J. SMITH.

Councilman Pearson presented the following petitions; which were read and referred to the Judiciary Committee:

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

*Gentlemen:*—Your petitioners would respectfully represent that, on the 14th day of April, 1882, they erroneously paid the sum of \$13.37, being the tax on \$1,250, which had previously been paid, and, owing to the credit not being plain on the Treasurer's books, it was calculated in the amount as due from us, when it had been previously paid.

Your petitioners would therefore ask and demand that the above sum of \$13.37, with interest, be refunded them, and, as in duty bound, your petitioners will ever pray.

INDIANAPOLIS ROLLING MILL Co., Petitioners.

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

*Gentlemen:*—Your petitioner would respectfully represent to your honorable bodies that, on the 10th day of February, 1880, he purchased from the City Treasurer, at the public tax sale held on that day, a tax sale certificate, covering the city taxes for 1876-7-8-9, on lot No. ten (10), square No. seven (7), in Custing's subdivision of Hanway & Hanna's Oak Hill addition to the city of Indianapolis.

The above sale was erroneous, from the fact that it was sold for an amount of personal tax, which was not a lien on the property.

Your petitioner paid the sum \$22.59 for the certificate, February 10th, 1880, and for tax of 1880; since paid 53 cents; paid April 7th, 1881, and for tax of 1881, since paid, 54 cents, and paid February 21st, 1882.

Your petitioner would therefore ask and demand that the above amount, with interest from dates of payment, be refunded him, and, as in duty bound your petitioner will ever pray.

CHRISTOPHER HILGENBERG, Petitioner.

Councilman Pearson offered the following motion ; which was adopted :

That the Joint Committee on Public Property be authorized to spend fifteen hundred dollars on a fountain, to be erected in Circle Park, providing the property holders on the Circle donate five hundred dollars of the above amount.

On motion by Councilman Thalman, the action of the Common Council was reconsidered on the foregoing petition, as presented by Councilman Morrison.

Councilman Pearson presented the following petition ; which was referred to the Committee on Markets :

To the Honorable, the City Council of the City of Indianapolis :

The undersigned would respectfully represent to your honorable body that he now has, and has had for the twenty-three years last past, a stall in the public Market Place of this city, used as a butcher stand ; that, by negligence on his part, having forgotten the day of the sale of such stalls, he allowed such sale to go on without attending the same (although he had previously informed the Market Master that he would buy or take his old stand again), and the same was sold to one Mr. Tomilson ; that he has expended on said stand at least the sum of twenty-five dollars in improvements, and that his customers are so used to his place of business in your market house that it would result in an actual loss to your petitioner, and inconvenience and annoyance to his customers, to deprive him of the further use and occupancy of said stall, and, there being five unoccupied stalls remaining unsold, your petitioner would respectfully ask that the sale of his said stall, so made as aforesaid, be held for nought, and that the same be restored to him, he agreeing to pay the necessary expenses accruing from such change and vacation of such order of sale, it not being in any way harmful to the purchaser to take one of the unsold stands

Your petitioner is doubly assured of the favorable action of your board in his behalf, and, as in duty bound, he will ever pray.

MORITZ KAUFMANN, Petitioner.

Councilman Stout presented the following petition; which was referred to the Judiciary Committee and City Attorney:

*Indianapolis, Ind., June —, 1882.*

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

The undersigned respectfully represents to you, that on the 7th day of July, A. D. 1873, and prior thereto, James A. Bruce claims he was owner, in fee simple, of the southeast quarter of section twenty-four (24), of township sixteen (16) north, of range three (3) east, situate in Marion county, State of Indiana, the title to which, however, was in his father, George Bruce; that in the year, 1873 the city desired to acquire real estate for park purposes north of the city of Indianapolis, and the owners of the real estate lying in the locality of the proposed park desired to secure the benefits and advantages that would result to their real estate by the location and improvement of the park contiguous to it, and for the purpose of acquiring these benefits and advantages, a number of the land owners referred to proposed to donate to the city of Indianapolis certain real estate to be used for park purposes, subject to the condition that the lands be used and improved as a park; that amongst other persons offering to make the donation of real estate for such purposes was said James A. Bruce, but his proposition was made in the name of his father, George Bruce, for the reason that the record title of the real estate was then in his name, as said James A. claims; that the records of the Common Council of the city show, that on the 7th day of July, 1873, on the motion of Mr. Kahn, the proposition for the donation for park purposes, offered by the following named persons, be accepted: Powell Howland, ten acres, more or less; Aquilla Jones, six acres, more or less; W. McClintock, two and one-half acres, more or less; Temple C. Harrison, ten acres, more or less; George Bruce, thirty-seven acres more or less; D. W. Grubbs, eighteen acres, more or less; Mary Fleming, sixteen acres, more or less; with condition that these lands be used as a park, and improved as the city finances will permit. It was ordered that the proposed donation be accepted, upon the condition stated.

This action of the Common Council will be found in the proceedings of July 7th, 1873, as printed in Part 1st, in the proceedings from May 12th, 1873 to May 4th, 1874, at page 403.

The undersigned does not know how many of the persons named conveyed to the city of Indianapolis real estate for park purposes under the proposed donation and acceptance, but knows that conveyances were made by Powell Howland, Mary Fleming and George Bruce. He represents that George Bruce was authorized by said James A. Bruce to convey to city of Indianapolis, for park purposes, the following portion of real estate herein described, to-wit:

A strip of land beginning at the east bank of Fall Creek on the south line of the southeast quarter of section twenty-four (24), in township sixteen (16), range three (3) east, running thence west six hundred (600) feet, thence in a northeasterly direction, meandering with the east bank of Fall Creek and six hundred feet therefrom to the north line of said quarter section, thence east on said line to the east line of said quarter section, thence south on said section line to a point at low water mark on the south bank of said Fall Creek, thence meandering with the said south bank of said Fall Creek to the place of beginning, subject among other conditions to the following, that said real estate should be improved by the city as a park within three years from the date of conveyance thereof to the city.

That said George Bruce with Dove Bruce, his wife, by a deed dated and acknowledged July 8th, 1873, conveyed said real estate to the city of Indianapolis, and the deed was duly recorded in the Recorder's office of Marion county on the 15th day of July, 1873, in Land Record W. W., at page 628; but the only condition stated in said deed is as follows: "To be used and improved by said city as a public park," and until very recently it was not known to said James A. Bruce, as he has informed the undersigned, that the deed to the city did not contain the condition that the real estate was to be improved by the city within three years from its date.

He also represents that since said conveyance to the city, said real estate, with the remainder of the quarter section out of which it was carved, has been, by

proper deed of conveyance, conveyed and warranted by said George Bruce and Dove Bruce to said James A. Bruce, and that said James A. Bruce, with his wife, has since that time, by proper deed of conveyance, conveyed the four undivided fifths of said quarter section, lying west of the east bank of Fall Creek, to the undersigned.

That said deeds are duly of record in said office.

That said deed of James A. Bruce and wife to the undersigned is a deed of warranty, with such covenants as will operate to transfer to the undersigned the said four undivided fifths of the real estate conveyed by George Bruce to the city, upon the conveyance of the same to said James A. Bruce by the city.

He also represents that, by a deed executed on the 13th day of November, 1876, the city of Indianapolis reconveyed to Mary Fleming the real estate conveyed by her to the city, as aforesaid, and this deed is duly recorded in the Recorder's office of Marion county, in land record No. 2, page 436, and was made in pursuance of an order of the Common Council, made on the 2d day of October, 1876, as shown by the printed proceedings of the Common Council from May 8th, 1876, to April 30th, 1877, on page 763.

He also represents that the real estate conveyed to the city by Powell Howland, as hereinbefore stated, was, on the 4th day of February, 1879, conveyed by the city to Elisha J. Howland and Charles A. Howland, executors of Powell Howland, deceased. Said deed was duly recorded in the Recorder's office of said county, on the 1st day of March, 1879, in land record No. 6, page 513.

He also represents, that the only condition stated in the deed of Powell Howland to the city was as follows: "To be used and improved by said city as a public park."

He also represents that the city, having abandoned the idea of improving and maintaining a park upon the land aforesaid, determined to reconvey the real estate conveyed to it for that purpose, and, on the 4th day of November, 1878, adopted the following motion, made by Mr. McKay, viz.: "That the City Attorney be instructed to prepare the necessary deeds of conveyance from the city of Indianapolis to the grantors, of the property known as the North Park." This action of the Common Council is shown by its printed proceedings from May 20th, 1878, to May 6th, 1879, on page 567. And this action of the Common Council was adopted by the Board of Aldermen of said city, on the 5th day of November, 1878, as is shown by the same printed proceedings, on page 577. The reconveyance to the Howlands was made by the city to carry into effect the policy adopted by this order, by a special order made on the 3d day of February, 1879, in the printed proceedings last referred to, on page 671, and by the Board of Aldermen on the 4th day of February, 1879, as shown by the same printed proceedings, on page 771.

He also represents that the city has never had possession of said real estate, conveyed to it by said deed of George Bruce, nor has asserted any ownership of said real estate, but said James A. Bruce is in possession of part, and the undersigned of part thereof.

The undersigned therefore respectfully prays that the City of Indianapolis execute a deed conveying to said James A. Bruce (and so by virtue of said deed of said Bruce to the undersigned of said four undivided fifths) of the real estate conveyed to it by George Bruce and wife for park purposes, as hereinbefore stated, and he also herewith submits a draft of such deed, which he prays may be ordered to be executed.

MASON J. OSGOOD, Trustee.

