

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—MAY 14, 1883.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, May 14th, A. D. 1883, at eight o'clock, in regular session.

PRESENT—Hon. Daniel W. Grubbs, Mayor, and *ex officio* President of the Common Council, in the Chair, and 22 members, viz: Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Coy, Dean, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, Weaver, and Yoke.

ABSENT 3—viz. Councilmen Cowie, Hartmann, and Reichwein.

REPORTS FROM COMMITTEE ON CONTRACTS.

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

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

Gentlemen.—The Committee on Contracts and Public Health, to whom was referred the proposals presented to Council, May 7th, 1883, find two bids, one from Charles Schmidt, proposing to give the city \$110 and one from Luther Mehring, proposing to pay the city \$135 for the privilege of removing the dead animals from the city limits for one year.

Luther Mehring being the highest bidder, we recommend that he be awarded the contract.

Respectfully,

Isaac Thalman,

E. H. Koller,

Ernst F. Knodel.

Committee.

Councilman Thalman presented the following contract and bond; which was received, the contract concurred in, and bond approved:

THIS AGREEMENT, Made and entered into this 14th day of May, 1883, by and between the City of Indianapolis, party of the first part, and Luther Mehring, party of the second part—

Witnesseth, That the said party of the first part, for and in consideration of one hundred and thirty-five dollars, and the covenants and agreements herein contained, to be kept and performed by the party of the second part, does hereby give and grant to the said party of the second part the exclusive right and privilege for and during the term of one year, from the 14th day of May, 1883, to remove from the streets, alleys, lots, yards, and public places of said City of Indianapolis all dead

animals of every description; the said party of the second part to have the right and privilege to have and appropriate all such dead animals so removed to his own use; it being understood that the above rights and privileges are granted by the said City of Indianapolis only to the extent of her right and power to grant them, and that she shall be in no way liable to the party of the second part on account of any failure of said party of the second part to enforce his rights under this contract to dead animals, or the right to remove the same as against other parties than the City of Indianapolis.

In consideration whereof, the said party of the second part covenants and agrees to pay the said city on demand the sum of one hundred and thirty-five dollars, and undertakes and agrees that he will, during the term of this contract, remove all the dead animals from the streets, alleys, lots, yards and public places of said city; that he will promptly and faithfully do said work, and so remove said animals, and that he will faithfully comply with all the ordinances, rules and regulations of said city now in force, or that may hereafter be enacted by the proper authorities of said city, concerning or regulating the matter of the removal and disposition of dead animals.

And said party of the second part further agrees to remove all such dead animals to what is known as the "Sellers Farm," and in disposing of the same to use the most approved machinery and appliances for destroying the offensive odors and smells, and to use every proper prevention and care to prevent any nuisance arising therefrom, or anything done by said party of the second part.

This contract shall not be assignable or transferable by the party of the second part without the consent of the Common Council and Board of Aldermen of said city first obtained.

In case the Common Council and Board of Aldermen of said city shall at any time during the continuance of this contract deem the party of the second part to have failed to perform any of the stipulations of this contract, or violated any of the ordinances or regulations of the city upon the subject of dead animals or the removal thereof, they shall have the power and right to wholly terminate and put an end to this contract by giving said party of the second part ten days' notice; and after the expiration of said ten days the contract shall be wholly terminated and ended, and no right of action of any kind whatever, shall enure to said party of the second part by reason of the termination of the contract as aforesaid.

The said party of the second part further agrees to provide all necessary apparatus, wagons and tools to enable him to promptly remove and dispose of all such dead animals in a proper manner, and to execute to the said city a bond in the penal sum of fifteen hundred dollars, with sureties to the satisfaction of the Common Council and Board of Aldermen, conditioned for the faithful performance of this contract on the part of the party of the second part.

In witness whereof the parties have, by their proper officers, signed their names and caused their official seals to be affixed, the day and year first above written.

LUTHER MEHRING, [Seal.]

For the City of Indianapolis, by

BOND.

Know all Men by These Presents, That we, Luther Mehring and Sam. E. Rauh, are held and firmly bound to the City of Indianapolis, in the penal sum of fifteen hundred dollars, the payment whereof, well and truly to be made, we bind ourselves, our heirs, executors and administrators, firmly by these presents.

