

PROCEEDINGS OF COMMON COUNCIL.

SPECIAL SESSION—SEPTEMBER 25, 1882.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, September 25th, A. D. 1882, at half-past seven o'clock, in special session, pursuant to the following call:

Indianapolis, September 22d, 1882.

To the Members of the Common Council:

Gentlemen:—You are hereby requested to meet in the Council Chamber, Monday evening, September 25th, 1882, at half-past seven o'clock, for the purpose of passing an Appropriation Ordinance on account of the Street Department, and such other business as may be presented.

Very respectfully,

Ernst F. Knodel,
Wm. H. Morrison,
E. H. Dean,
Peter F. Bryce,
B. W. Cole,
Ed. Brundage.

PRESENT—Hon. Daniel W. Grubbs, Mayor, and *ex officio* President of the Common the Chair, and 21 members, viz: Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Dean Egger, Fultz, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

ABSENT—Councilmen Cowie, Coy, Dowling, and Harrold—4.

The Committee on Contracts, through Councilman Thalman, submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—The Committee on Contracts, to whom was referred sundry proposals presented to Council September 18th, 1882, have examined the same, and find them to be as follows, viz:

1st. For grading and graveling the first alley east of Everson's street, from the first alley south of Prospect street to Orange street.

S. W. Patterson, 38 cents per lineal foot front on each side.

James Mahoney, 35 cents per lineal foot front on each side.

J. L. Spaulding, 35 cents per lineal foot front on each side.

J. L. Spaulding being the best bidder, we recommend he be awarded the contract.

2d. For re-grading and bowldering the roadway of Tennessee street, and curbing the gutters thereof, (where not already curbed), from the north line of Georgia street to the Union Railway tracks.

R. P. Dunning, \$2.75 per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing, and 70 cents per foot for double row stone crossing.

S. W. Patterson, \$2.70 per lineal foot front on each side for bowldering, and 50 cents per lineal foot front on each side for curbing.

Carr & Buchanan, \$2.65 per lineal foot front on each side for bowldering, and 46 cents per lineal foot front on each side for curbing, and 36 cents per lineal foot for single row stone crossing.

Richter & Twiname, \$2.64 per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

James W. Hudson, \$2.60 per lineal foot front on each side for bowldering, and 44 cents per lineal foot front on each side for curbing, and 70 cents per lineal foot for double row stone crossing.

James W. Hudson being the lowest and best bidder, we recommend he be awarded the contract.

3d. For grading and graveling Vermont street and sidewalks, from Agnes street to the Mill Race.

J. L. Spaulding, \$1.15 per lineal foot front on each side.

J. D. Hoss, \$1.08 per lineal foot front on each side.

Carr & Buchanan, 89 cents per lineal foot front on each side.

S. W. Patterson, 88 cents per lineal foot front on each side.

Henry Clay, 77 cents per lineal foot front on each side.

Michael Flaherty, 75 cents per lineal foot front on each side.

Michael Flaherty being the lowest and best bidder, we recommend he be awarded the contract.

4th. For grading, paving with brick, and curbing with stone, the east sidewalk of Broadway street, from St. Clair street to Cherry street, (where not already properly done.)

J. D. Hoss, 47 cents per lineal foot front for curbing, and 63 cents per lineal foot front for paving.

John Schier, 44 cents per lineal foot front for curbing, and 55 cents per lineal foot front for paving.

Charles S. Roney, 44 cents per lineal foot front for curbing, and 54 cents per lineal foot front for paving.

Robert P. Dunning, 45 cents per lineal foot front for curbing, and 51 cents per lineal foot front for paving.

R. P. Dunning being the lowest and best bidder, we recommend he be awarded the contract.

5th. For grading, and paving with brick, the north sidewalk of Michigan street, from East street to Liberty street.

J. L. Spaulding, 48 cents per lineal foot front.

Jos. Bernauer, 47 cents per lineal foot front.

J. D. Hoss, 47 cents per lineal foot front.

John Schier, 44 cents per lineal foot front.

Chas S. Roney, 41 cents per lineal foot front.

Chas. S. Roney being the lowest and best bidder, we recommend he be awarded the contract.

6th. For grading and bowldering the first alley south of New York street, from Missouri street to Columbia street.

J. L. Spaulding, 60 cents per lineal foot front on each side.

Jas. Mahoney, 55 cents per lineal foot front on each side.

Samuel W. Patterson, 54 cents per lineal foot front on each side.

Samuel W. Patterson being the lowest and best bidder, we recommend he be awarded the contract.

7th. For building one 1,200-barrel cistern, at or near the corner of East street and Lincoln Lane, according to specifications on file in the City Civil Engineer's office.

Henry Clay, 63 cents per barrel.
 C. S. Roney, 62 cents per barrel.
 John A. Whitsit, 62 cents per barrel.
 Richter & Twiname, 59 cents per barrel.
 John Schier, 52 cents per barrel.

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

8th. For grading and paving with brick, the north sidewalk of St. Joseph street, from Alabama street to Delaware street, (where not already done.)

J. L. Spaulding, 48 cents per lineal foot front.
 J. D. Hoss, 47 cents per lineal foot front.
 Jos. Bernauer, 47 cents per lineal foot front.
 John Schier, 43 cents per lineal foot front.
 Robt. P. Dunning, 35 cents per lineal foot front.

R. P. Dunning being the lowest and best bidder, we recommend he be awarded the contract.

9th. For grading and graveling the first alley east of Beeler street, from Hill avenue to Lincoln avenue.

S. W. Patterson, 39 cents per lineal foot front on each side.
 J. D. Hoss, 27 cents per lineal foot front on each side.

J. D. Hoss being the lowest and best bidder, we recommend he be awarded the contract.

10th. For grading, and paving with brick, the sidewalks of Georgia street, from Delaware street to Pennsylvania street.

J. L. Spaulding, 90 cents per lineal foot front on each side.
 Henry Clay, 72 cents per lineal foot front on each side.
 John Schier, 68 cents per lineal foot front on each side.
 Jos. Bernauer, 65 cents per lineal foot front on each side.
 Robt. P. Dunning, 63 cents per lineal foot front on each side.

Robt. P. Dunning being the lowest and best bidder, we recommend he be awarded the contract.

11th. For grading and re-paving the east sidewalk of Illinois street, (where not already properly done), from Washington street to Louisiana street.

J. L. Spaulding, 70 cents per square yard.
 J. D. Hoss, \$1.16 per lineal foot front.
 John Schier, 80 cents per lineal foot front.

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

12th. For grading and graveling Minnesota street and sidewalks, from Madison avenue to East street.

S. W. Patterson, 99 cents per lineal foot front on each side.
 James Mahoney, 70 cents per lineal foot front on each side.
 Carr & Buchanan, 69 cents per lineal foot front on each side.
 Fred. Gansberg, 56 cents per lineal foot front on each side.

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

13th. For grading, bowdlering and curbing the gutters of Maryland street, (where not already done), from Mississippi street to Tennessee street.

S. W. Patterson, 73 cents per lineal foot front on each side for bowdlering, and 50 cents per lineal foot front on each side for curbing.
 J. W. Hudson, 70 cents per lineal foot front on each side for bowdlering, and 44 cents per lineal foot front on each side for curbing.
 J. L. Spaulding, 68 cents per lineal foot front on each side for bowdlering, and 45 cents per lineal foot front on each side for curbing.

Chas. S. Roney, 66 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

James Mahoney, 65 cents per lineal foot front on each side for bowldering, and 44 cents per lineal foot front on each side for curbing.

James Mahoney being the lowest and best bidder, we recommend he be awarded the contract.

14th. For re-grading and bowldering the roadway of Illinois street, from Washington street to the south line of South street.

Robt. P. Dunning, \$2.79 per lineal foot front on each side for bowldering; 79 cents per lineal foot for double row stone crossing.

Carr & Buchanan, \$2.70 per lineal foot front on each side for bowldering; 36 cents per lineal foot for single row stone crossing.

Richter & Twiname, \$2.64 per lineal foot front on each side for bowldering.

S. W. Patterson, \$2.55 per lineal foot front on each side for bowldering; 50 cents per lineal foot for stone crossing.

Fred. Gansberg, \$2.53 per lineal foot front on each side for bowldering; 69 cents per lineal foot for double row stone crossing.