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

*Resolved by the Common Council and Board of Aldermen, That the Indianapolis Water Company be, and it is hereby, required to extend its line of water mains from the corner of Home avenue in and along Park avenue to Eighth street; thence east on Eighth street to Broadway street; thence north on Broadway street to Ninth street; thence east on Ninth street to and connecting with the main on College avenue. Said mains to be laid as soon after the 1st day of January, 1883,*

as practicable, and before May 1st, 1883, and locate hydrants along said extension, not to exceed one for every five hundred feet, all to be done under the direction of the Chief Fire Engineer, and the City Clerk is hereby directed to notify said Water Company of the action had thereon.

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

That the Street Commissioner be, and is hereby, requested to replace bowlders at the mouth of the alley on Broadway street, between Christian avenue and Butler street, west side.

Councilman Thalman offered the following motion; which was adopted:

That the City Civil Engineer be directed to readvertise for bowldering Ohio street, between Meridian and Illinois streets, Robert H. Patterson having failed to file his bond for doing said work.

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

That the Street Commissioner be directed to clean the Illinois street gutters, between Washington and Ohio streets, and repair the same so the water will flow hereoff.

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

That the Street Commissioner be, and is hereby, directed to clean the gutters and open the culverts on Noble street, from Washington street to North-street.

Councilman Ward offered the following motion; which was adopted:

That Jason S. Carey be granted permission to lay a brick sidewalk in front of his property on the north side of Home avenue, between Delaware and Pennsylvania streets. Work to be done at his own expense, under the supervision of the City Civil Engineer.

Councilman Ward presented the following remonstrance; which was referred to the Committee on Streets and Alleys, with the ordinance S. O. 89, 1882.

To the Honorable City Council of Indianapolis:

*Gentlemen:*—The undersigned would respectfully represent that they are the owners of the property on each side of the first alley south of Christian avenue, as far east from Central avenue as the cross alley in the center of the block; and that the city did in the year 1874 make an order for the improvement of said alley, between Central and Park avenues, and said improvement was made under the direction of the City Engineer, and accepted by the proper authority, our property assessed for the expense of said improvement, and the assessment duly paid. And furthermore, we would state that said alley adjoins our property, has ten inches of good river gravel on it, and has not been muddy since it was improved.

Therefore we would respectfully protest against the passage of an "ordinance to grade and gravel" said alley, introduced June 19th, 1882, as we have once paid for said work.

R. T. Brown, Lewis Meir.

Councilman Egger presented a petition, signed by six hundred citizens, to amend the so called "Cow Ordinance," so that cows that are not breechy, may be allowed to run at large, during the daytime, on the vast commons in the outskirts of the city; which was received, and ordered filed with the ordinance.

The following entitled ordinances were introduced and severally read the first time :

By Councilman Dean :

G. O. 55, 1882—An ordinance granting Frederick Dietz permission to construct a railroad switch across Morris street, to and connecting with the J., M. & I. railroad tracks.

By Councilman Pritchard :

G. O. 56, 1882—An ordinance granting the right to maintain and exhibit a Mechanical Wonder in the city of Indianapolis.

On motion by Councilman Dean, the rules were suspended for the purpose of placing the foregoing ordinances on their final passage, by the following vote :

AYES; 18—viz: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward Weaver, and Yoke.

NAYS—None.

G. O. 55, 1882, was then read the second time, ordered engrossed, read the third time, and passed by the following vote :

AYES, 16—viz: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, and Ward.

NAYS—None.

G. O. 56, 1882, was then read the second time, ordered engrossed, read the third time, and passed by the following vote :

AYES, 16—viz: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, and Ward.

NAYS—None.

By consent, Councilman Pearson offered the following motion; which was adopted :

33That the City Civil Engineer be instructed to prepare an ordinance for the improvement of West street, from First street to Twelfth street.

## PENDING ORDINANCES.

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

S. O. 56, 1882—An Ordinance to provide for grading and graveling the west sidewalk of Shelby street, from Prospect street to Pleasant Run (where not already done).

And it was passed by the following vote :

AYES 18—viz: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harrold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

S. O. 60, 1882—An ordinance to provide for grading and bowldering the first alley south of Michigan street, from Delaware street to the first alley west of Delaware street.

And it was passed by the following vote :

AYES, 18—viz: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harrold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

S. O. 63, 1882—An Ordinance to provide for grading and graveling the alley beginning at School street, on south side of lot 13, in out-lot 94, and running around lots 13, 14, 15, and 16, in said out-lot, and terminating at School street.

And it was passed by the following vote :

AYES, 18—viz: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harrold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver and Yoke.

NAYS—None.

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

S. O. 68, 1882—An ordinance to provide for grading and graveling the first alley west of Virginia avenue, from Bradshaw street to Buchanan street.

And it was passed by the following vote :

AYES, 18—viz: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harrold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver and Yoke.

NAYS—None.



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

S. O. 71, 1882—An ordinance to provide for grading and graveling the second alley north of Christian avenue, from Bellefontaine avenue to Peru street.

And it was passed by the following vote:

AYES, 18—viz: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward Weaver, and Yoke.

NAYS—None.

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

S. O. 72, 1882—An ordinance to provide for grading and graveling Hill avenue and sidewalks, from Baltimore avenue to Brinkman street.

And it was passed by the following vote:

AYES, 18—viz: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

S. O. 73; 1882—An Ordinance to provide for grading and bowldering the first alley west of Meridian street, from South street to Garden street.

And it was passed by the following vote:

AYES, 18—viz. Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

S. O. 74, 1882—An ordinance to provide for grading and paving with brick the the south sidewalk of New York street, from Missouri street to West street.

And it was passed by the following vote:

AYES, 18—viz. Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

S. O. 75, 1882—An Ordinance to provide for grading, and paving with brick, the south sidewalk of Vermont street, from West street to Blackford street.

And it was passed by the following vote :

**AYES**, 18—viz. Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

**NAYS**—None.

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

S. O. 76, 1882—An ordinance to provide for grading, bowlding and curbing the gutters and widening the sidewalks of New York street, from New Jersey street to East street, and to repeal an ordinance entitled "An ordinance to provide for grading, bowldering and curbing the gutters and widening the sidewalks of New York street, from New Jersey street to East street," ordained May 8th, 1882.

And it was passed by the following vote :

**AYES**, 18—viz. Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

**NAYS**—None.

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

S. O. 78, 1882—An Ordinance to provide for grading and graveling the first alley west of Illinois street, from Merrill street to Norwood street.

And it was passed by the following vote :

**AYES**, 18—viz.: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

**NAYS**—None.

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

S. O. 79, 1882—An Ordinance to provide for grading and graveling Sullivan street and sidewalks, from the north line of Bismark street to Buchanan street.

And it was passed by the following vote :

**AYES**, 18—viz.: Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

**NAYS**—None.

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

S. O. 80, 1882—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Bellefontaine avenue, between Ninth and Tenth streets.

And it was passed by the following vote :

AYES, 18.—viz. Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS,—None.

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

S. O. 81, 1882—An Ordinance to provide for re-grading and graveling the roadway of Delaware street, bowldering the gutters, and placing a gutter stone therein, from the north side of Wabash street to the north side of Massachusetts avenue.

And it was passed by the following vote :

AYES, 18—viz. Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

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

G. O. 13, 1882—An Ordinance requiring a flagman to be stationed at the intersection of the Jeffersonville, Madison & Indianapolis Railroad Company's tracks with Madison avenue, between Lincoln and Minnesota streets.

And it was passed by the following vote :

AYES, 17—viz. Councilmen Bryce, Cole, Cowie, Coy, Dean, Egger, Fultz, Harold, Hartmann, Koller, Morrison, Pearson, Pritchard, Stout, Thalman, Weaver, and Yoke.

NAYS—None.

G. O. 67, 1881, was ordered stricken from the files.

The following entitled ordinance was read the second and third times :

G. O. 14, 1882—An Ordinance to restrain cows and heifers from running at large from sunset in the evening to sunrise in the morning, and preventing such animals, when breachy, from running at large at any time in the city of Indianapolis, providing penalties, establishing pounds and rules for the government thereof; appropriating money in aid thereof, and repealing conflicting ordinances.

Councilman Thalman's motion, to strike the above ordinance from the files failed of adoption by the following vote :

**AYES**, 7—viz: Councilmen Bryce, Cole, Cowie, Dean, Pritchard, Thalman, and Yoke.

**NAYS**, 11—viz: Councilmen Coy, Egger, Fultz, Harrold, Hartmann, Koller, Morrison, Pearson, Stout, Ward, and Weaver.

Councilman Egger moved to place the ordinance upon its passage.

Councilman Ward moved, as a substitute, that action on the ordinance be postponed; which failed of adoption.

Councilman Yoke moved to so amend the ordinance so as to restrain cows from running at large from 4 P. M. to 8 A. M.

On motion, by Councilman Egger, the above amendment was laid on the table, by the following vote.

**AYES**, 9—viz: Councilmen Coy, Egger, Fultz, Harrold, Hartmann, Koller, Morrison, Thalman, and Weaver.

**NAYS**, 9—viz: Councilmen Bryce, Cole, Cowie, Dean, Pearson, Pritchard, Stout, Ward, and Yoke.

There being a tie vote, the name of His Honor, Mayor Grubbs, was called, and he voting in the affirmative, the amendment was declared as laid on the table.

Councilman Dean moved that action on the ordinance be postponed.

Councilman Egger moved to lay the motion to postpone on the table.

Which motion to lay on the table was adopted,

The following entitled ordinance was read the second time:

G. O. 37, 1882—An Ordinance making it unlawful to post bills or advertisements on fences, buildings, cars and vehicles, without the consent of the owner.