The conditions of this obligation are such, that if the said Luther Mehring shall faithfully comply with the foregoing contract made and entered into this 14th day of May, 1883, with the City of Indianapolis, and fulfill all the conditions and stipulations and meaning thereof, then this obligation to be void, otherwise to be and remain in full force and virtue in law.

Witness our hands and seals, this 14th day of May, 1883,

LUTHER MEHRING, [Seal.]
SAM. E. RAUH, [Seal.]

REPORTS, ETC., FROM CITY OFFICERS.

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

To the Mayor, Common Council and Board of Aldermen:

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

A first and final estimate in behalf of Huston Solomon for grading and paving with brick the north sidewalk of Cherry street, from Fort Wayne avenue to Park avenue.

461.40 lineal feet at 44 cents.....	\$203 00
65 lineal feet stone crossing, at \$1.15.....	74 75
	<hr/>
	\$277 75

A first and final estimate in behalf of Fred. Gansberg for grading and paving with brick the west sidewalk, and grading, bowldering and curbing the west gutter of Pennsylvania street from South street to Madison avenue.

1,192.20 lineal feet of bowldering, at 75 cents.....	\$ 94 16
1,085.18 lineal feet of paving, at 45 cents.....	488 34
1,255.27 lineal feet of curbing, at 45 cents.....	564 87
82.86 lineal feet double stone crossings, at 70 cents.....	57 72
	<hr/>
	\$2,005 09

A first and final estimate in behalf of Carr & Buchanan, for grading and graveling Dillon street and sidewalks, from Harrison street to Meek street.

2,274.20 lineal feet, at 89 cents.....	\$2,024 01
42 yards of extra gravel, at \$1.....	42 00
To labor for opening the gutters at Meek street..	6 75
	<hr/>
	\$2,072 76

A first and final estimate in behalf of Fred. Gansberg, for grading and graveling Deloss street and sidewalks from Spruce street to Reid street.

1,700 lineal feet, at 81 cents.....	\$1,377 00
13 extra yards of gravel, at 75 cents.....	9 75
	<hr/>
	\$1,386 75

Respectfully submitted,
S. H. SHEARER, City Civil Engineer.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Huston Solomon, for grading and paving with brick the north sidewalk of Cherry street from Fort Wayne avenue to Park 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 adopted by the following vote:

AYES, 15--viz. Councilmen Brundage, Bryce, Cole, Coy, Dowling, Fultz, Harold, Knodel, Koller, Morrison, Pritchard, Stout, Thalman, Ward and Yoke.,

NAYS—None.

SIG. 99.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Fred. Gansberg, for grading, and paving with brick the west sidewalk, and grading, bowldering and curbing the west gutter of Pennsylvania street, from South street to Madison 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 adopted by the following vote:

AYES, 15—viz. Councilmen Brundage, Bryce, Cole, Coy, Dowling, Fultz, Harold, Knodel, Koller, Morrison, Pritchard, Stout, Thalman, Ward, and Yoke.

NAYS—None.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Carr & Buchanan, for grading and graveling Dillon street and sidewalks, from Harrison street to Meek street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 15—viz. Councilmen Brundage, Bryce, Cole, Coy, Dowling, Fultz, Harold, Knodel, Koller, Morrison, Pritchard, Stout, Thalman, Ward, and Yoke.

NAYS—None.

The following estimate resolution was read:

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

And it was adopted by the following vote:

AYES, 15—viz. Councilmen Brundage, Bryce, Cole, Coy, Dowling, Fultz, Harold, Knodel, Koller, Morrison, Pritchard, Stout, Thalman, Ward, and Yoke.

NAYS—None.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I have been directed by your honorable bodies to prepare an ordinance punishing the throwing of orange and banana peels on the sidewalks, and another making it unlawful to drive heavily loaded wagons over the block pavements on north Meridian and North Delaware streets.

I have prepared them, and hand the same to the Mayor for introduction. I tried to get an act past last winter authorizing the enforcement of such an ordinance as the last named, but failed. In the absence of State legislation on the subject, I cannot vouch for the validity of such an ordinance.

Respectfully submitted,

C. S. DENNY, City Attorney.

His Honor, the Mayor, as per foregoing report, introduced the following entitled ordinances; which were read the first time:

G. O. 29, 1883—An ordinance making it unlawful for any person over the age of ten years, to throw orange or banana peels on any of the sidewalks of the City of Indianapolis.