John A. Whitsit, \$2.50 per lineal foot front on each side for bowldering.

James W. Hudson, \$2.29 per lineal foot front on each side for bowldering; 70 cents per lineal foot for double stone crossing.

James W. Hudson being the lowest and best bidder, we recommend he be awarded the contract.

15th. For grading and graveling Deloss street and sidewalks, from Spruce street to Reid street.

J. L. Spaulding, \$1.15 per lineal foot front on each side.

Jas. Mahoney, 95 cents per lineal foot front on each side.

Carr & Buchanan, 87 cents per lineal foot front on each side.

Fred. Gansberg, 81 cents per lineal foot front on each side.

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

16th. For grading and graveling Dillon street and sidewalks, from Harrison street to Meek street.

Carr & Buchanan, 89 cents per lineal foot front on each side.

There being but one bid, and considering the same reasonable, we recommend the contract be awarded to Carr & Buchanan.

17th. For grading, and bowldering the gutters, and curbing and widening the sidewalks, of North street, from Illinois street to the C., I., St. L. & C. Railroad tracks.

J. L. Spaulding, 78 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

Carr & Buchanan, 70 cents per lineal foot front on each side for bowldering, and 46 cents per lineal foot front on each side for curbing.

Charles S. Roney, 66 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

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

Richter & Twiname, 67 cents per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

Richter & Twiname being the lowest and best bidders, we recommend they be awarded the contract.

18th. For re-grading and bowldering Delaware street, from Wabash street to the north line of Massachusetts avenue.

R. P. Dunning, \$2.59 per lineal foot front on each side for bowldering.

Fred. Gansberg, \$2.45 per lineal foot front on each side for bowldering, and 69 cents per lineal foot for double row stone crossing.

J. W. Hudson, \$2.35 per lineal foot front on each side for bowldering; 70 cents per lineal foot for double stone crossing.

J. D. Hoss, \$2.12½ per lineal foot front on each side for bowldering.

Carr & Buchanan, \$2.10 per lineal foot front on each side for bowldering; 36 cents per lineal foot for single row stone crossing.

Carr & Buchanan being the lowest and best bidders, we recommend they be awarded the contract.

19th. For grading and graveling the first alley east of Olive street, from the first alley south of Prospect street to the first alley north of Pleasant Run.

James Mahoney, 35 cents per lineal foot front on each side.

J. L. Spaulding, 32 cents per lineal foot front on each side.

J. L. Spaulding being the lowest and best bidder, we recommend he be awarded the contract.

20th. For grading and graveling Cruse street and sidewalks, from P. C. & St. L. Railroad to the Michigan Road.

Carr & Buchanan, 83 cents per lineal foot front on each side.

There being but one bid, and considering the same reasonable, we recommend the contract be awarded to Carr & Buchanan.

21st. For grading and graveling Cruse street and sidewalks, from Meek street to the P. C. & St. L. R. R.

J. L. Spaulding, \$1.45 per lineal foot front on each side.

S. W. Patterson, 99 cents per lineal foot.

Carr & Buchanan, 99 cents per lineal foot.

There being tie bids, and believing same reasonable, we recommend the contract be awarded to Carr & Buchanan.

22d. For grading, and paving with brick, the west sidewalk of College avenue, from Twelfth street to Clyde street.

C. S. Roney, 55 cents per lineal foot front.

J. D. Hoss, 47 cents per lineal foot front.

John Schier, 43 cents per lineal foot front.

Henry Clay, 38 cents per lineal foot front.

Henry Clay being the lowest and best bidder, we recommend he be awarded the contract.

Respectfully submitted,

Edward H. Dean,
E. H. Koller,
Committee on Contracts

Councilman Brundage presented the following petition:

Gentlemen of City Council on Contracts:

We, the undersigned, resident property owners of, and along the first alley east of Olive street, from the first alley south of Prospect street to Willow street, would call your attention to the high price bid on the above work, viz: 32 cents per front foot on each side of line improved, which price we claim to be entirely out of reason for the work to be performed; and if permitted, we will furnish you proof to satisfy you that said work can, and will, be done at a much less price. Therefore, we would most respectfully request you not to recommend the letting of said contract at said price, but that you recommend that said work be re-advertised for bids.

Respectfully submitted,

Geo. W. Seibert, 140 south Linden st.; J. T. McMillin, 132 south Linden st.; Virginia Belman, 134 south

Linden st.; A. M. Irving, 219 Olive st.; Drusilla Lee, 313 Olive st.; Ambrose Mathews, 224 south Linden; Michael Ward, 78 Willow st.; Martin Harty, 22 Orange st.; J. F. Preusch, 125 Olive st.; R. R. Walden, 36 Linden st.; Fred. W. Newkirk, 42 Linden st.; Anton Afting, 137 Linden st.

Councilman Brundage offered the following motion:

That the Committee on Contracts be, and is hereby, instructed to re-advertise for bids to grade and gravel the first alley east of Olive street, from Prospect street to Pleasant Run.

On motion by Councilman Brundage, the foregoing report was concurred in, *except* clause No. 19, which was referred back to the Committee on Contracts.

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

Indianapolis, Ind., Sept. 20, 1882.

To the Honorable Mayor and Common Council:

Gentlemen:—The undersigned, property owners on Tennessee street, between Washington and Georgia streets, respectfully represent that said street is traveled a great deal, has never been bowldered, and is in need of improvement. Therefore we petition for the bowldering of said street, and the gutters, with small bowlders, and the sidewalks curbed, and that the crown of the street be cut down as much as possible.

James Renihan, 40 feet; E. R. Hawn, Sec'y. of State, for the State of Indiana, 195 feet; H. C. Wilson, Pres't. Chamber of Commerce, 153 feet; Danl. Moninger, 45 feet.

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

To the Mayor, Common Council and Board of Aldermen:

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

Contract and bond of Carr & Buchanan, for grading and graveling Dillon street and sidewalks, from Harrison street to Meek street. Bond, \$4,500; surety, James M. Buchanan.

Contract and bond of Carr & Buchanan for grading and graveling Cruse street and sidewalks, from P. C. & St. L. R. R. to Michigan Road. Bond, \$700.00; surety, James M. Buchanan.

Contract and bond of Carr & Buchanan, for re-grading and bowldering Delaware street, from Wabash street to the north line of Massachusetts avenue. Bond, \$6,800.00; surety, James M. Buchanan.

Contract and bond of Carr & Buchanan, for grading and graveling Cruse street and sidewalks, from Meek street to the P. C. & St. L. R. R. Bond, \$600.00; surety, James M. Buchanan.

Contract and bond of W J. Freaney, for erecting lamp posts, lamps and fixtures, complete to burn gas, except the service pipes, on Spann avenue, between Dillon and Linden streets. Bond, \$100.00; surety, G. R. Root.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer,

Councilman Dean introduced the following entitled ordinance, which was read the first time:

Ap. O. 59, 1882—An ordinance appropriating money on account of the Street Department of the city of Indianapolis.

Councilman Ward introduced the following entitled ordinance; which was read the first time:

G. O. 74, 1882—An ordinance granting to Mills Hamilton & Company a license as Auctioneers.

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

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Dean, Egger, Fultz, Hartmann, Knodel, Koller, Mauer, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

Ap. O. 59, 1882, was then read the second time, ordered engrossed, read the third time, and passed by the following vote:

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Dean, Egger, Fultz, Hartmann, Knodel, Koller, Mauer, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

G. O. 74, 1882, was then read the second time, ordered engrossed, read the third time, and passed by the following vote:

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Dean, Egger, Fultz, Hartmann, Knodel, Koller, Mauer, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

Councilman Cole presented the following petition; which was referred to the Committee on Streets and Alleys:

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

Gentlemen:—We, the undersigned, property holders and owners of real estate fronting on the first alley south of North street, running west from the west side of Noble street to the first alley running north and south between Liberty and said Noble street, and between North and Michigan streets, in Wishmeier & Piel's subdivision of Out-lot No. 49, in the city of Indianapolis, Marion county, Indiana, petition your honorable bodies to vacate said alley, for the reasons that the property on each side of, and adjoining said alley, is owned and controlled by the same parties; that said owners desire to improve said adjoining real estate as an entirety, by the erection of school buildings; that numerous other alleys afford ample and sufficient means of travel, ingress and egress to the owners and occupants in said square, as shown by the plat of said square filed herewith; and for the further reason that said alley is of no use or benefit to any of the adjacent property owners.