On motion by Councilman Cole the above ordinance was referred to the Committee on Streets and Alleys, with instructions to so amend as to include boxes, etc., in front of stores.

The following entitled ordinance was read the second time:

G. O. 39, 1882—An ordinance to prevent the shipping of through freight in Railroad cars through the city of Indianapolis.

Councilman Morrison moved to refer the ordinance to the Committee on Judiciary.

Councilman Coy moved to strike the ordinance from the files; which failed of adoption.

On motion by Councilman Pearson, the ordinance was then ordered

engrossed, read the third time, and it failed of passage by the following vote :

**AYES**, 8—viz.: Councilmen Cowie, Egger, Fultz, Harrold, Hartmann, Koller, Pearson, and Yoke.

**NAYS**, 10—viz.: Councilmen Bryce, Cole, Coy, Dean, Morrison, Pritchard, Stout, Thalman, Ward, and Weaver.

Councilman Morrison introduced the following entitled ordinances ; which were severally read the first time :

S. O. 101, 1882—An ordinance to provide for grading, bowldering the gutters, curbing and widening the sidewalks of Indiana avenue, from Illinois street to Michigan street (where not already properly done).

S. O. 102, 1882—An ordinance to provide for grading, bowldering the roadway and paving with brick and curbing with stone the sidewalks of Wabash street, from Illinois street to Tennessee street.

The above entitled ordinance was accompanied by the following petition :

*Indianapolis*, June 13, 1882.

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

*Gentlemen*:—The undersigned, owner of real estate fronting on Wabash street, between Illinois and Tennessee streets, respectfully petition for the passage of an ordinance providing for the improvement of Wabash street, between said streets of Illinois and Tennessee, with good and proper curbing, paving and bowldering.

THOMAS A. HENDRICKS.

The following message, from the Board of Aldermen, was read :

To the Mayor and Common Council :

*Gentlemen*:—The Board of Aldermen in regular session, held this Monday evening, June 26th, 1882, concurred in your action of June, 1882, in concurring in the recommendation of the Committee on Contracts, providing for the appointment of two assistant engineers, to act under the instructions of the City Civil Engineer while the improvement of North Meridian street is made, after having amended it by fixing the compensation of such assistants at a price not exceeding \$2.50 per day each.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

Councilman Bryce moved to amend the above by making the pay \$4 per day.

Councilman Morrison moved, as a substitute, that the pay be made \$3.50 per day.

Councilman Ward moved that the action of the Board of Aldermen be concurred in.

Which motion, to concur, failed of adoption.

The motion to make the pay \$3.50 per day was then adopted by the following vote :

AYES, 10—viz: Councilmen Bryce, Egger, Fultz, Hartmann, Koller, Morrison, Pearson, Pritchard, Thalman, and Weaver.

NAYS, 7—viz: Councilmen Cole, Cowie, Coy, Dean, Harrold, Ward, and Yoke.

Councilman Stout was excused for the remainder of this session.

Councilman Ward offered the following motion; which was adopted :

That the City Marshal cause the sprinkling plug, bill boards and telegraph post on the city's ground near the corner of Alabama and St. Clair streets, to be removed therefrom.

Councilman Cowie moved that the Common Council do now adjourn; which failed of adoption by the following vote :

AYES, 3—viz. Councilmen Cowie, Harrold, and Pritchard

NAYS, 14—viz.: Councilmen Bryce, Cole, Coy, Dean, Egger, Fultz, Hartmann, Koller, Morrison, Pearson, Thalman, Ward, Weaver, and Yoke.

Councilman Dean, in behalf of the Board of Public Improvements, submitted the following report; which was concurred in :

To the Mayor and Common Council:

*Gentlemen.*—The Board of Public Improvements, to whom was referred the following motions, directing the Street Commissioner to make repairs &c., on the streets, make the following recommendations:

1st. That the Street Commissioner be instructed to put down a double stone crossing across Meridian street; on the north side of South street.

Recommend the work be done.

2d. That the Street Commissioner be instructed to put down a double stone crossing across Pennsylvania street, on the north side of South street.

Recommend the work be not done.

3d. That the Street Commissioner be instructed to clean gutters on McCarty street, between Virginia avenue and East street.

Recommend the work be done.

4th. That the Street Commissioner be instructed to clean the gutters on Beatty street, between McCarty and Buchanan streets, to enable the school children to reach their school house.

Recommend the work be done.

5th. That the Street Commissioner repair Merrill street, between Illinois and Missouri streets, in such a manner as to properly drain said street, and make it passable.

Recommend the work be done.

6th. That the Street Commissioner, be, and is hereby, directed to fill mud holes with gravel on Georgia street, between Missouri and West streets.

Recommend the work be done.

7th. That the Street Commissioner be directed to pave with bowlders, the alley entrance on Bates street between Noble and Leota streets.

Recommend the work be not done.

8th. That the Street Commissioner be directed to pave with bowlders, the alley entrances on Georgia street, between Noble and Dillon streets.

Recommend the work be not done.

9th. That the Street Commissioner be directed to lay stone crossings on the intersections of the several street crossings on Georgia street, east of Noble street.

Recommend crossing to be placed at Benton and Pine streets.

10th. That the Street Commissioner be, and is hereby, ordered to clean gutters on Liberty street, between Washington and New York streets.

Recommend the work be done.

11th. That the Street Commissioner be directed to place a coat of gravel on Sixth street, from Mississippi street west to Canal.

Recommend the work be not done.

12th. That the Street Commissioner be, and is hereby directed to scrape the ground from the gutters on College avenue into the wagon ruts in the center of the street, between North and Clide streets.

Recommend the work be done.

13th. That the Street Commissioner be, and is hereby directed to fill chuck holes on Central avenue.

Recommend the work be not done.

14th. That the first alley west of California street, between Washington and Maryland streets, be named Hellen street.

Yes.

15th. That the Street Commissioner be directed to place wooden foot-crossings at the crossings of Meridian and Circle streets.

Recommend the work be done.

16th. That a stone crossing be placed from the south sidewalk of Coburn street to prospect street, under the direction of the Street Commissioner.

Recommend the work be done.

17th. That the Street Commissioner be, and is hereby directed to place a double row of stone crossings on each side of New York street, at the intersection of all the streets and alleys between Bright and Agnes streets.

Recommend the crossings to be placed on Douglass and Blake streets.

18th. That the Street Commissioner fill the chuck holes on north West street from Indiana avenue to First street, with good river gravel.

Recommend the work be done.

19th. That the Street Commissioner be, and is hereby directed to construct a wooden bridge on east New York street, over Pogue's Run.

Recommend the work be not done.

20th. That the Street Commissioner be, and is hereby ordered to repair Washington street, between Noble and State streets; also, to fill the chuck holes in Spring street, between Market and North streets.

Recommend the work be done.

21st. That the Street Commissioner be, and is hereby directed to lay a double stone crossing on the west side of Madison avenue, across Chestnut street.

Recommend the work be done.

22d. That the Street Commissioner be, and is hereby directed to clean the gutters on New York street, between Noble and Pine streets.

Recommend the work be not done.

23d. That the Street Commissioner be, and is hereby instructed to clean the gutters and open the culverts on Pine street, between Washington and North streets.

Recommend the work be done.

24th. That the roadway of Sixth street, from Mississippi street west to the Canal be repaired by filling mud holes with raked river gravel.

Recommend the work be done.

25th. That the gutters on Sixth street, from Illinois street to Mississippi street, be cleaned.

Recommend the work be done.

26th. That the Street Commissioner be directed to put down stone crossings across Circle street, at the intersection of Meridian and Market streets.

Recommend crossings be placed on west side of Meridian street, north side of Circle street and north side of Market street, east and west side of Circle.

27th. That the Street Commissioner be, and is hereby, directed to clean the gutter of Market street, from Noble street to Arsenal avenue.

Recommend the work be not done.

28th. That the Street Commissioner is hereby instructed to clean the gutters on Hosbrook street, between Cedar and Elk streets.

Recommend the work be done.

29th. That the Street Commissioner be, and is hereby, requested to fill the chuck-holes on Morris street, between West and Dacotah streets.

Recommend the work be done.

30th. That the Street Commissioner be, and is hereby, directed to fill the chuck-holes on Dacotah street, between Morris and Wisconsin streets.

Recommend the work be done.

31st. That the Street Commissioner be, and is hereby, directed to clean the gutters on Pine street, from Washington street to Bates street.

Recommend the gutters be bowldered, under ordinance.

32d. That the Street Commissioner be directed to repair and fill the chuck-holes with broken stone, on east Washington street, from Noble street to State street.

Recommend the work be done.

33d. That the Street Commissioner be, and is hereby, directed to place a double stone-crossing on north side of Maryland street, across Missouri street.

Recommend the work be not done.



34th. That the Street Commissioner be, and is hereby, directed to fill the bad mud holes in the alley in rear of No. 4 Engine House, running from Merrill street to the first alley south. Said alley has been graded and graveled, but now is in an impassible condition.

Recommend the work be done.

35th. That the Street Commissioner be, and is hereby, instructed to place some broken stone around the fire-cistern, corner North and Pine streets.

Recommend the work be done with gravel.

36th. That the Street Commissioner be, and is hereby, instructed to put down a double stone-crossing on New York street, at the east crossing of Indiana avenue and New York street.

Recommend the work be done.

37th. That the Street Commissioner be, and is hereby, ordered to lay stone crossings on Ohio street, crossing Noble street.

Recommend the work be done.

38th. That the Street Commissioner be instructed to clean the alley running from Wright street to East street between Coburn and Dougherty streets, as the same has been graded and graveled.