G. O. 30, 1883—An ordinance making it unlawful for any person to cause to be drawn any heavily loaded wagon over north Meridian or north Delaware streets, in the City of Indianapolis.

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

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—You ask me whether or not the Citizens' Street Railway Company has a right to lay a third track on any street where there are two tracks already laid.

If it has any such right it is by virtue of the grant contained in the original ordinance of 1864. That authorizes said company "to lay a single or double track for passenger railway lines, with all necessary and convenient tracks for turn-outs, side-tracks and switches in, upon and along the course of the streets and alleys of the City of Indianapolis," etc.

I do not think the Council intended by these words to authorize the company to lay three tracks along any one point on a street, even though one of them may be a side-track or turn-out. These are correlative terms. The one includes the other. At least, the former always includes the latter. A switch may be very properly constructed on a double-line track; for that, in its proper sense, means only the movable part of two opposite rails (and in *street* railway construction but one movable part, usually), for transferring a car from one track to another. But a double-track line of railway, either horse or steam, has no use for a side-track or turn-out, and these terms, as used in the ordinance referred to, were only intended to apply to single-track lines.

I therefore answer your question in the negative.

Respectfully submitted,

C. S. DENNY, City Attorney.

The Chief Fire Engineer submitted the following report; which was referred to the Fire Board, with instructions to advertise for proposals for the purchase of three thousand feet of hose:

To the Honorable Mayor, Board of Aldermen

and Common Council of the City of Indianapolis, Ind. :

Gentlemen:—I would respectfully report to your honorable bodies that this department is in need of at least 3,000 feet of new hose. At our recent large fire we had 500 feet burned and otherwise ruined. Four of our reels are carrying hose which have been in service nearly three years, and, consequently, no longer reliable. I respectfully ask that action be taken at once, for at best some time will elapse before they can be furnished us.

Respectfully submitted,

J. H. WEBSTER, Chief Fire Engineer.

The City Clerk presented the following communication; which was referred to the Committee on Markets:

Indianapolis, May 14th, 1883.

To His Honor the Mayor and Common Council :

Gentlemen:—I have a building on the West Market space, on the southwest corner, fronting Pearl street, which I had moved there temporarily, and used it for

my own sleeping purposes, after which I vacated and allowed it to be used by a party that was washed out in the late flood in Indianola, and I have received the sum of nine dollars' (\$9) rent, which I have turned over to Mr. Stoner, market master, to be paid into the city treasury, providing that I will be privileged to remove said building to the market space.

Respectfully,

JOHN WATSON.

REPORTS FROM OFFICIAL BOARDS.

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

Report of Deaths in the City of Indianapolis, from the 27th day of April, 1883, to 6 o'clock p. m. on the 11th day of May, 1883.

Under 1 year.....	21
1 to 2 years.....	4
2 to 5 ".....	6
5 to 10 ".....	5
10 to 15 ".....	1
15 to 20 ".....	5
20 to 25 ".....	8
25 to 30 ".....	3
30 to 40 ".....	2
40 to 50 ".....	5
50 to 60 ".....	3
60 to 70 ".....	3
70 to 80 ".....	1
80 to 90 ".....	1
90 to 100 ".....	0
100 and upwards.....	0
Unknown.....	0
Total.....	68

J. A. SUTCLIFFE, M. D., Pres't.,
 E. S. ELDER, M. D., Sec'y.,
 M. S. RUNNELS, M. D.,
 Board of Health.

The City Commissioners submitted the following report:

Report of the City Commissioners on the Vacation of part of Beacon street.

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

Gentlemen:—The undersigned, members of the Board of City Commissioners of said city, duly appointed, qualified and acting under the provisions of the statutes of the State of Indiana, in relation to the laying out, opening, widening, altering and vacation of streets, alleys and highways, beg leave to submit the following report on the matter of the vacation of a part of Beacon street, in the City of Indianapolis, Indiana, heretofore referred to them by your honorable bodies:

1st. We met at the office of the City Clerk, in Room 6, on Tuesday, March 13th, at 10 o'clock a. m., to examine into the matter of the vacation of a part of Beacon street, in accordance with a notice of the City Clerk, which notice and the return of the Marshal endorsed thereon is filed herewith, as a part hereof, marked Exhibit A.