The alley between Lots 14 and 15, and extending from "A" to "B," is the alley your petitioners desire vacated.

Respectfully submitted,

Francis S. Chatard, Bishop of Vincennes, per H. Al-
dering, Rector; Sisters of Providence St. Mary's of
the Woods; James B. Conaty.

Councilman Egger presented the following remonstrance; which was referred to the Committee on Streets and Alleys, with the ordinance S. O. 157, 1882:

Indianapolis, Sept. 25th, 1882.

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

Gentlemen:—We, the undersigned, resident property owners of Buchanan street, respectfully remonstrate against the grading and paving of the sidewalks, at this time, it being late in the season, and the unfavorable weather will almost certainly prevent the completion of the work before spring, leaving the sidewalks in worse condition than they now are. We therefore ask your honorable bodies to postpone the ordinance until March, 1883; and we will ever pray, etc.

Sarah Dell, C. A. Stratford, Conley Highland, Alfred F. Sloen, Mrs. Fisher, Fred Koepke, Thos. Dalton, Timothy Dalton, Frank Epert, Marion Massy, John Moren, Mrs. Heiner, John Buswell, E. A. Smith, T. H. Stuckmeyer, George Schmitt, John J. Stumph, Kate Berry, Wm. Bradley, Mary Schmitt, John Steinmann, Pat. Kelley, A. S. Comstock, John Collins, M. Mayer, Jno. Haley, Julius Ladendorf, Fraid Capite.

Councilman Hartmann presented the following remonstrance; which was referred to the Committee on Streets and Alleys, with the ordinance, S. O. 158, 1882.

Indianapolis, Sept. 22d, 1882.

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

Gentlemen:—The undersigned, owners of real estate fronting on Georgia street, between East and Noble streets, respectfully remonstrate against the passage of an ordinance providing for the curbing with stone, the sidewalks of said street between the points named.

Mrs. Maggie Hyer, 25½ feet; The Ev. Luth. Church, Fred. Meyer, Wilhelm Cook, and Ernst Rafert, Trustees, 195 feet; Charles Danmeyer, 41 feet; Catherine Downey, her X mark, 52 feet; Wilhelm Cook, Adm'r. for Henry Cook, 71 feet; Wilhelm Cook, 26 feet; John Krueger, 45 feet; C. H. Schwiar, 75 feet; H. Hattendorf, 33 feet; S. Dearinger, 102½ feet; August Huber, 47 feet; Fred. Rasch, 48 feet; Robert Denny, 25 feet. Total, 786 feet.

Councilman Hartmann offered the following motions; which were read and concurrently adopted:

That the Board of Health and Street Commissioner be, and they are hereby, requested to at once examine the Michigan Road, in the vicinity of the Pan-Handle crossing, and if, in their opinion, the same needs cleaning, draining, or other repairs, that they at once notify the officers of said Michigan Gravel Road to do such draining and repairing as will put the said locality in a good sanitary condition;

and unless the work is done without unnecessary delay, they will be filed against for maintaining a nuisance, and that the Street Commissioner will do said work and charge the cost thereof to said Gravel Road Company.

That the City Marshal be, and is hereby, directed to notify the Wabash Railroad Company to plank their crossing at East street.

That the City Marshal be, and is hereby, directed to notify the P. C. & St. L. R. R. Company to plank their crossing on Cruse street.

That the City Marshal be, and is hereby, directed to notify the property owners to remove their fences out of Dillon street, between Harrison and Meek streets.

Councilman Egger introduced the following entitled ordinance; which was read the first time:

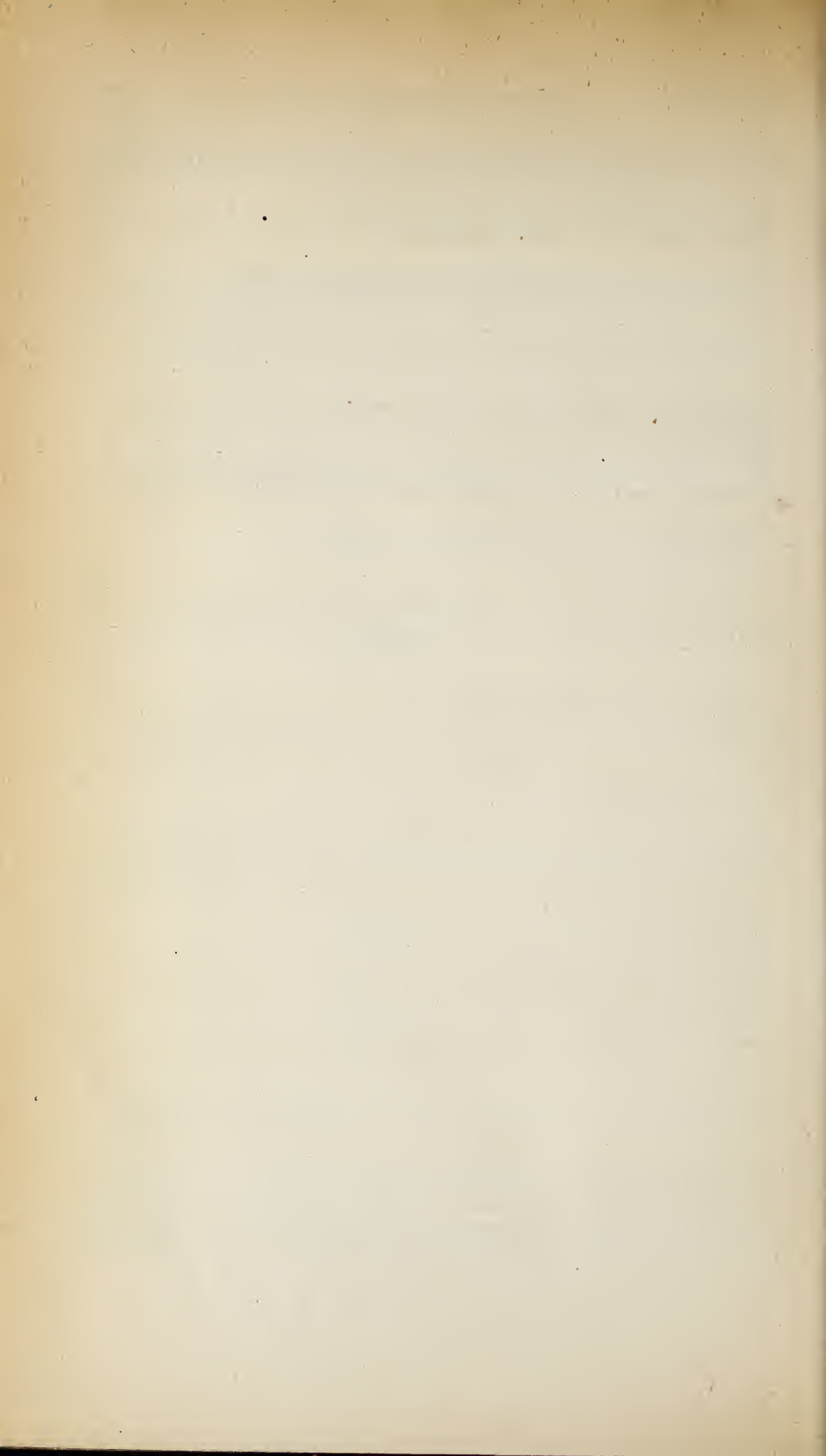
S. O. 170, 1882—An ordinance to provide for grading, and paving with brick, the sidewalks of Merrill street, from East street to Virginia avenue.

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—SEPTEMBER 25, 1882.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, September 25th, A. D. 1882, at half-past seven o'clock, in regular session.

PRESENT—Hon. Francis W. Hamilton, President *pro tem.* of the Board of Aldermen, in the Chair, and Aldermen DeRuiter, Mussmann, Newman, Rorison, Seibert, and Wood—7.