Recommend the work be not done.

39th. That the Street Commissioner be, and is hereby, directed to cleanse gutters on Park avenue, between Christian avenue and Eighth street. Gutters are partly bowldered.

Recommend the work be done.

40th. That the Street Commissioner be, and is hereby, directed to fill the chuck-holes on Alabama street, between Morrison and Seventh streets.

Recommend the work be done.

41st. That the Street Commissioner be, and is hereby, requested to fill the chuck-holes on Maple street, between McCarty and Morris streets.

Recommend the work be done.

42d. That the gutters on Michigan street, between Noble and Pine streets, be cleaned by the City Street Commissioner

Recommend that the work be done.

43d. That a coat of gravel be placed upon Howard street, from Second street north to Fifth street by the Street Commissioner; and that the gutters at the crossing of Howard and Third streets be made open gutters, and old tiling removed, so that the water may run in the gutters.

Recommend the work be done.

44th. That the Street Commissioner, under the direction of the City Civil Engineer, take up the bowldered pavement on the west side of Fort Wayne avenue, between North and Walnut streets, except immediately in front of the driveways to the stables, and pave the same with brick.

Recommend the work be done.

45th. That the Street Commissioner be, and is hereby, instructed to lay a double stone crossing across the north side of St. Mary street, at the intersection of New Jersey street (Adopted by the Board of Aldermen, May 15th, 1882.)

Recommend the work be done.

46th. That the Street Commissioner be, and is hereby instructed to clean the following gutters: South side of Christian avenue, between Central avenue, to I. P. & C. railroad tracks; Plum street, from Christian avenue to Massachusetts avenue; north Noble street, from North street to Massachusetts avenue; east St. Clair street, from East street to Archer street; and fill the chuck-holes on St. Clair street, between East street and Massachusetts avenue.

Recommend the work be done.

47th. That the Street Commissioner be directed to clean the gutters of Liberty street, between Lockerbie and Michigan streets.

Recommend the work be done.

48th. That the Street Commissioner be, and is hereby, directed to lay stone crossings on the north and south sides of Market street, crossing Liberty street.

Recommend the work be done.

49th. That the Street Commissioner be, and is hereby, directed to extend the culverts to the sidewalks on New Jersey and Market streets.

Recommend the work be done.

50th. That the Street Commissioner be, and is hereby, requested to fill chuck-holes between St. Clair street and Lincoln avenue, on Delaware street.

Recommend the work be not done.

51st. That the Street Commissioner be, and is hereby, directed to clean the gutters on Vermont street, between Noble and Pine streets.

Recommend the work be done.

52d. That the Street Commissioner be, and is hereby, notified to pave the sidewalks of Washington street, at the corner of Highland street.

Recommend the work be done.

53d. That the Street Commissioner be, and is hereby, directed to clean the gutters and fill the chuck holes on Noble street, from Market street to North street.

Recommend the chuck-holes be filled.

54th. That the Street Commissioner fill the chuck-hole on West street, between Merrill and Morris streets.

Recommend the work be done.

55th. That the Street Commissioner fill up the gutters with cinders. in front of Nos. 400 and 402 south West street.

Recommend the work be not done.

56th. That the Street Commissioner be, and is hereby directed to clean the gutters on south Meridian street, between McCarty and Morris streets.

Recommend the work be done.

57th. That the Street Commissioner be, and is hereby, directed to clean the gutters and fill the chuck-holes in Davidson street, between Ohio and North streets.

Recommend the work be done.

58th. That the Street Commissioner be, and is hereby, directed to fill the chuck-hole on Delaware street, between St. Mary and Seventh streets.

Recommend the work be not done.

59th. That the Street Commissioner be, and is hereby, directed to clean the gutter on the south side of Washington street, from Missouri street to White River.

Recommend the work be done.

60th. That the Street Commissioner be, and is hereby, directed to clean the gutters and fill the chuck-holes on Meek street, between Liberty and Dillon streets.

Recommend the work be not done.

61st. That the Street Commissioner be, and is hereby, requested to repair the bridge on College avenue, at the State Ditch, as it is now in an unsafe condition.

Recommend the work be done.

62d. That the Street Commissioner be, and is hereby, directed, to clean gutters on Seventh street, between Pennsylvania and Alabama streets. As they are now, the water will not run off.

Recommend the work be done.

Respectfully submitted,

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

Councilman Dean presented the following petition ; which was approved and time extended:

To the Board of Public Improvements :

*Gentlemen:*—I desire an extension of five days time for the completion of my contract for paving sidewalk on south Meridian street. Also, an extension of ten days for completion of contract for paving sidewalk on North street, on account of rainy weather and inability to get the material in time

J. L. SPAULDING

Sworn to this 26th day of June, 1882.

[Seal.]

GEO. T. BREUNIG, Notary Public.

We, the undersigned members of the Board, recommend that the above time be extended as requested.

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

The following message from the Board of Aldermen was read :

To the Mayor and Common Council :

*Gentlemen:*—The Board of Aldermen, at its session held this evening, June 26th, 1882, adhered to its action, had at this session, fixing the compensation of the two Assistant Engineers, for superintending the laying of the north Meridian street block pavement, at \$2 50 per day each.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

On motion, the action of the Board of Aldermen was concurred in, with the amendment that the pay be made \$3.00 per day.

Councilman Cowie moved that the Common Council do now adjourn ; which failed of adoption by the following vote :

AYES, 4—viz.: Councilmen Cowie, Fultz, Hartmann, and Pritchard.

NAYS, 13—viz. Councilmen Bryce, Cole, Coy, Dean, Egger, Harrold, Koller, Morrison, Pearson, Thalman, Ward, Weaver and Yoke.

The following entitled ordinance was read the second time :

G. O. 51, 1882.—An ordinance to provide for the erection of City Buildings.

Councilman Thalman offered the following amendment to the above ordinance; which was adopted:

At no time shall the commissioners contract for work on said City Hall and Market House beyond the sum in the hands of the City Treasurer, which has been especially set apart for said improvement.

It being now nearly eleven o'clock, on motion by Councilman Coy, the time was extended, by the following vote:

AYES, 14—viz.: Councilmen Bryce, Cowie, Coy, Dean, Harrold, Hartmann, Koller, Morrison, Pearson, Pritchard, Thalman, Ward, Weaver, and Yoke.

NAYS, 3—viz.: Councilmen Cole, Egger and Fultz.

Councilman Yoke moved that the Common Council do now adjourn; which failed of adoption, by the following vote:

AYES, 7—viz.: Councilmen Bryce, Cole, Egger, Fultz, Harrold, Pritchard, and Yoke.

NAYS, 9—viz.: Councilmen Coy, Dean, Hartmann, Koller, Morrison, Pearson, Thalman, Ward, and Weaver.

Councilman Morrison offered the following amendment to G. O. 51, 1882; which was adopted:

That all bonds for the construction of said City Hall shall first be approved by the Common Council and Board of Aldermen of said City of Indianapolis.

On motion by Councilman Ward, the ordinance (G. O. 51, 1882), with the amendments, was ordered printed and made a special order for the next regular meeting, or at such time as it can be taken up.

The following message from the Board of Aldermen was read, and the action concurred in:

To the Mayor and Common Council:

*Gentlemen:*—The Board of Aldermen at its session held this evening, June 26th, 1882, adopted the following motion, viz.:

“That the wages of the two assistant engineers for the improvement of North Meridian street be fixed at \$3 per day each, and for a term not exceeding sixty days of time actually employed.”

Respectfully submitted,

GEO. T. BREUNIG, Clerk.

On motion, the Common Council then adjourned.

DANIEL W. GRUBBS, Mayor.

President of the Common Council.

Attest: JOS. T. MAGNER, City Clerk.

# PROCEEDINGS OF BOARD OF ALDERMEN

REGULAR SESSION—JUNE 26, 1882.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, June 26th, A. D. 1882, at eight o'clock, in regular session.

**PRESENT**—Hon. James T. Layman, President of the Board of Aldermen, in the Chair, and Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, and Seibert—7

**ABSENT**—Aldermen Newman, Tucker, and Wood—3.

The Proceedings of the Board of Aldermen for the adjourned session, held June 13th, 1882, having been printed, and placed on the desks of the Aldermen, said Journals were approved as published.

*As a question of privilege*, Alderman Rorison stated that he wished to resign as member of the Committee on Rules.

Which resignation was accepted.

The following message was read and received :

To the President and Members of the Board of Aldermen :

*Gentlemen*:—I herewith transmit to your honorable body certain papers, favorably passed upon by the Common Council, at its regular session, held on Monday evening, June 19th, 1882, for your action upon the same.

For the Common Council :

Jos. T. MAGNER, City Clerk.

The following report from His Honor, the Mayor, (see page 69, *ante*), was read and received:

*Indianapolis, Ind.*, June 19th, 1882.

To the Common Council and Board of Aldermen :

*Gentlemen*: I report collections for the month of May, as follows :

Policemen's witness fees.....	\$98 20
Mayor's fees.....	75 45
Fines.....	9 30
Total.....	\$182 95

Which amount I have this day paid to the City Treasurer, and filed his receipt therefor with the City Clerk.

Very respectfully,

D. W. GRUBBS, Mayor.

The following report from the City Civil Engineer was read ; and the favorable action of the Common Council thereon (see page 70, *ante*) was concurred in :

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

*Gentlemen*:—I herewith report a first and final estimate in behalf of C. S. Roney, for grading and graveling the alley between Cedar and Grove streets, from Huron street to Fletcher avenue; done according to contract.