2d. We immediately proceeded to view the ground proposed to be vacated, and the property contiguous thereto, and the surrounding property along the line of

said street, and find the following corporations and persons, owning the property herein described, are interested in said vacation, viz.:

W. H. Howson, beneficially.

Mary E. Howson, beneficially, part lot 9, square 12, west White River.

V. K. and R. M. Morris, lot 7, square 12, west White River.

J. L. Spaulding, lots 16, 17, 18, square 12, west White River.

Elizabeth Moore, lots 8 and 10, square 12, west White River.

That we made due report of said facts to the City Clerk, and required said Clerk to have the petitioners notify said interested parties to meet us on the 7th day of May, 1883, at 10 o'clock a. m., when evidence would be heard as to said matter. Said report filed and marked Exhibit B, as a part of this report.

3d. We further report that we met at time and place named, and found by the petitioner's return, that due service had been made on all the interested parties; the question of vacation of a strip of the street not being in fact a vacation was fully discussed, and referred on adjournment, until 1 o'clock a. m., the 8th inst., at which time the Commissioners met; and,

4th. We now further report that the length, width and location of the part of the street to be vacated is as follows: Fifteen feet in width off of the north side of Beacon street, extending from Bloomington street to White River, a distance of about 70 feet, contiguous to the lot of W. H. Howson.

5th. The value of the land vacated is ———.

6th. The benefits of the persons desiring the vacation is equal to the damages sustained by the washing of White River.

7th. There are no persons making valid objections to said vacation.

8th. The expenses attending this vacation are ———.

We therefore recommend that the prayer of the petition be granted, and the said vacation be made as prayed for.

Respectfully submitted,

William Hadley,
Geo. W. Hill,
James C. Yohn,
Michael Steinhaur,
City Commissioners.

Councilman Harrold presented the following remonstrance:

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

Gentlemen.—We, the property-holders of Indianola, protest against the vacation of any part of Walnut street, for the following reasons: That W. H. Howson applied to your honorable body for the vacation of fifteen (15) feet on the north side of said street to move his house on. The law provides that he should have three (3) disinterested property-holders on his petition, while he has only himself, wife and Mrs Thomas D. Kingan, and she is in England. He claims to have lost some of his property in the river by the bank caving away, when he really has not lost an inch, but, instead, he has thirty (30) feet of the street and alley on the north side of his lot fenced in, and his house stands two (2) feet on the alley on the northwest corner and six (6) feet on the northeast corner. And we, the afore-said, humbly petition your honorable body that, instead of giving him fifteen (15) feet of Walnut street, compel him to vacate the street he has already occupied so long, without law or license.

Elizabeth Moore, Olive G. Einatz, Alfred H. Traub,
William Minkner, P. D. Baxter, Thomas Moore.

On motion, the foregoing report and the remonstrance were referred to the Judiciary Committee and City Civil Engineer, to report at the next meeting, by the following vote:

AYES, 11—viz. Councilmen Bryce, Caylor, Cole, Egger, Harrold, Knodel, Koller, Maurer, Pearson, Thalman, and Ward.

NAYS, 9—viz. Councilmen Brundage, Coy, Dowling, Fultz, Morrison, Pritchard, Stout, Weaver, and Yoke.

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

To the Mayor and Common Council:

Gentlemen:—Your Judiciary Committee, to whom was referred the bills for the April services of William D. Griffin, George O. Griffin and R. C. Williamson, as sanitary policemen, report as follows:

Each of them rendered sixteen days' services at \$2 per day—\$32 each.

Dr. Elder, as secretary of the Board of Health, certifies that the account rendered is correct in each case.

We recommend the bills be allowed, and the Clerk directed to place the same in the next police appropriation ordinance.

Respectfully submitted,

James A. Pritchard,
John W. Fultz,
N. Yoke,

Committee.

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

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred S. O 32, 1883, an ordinance to provide for grading and graveling the first alley north of Michigan street, from Pennsylvania street to Meridian street, together with a remonstrance against said improvement, would report that we have examined said locality, and recommend said ordinance be passed.

Respectfully submitted,

George Weaver,
Sim Coy,
B. W. Cole,
Committee.