ABSENT—President Layman, and Aldermen Drew, and Tucker—3.

The following special message was read; and on motion by Alderman Seibert, the matter as contained therein, was laid on the table:

To the President and Members of the Board of Aldermen :

Gentlemen:—The Common Council, in regular session, held in the Council Chamber, Monday evening, September 18th, 1882, adhered to their former action in granting the prayer of the petition of Christopher Hilgenberg, and refunding to him \$29.50, with interest from February 10th, 1880, including taxes for 1880 and 1881, on Lot 10, Square 7, in Cushing's subdivision of Hanway & Hanna's Oak Hill addition, sold at tax sale.

I submit the same for your consideration.

For the Common Council:

Jos. T. MAGNER, City Clerk.

The following special message was read; and on motion by Alderman Seibert, the whole matter as set forth therein, was laid on the table:

To the President and Members of the Board of Aldermen :

Gentlemen:—The Common Council, in regular session, held in the Council Chamber, Monday evening, September 18th, 1882, adhered to their former action in adopting the following resolution:

“Resolved, That the first street west of West street, from Washington to Maryland street, be, and the same is hereby, named California street; and that the name of Ellis street, from Maryland to Georgia street, be, and is hereby, changed to California street.”

Thereby non-concurring in your action in adopting the following amendment:

“Amend by changing the name of east South street to Fletcher avenue, from East street to Noble street; and that the proper city authorities make said change on the Plat Books of the city.”

I submit the same for your consideration.

For the Common Council:

Jos. T. MAGNER, City Clerk.

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, the following papers for your consideration, favorably passed upon by the Common Council, at its session held September 18th, A. D. 1882.

For the Common Council :

JOS. T. MAGNER, City Clerk.

The following communication (referred by the Common Council to a special committee with power to act—see page 431, *ante*), was read; the action of the Common Council concurred in, and Aldermen Seibert, De-Ruiter, and Mussmann, appointed by the Chair to act with the Council committee:

Indianapolis, Sept. 18, 1882.

HON. D. W. GRUBBS, Mayor City of Indianapolis:

Dear Sir:—On the part of the Indiana State Board of Agriculture, I respectfully ask that you present to the City Council, the importance of having two or three of the streets leading to the Fair Ground, sprinkled during the week of the Fair. By so doing, you will greatly oblige us, and all the citizens and visitors that will have occasion to pass over these streets during the Fair.

The prospects for a very large travel over these streets during fair week, was never better than now, and should there be no rain, the dust will be unbearable.

Respectfully yours,

L. B. CUSTER,
Pres't. State Board of Agriculture.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 432, *ante*), was concurred in:

To the Mayor, Common Council and Board of Aldermen :

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

A first and final estimate in behalf of August Richter, for grading and paving with brick the south sidewalk of New York street, from Missouri street to West street.

381.63 lineal feet at 50 cents..... \$190 81

A first and final estimate in behalf of R. H. Patterson, for grading and bowldering the first alley east of Meridian street, from the south line of Lot No. 6, Square 97, to Pogue's Run.

264.55 lineal feet, at 59 cents. \$156 08

A first and final estimate in behalf of J. D. Hoss & Co. for grading and graveling the second alley north of Christian avenue from Bellefontain avenue to Peru street.

600 lineal feet at 20 cents..... \$120 00

A first and final estimate in behalf of J. L. Spaulding for grading and graveling Pratt street, from Tennessee street to Mississippi street.

817.60 lineal feet at 49 cents..... \$400 62

21.40 square yards re-bowldering at 25 cents..... 5 35

12.70 lineal feet curb bridge rests, at 45 cents..... 5 70

\$411 67

A first and final estimate in behalf of Henry C. Roney for grading and paving with brick the south sidewalk of Vermont street from West street to Blackford street:

730.45 lineal feet at 48 cents..... \$350 64

A first and final estimate in behalf of James W. Hudson, for grading, bowldering, and curbing the gutters, and widening the sidewalks of New York street, from New Jersey street to East street.

982.42 lineal feet of bowldering, at 68 cents.....	\$ 668 74
1,001.65 lineal feet of curbing, at 43 cents.....	480 71
100.80 lineal feet of walk stone, at 35 cents.....	35 32
36 lineal feet of re-set curb, at 6 cents.....	2 16
	\$1,186 93

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 432, *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 August Richter, for grading and paving with brick the south sidewalk of New York street, from Missouri street to West street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 7—viz. Aldermen DeRuitter, Hamilton, Mussmann, Newmar, Rorison, Seibert, and Wood.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 433, *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 R. H. Patterson, for grading and bowldering the first alley east of Meridian street, from the south line of lot No. 6, square 97, to Pogue's Run, 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 DeRuitter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 433, *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 J. D. Hoss & Co., for grading and graveling the second alley north of Christian avenue, from Bellefontaine avenue to Peru street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 433, *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 J. L. Spaulding, for grading and graveling Pratt street, from Tennessee street to Mississippi street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 433, *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 Henry C. Roney, for grading and paving with brick the south sidewalk of Vermont street from West street to Blackford street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 434, *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 James W. Hudson for grading, bowldering, and curbing the gutters, and widening the sidewalks of New York street from New Jersey street to East street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 434, *ante*), was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—The motion relative to George Miller's having permission to bowlder the gutter in front of his property, at his own expense, on north West street, having been referred to me for examination, I submit, that the street is now being improved under a general plan prepared by me for the same, and the petition can be granted without interfering with the drainage or detriment to adjoining property; therefore recommend that the petition be granted.

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 affidavits for the collection of street improvement assessments by precepts, to-wit:

Henry Clay vs. Edward King, for.....	\$ 97 61
Henry Clay vs. Edward King, for.....	97 61
Henry Clay vs. Edward King, for.....	97 61
Henry Clay vs. Edward King, for.....	301 91
Henry Clay vs. Edward King, for.....	190 68
Henry Clay vs. Edward King, for.....	314 02

And recommend you order the precepts to issue.

Respectfully submitted,

Jos. T. MAGNER, City Clerk.

On motion, the favorable action of the Common Council on the above report (see page 435, *ante*), was concurred in, and the precepts ordered to issue by the following vote:

AYES, 6—viz. Aldermen DeRuiter, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS, 1—viz. Alderman Hamilton.

The following report from the City Attorney was read; and the favorable action of the Common Council thereon (see pages 435 and 436, *ante*), was concurred in:

Indianapolis, Sept. 18, 1882.

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—1. Since the last meeting of the Council, the case of John McIntire vs. The City, has been tried, resulting in a verdict for the city. It was an action for damages on account of injuries received in falling into an open area way alongside of the Capital House on west Washington street.

2. The plaintiff in the case of Levi Britton vs. The City, after the same was ready for trial, dismissed the same at his own costs. This was an action to recover damages for personal injuries sustained in falling on the ice in front of the Capital House in the winter of 1881.

3. Some weeks ago my attention was called to the fact that the city was entitled to a deed from the C., C., U. and I., and I., P. and C. Railway Companies for a strip of ground forty feet wide between Alabama and New Jersey streets, for the extension of Maryland street, under the contract and ordinance between said companies and the city, of March 4th, 1878, which may be found set out in full in the

printed proceedings of the Council and Board of 1877-8, pp. 770 to 787, inclusive. I called upon Mr. Gale and Mr. Malott, representing said companies, respectively, who at once caused the proper deed to be executed, which I herewith hand to the Clerk, and suggest that he be directed to have the same recorded.

4. I also herewith hand to the Clerk a deed from the County Auditor to the City for Lots 1, 2, 3, 4 and 5, in Square 11, of Braden's Riverside Addition to Indianapolis, which the city heretofore purchased at tax sale. It should also be recorded.

5. At the request of various members of the Board and Council, I petitioned the Circuit Judge to appoint three appraisers, under the provisions of the Act of 1873, (see Sections 3,111 to 3,113, inclusive, of the Revised Statutes, 1881), to appraise the various pieces of real estate belonging to the city, which it is thought the city may desire to sell in the near future. I included all of the Tomlinson property, the "Sellers Farm," the Hospital property, and the "Garfield Park" property. Judge Adams appointed as such appraisers, John S. Spann, Lorenz Schmidt and E. B. Martindale. I hand said appointment to the Clerk. If your honorable bodies shall desire and order such appraisements made by said parties, I suggest that you direct the Clerk to notify them to appear and take the requisite oath, which I have prepared and appended to said appointments.