664 lineal feet at 22c .....	\$146 08
31.22 square yards rebowldering, crossing, at 20 cents .....	6.24
	<hr/>
	\$152.32

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 70, *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis* That the accompanying first and final estimate in behalf of C. S. Roney, for grading and graveling the alley between Cedar and Grove streets, from Huron street to Fletcher avenue, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 7—viz.: Aldermen DeRuiter, Drew, Hamilton, Musmann, Rorison, Seibert, and President Layman.

NAYS—None.

The following report from the City Civil Engineer was read, and the favorable action of the Common Council thereon (see pages 70 and 71, *ante*), was concurred in:

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

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

Contract and bond of R. P. Dunning for grading, bowldering and curbing the gutters and widening the sidewalks of Fletcher avenue, from Noble street to Cedar street. Bond, \$5,000; surety, Richard Carr.

Contract and bond of Fred Gansberg, for grading and graveling the first alley south of Fletcher avenue, from Cedar street to Grove street. Bond, \$600; surety, Richard Carr.

Contract and bond of J. D. Hoss & Co., for grading and graveling the first alley south of Third street, from Illinois street to Tennessee street. Bond, \$500; surety, J. L. Spaulding.

Contract and bond of C. S. Roney, for grading and graveling the first alley west of Illinois street, from Eighth street, to the first alley north of Eighth street. Bond, \$200; surety, J. L. Spaulding.

Contract and bond of C. S. Roney, for grading and graveling the first alley north of Fifth street, from Tennessee street to the first alley east of Mississippi street. Bond, \$200; surety, J. L. Spaulding.

Contract and bond of C. S. Roney, for grading, bowldering and curbing (where not already done) the gutters of New York street, from East street to Noble street. Bond, \$2,500; surety, Richard Carr.

Contract and bond of Henry Clay, for grading and graveling Linden street and sidewalks, from Orange street to Pleasant Run. Bond, \$2,500; surety, Hamilton Baillie.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following report from the City Clerk was read:

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

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

William Petrie vs. Espey Stormer, for.....\$17 40

And recommend you order the precept to issue.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

On motion, the favorable action of the Common Council on the above report (see page 72, ante), was concurred in, and the precept ordered to issue by the following vote:

AYES, 6—viz.: Aldermen DeRuiter, Drew, Mussmann, Roris on, Seibert, and President Layman.

NAYS, 1—viz.: Alderman Hamilton.

The following report from the City Attorney was read; and the action of the Common Council thereon (see page 72, ante), was concurred in:

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

Gentlemen:—Since the last meeting of the Council the case of Annie Merriek vs. Moses Broyles and the city, has been tried, resulting in a verdict against the city for \$275, and in favor of Broyles. The action was for personal injuries, which the evidence showed to be very serious. She claimed to have fallen over a trough which was maintained by Broyles across the side-walk leading out of his premises on West Michigan street, for some three years before the accident occurred, for the purpose of carrying off the waste water from his lot. The fall occurred in the night time, the plaintiff being ignorant of the existence of the obstruction. Of course, Broyles is primarily liable and the city secondarily, notwithstanding this very singular verdict in that respect. If Mr. Broyles will not pay the judgment, if one shall be rendered on the verdict, the city can pay it and recover the amount from him in another action, if he is responsible financially for the amount, which will be a matter for further consideration. I regard the recovery much smaller than the city could hope to succeed in keeping it on another trial, and therefore shall not file a motion for a new one unless so instructed.

The petition of the appellant in the case of Anna M. Stilz vs. The City, in the Supreme Court, has been overruled, and the case is now finally determined. Mrs. Stilz sought to enjoin the collection of taxes on certain real estate in the southern part of the city.

Several losers by the recent high waters in Pogue's Run have served notices on the city through the Mayor and myself, to appoint appraisers to assist in the appraisement of their losses. We declined to do so, and hope our action will be approved by you.

I will also state for the information of the members of the Council and Board of Aldermen, that in the case of The City against Gottfried Monninger, for violation of the saloon license ordinance, all the legal questions which can well be raised against the validity of the ordinance were urged before His Honor the Mayor, the ordinance being sustained in all its parts. The defendant will appeal.

Respectfully submitted,

C. S. DENNY, City Attorney.

The following report from the Street Commissioner, and the motion accompanying the same, were read; and the action of the Common Council thereon (see page 73, ante), was concurred in:

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—I beg leave to report the damage done to the following bridges by the late flood: The stone arches over Pogue's Run, on Eddy street, have been undermined, and are badly cracked; and the stone abutments of Shelby and Reed street bridges have been undermined also, and are ready to fall down. Your immediate attention is called to the above. The New Jersey street bridge has been raised up, but can be put down without taking apart. The Market street bridge has been moved off the foundation, but is so badly rotten that there will have to be a new stringer and new floor. The Dorman street bridge has been washed away, and will have to be built new. The Archer street bridge has been carried about two squares from its foundation; but this is an iron bridge, and I can take it apart and replace it on the foundation. The bridge over the State ditch, on Park avenue will have to be rebuilt, as it has been washed out.

I respectfully submit this for your earliest consideration,

L. A. FULMER, Street Commissioner.

That the Street Commissioner be, and is hereby, instructed to immediately repair the stone abutments of the Reid street and Shelby street bridges over Pleasant Run.

The following report from the Board of Public Improvements (see page 73, *ante*), was read, and referred, on motion by Alderman Hamilton, to the Committee on Streets & Alleys and Sewers & Drainage:

To the Mayor and Common Council:

*Gentlemen:*—The Board of Public Improvements, to whom was referred the following motion: "That the Street Commissioner is hereby directed to place stone crossings at the intersection of Pine street and English avenue," recommend the work be done.

Edward H. Dean,

John R. Cowie,

Wm. H. Morrison,

Board of Public Improvements.

The following report from the City Civil Engineer was read; and the action of the Common Council thereon (see pages 74 and 75, *ante*), was concurred in:

To the Mayor and Common Council:

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

R. H. Patterson has failed to file the necessary bond for the contract awarded him for improving Ohio street between Meridian and Illinois streets; also, H. C. Roney, for building one 2,000-barrel cistern at the corner of Reed and Deloss streets.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The mortality report of the Board of Health (see page 76 *ante*) was read and received.

The following report from the Committee on Railroads was read; and the favorable action of the Common Council thereon (see page 78, *ante*), was concurred in:



To the Mayor and Members of the Common Council:

*Gentlemen:*—Your Committee on Railroads, to whom was referred G. O. 10, 1882, entitled an ordinance to amend section two of an ordinance entitled an ordinance to regulate the running of locomotives and cars in the city of Indianapolis. As there is a good and complete ordinance now in force, your committee would most respectfully recommend that the Chief of Police be, and is hereby, instructed to enforce the same, and that G. O. 10, 1882, be stricken from the files.

Respectfully submitted,

N. Yoke,  
John R. Pearson,  
Committee on Railroads.

The following report from the Committees on Judiciary and Rules, was read; and the favorable action of the Common Council thereon (see page 78, *ante*), was concurred in. President Layman stating that he would appoint the committee at a subsequent meeting:

Indianapolis, June 19th, 1882.

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Judiciary and Rules, together with the City Attorney, to whom was referred motion to revise and have printed two hundred copies of rules of Common Council, report that, in our opinion, a committee should be appointed by the Board of Alderman to confer with us, and rules for both bodies should be revised before a new ordinance book is printed, so that the same may be printed therein, as well as separately, for accommodation of members of both bodies.

Respectfully submitted,

James A. Pritchard,  
John W. Fultz,  
N. Yoke,  
Committee on Judiciary.

Ernest Knodel,  
John Egger,  
Patrick Harrold.  
Committee on Rules.

C. S. DENNY, City Attorney.

The following report from the Committee on Water (see page 80, *ante*), was read, and referred, on motion by Alderman Seibert, to the Committee on Water and Public Health:

To the Honorable Mayor and Common Council.

*Gentlemen:*—Your Committee on water, to whom was referred a motion of Councilman Morrison, instructing your committee to move to a more suitable location a sprinkling plug on the south side of Michigan street, near the canal, would respectfully report that, on investigation, we find the party placing the said plug located it without the permission of the property owners. We would therefore recommend that the City Marshal cause the same to be removed.

2d Is also a motion of Councilman Morrison, instructing your committee to locate a drinking fountain at the north west corner of Washington and Mississippi streets. We would recommend that, instead of a drinking fountain, a driven well be located at that point, as purer water, at less expense, can thus be obtained.

Respectfully submitted,

B. Ward,  
E. H. Dean,  
F. Hartmann,  
Committee on Water.

The following report from a special committee, and the motion accompanying the same, were read:

Indianapolis, Ind., June 19th, 1882.

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

*Gentlemen:*—The undersigned, members of your joint special committee, appointed to consider and report on clauses 3 and 4 of the City Attorney's commu-

nication of May 29th (see page 1559 of printed proceedings), beg leave to report that they have fully investigated that part of said clause number 4 which refers to the suit of W. H. English et al. v. The City, seeking to avoid the payment of taxes on property in different subdivisions of Bryan's Arsenal Heights Addition, and find that there is no reasonable chance for the city to defeat the suit pending, or any of those which might hereafter be brought by parties owning property in said addition—said addition not being contiguous property at the time of the attempted annexation. We therefore deem it useless, as well as unfair, for the city to further attempt to collect taxes on lots in said addition, and herewith report a motion directing the City Assessor and City Clerk to hereafter leave the lots in said addition off of the tax duplicates, including the duplicates of this present year, and that the Treasurer cancel the assessments standing against said property on the duplicates now in his hands.

We recommend that the City Attorney be instructed to make no further costs in opposing the suit referred to above.