Councilman Weaver, in behalf of the same committee, submitted the following report, accompanied with resolution:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the matter of vacating Water street along the east bank of White River, between the National Road and Washington street, would report that we have examined said locality, and find that if there ever was any street there that it has been washed away by the river, and in its present condition can be of no use to the city. Therefore we recommend said vacation be made, and the accompanying resolution adopted.

Respectfully submitted,

George Weaver,
Sim. Coy,
Committee on Streets and Alleys.

Resolved, That the petition of C. E. Geisendorff, T. E. Chandler and Christian Schloer, praying for the vacation of Water street, between the National Road and Washington street, be referred to the Commissioners, with instructions to assess benefits and damages, and to make due report; and that for the purposes of such vacation of said Water street, between the National Road and Washington street. The said Commissioners are instructed to return, as part of their report, all petitions and notices. The City Clerk is hereby directed to issue, and the Superintendent of the Metropolitan Police to serve, the proper notices upon the City Commissioners, and the petitioners to serve the proper notices upon interested property owners.

On motion, the foregoing report was concurred in, and the resolution adopted, by the following vote:

AYES, 17—viz. Councilmen Brundage, Bryce, Caylor, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

Councilman Weaver, in behalf of the Committee on Streets and Alleys, submitted the following report, accompanied with resolution:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of citizens of the First Ward, asking that a resolution be adopted directing the Street Railway Company to extend their line of street railway from Massachusetts avenue north on Peru street to Lincoln avenue, thence east to Newman street, recommend said line be changed to run on the following streets, viz.: From Massachusetts avenue north on Peru street to Home avenue, thence east to Columbia avenue, thence north to Seventh street, thence east to Newman street, thence north to Ninth street, and that the accompanying resolution relative thereto be adopted.

Respectfully submitted,

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

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the said Council and Board of Aldermen deem it expedient that the line of street railway be extended from its present terminus on Massachusetts avenue, thence running north on Peru street to Home avenue, thence east on Home avenue to Columbia avenue, thence north on Columbia avenue to Seventh street, thence east on Seventh street to Newman street, thence north on Newman street to Ninth street, and that the Citizens' Street Railway Company be, and are hereby, ordered to construct the same; and that the City Clerk is hereby directed to serve a copy of this resolution upon the proper officers of said company, in accordance with the provisions of section 15 of an ordinance entitled, "An ordinance authorizing the construction, extension and operation of certain passenger railways in and upon the streets of the City of Indianapolis;" ordained May 18, 1864.

On motion by Councilman Pearson, the foregoing report and resolution were laid on the table, by the following vote:

AYES, 10—viz. Councilmen Bryce, Dean, Fultz, Harrold, Knodel, Pearson, Pritchard, Stout, Thalman, and Yoke.

NAYS, 9—viz. Councilmen Brundage, Coy, Dowling, Egger, Koller, Mauer, Morrison, Ward, and Weaver.

By consent, Councilman Pritchard presented the following resignation; which was accepted:

Indianapolis, Ind., May 14, 1883.

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

Gentlemen:—I hereby resign my position as Market Master. A. L. STONER.

Councilman Pritchard presented the following resignation; which was accepted:

Indianapolis, May 14, 1883.

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I hereby tender my resignation as City Sexton in Greenlawn Cemetery, to take effect June 14th. 1883. In doing so I desire to call the attention of the city government to the fact that there is no more space in Greenlawn outside of private lots in which to bury the dead. Some steps should be taken to secure new grounds.

The County Commissioners have furnished me some ground in which to bury the county poor, and some little space is still left in their lot.

I want a little time to make some-collections and close up my business before leaving the cemetery.

I shall not bury any more bodies except in the lot furnished me by the County Commissioners, or in a private lot with the written consent of the owner, between now and the taking effect of my resignation. Neither will I bury anybody less than five feet deep.

Respectfully submitted,

Attest: JOHN L. GRIFFITHS.

his
FIEEDING + HUSTON.
mark.

Councilman Brundage offered the following resolution:

Resolved, That Jos. R. Shelton be, and is hereby, authorized and directed to collect market fees in the West Market of this city until such time as the Common Council and Board of Aldermen can meet in joint convention and elect a Market Master for the West Market to fill the vacancy occasioned by the resignation of A. L. Stoner, and that he be allowed the fees provided by ordinance for so doing allowed a Market Master. Further, that he discharge the duties of Market Master until further orders of the Council and Board of Aldermen.