6. Since I was directed to bring suit on the bond of John Stumph & Son, for failure to complete the cistern at the corner of Eddy and Merrill streets, unless said work should be done without unnecessary delay, they have completed the same. I delayed bringing suit, ascertaining that it was impossible to do the work on account of natural causes, which the contractors could not possibly overcome. On account of the matters referred to, several individual members of your honorable bodies requested me to delay bringing suit, and I trust my action may be approved.

7. I was also directed to bring suit against R. H. Patterson on his bond, for failure to bowlder the first alley east of Meridian street, from the south line of Lot No. 6, Square 97, south to Pogue's Run, unless said contractor, upon notice, should immediately do said work. I immediately gave such notice, and the work has been done.

Respectfully submitted,

C. S. DENNY, City Attorney.

The appointment of Appraisers of city property, as presented by the City Attorney, (see pages 436 and 437, *ante*), was read and approved.

The mortality report of the Board of Health (see page 437, *ante*), was read and received.

The following report from the Committee on Public Light, was read, and the favorable action of the Common Council thereon (see pages 438 and 439, *ante*), was concurred in:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Public Light, to whom sundry papers were referred, would report thereon as follows:

1st. Is a motion that the Committee on Light state why they have neglected to re-light a lamp on Park avenue, one-half square north of Walnut street.

Would report that it is simply a waste of light, as it is surrounded by three trees that would shut out all the light from the lamp.

2d. Is an ordinance for gas lamps on Broadway street, between Seventh and Ninth streets.

Recommend the ordinance be passed.

3d. Is a motion passed by the Board of Aldermen August 14, 1882, "That the City Civil Engineer instruct the gas company to place a lamp at the junction of

the alley crossing from Washington to Market, and Mississippi to Missouri streets, as soon as possible."

Recommend said motion be adopted, providing the gas company will lay the mains.

4th. Is a motion "That the lamp-post on the northwest corner of Dougherty and Wright streets, be re-mantled."

Recommend the dismantling the lamp post on St. Clair street, corner of alley between East and New Jersey streets, and re-mantling the above lamp-post.

5th. Is a motion "That a lamp-post be erected on New Jersey street, at the mouth of the alley between St. Jo and St. Mary streets."

Recommend be done by ordinance.

6th. Is a motion that a lamp-post be located on Home avenue, between Delaware and Pennsylvania streets.

Recommend that S. O. 139, providing for the same, be passed.

7th. Is an ordinance providing for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on English avenue, between Dillon and Reid streets.

In view of the importance of said avenue, and the fact of that portion of our city being rapidly built up, we recommend the passage of the ordinance.

Respectfully submitted,

Peter F. Bryce,
James T. Dowling,
H. B. Stout,
Committee on Public Light.

The following report from a special committee was read, and the favorable action of the Common Council thereon (see page 439, *ante*), was concurred in:

To the Mayor and Common Council:

Gentlemen.—Your special committee, appointed last spring, together with the Board of Public Improvements, City Civil Engineer and Street Commissioner, to examine into causes of the overflow of the State Ditch, in northeastern part of the city, and report what we think advisable to do in regard to it, have examined the same, and thought it advisable to await action until the ditch became dry; and now we recommend that the ditch be cleaned out, from Park avenue to the intersection of the Sheldon street ditch, north of the Atlas Works.

Respectfully submitted,

L. A. FULMER, Street Commissioner.
S. H. SHEARER, City Civil Engineer.

Wm. H. Morrison,
Board of Public Improvements.
B. Ward,
H. Stout,
Special Committee.

The following report from the Committee on Streets and Alleys (see page 443, *ante*), was read; and, on motion by Alderman Seibert, was laid on the table:

To the Mayor and Common Council:

Gentlemen.—Your Committee on Streets and Alleys, to whom was referred the resolution providing for the cutting down the weeds in the north and southern portion of our city, beg leave to report that we believe it is as requisite for the health of our citizens to cut down the rank weeds growing in the gutters and waste commons, as it is to clean the mud out of the gutters, and filth out of our alleys. Therefore we would recommend that a conference committee be appointed to adjust the difference between the two bodies.

Respectfully submitted,

George Weaver,
B. W. Cole,
Committee on Streets and Alleys.

The following motions (adopted by the Common Council—see pages 446, 447, 448, 449 and 450, *ante*), were read and concurrently adopted:

That Messrs. Daggett & Co. be allowed to put down pipe to conduct the waste water from their driven well to the catch-basin, at their own expense, and under direction of the City Civil Engineer.

That the City Civil Engineer be, and he is hereby, directed to cause the street signs on south East street, below Morris street, to be changed from Japan to south East street.

That the privilege be, and the same is hereby, granted unto George W. Wesley, to lay an eight-inch sewer pipe in and along north Tennessee street, from his premises on said Tennessee street to and connecting with the Indiana avenue sewer at the crossing of Tennessee street and Indiana avenue; said work to be done under the supervision of the City Civil Engineer, and at the expense of said George W. Wesley.

That the Street Commissioner be, and is hereby, directed to drain the water in gutter on west side of north New Jersey, between Market and Washington streets.

That the Street Commissioner be, and is hereby, directed to repair the stone crossings on Market street crossing East street.

That August Elbrecht be, and is hereby, authorized to take up the hay scales in front of his property at the intersection of Virginia avenue and Prospect street, and place the street in good repair.

The following motions (adopted by the Common Council—see pages 446 and 447, *ante*), were read; and, on motion, were referred to the Committee on Streets & Alleys and Sewers & Drainage:

That the Street Commissioner be instructed to place one or more loads gravel at the first alley south of Christian avenue, on Bellefontaine avenue, (west side), as the water overflows the commons, and filling cellars.

That hereafter, all bonds given for the performance of any contract for street, sewer or like improvement, shall be for one-third more than the estimated cost of the improvement; and in no case shall the contractor be required to give a bond to exceed that amount.

The following resolution (adopted by the Common Council—see page 446, *ante*), was read:

Resolved, That the Hospital Board be authorized to have prepared a plan of building one wing of Hospital, to cost not to exceed \$6,000; and when plan of building is so adopted by them, with all necessary specifications, that said Board be, and are hereby, authorized to advertise for bids, to be submitted to the Common Council and Board of Aldermen.

Alderman Hamilton offered the following motion as a substitute for the above resolution, on which there was no action taken:

That the Hospital Board advertise for plans and specifications for the erection of additions to the City Hospital, in accordance with the general plan recommended in the report of special committee on new Hospital, (filed with Council May 29th, 1882), and that the sum of fifty dollars be appropriated to pay for the plans which

they shall accept, and which shall afterwards be approved by the Common Council and Board of Aldermen; such plans to contemplate the erection of but one wing this year, and the entire addition to cost not to exceed fifteen thousand dollars.

On motion, the foregoing resolution was then adopted by the following vote:

AYES, 6—viz. Aldermen DeRuiter, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS, 1—viz. Alderman Hamilton.

The following motion (adopted by the Common Council—see page 449, *ante*), was read; and, on motion by Alderman DeRuiter, was laid on the table:

That the Street Commissioner be directed to take one company of men in his department, and cut the weeds in the public streets and alleys, where most needed, and that the work be done at once.