Respectfully submitted,

James A. Pritchard,  
B. Rorison,  
Frederick Hartmann,  
Wm. H. Morrison.

That the City Assessor and City Clerk be, and they are hereby, instructed to leave off of the tax duplicate hereafter, including the duplicates now being prepared, all the lots and improvements in B. & I. Bryan's subdivision of the east half of the north-east quarter of section 6, township 15 north, range 4 east, and also ten acres of the north west corner of section 5, township 15, range 4, in Marion county, Indiana, together with all of the lots in the different subdivisions of parts of said original addition.

That the City Treasurer be, and he is hereby, directed not to collect any taxes assessed against any of the aforesaid property, on any duplicate now in his hands.

Alderman Seibert moved to lay the above matter on the table for the present; which failed of adoption.

Alderman Seibert then moved that action be postponed until the next regular meeting; which failed of adoption.

On further motion, the action of the Common Council in concurring in the report, and adopting the motion (see page 80, *ante*), was concurred in by the following vote:

AYES, 4—viz.: Aldermen DeRuiter, Drew, Mussmann, and Rorison.

NAYS, 3—viz. Aldermen Hamilton, Seibert, and President Layman.

The following motions (adopted by the Common Council—see pages 84, 85, 86, 87, 89 and 90, *ante*), were read and concurrently adopted:

That the Gas Company be requested to lay gas mains from Vine street north on Oak street to the U. B. Church, at the Gas Company's expense, and oblige the trustees of the church.

That the Street Commissioner be, and is hereby, instructed to repair the first alley south of Lexington avenue, from Lindea street to Spruce street.

That the Street Commissioner be, and is hereby, directed to open the gutters and fill up the sidewalk on Morris street, where it has been washed out, between Illinois street and the White River bridge, and that he have power to act, as the sidewalk is in a dangerous condition.

That the City Marshal be, and is hereby, directed to notify the owner of No. 321 East Washington street to immediately repair the sidewalk in front of said property, and if not done within ten days, that the Street Commissioner be directed to make said repairs at the expense of the owner of said property.

That the City Civil Engineer be, and is hereby, instructed to at once place the gutter on the west side of Indiana avenue, on Mississippi street, in proper condition, in order that property may not be damaged in the future.

That Henry Clay be given thirty (30) days more time to complete his contract on East Ohio Street.

STATE OF INDIANA, *Marion County, ss:*

Henry Clay, being duly sworn, deposes and says, that he has a contract from the city to improve part of East Ohio street, and that he has been unable to finish the same on account of the recent heavy rains and continued wet weather, and, in his opinion, he can finish the same within thirty days, and asks that he be given thirty days more time to complete his contract.

HENRY CLAY.

[Seal.] Subscribed and sworn to before me, this 19th day of June, 1882, as true in substance and in fact.

JAMES A. PRITCHARD, Notary Public.

That the Street Commissioner be, and is hereby, directed to remove the sand and gravel from the Washington street culverts to the depth of at least four feet, under direction of the City Civil Engineer.

That P. L. Chambers be permitted to pave with brick the sidewalk in front of his property on the north side of St. Jo street, between Alabama and Delaware streets, and the City Civil Engineer is hereby directed to set the grade stakes, at Chambers' own expense.

The following motion (referred by the Common Council to the City Civil Engineer to have work done by contract—see page 85, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage:

That the sidewalk in front of the Engine House on Maryland street, between Meridian and Pennsylvania streets, be relaid by good, sound blocks.

Alderman Drew's motion to reconsider the above action, failed of adoption by the following vote:

A Y E S, 3—viz.: Aldermen DeRuiter, Drew, and Rorison.

N A Y S, 4—viz.: Aldermen Hamilton, Mussmann, Seibert and President Layman.

The following motion (adopted by the Common Council—see page 85, *ante*) was read, and concurrently adopted, and Aldermen Seibert, Mussmann and Hamilton appointed by the Chair to act as the Aldermanic members of such committee:

That the Mayor appoint a committee of three members of the Council, and that the President of the Board of Aldermen be requested to also appoint a committee, which committees, together with the City Attorney, shall inquire into and report on the advisability and practicability of straightening and widening East street where it intersects Morris street.

The following resolution (adopted by the Common Council—see pages 87 and 88, *ante*) was read :

WHEREAS, The Common Council and Board of Aldermen of the city of Indianapolis has passed General Ordinance No. 41, 1882, requiring Saloons, Telegraph Companies and Express Companies, doing business within the city of Indianapolis, to pay certain sums of money into the treasury of said city, as a license for the privilege of conducting their business; and,

WHEREAS, Many persons have complied with the terms of said ordinance, by paying into the treasury the amount required, and many others will yet do the same; and,

WHEREAS, The validity of said ordinance, and parts thereof, is now being contested in the courts; therefore,

*Resolved*, That the Common Council and Board of Aldermen, in the event said ordinance, or any part thereof, shall be held void, hereby pledge themselves to vote for an ordinance to refund any and all sums which may have heretofore or shall hereafter be paid under the terms of said ordinance to the person or persons who paid the sums: *Provided*, said ordinance is only held defective on fractional parts of a year, then those only effected thereby shall have their money refunded.

On motion by Alderman Hamilton the above resolution was referred to the Judiciary Committee and City Attorney, by the following vote :

AYES, 5—viz.: Aldermen Drew, Hamilton, Mussmann, Rorison, and Seibert.

NAYS, 2—viz. Aldermen DeRuiter and President Layman.

The following motion (adopted by the Common Council—see page 90, *ante*) was read, and, on motion, by Alderman Hamilton, was referred to the Committee on Streets & Alleys and Sewers & Drainage :

To put down a double stone crossing at the intersection of Columbia and Home avenues.

The following motion (adopted by the Common Council—see page 90, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage, with power to act :

That wooden foot bridges be placed at the crossings of Meridian and Market street crossings at the Circle.

The following entitled ordinances (passed by the Common Council) were severally read the first time :

G. O. 22, 1882—An Ordinance requiring the Cleveland, Columbus, Cincinnati and Indianapolis, and the Wabash, St. Louis and Pacific Railway Companies, in the city of Indianapolis, to erect and maintain safety-gates for the protection of the public, at the crossing of Massachusetts avenue and said companies' tracks.

G. O. 33, 1882—An ordinance forbidding the erection of any Telegraph, Telephone or Electric Light Pole, on any of the public streets or alleys of the city of Indianapolis, without the special consent of the Common Council and Board of Aldermen first had.

G. O. 40, 1882—An Ordinance requiring the Pittsburg, Cincinnati and St. Louis Railway Company, and the Cincinnati, Hamilton and Indianapolis Railway Company, to erect and maintain safety gates, for the protection of the public, at the crossing of the tracks of said roads and Noble street, in the city of Indianapolis.

Ap. O 37, 1882—An Ordinance appropriating money for the payment of the salaries and compensation of the members of the Common Council and Board of Aldermen, of the city officers, and officers and members of the Fire and Police Departments of the City of Indianapolis.

On motion by Alderman Hamilton, the rules were suspended for the purpose of placing the foregoing ordinances on their final passage, by the following vote :

AYES, 7—viz.: Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.

NAYS—None.

G. O. 22, 1882, was read the second and third times, and passed by the following vote :

AYES, 7—viz.: Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.

NAYS—None.

G. O. 33, 1882, was read the second and third times, and passed by the following vote :

AYES, 6—viz. Aldermen Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.

NAYS—None.

G. O. 40, 1882, was read the second and third times, and passed by the following vote:

AYES, 6—viz.: Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, and President Layman

NAYS, 1—viz: Alderman Seibert.

Ap. O. 37, 1882, was read the second and third times, and passed by the following vote :

AYES, 7—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.

NAYS—None.

The Chief of Police submitted the following report; which was received:

*Indianapolis, June 26th, 1882.*

To the President and Members of the Board of Aldermen:

*Gentlemen:*—You ask me to report why the liquor laws are not being enforced. I desire to say, that, since I was called on for said information by your Honorable

Board, I have been receiving the necessary moral support to enable me to enforce said laws with reasonable success, and, with my present support and encouragement in that behalf, I feel warranted in saying that said laws can and will be hereafter strictly enforced.

Respectfully submitted,

R. C. WILLIAMSON, Chief of Police.

#### REPORTS FROM STANDING COMMITTEES.

The Committee on Finance, through Alderman Hamilton, submitted the following report; which was concurred in, and motion referred to in the first clause of the report adopted:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—Your Committee on Finance, to whom was referred the motion, with power to act, that the Street Commissioner repair the stone crossings on Washington street, between Delaware and Illinois streets, also the holes in the bouldered streets between said points, would submit the same to your honorable body without recommendation.

Your committee also submit herewith an ordinance to be presented to his Honor, Mayor Grubbs, for introduction in Council, 'An ordinance providing for the gradual creation of a Sinking Fund for the purpose of the payment of the bonded debt of the city as it matures.

Respectfully,

F. W. Hamilton,

D. Mussmann,

H. Seibe t,

Finance Committee.

The Committee on Finance, through Alderman Hamilton, submitted the following report:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—Your Committee on Finance and Accounts and Claims, to whom was referred the matter of the appointment of two Assistant Engineers to superintend the laying of cedar blocks on north Meridian street, would recommend the appointment of one only. *Provided*, that the citizens owning property along the contemplated improvement shall pay one-half of the expenses of said engineer, and your committee would further recommend that \_\_\_\_\_ be appointed as said Assistant Engineer.

F. W. Hamilton,

D. Mussmann,

H. Seibert,

Committee on Finance.

Alderman Rorison moved that the report be not concurred in.