And it was adopted by the following vote;

AYES, 19—viz. Councilmen Brundage, Bryce, Caylor, Cole, Coy, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Ward, and Weaver.

NAYS, 1—viz. Councilman Yoke.

Councilman Morrison offered the following motion; which was referred to the special committee on Cemetery:

That a committee of three be appointed by the chair for the purpose of making the purchase of vacant lots in Greenlawn Cemetery for the burial of the pauper dead, and that said committee be, and are hereby, authorized to expend the sum of two hundred dollars for said purpose, and that they request the County Commissioners to join the city in said purchase and expend a like sum, and that said committee have full power to act.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Committee on Markets, to whom was referred the following petition—

“We, the undersigned citizens of Indianapolis, respectfully petition your honorable bodies to remove the West Market, and the frame buildings and tenement houses erected thereon, located in said City of Indianapolis, between Washington street on the north and Pearl street on the south, and Missouri street on the east and West street on the west, for the following reasons, to-wit:

"First, that frame buildings have been erected in said market place without authority from the city government and in violation of a city ordinance passed by Common Council of the City of Indianapolis November 13, 1863.

"Second, that certain frame buildings erected on said market ground are now and for a long time past have been occupied by tenants and used for residences.

"Third, that said market has become a public nuisance by reason of the occupants thereon throwing decaying substances and various kinds of offal in and about said market space.

"Thos. E. Chandler, C. E. Geisendorff & Co., James B. Corbaley, Richardson & Evans, John Matz, John Eppinger, George F. Taub, and 53 others."

Would respectfully report that the reasons set forth in said petition are true. We therefore recommend that the request of the petitioners be granted, and that the present space be not released.

Respectfully submitted,

H. J. Mauer,
Allen Caylor,
P. Harrold.
Committee on Markets.

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

That the Market Committee advertise for ground to lease for a West Market, located west of Tennessee street and south of Washington street.

REPORTS FROM SELECT COMMITTEES.

Councilman Pearson, in behalf of a certain Conference Committee, submitted the following report; which, on motion, was non-concurred in; and on further motion, the Common Council adhered to their former action:

To the Common Council and Board of Aldermen :

Gentlemen:—Your Conference Committee, to whom was referred the following message—

" To the Mayor and Common Council :

"Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, April 23, 1883, adhered to their former action by inserting the amendment "ihat the amount appropriated be expended under the direction of the Street Commissioner," in the following ordinance:

"Ap. O. 30, 1883—An ordinance appropriating the sum of One Thousand Dollars, on account of the Street Department of Indianapolis.

"For the Board of Aldermen:

"GEO. T. BREUNIG, Clerk."

Recommend that the ordinance pass as amended by the Board of Aldermen.

Respectfully submitted,

Hiram Seibert,
D. DeRuiter,
Frederick Hartmann,
Conference Committee.

Councilman Dean, in behalf of the City Hall Commissioners, submitted the following report; which was received:

Indianapolis, Ind., May 10, 1883.

To the Common Council, and Board of Aldermen:

Gentlemen:—At a meeting of the committee appointed by G. O. No. 14, 1883, to take charge of the work of building city buildings, the following members were present: Mayor D. W. Grubbs, Aldermen J. T. Layman, Wm. H. Tucker and D. Mussmann; Councilmen E. H. Dean, George Weaver and E. H. Koller, and citizens E. B. Martindale, V. T. Malott and J. C. S. Harrison.

The committee organized by the election of Mayor Grubbs as president of the committee, E. B. Martindale vice president, and James T. Layman secretary.

On motion of Mr. Malott, it was unanimously voted that the officers of the committee prepare an ordinance amending section seven (7) of said G. O. 14, and that the same be presented to the Common Council and Board of Aldermen with a request that the same be passed without delay.

JAMES T. LAYMAN, Secretary. D. W. GRUBBS, Chairman of Committee.

The following entitled ordinance, presented with the above report, was read the first time:

G. O. 31, 1883—An ordinance to amend Section seven (7) of an ordinance entitled "An ordinance providing for the erection of Public Buildings for the use of the citizens and city authorities of Indianapolis, creating a committee to take charge of and direct said work, and repealing all ordinances, resolutions and motions coming in conflict with the provisions of this ordinance;" ordained and established the 26th day of March, 1883.