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

- S. O. 113, 1882—An ordinance to provide for grading, paving with brick, and curbing with stone, the north sidewalk of Maryland street, from the alley on the west line of Out-lot number 143, to a point 105 feet east of said alley.
- S. O. 115, 1882—An ordinance to provide for grading and graveling the first alley north of Ray street, from Meridian street to the first alley east of Meridian street.
- S. O. 121, 1882—An ordinance to provide for grading, and paving with bricks the west sidewalk, and grading, bowldering and curbing the west gutter of Pennsylvania street, from South street to Madison avenue.
- S. O. 131, 1882—An ordinance to provide for grading, graveling the roadway, bowldering and curbing the gutters, and paving with brick the sidewalks of Central avenue, from the north line of St. Mary street, and a point on the east line of Central avenue opposite the north line of St. Mary street, to Eighth street.
- S. O. 132, 1882—An ordinance to provide for grading and graveling the roadway bowldering and curbing the gutters, and paving with bricks the sidewalks of Central avenue, from Eighth street to the State Ditch.
- S. O. 139, 1882—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Home avenue, between Delaware and Pennsylvania streets.
- S. O. 140, 1882—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Broadway street, between Seventh and Ninth streets.
- S. O. 141, 1882—An ordinance to provide for the construction of a brick sewer in, and along, Delaware street, from North street to, and connecting with the Massachusetts avenue sewer at New York street; and to provide for the assessment and collection of the cost thereof.
- S. O. 142, 1882—An ordinance to provide for grading, and paving with brick, the sidewalks of Hosbrook street, from Cedar street to Dillon street.

- S. O. 143, 1882—An ordinance to provide for grading, and paving with brick, the sidewalks of Elm street, from Noble street to Dillon street.
- S. O. 144, 1882—An ordinance to provide for grading, and paving with brick, the south sidewalk of Huron street, from Virginia avenue to Dillon street.
- S. O. 146, 1882—An ordinance to provide for grading, and paving with brick, the sidewalks of Oak street, from Massachusetts avenue to the first alley north of Cherry street.
- S. O. 147, 1882—An ordinance to provide for grading, bowldering and curbing the gutters of Park avenue, from St. Clair street to Christian avenue.
- S. O. 148, 1882—An ordinance to provide for grading, and paving with brick, the north sidewalk of Cherry street, from Fort Wayne avenue to Park avenue.
- S. O. 149, 1882—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on English avenue, between Dillon street and Reid street.
- S. O. 151, 1882—An ordinance to provide for grading and bowldering the south gutter of Ohio street, from Meridian street to Illinois street.
- Ap. O. 57, 1882—An ordinance appropriating the sum of One Thousand Dollars, on account of the Street Department of the city of Indianapolis, for sewer repairs.
- Ap. O. 58, 1882—An ordinance appropriating money for the payment of the salaries, and compensations 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. [Amount appropriated, \$36,023.50.]

On motion by Alderman Hamilton, S. O. 113, 1882, of the above ordinances, was referred to the Judiciary Committee and City Attorney.

On motion, S. O. 139, 140 and 149, 1882, were referred to the Committee on Public Light, with instructions not to report until next spring; and on further motion, for the purpose of placing S. O. 115, 121, 131, 132, 142, 143, 144, 146, 147, 148 and 151, and Ap. O. 57 and 58, 1882, on their final passage, the rules were suspended by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

S. O. 115, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

S. O. 121, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

S. O. 131, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

S. O. 132, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

S. O. 142, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

S. O. 143, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

S. O. 144, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

S. O. 146, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

S. O. 147, 1882, was then read the second and third times, and failed of passage by the following vote:

AYES, 1—viz. Alderman Mussmann.

NAYS 6—viz. Aldermen DeRuiter, Hamilton, Newman, Rorison, Seibert, and Wood.

S. O. 148, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

S. O. 151, 1882, was then read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

Ap. O. 57, 1882, was read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

Ap. O. 58, 1882, was read the second and third times, and passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

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 this evening, September 25th, 1882, for your action upon the same.

For the Common Council:

Jos. T. MAGNER, City Clerk.

The following report from the Committee on Contracts was read:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—The Committee on Contracts, to whom was referred sundry proposals presented to Council September 18th, 1882, have examined the same, and find them to be as follows, viz:

1st. For grading and graveling the first alley east of Everson's street, from the first alley south of Prospect street to Orange street.

S. W. Patterson, 38 cents per lineal foot front on each side.

James Mahoney, 35 cents per lineal foot front on each side.

J. L. Spaulding, 35 cents per lineal foot front on each side.

J. L. Spaulding being the best bidder, we recommend he be awarded the contract.

2d. For re-grading and bowldering the roadway of Tennessee street, and curbing the gutters thereof, (where not already curbed), from the north line of Georgia street to the Union Railway tracks.

R. P. Dunning, \$2.75 per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing, and 70 cents per foot for double row stone crossing.

S. W. Patterson, \$2.70 per lineal foot front on each side for bowldering, and 50 cents per lineal foot front on each side for curbing.

Carr & Buchanan, \$2.65 per lineal foot front on each side for bowldering, and 46 cents per lineal foot front on each side for curbing, and 36 cents per lineal foot for single row stone crossing.

Richter & Twiname, \$2.64 per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

James W. Hudson, \$2.60 per lineal foot front on each side for bowldering, and 44 cents per lineal foot front on each side for curbing, and 70 cents per lineal foot for double row stone crossing.

James W. Hudson being the lowest and best bidder, we recommend he be awarded the contract.

3d. For grading and graveling Vermont street and sidewalks, from Agnes street to the Mill Race.

J. L. Spaulding, \$1.15 per lineal foot front on each side.

J. D. Hoss, \$1.08 per lineal foot front on each side.

Carr & Buchanan, 89 cents per lineal foot front on each side.

S. W. Patterson, 88 cents per lineal foot front on each side.

Henry Clay, 77 cents per lineal foot front on each side.

Michael Flaherty, 75 cents per lineal foot front on each side.

Michael Flaherty being the lowest and best bidder, we recommend he be awarded the contract.

4th. For grading, paving with brick, and curbing with stone, the east sidewalk of Broadway street, from St. Clair street to Cherry street, (where not already properly done.)

J. D. Hoss, 47 cents per lineal foot front for curbing, and 63 cents per lineal foot front for paving.

John Schier, 44 cents per lineal foot front for curbing, and 55 cents per lineal foot front for paving.

Charles S. Roney, 44 cents per lineal foot front for curbing, and 54 cents per lineal foot front for paving.

Robert P. Dunning, 45 cents per lineal foot front for curbing, and 51 cents per lineal foot front for paving.

R. P. Dunning being the lowest and best bidder, we recommend he be awarded the contract.

5th. For grading, and paving with brick, the north sidewalk of Michigan street, from East street to Liberty street.

J. L. Spaulding, 48 cents per lineal foot front.

Jos. Bernauer, 47 cents per lineal foot front.

J. D. Hoss, 47 cents per lineal foot front.

John Schier, 44 cents per lineal foot front.

Chas S. Roney, 41 cents per lineal foot front.

Chas. S. Roney being the lowest and best bidder, we recommend he be awarded the contract.

6th. For grading and bowldering the first alley south of New York street, from Missouri street to Columbia street.

J. L. Spaulding, 60 cents per lineal foot front on each side.

Jas. Mahoney, 55 cents per lineal foot front on each side.

Samuel W. Patterson, 54 cents per lineal foot front on each side.

Samuel W. Patterson being the lowest and best bidder, we recommend he be awarded the contract.

7th. For building one 1,200-barrel cistern, at or near the corner of East street and Lincoln Lane according to specifications on file in the City Civil Engineer's office.

Henry Clay, 63 cents per barrel.
 C. S. Roney, 62 cents per barrel.
 John A. Whitsit, 62 cents per barrel.
 Richter & Twiname, 59 cents per barrel.
 John Schier, 52 cents per barrel.

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

8th. For grading and paving with brick, the north sidewalk of St. Joseph street, from Alabama street to Delaware street, (where not already done.)

J. L. Spaulding, 48 cents per lineal foot front.
 J. D. Hoss, 47 cents per lineal foot front.
 Jos. Bernauer, 47 cents per lineal foot front.
 John Schier, 43 cents per lineal foot front.
 Robt. P. Dunning, 35 cents per lineal foot front.

R. P. Dunning being the lowest and best bidder, we recommend he be awarded the contract.

9th. For grading and graveling the first alley east of Beeler street, from Hill avenue to Lincoln avenue.

S. W. Patterson, 39 cents per lineal foot front on each side.
 J. D. Hoss, 27 cents per lineal foot front on each side.

J. D. Hoss being the lowest and best bidder, we recommend he be awarded the contract.

10th. For grading, and paving with brick, the sidewalks of Georgia street, from Delaware street to Pennsylvania street.