Which was adopted by the following vote:

AYES, 4—viz.: Aldermen DeRuitter, Drew, Rorison, and President Layman.

NAYS, 3—viz. Aldermen Hamilton, Mussmann and Seibert.

Alderman Rorison moved that the action of the Common Council on the above matter be concurred in.

Alderman Mussmann moved that the action of the Common Council be amended by providing that the expense of the Assistant Engineers be paid by the citizens along the line of the proposed improvement.

Which amendment failed of adoption by the following vote:

AYES, 3—viz.: Aldermen Hamilton, Mussmann, and Seibert.

NAYS, 4—viz.: Aldermen DeRuiter, Drew, Rorison, and President Layman.

Alderman Seibert moved to amend the Council action by fixing the compensation of the Assistant Engineers at \$2.50 each per day.

Which amendment was adopted by the following vote:

AYES, 5—viz.: Aldermen DeRuiter, Hamilton, Mussmann, Seibert, and President Layman.

NAYS, 2—viz.: Aldermen Drew, and Rorison.

The action of the Common Council, as amended, was then concurred in by the following vote:

AYES, 5—viz.: Aldermen DeRuiter, Drew, Rorison, Seibert, and President Layman.

NAYS, 2—viz.: Aldermen Hamilton, and Mussmann.

The Committee on Judiciary, through Alderman Rorison, submitted the following report; which was concurred in :

*Indianapolis, June 13, 1882.*

At a meeting of the Board of Aldermen of the City of Indianapolis, held on the 12th day of June, 1882, the following motion was referred to the Committee on Police:

Attest:

GEO. T. BREUNIG, Clerk.

“That the Police Board and Chief of Police be, and are hereby, requested to place a policeman at the intersection of Merrill street and Kentucky avenue, to prevent persons from dumping garbage in that vicinity.”

To the President and Board of Aldermen :

*Gentlemen:*—Your Committee on Police recommend that the accompanying resolution be not concurred in, but in lieu thereof the following be substituted :

That the Police Board and Chief of Police be, and are hereby, requested to instruct the policeman, whose run is nearest the intersection of Merrill street and Kentucky avenue, to file against any person or persons dumping garbage in that vicinity, and that he be instructed to request residents in that neighborhood to assist him in bringing the offenders to justice.

BRAINARD RORISON.

The Committee on Streets & Alleys and Sewers & Drainage, through Alderman Seibert, submitted the following report; which was received, and the recommendations severally concurred in:

To the President and Board of Aldermen :

*Gentlemen:*—Your Committee on Streets & Alleys and Sewers & Drainage, to whom was referred sundry papers, make the following report :

1st. Ordinances Nos. 54, 55, 58 and 59, for the improvement of streets and sidewalks.

Recommend that the ordinances be passed.

2d. The petition of Benard Beekman, Indianapolis Oil Tank Co., and others, for the vacation of alleys named in the petitions, would recommend that no further action be taken until the petitioners file the necessary bond for the payment of all costs incurred by the Commissioner.

3d. The petition of Sarah McCoy, for permission to dig a well on the sidewalk in front of her premises on West street.

Recommend that the petition be not granted.

4th is a motion that the Street Commissioner repair the sidewalk on Tennessee street.

Recommend that the Street Commissioner notify the property owners to repair the sidewalk where necessary.

5th. In relation to erecting lamps on Virginia avenue and Delaware street.

Recommend that two lamp-posts be erected at the crossing of Virginia avenue and one at the crossing of Delaware street.

H. Seibert,  
H. E. Drew.  
D. DeRuiter,  
Committee.

Alderman Mussmann made a verbal report, submitting G. O. 8, 1882.

The following entitled ordinance was read the second and third times:

G. O. 8, 1882—An ordinance punishing the reckless use and handling of fire-arms.

And it was passed by the following vote:

**AYES**, 7—viz.: Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.

**NAYS**—None.

The following special message was read:

To the President and Members of the Board of Aldermen:

6 *Gentlemen*:—The Common Council, in session this evening, June 26th, 1882, concurred in your action making the compensation of the two Assistant Engineers (for north Meridian street) not to exceed \$2.50 per day, with the amendment that the said engineers receive \$3.50 per day.

I submit the same for your consideration.

For the Common Council:

JOS. T. MAGNER, City Clerk.

Alderman Rorison moved that the action of the Common Council be concurred in.

Alderman Hamilton moved to amend, by the Board adhering to their former action.

Which amendment was adopted by the following vote:

**AYES**, 4—viz. Aldermen Hamilton, Mussmann, Seibert, and President Layman.

**NAYS**, 3—viz.: Aldermen DeRuiter, Drew, and Rorison.

Alderman Rorison's motion, as amended, was then adopted by the following vote:



AYES, 4—viz. Aldermen Hamilton, Mussmann, Seibert, and President Layman.  
 NAYS, 3—viz. Aldermen DeRuiter, Drew, and Rorison.

## PENDING ORDINANCES.

The following entitled ordinance was read the second and third times:

S. O. 54, 1882—An Ordinance to provide for grading, paving with brick and curbing with stone the west sidewalk of West street, from Third street to McIntyre street.

And it was passed by the following vote :

AYES, 7—viz: Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.  
 NAYS—None.

The following entitled ordinance was read the second and third times:

S. O. 55, 1882.—An ordinance to provide for grading and graveling the roadway of West street, from First street to McIntyre street.

And it was passed by the following vote :

AYES, 7—viz: Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.  
 NAYS—None.

The following entitled ordinance was read the second and third times:

S. O. 58, 1882—An Ordinance to provide for grading and graveling Pratt street, from Tennessee street to Mississippi street.

And it was passed by the following vote :

AYES, 7—viz.: Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.  
 NAYS—None.

The following entitled ordinance was read the second and third times :

S. O. 59, 1882—An Ordinance to provide for grading and paving with brick, the west sidewalk of Mississippi street, from First street to Second street.

And it was passed by the following vote :

AYES, 7—viz.: Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.  
 NAYS—None.

## INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Hamilton offered the following motion:

SIG. 11.

That the City Engineer appoint John G. Pendergast as one of the Assistant Engineers to superintend the construction of the block pavement on north Meridian street.

Alderman DeRuiter moved to lay the above motion on the table.

Which motion to lay on the table was adopted by the following vote:

AYES, 4—viz. Aldermen DeRuiter, Drew, Mussmann, and Rorison.

NAYS, 3—viz.: Aldermen Hamilton, Seibert, and President Layman.

Alderman Hamilton offered the following motion; which was adopted:

That the City Marshal have placed across the south end of this hall a railing, with a gate attachment.

Alderman Hamilton offered the following motion; which was referred to the Committee on Markets and Public Property:

That the "Sellers Farm" and "Garfield Park" be offered for sale, at public auction, by the City Treasurer, at the front door of the Court House in Indianapolis, on the first Saturday of August, 1882, to the highest bidders, for not less than the appraised value, and after legal publication thereof; and that the amount derived from such sale be invested and used only for the purchase of accessible and eligible grounds, for the purpose of a park, situated south of Washington street and north of the Belt Railroad.

Alderman Rorison offered the following motion:

That the City Attorney be instructed to prepare an ordinance providing for the appointment of a Pound Master, who shall take the place and perform the duties of the City Marshal under all ordinances prohibiting the running at large of cattle and other animals; and repealing all ordinances or parts of ordinances so far as the same are in conflict herewith; also, providing for the same compensation as that now fixed for the City Marshal.

Alderman Seibert moved to lay the above motion on the table; which failed of adoption by the following vote:

AYES, 2—viz.: Aldermen Mussmann, and Seibert.

NAYS, 5—viz.: Aldermen DeRuiter, Drew, Hamilton, Rorison, and President Layman.

Alderman Mussmann moved to refer the motion to a special committee and the City attorney; which, on motion by Alderman Rorison, was laid on the table.

The motion, as offered by Alderman Rorison, was then adopted.

Alderman Rorison offered the following motion; which was adopted:

That the City Engineer be instructed to investigate and report to this Board the most feasible plan to divert the flow of water from Pogue's Run into Fall Creek, or some other channel, so as to prevent further overflows of that stream.

Alderman Rorison offered the following motion:

That the wages of the two Assistant Engineers for the improvement of north Meridian street, be fixed at \$3.00 per day each.

Alderman Hamilton moved to lay the above motion on the table; which failed of adoption.

Alderman Seibert moved to amend the motion by adding the words, "and for a term not exceeding sixty days of time actually employed."

Which amendment was adopted.

The motion offered by Alderman Rorison, as amended, was then adopted by the following vote:

AYES, 4—viz.: Aldermen DeRuiter, Drew, Rorison, and President Layman.

NAYS, 3—viz.: Aldermen Hamilton, Mussmann, and Seibert.

Alderman Rorison presented the following communication and motion; which was received, and the motion adopted:

To the President and Members of the Board of Aldermen:

*Gentlemen:* The subject of having a new City Cemetery has been advanced for several years. Many have given their idea for the location of said cemetery, but none as yet seem to have met with the approval of our city fathers. Why is this? Greenlawn cemetery in itself is a disgrace to our city, but the way it is carried on is more than a disgrace. The space for interment has become so limited that of late they are compelled to use the same ground over three or four times, or in other words, bury three and four in the same grave, making it almost a matter of impossibility, after a few months, for persons to recognize the graves of their departed friends.

Why could not the city set apart a portion of the Garfield Park, for a City Cemetery?

Say they should take twenty-five acres of the Park and divide it in the following manner:

Take five acres and make lots 12x16, which lots would bury eight persons. We would have 1,134 lots, which, at \$10 per lot, would net \$11,340.