Councilman Ward, in behalf of a certain special committee, submitted the following minority and majority reports; which were received, and the majority report concurred in:

To the Mayor and Common Council:

Gentlemen:—The Special Committee to whom was referred the ordinance providing for constructing a brick sewer in and along Delaware street, from North street to St. Joseph street, together with remonstrances and petitions, have given the matter due consideration. We find that a majority of the interested property owners are remonstrating against the constructing of said sewer, yet we believe that it is a public necessity that at least a part of said sewer should be constructed, and we recommend that said ordinance be amended so as to construct said sewer from North street to St. Clair street, and then passed.

Respectfully submitted, George Weaver,
Committee.

In view of the fact that those remonstrating are largely in the majority, we recommend that no action be taken in this matter for the present.

Respectfully submitted, B. Ward,
E. H. Koller,
Members of said Special Committee.

Councilman Dean moved a suspension of the rules for the purpose of placing G. O. 31, 1883, on its final passage.

Which failed of adoption by the following vote:

AYES, 15—viz. Councilmen Brundage, Bryce, Caylor, Coy, Dean, Dowling, Egger, Knodel, Koller, Mauer, Pearson, Pritchard, Thalman, Ward, and Weaver.

NAYS, 5—viz. Councilmen Fultz, Harrold, Morrison, Stout, and Yoke.

Councilman Ward was excused for the remainder of this session.

Councilman Weaver, in behalf of a certain special committee on boundaries, submitted the following report; which, on motion by Councilman Pritchard, was referred back to the committee, with instructions to prepare a map in accordance with the report, and present the same at the next meeting of Council:

To the Mayor and Common Council:

Gentlemen:—Your Special Committee on Boundaries, to whom was referred the report of Aldermanic committee recommending certain changes be made in the present corporate limits, recommend that if any change be made it be as follows:

Commencing at the northwest corner of Schurmann's First Addition on Twelfth street, in section number thirty-five (35), township sixteen (16) north, of range three (3), east of the Second Principal Meridian, according to government survey; thence north on a line to the north line of Voster's addition; thence east on the north line of said Voster's addition to Illinois street; thence south on said Illinois street to Twelfth street; thence east on said Twelfth street to Central avenue; thence north on said Central avenue to Bruce street; thence east to Martindale avenue; thence south on said Martindale avenue to Bolton, or Ninth street; thence east on said last-named street to Hill avenue; thence south on said Hill avenue to Pendleton Road; thence northeast on said Pendleton Road to present corporate limits on east side of Nutting's subdivision; thence southeast on present corporate limits to Brookside avenue; thence on said Brookside avenue to Newman street; thence south on said Newman street to Clifford avenue; thence east on said Clifford avenue to the northeast corner of the United States Arsenal grounds, being the east half of the northwest quarter of section six (6), township fifteen (15) north, of range four (4), east; thence south on the east line of said United States Arsenal grounds, State avenue and Reid street to the south line of what is known as the Belt Railway, thence westwardly along the south line of the right of way of said railway to Shelby street; thence south on said Shelby street to Raymond street; thence west on said Raymond street to the east line of Garfield Park; thence south to southeast corner, and west to southwest corner, of said park; thence north on the west line of said park and East street to the south line of the right of way of the Belt Railway; thence westwardly along the south line of said right of way to the east bank of White River, in section number fourteen (14), township fifteen (15) north, of range three (3) east of the Second Principal Meridian; thence with the east bank of said river and the meanders thereof to the south line of Maryland street; thence west along said Maryland street, and the south line of the "Donation," to the west line of Out-lot sixteen (16) of said Donation west of White River; thence north and east on said Donation line to the east bank of said White River; thence southeasterly along said east bank of said river to the mill-race, near the intersection of said river and the old National Road crossing; thence northeast along the west bank of said mill-race to Fall Creek; thence north and east along the east bank of said creek to the north line of Drake & Mayhew's Second Addition to said city; thence east and north along the present corporation line to the first alley north of Tenth street; thence east on a line to the west line of Henderson's addition; thence north to the place of beginning, including in such territory the whole of all boundary line, streets and alleys; and that all of the territory embraced within said described boundary lines, including lands, lots, streets, alleys, gravel roads, canals, railroads, rights and appurtenances of every kind and description, subject by law to municipal control, and not heretofore annexed to said City, and not embraced by the aforesaid described lines, be declared as disannexed, and forming no part of the City of Indianapolis, from and after the _____ day of _____ 1883.