J. L. Spaulding, 90 cents per lineal foot front on each side.
 Henry Clay, 72 cents per lineal foot front on each side.
 John Schier, 68 cents per lineal foot front on each side.
 Jos. Bernauer, 65 cents per lineal foot front on each side.
 Robt. P. Dunning, 63 cents per lineal foot front on each side.

Robt. P. Dunning being the lowest and best bidder, we recommend he be awarded the contract.

11th. For grading and re-paving the east sidewalk of Illinois street, (where not already properly done), from Washington street to Louisiana street.

J. L. Spaulding, 70 cents per square yard.
 J. D. Hoss, \$1.16 per lineal foot front.
 John Schier, 80 cents per lineal foot front.

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

12th. For grading and graveling Minnesota street and sidewalks, from Madison avenue to East street.

S. W. Patterson, 99 cents per lineal foot front on each side.
 James Mahoney, 70 cents per lineal foot front on each side.
 Carr & Buchanan, 69 cents per lineal foot front on each side.
 Fred. Gansberg, 56 cents per lineal foot front on each side.

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

13th. For grading, bowldering and curbing the gutters of Maryland street, (where not already done), from Mississippi street to Tennessee street.

S. W. Patterson, 73 cents per lineal foot front on each side for bowldering, and 50 cents per lineal foot front on each side for curbing.
 J. W. Hudson, 70 cents per lineal foot front on each side for bowldering, and 44 cents per lineal foot front on each side for curbing.
 J. L. Spaulding, 68 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

Chas. S. Roney, 66 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

James Mahoney, 65 cents per lineal foot front on each side for bowldering, and 44 cents per lineal foot front on each side for curbing.

James Mahoney being the lowest and best bidder, we recommend he be awarded the contract.

14th. For re-grading and bowldering the roadway of Illinois street, from Washington street to the south line of South street.

Robt. P. Dunning, \$2.79 per lineal foot front on each side for bowldering; 79 cents per lineal foot for double row stone crossing.

Carr & Buchanan, \$2.70 per lineal foot front on each side for bowldering; 36 cents per lineal foot for single row stone crossing.

Richter & Twiname, \$2.64 per lineal foot front on each side for bowldering.

S. W. Patterson, \$2.55 per lineal foot front on each side for bowldering; 50 cents per lineal foot for stone crossing.

Fred. Gansberg, \$2.53 per lineal foot front on each side for bowldering; 69 cents per lineal foot for double row stone crossing.

John A. Whitsit, \$2.50 per lineal foot front on each side for bowldering.

James W. Hudson, \$2.29 per lineal foot front on each side for bowldering; 70 cents per lineal foot for double stone crossing.

James W. Hudson being the lowest and best bidder, we recommend he be awarded the contract.

15th. For grading and graveling Deloss street and sidewalks, from Spruce street to Reid street.

J. L. Spaulding, \$1.15 per lineal foot front on each side.

Jas. Mahoney, 95 cents per lineal foot front on each side.

Carr & Buchanan, 87 cents per lineal foot front on each side.

Fred. Gansberg, 81 cents per lineal foot front on each side.

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

16th. For grading and graveling Dillon street and sidewalks, from Harrison street to Meek street.

Carr & Buchanan, 89 cents per lineal foot front on each side.

There being but one bid, and considering the same reasonable, we recommend the contract be awarded to Carr & Buchanan.

17th. For grading, and bowldering the gutters, and curbing and widening the sidewalks, of North street, from Illinois street to the C., I., St. L. & C. Railroad tracks.

J. L. Spaulding, 78 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

Carr & Buchanan, 70 cents per lineal foot front on each side for bowldering, and 46 cents per lineal foot front on each side for curbing.

Charles S. Roney, 66 cents per lineal foot front on each side for bowldering, and 45 cents per lineal foot front on each side for curbing.

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

Richter & Twiname, 67 cents per lineal foot front on each side for bowldering, and 42 cents per lineal foot front on each side for curbing.

Richter & Twiname being the lowest and best bidders, we recommend they be awarded the contract.

18th. For re-grading and bowldering Delaware street, from Wabash street to the north line of Massachusetts avenue.

R. P. Dunning, \$2.59 per lineal foot front on each side for bowldering.

Fred. Gansberg, \$2.45 per lineal foot front on each side for bowldering, and 69 cents per lineal foot for double row stone crossing.

J. W. Hudson, \$2.35 per lineal foot front on each side for bowldering; 70 cents per lineal foot for double stone crossing.

J. D. Hoss, \$2.12½ per lineal foot front on each side for bowldering.

Carr & Buchanan, \$2.10 per lineal foot front on each side for bowldering; 36 cents per lineal foot for single row stone crossing.

Carr & Buchanan being the lowest and best bidders, we recommend they be awarded the contract.

19th. For grading and graveling the first alley east of Olive street, from the first alley south of Prospect street to the first alley north of Pleasant Run.

James Mahoney, 35 cents per lineal foot front on each side.

J. L. Spaulding, 32 cents per lineal foot front on each side.

J. L. Spaulding being the lowest and best bidder, we recommend he be awarded the contract.

20th. For grading and graveling Cruse street and sidewalks, from P. C. & St. L. Railroad to the Michigan Road.

Carr & Buchanan, 83 cents per lineal foot front on each side.

There being but one bid, and considering the same reasonable, we recommend the contract be awarded to Carr & Buchanan.

21st. For grading and graveling Cruse street and sidewalks, from Meek street to the P. C. & St. L. R. R.

J. L. Spaulding, \$1.45 per lineal foot front on each side.

S. W. Patterson, 99 cents per lineal foot.

Carr & Buchanan, 99 cents per lineal foot.

There being tie bids, and believing same reasonable, we recommend the contract be awarded to Carr & Buchanan.

22d. For grading, and paving with brick, the west sidewalk of College avenue, from Twelfth street to Clyde street.

C. S. Roney, 55 cents per lineal foot front.

J. D. Hoss, 47 cents per lineal foot front.

John Schier, 43 cents per lineal foot front.

Henry Clay, 38 cents per lineal foot front.

Henry Clay being the lowest and best bidder, we recommend he be awarded the contract.

Respectfully submitted,

Edward H. Dean,
E. H. Koller,
Committee on Contracts.

On motion, the favorable action of the Common Council on the above report (see pages 457, 458, 459 and 460, *ante*), was concurred in, except clauses one, two, three, nine and eleven, which were referred to the Committees on Contracts and Bridges, Streets & Alleys and Sewers & Drainage.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 462, *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 Carr & Buchanan, for grading and graveling Dillon street and sidewalks, from Harrison street to Meek street. Bond, \$4,500; surety, James M. Buchanan.

Contract and bond of Carr & Buchanan, for grading and graveling Cruse street and sidewalks, from P. C. & St. L. R. R. to Michigan Road. Bond, \$700.00; surety, James M. Buchanan.

Contract and bond of Carr & Buchanan, for re-grading and bowldering Delaware street, from Wabash street to the north line of Massachusetts avenue. Bond, \$6,800.00; surety, James M. Buchanan.

Contract and bond of Carr & Buchanan, for grading and graveling Cruse street and sidewalks, from Meek street to the P. C. & St. L. R. R. Bond, \$600.00; surety, James M. Buchanan.

Contract and bond of W. J. Freaney, for erecting lamp-posts, lamps and fixtures, complete to burn gas, except the service pipes, on Spann avenue, between Dillon and Linden streets. Bond, \$100.00; surety, G. R. Root.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following motions (adopted by the Common Council—see pages 464 and 465, *ante*), were read and concurrently adopted:

That the Board of Health and Street Commissioner be, and they are hereby, requested to at once examine the Michigan Road, in the vicinity of the Pan-Handle crossing, and if, in their opinion, the same needs cleaning, draining, or other repairs, that they at once notify the officers of said Michigan Gravel Road to do such draining and repairing as will put the said locality in a good sanitary condition; and unless the work is done without unnecessary delay, they will be filed against for maintaining a nuisance, and that the Street Commissioner will do said work and charge the cost thereof to said Gravel Road Company.

That the City Marshal be, and is hereby, directed to notify the property owners to remove their fences out of Dillon street, between Harrison and Meek streets.