Take five acres and make lots 20x20, which would bury fourteen persons; we would have 540 lots, sell them at \$15 per lot would net \$8,100.

Then take ten acres and make what is called single interments, we could have in that space 15,550 graves at \$5 per grave, which would net \$77,750.

The remaining five acres could be used for graves of persons that are unable to buy either a single interment or a lot, and part could be laid off in walks and drives. Then our city would have a cemetery of which it could be justly proud, and yet cause no outlay of money. If our calculations are right, the sale of lots, etc., would net about \$97,190. The park cost \$1,200 per acre; for the 25 acres, then, \$30,000. The city would realize about three times the original cost of the ground. The surplus money could be used to beautify both the cemetery and park.

C. E. KREGELO.

*Moved,* That the above communication from C. E. Kregelo be reported to the Board of Health, with instructions to investigate the facts therein stated, and report at a future meeting of this Board.

The following message was read and received:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—I herewith transmit to your honorable body certain papers, favorably passed upon by the Common Council, at its session, held this Monday evening, June 26th, 1882, for your action upon the same.

For the Common Council:

JOS. T. MAGNER, City Clerk.

The following motion (adopted by the Common Council—see page 101, *ante*) was read, and concurrently adopted:

That the Joint Committee on Public Property be authorized to spend fifteen hundred dollars on a fountain, to be erected in Circle Park, providing the property holders on the Circle donate five hundred dollars of the above amount.

The following communication (see page 97, *ante*) was read and accepted:

STATE OF INDIANA, OFFICE OF TREASURER OF STATE,

Indianapolis, June 24th, 1882.

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

*Gentlemen:*—In behalf of the State of Indiana, we hereby consent to and approve the proposed improvement of North Meridian street in said city, with white cedar blocks, as provided for in General Ordinance No. 41, 1882, of said city, and hereby consent to the awarding of the contract for said improvement to J. F. and H. L. Talbot, under their bid as heretofore made; upon condition, however, that the amount assessed against the State shall not be demanded until the General Assembly shall have made a specific appropriation for the payment thereof. The State owns the ground on the east of said street, between New York and Vermont and between North and St. Clair streets in said city.

E. H. WOLFE, Auditor of State.

R. S. HILL, Treasurer of State.

The following report from the City Civil Engineer was read, and the favorable action of the Common Council thereon (see page 98, *ante*) was concurred in. Alderman Hamilton voting in the negative:

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

*Gentlemen:*—I herewith report the contract and bond of J. F. and H. L. Talbot, for paving with cedar blocks the roadway of Meridian street, and bowldering the wings of street and alley crossings thereof, from New York street to St. Clair street. Bond, \$35,000; sureties, John B. Price, Arthur Bassett and Thomas H. Sharpe.

I also submit the written consent and approval of the Auditor and Treasurer of State, in behalf of the State of Indiana, of the awarding of the foregoing contract to the said J. F. and H. L. Talbot, as provided for in section 68 of the Charter of the city of Indianapolis

Respectfully submitted,

S: H. SHEARER, City Civil Engineer.

The following report from the Committee on Contracts, was read, and the favorable action of the Common Council thereon (see page 92 and 93, *ante*) was concurred in, and the contract and bond of Fred Gansberg, for the improvement as contemplated in the report, was approved:

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

*Gentlemen:*—The Committee on Contracts, to whom was referred sundry proposals presented to Council, June 19th, 1882, have examined the same and find them to be as follows, viz :

1st. For grading, bowldering and curbing the gutters and widening the sidewalks of New York street, from New Jersey street to East street.

Charles S. Roney, 63 cents per lineal foot front on each side for bowldering, 44 cents per lineal foot front on each side for curbing, and 70 cents per lineal foot for stone crossings.

J. D. Hoss & Co., 50 cents per lineal foot front on each side for bowldering, 47 cents per lineal foot front on each side for curbing, and 40 cents per lineal foot for walk stone.

J. L. Spaulding, 48 cents per lineal foot front on each side for bowldering, 45 cents per lineal foot front on each side for curbing, and 37 cents per lineal foot for stone crossings.

R. P. Dunning, 47 cents per lineal foot front on each side for bowldering, 45 cents per lineal foot front on each side for curbing, 65 cents per lineal foot for double-row stone crossings, and 71 cents per superficial yard for bowldering wings.

H. C. Roney, 47 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

James W. Hudson, 49 cents per lineal foot front on each side for bowldering, 41 cents per lineal foot front on each side for curbing, 61 cents per lineal foot for double stone crossings, and 63 cents per superficial yard bowldering intersections.

Fred. Gansberg, 42 cents per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

There being a repealing ordinance introduced for this improvement, we recommend that action be postponed until the matter is finally disposed of.

2d. For grading, bowldering and curbing the gutters and widening the sidewalks of South street, from East street to Noble street.

J. L. Spaulding, 70 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

R. Kennington, 65 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

C S. Roney, 64 cents per lineal foot front on each side for bowldering, and 44 cents per lineal foot front on each side for curbing.

August Richter, 62 cents per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

James W. Hudson, 63 cents per lineal foot front on each side for bowldering, and 41 cents per lineal foot front on each side for curbing.

H. C. Roney, 60 cents per lineal foot front on each side for bowldering, and 44 cents per lineal foot front on each side for curbing.

R. P. Dunning, 61 cents per lineal foot front on each side for bowldering, and 43 cents per lineal foot front on each side for curbing.

Fred. Gansberg, 57 cents per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

Fred. Gansberg being the lowest and best bidder, we recommend he be awarded the contract.

Respectfully submitted,

Isaac Thalman,  
E. H. Koller,  
Committee on Contracts

The following motion (adopted by the Common Council—see page 104, *ante*) were read, and concurrently adopted :

That Jason S. Carey be granted permission to lay a brick sidewalk in front of his property on the north side of Home avenue, between Delaware and Pennsylvania streets. Work to be done at his own expense, under the supervision of the City Civil Engineer.

The following entitled ordinances (passed by the Common Council) were severally read the first time:

S. O. 74, 1882—An ordinance to provide for grading and paving with brick the south sidewalk of New York street, from Missouri street to West street.

S. O. 75, 1882—An Ordinance to provide for grading, and paving with brick, the south sidewalk of Vermont street, from West street to Blackford street.

S. O. 76, 1882—An ordinance to provide for grading, bowlding and curbing the gutters and widening the sidewalks of New York street, from New Jersey street to East street, and to repeal an ordinance entitled "An ordinance to provide for grading, bowldering and curbing the gutters and widening the sidewalks of New York street, from New Jersey street to East street," ordained May 8th, 1882.

On motion by Alderman DeRuiter, the rules were suspended for the purpose of placing the foregoing ordinances on their final passage, by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.

NAYS—None.

S. O. 74, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.

NAYS—None.

S. O. 75, 1882, was read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.

NAYS—None.

S. O. 76, 1882, was read the second and third times, and failed to pass (not having received the necessary two-thirds vote) by the following vote:

AYES, 5—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, and Seibert.

NAYS, 2—Aldermen Rorison, and President Layman.

On motion by Alderman Rorison, the vote by which S. O. 76, 1882, failed to pass, was reconsidered, by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Rorison, Seibert, and President Layman.

NAYS—None.

The ordinance was then referred to the Committee on Streets & Alleys and Sewers & Drainage.

The following entitled ordinance (passed by the Common Council), was read the first time, and referred to the Committee on Railroads and Public Charities:

G. O. 55, 1882—An Ordinance granting Frederick Dietz permission to construct a railroad switch across Morris street, to and connecting with the J., M. & I. R. R. tracks.

The following entitled ordinances (passed by the Common Council)—were severally read the first time, and referred to the Committee on Streets & Alleys and Sewers & Drainage:

S. O. 56, 1882—An Ordinance to provide for grading and graveling the west sidewalk of Shelby street, from Prospect street to Pleasant Run (where not already done).

S. O. 60, 1882—An ordinance to provide for grading and bowldering the first alley south of Michigan street, from Delaware street to the first alley west of Delaware street.

S. O. 63, 1882—An Ordinance to provide for grading and graveling the alley beginning at School street, on south side of lot 13, in out-lot 94, and running around lots 13, 14, 15, and 16, in said out-lot, and terminating at School street.

S. O. 68, 1882—An Ordinance to provide for grading and graveling the first alley west of Virginia avenue, from Bradshaw street to Buchanan street.

S. O. 71, 1882—An Ordinance to provide for grading and graveling the second alley north of Christian avenue, from Bellefontaine avenue to Peru street.

S. O. 72, 1882—An Ordinance to provide for grading and graveling Hill avenue and sidewalks, from Baltimore avenue to Brinkman street.

S. O. 73, 1882—An Ordinance to provide for grading and bowldering the first alley west of Meridian street, from South street to Garden street.

S. O. 78, 1882—An Ordinance to provide for grading and graveling the first alley west of Illinois street, from Merrill street to Norwood street.

S. O. 79, 1882—An Ordinance to provide for grading and graveling Sullivan street and sidewalks, from the north line of Bismark street to Buchanan street.

S. O. 81, 1882—An Ordinance to provide for re-grading and graveling the roadway of Delaware street, bowldering the gutters, and placing a gutter stone therein, from the north side of Wabash street to the north side of Massachusetts avenue.

The following entitled ordinance (passed by the Common Council) was read the first time, and referred to the Committee on Public Light and Education:

S. O. 80, 1882—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Bellefontaine avenue, between Ninth and Tenth streets.

On motion, the Board of Aldermen then adjourned.

JAMES T. LAYMAN, President.

Attest: GEO. T. BREUNIG, Clerk.