On motion, the rules were suspended for the purpose of placing Ap. O. 59, 1882, and G. O. 74, 1882, on their final passage, by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

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

Ap. O. 59, 1882—An ordinance appropriating money on account of the Street Department of the city of Indianapolis.

And it was passed by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

SIG. 39.

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

G. O. 74, 1882—An ordinance granting to Mills, Hamilton & Co. a license as Auctioneers.

And it was passed by the following vote :

AYES, 7—viz. Aldermen DeRuiten, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

REPORTS, ETC., FROM STANDING COMMITTEES.

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

To the President and Members of the Board of Aldermen:

Gentlemen:—The Common Council, in regular session, held in the Council Chamber, Monday evening, September 4th, 1882, adhered to their former action of August 21st, 1882, in adopting the following motion:

“That the City Marshal be, and is hereby, ordered to abandon the cow pound in rear of Ross Block, *at once.*”

For the Common Council:

JOS. T. MAGNER, City Clerk.

To the President and Members of the Board of Aldermen:

Gentlemen:—We respectfully recommend that the Board adhere to its former action in this matter.

Sept. 25, 1882.

F. W. Hamilton,
Hiram Seibert,
Finance Committee.

Alderman Mussmann moved that the above report be not concurred in; which failed of adoption by the following vote:

AYES, 2—viz. Aldermen Newman, and Mussmann.

NAYS, 5—viz. Aldermen DeRuiten, Hamilton, Rorison, Seibert, and Wood.

The report was then concurred in.

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

At a meeting of the Board of Aldermen of the city of Indianapolis, held on the 28th day of August, 1882, the following clause of the Council Judiciary report, was referred to the Judiciary Committee and City Attorney.

Attest:

GEO. T. BREUNIG, Clerk.

The second is the petition of F. McWhinney, showing that on February 15th, 1881, he purchased at tax sale Lot 9, in Bartholomew's subdivision of I. & C. R. R. Co.'s addition to city, and that \$3.21 of the money paid was on account of improvements made on lot, when, in point of fact, there never was any improvements on said lot.

We therefore recommend that \$3.21, with interest from February 15th, 1881, be refunded.

Respectfully submitted,

Jas. A. Pritchard,
N. Yoke,
John W. Fultz,
Judiciary Committee.

C. S. DENNY, City Attorney.

We concur in the above report. Brainard Rorison,
John Newman.

The Committee on Judiciary, through Alderman Rorison, submitted the following report:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Judiciary, with the City Attorney, to whom was referred the report of Council Judiciary Committee on the petition of Wm. Rowe, beg leave to report, that the city erroneously advertised the St. Paul's Cathedral property for sale after the Supreme Court had decided that church property cannot be assessed for sewer purposes.

Mr. Rowe, probably in pursuit of the business of purchasing tax titles, bought the property at public tax sale. His purchase being voluntary, we think his claim cannot be legally enforced. But believing the city ought not to take advantage of legal technicalities to secure doubtful or unjust claims, we recommend that the money be refunded, with legal interest.

Respectfully submitted,

Brainard Rorison,
John Newman.

And it was concurred in by the following vote:

A Y E S, 5—viz. Aldermen Hamilton, Mussmann, Newman, Rorison, and Wood.

N A Y S, 2—viz. Aldermen DeRuiter, and Seibert.

The Committee on Judiciary and City Attorney submitted the following report; which was concurred in:

Indianapolis, Sept. 25, 1882.

To the President and Members of the Board of Aldermen:

Gentlemen:—The question of the right of the Board of School Commissioners to levy a poll tax of \$1.00 against the citizens of Indianapolis, was referred to us for our opinion.

Under the Statute creating and governing the School Board, the Council and Board of Aldermen have no defined right to in any way interfere with the action of said School Board, either as to the levying or collecting of her taxes, or any other matters pertaining to the schools of said city.

Your committee, however, after a careful examination of the question referred to them, state it as their opinion, that the School Board have no right, under the law, to levy or cause to be collected, a poll tax of any amount whatever, and believe that any tax payer can, after the duplicate has been made up and delivered to the treasurer, enjoin the collection thereof. But as the work of putting this poll tax on the duplicates, will cost the city a considerable amount of money, and afterwards be of great annoyance to the officers of the city, in certifying the same off, in case the question should be decided against the School Board, we deem it our duty to recommend that the question of the legality of said levy be at once settled. Unless the School Board, therefore, will agree to submit the question to some good lawyer, and recall that part of their levy, in case the question is decided against them, we recommend that the Council and Board of Aldermen pass a motion requesting the City Clerk to refuse to put said tax on the duplicate. The Board can then proceed

by mandate to compel him to do so, and thus raise the question. This is the only way the question can be now presented to a court of record for determination.

Respectfully submitted,

Brainard Rorison,
John Newman,
Judiciary Committee.

C. S. DENNY, City Attorney.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Hamilton presented the following petition; which was received, and ordered filed with the ordinance:

Indianapolis, Sept. 16th, 1882.

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

Gentlemen:—The undersigned, owners of real estate fronting on Broadway street, between Twelfth and Seventh streets, respectfully petition for the passage of an ordinance providing for the paving with brick, the east sidewalk of Broadway, from Seventh to Twelfth street, with seven foot walk.

M. G. Bell, M. D. Butler, F. E. Crulman, Lewis H. Jones.

Alderman Hamilton offered the following motion; which was adopted:

The City Cemetery being in such condition of utter neglect and dilapidation that it is a disgrace to the city, the Committee on Public Property is required to, at once, cause the weeds to be cut, and place such cemetery in, at least, a half-way decent and respectable shape. Such committee is also directed to report whether or not, the "City Sexton" is complying with the ordinance requiring him to "generally perform all duties necessary to keep said burying grounds in the best order," and "to keep the same in repair."

Alderman Rorison offered the following motion; which was adopted:

That the City Civil Engineer be, and is hereby, instructed to notify the contractors for the improvement of Meridian street, from New York street to St. Clair street, that suit will be instituted to recover on their bond, if the work is not commenced at once, and finished according to contract.

Alderman Rorison, in behalf of a certain select committee, submitted the following *majority* report:

To the President and Members of the Board of Aldermen:

Your committee report as follows, on the resolution to raise the sidewalk to conform to the original grade of Tennessee street:

The original improvement caused the water to flow north; in the new improvement to cause the water from Tennessee street and Indiana avenue to run into the sewer. The Engineer raised the curb three inches. By so doing, the sidewalk was thrown three inches below the curb. The original grade having been fixed by the City Engineer, it is but right that the city should bear the expense of the change of grade, and not the property owner. The total cost is estimated \$5.00.

Respectfully submitted,

Brainard Rorison,
John Newman.

Alderman Hamilton, in behalf of the same committee, submitted the following *minority* report:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your special committee, to whom was referred the message from the Common Council, showing the adherence of the Council to their former action in recommending that the Street Commissioner repair the west sidewalk of Tennessee street, from Indiana avenue to Vermont street, with the proviso that the expense does not exceed seven dollars, would recommend that the former action of the Board of Aldermen, requiring the property owners to do the work, be adhered to, as the city cannot afford the precedent contemplated by action of Council.

Respectfully submitted,

F. W. HAMILTON,
Special Committee.

Alderman Seibert's motion to adopt the minority report, failed of adoption.

On motion by Alderman DeRuiter, the majority report was then concurred in.

PENDING ORDINANCES.

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

S. O. 57, 1882—An ordinance to provide for grading, paving with brick, and curbing with stone (where not already done), the sidewalks of Blake street, from the National Road to Indiana avenue, except the west sidewalk, from said National Road to the first alley south of New York street.

And it failed of passage (requiring a two-thirds vote), by the following vote:

AYES, 4—viz. Aldermen Mussmann, Newman, Seibert, and Wood.

NAYS, 3—viz. Aldermen DeRuiter, Hamilton, and Rorison.

On motion by Alderman DeRuiter, the above action was reconsidered by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, and Wood.

NAYS—None.

Action on the ordinance was then postponed until the next regular meeting.

On motion, the Board of Aldermen then adjourned.

FRANCIS W. HAMILTON, President *pro tem*.

Attest: GEO. T. BREUNIG, Clerk.