Respectfully submitted,

George Weaver,
E. H. Dean,
F. Hartmann.

Committee.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read, and the action of the Board of Aldermen amended by adding to their amendment the words "Common Council and Board of Aldermen":

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber, Monday evening, May 14th, 1883, passed the following ordinance, after amending the same so so as to read, "that the amount appropriated be expended under the direction of the Street Commissioner:"

Ap. O. 37. 1883—An ordinance appropriating the sum of one thousand dollars, on account of the Street Department of the City of Indianapolis, for the repairing streets, etc.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following message was read:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session held in the Aldermanic Chamber, Monday evening, May 7th, 1883, non-concurred in your action (see page 969, *ante*), in awarding the contract for building additional rip-rap on the west bank of White River.

I submit the foregoing for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

Councilman Pearson, as to the above matter, moved that the Common Council recede from their former action.

On motion by Councilman Morrison, the matter was referred to the Committee on Streets and Alleys and City Civil Engineer.

The following message was read, and on motion by Councilman Stout, the action of the Board of Aldermen, in amending the ordinance, was concurred in:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, May 14th, 1883, amended G. O. 28, 1883, an ordinance making it unlawful for any one to erect or superintend any hospital within the City of Indianapolis, off of the line of a public sewer, by making section two read, "shall be fined in any sum not exceeding one hundred dollars," instead of "two hundred dollars."

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

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

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber, Monday evening, April 23d, 1883, concurred in the recommendation of their Judiciary Committee, that in the matter as to whether the City Attorney shall act as legal counselor for the Police Commissioners, "that the matter be at the discretion of the City Attorney."

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following message was read, and referred to the Committee on Water:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber, Monday evening, April 23d, 1883, referred the following motion to the Committee on Water and Public Health, with power to act:

"That Ed. Roberts be permitted to locate a water plug, for sprinkling purposes, on Tennessee street, at the entrance of State House enclosure."

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following message was read:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, April 23d, 1883, adopted the following motion:

"That the City Attorney be, and is hereby, directed not to appeal or further defend the case of Osgood, Trustee, vs. James A. Bruce and The City, in reference to the title to the ground known as "North Park," and that the Mayor be, and he is hereby, directed to execute quit-claim deeds to any and all parties now owning said lands, who may request the same."

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

And the action of the Board of Aldermen non-concurred in by the following vote:

AYES, 3—viz. Councilmen Bryce, Dean, and Pritchard.

NAYS, 16—viz. Councilmen Brundage, Caylor, Coy, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Stout, Thalman, Weaver, and Yoke.

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

That the Committee on Public Property be, and is hereby, directed to repair the gates of Garfield Park so that the public may have easy access thereto; also, that said committee are hereby empowered to make such changes in the permanent occupant of said park as they may deem that the best interests of the city demand.

The following message was read, and referred to the Finance Committee:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, May 7th, 1883, concurred in your action to pay \$500 for enough land to make a 65-foot street running west from the present river bank, "provided said boundary line shall commence at the first fence-post west from the southeast corner of said Minkner's ground, being lot 24, and the lines to be surveyed and established by, and to the satisfaction of, the City Civil Engineer.

I submit the foregoing for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

The following message was read, and the Common Council adhered to their former action:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber this evening, May 14th, 1883, concurred in the following report:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committees on Hospital and Finance, to whom was referred the matter of appointment of Dr. L. S. Henthorne as "Pest House" physician, at a salary of \$500.00 per year, would recommend that the action of Council thereon be not concurred in by this Board. We recommend, however, that W. N. Wishard, the Hospital Superintendent, if he deems it necessary, employ a suitable and competent physician to attend upon smallpox cases at the said Pest House, when such disease prevails to any considerable extent; such employment to continue only while such disease prevails, and at reasonable price.

Respectfully submitted,

Hiram Seibert,
Hospital Committee,

For the Board of Aldermen.

F. W. Hamilton,
D. Mussmann,
Finance Committee.

GEO. T. BREUNIG, Clerk.

APPROPRIATION ORDINANCES.

The following appropriation ordinance was introduced and read the first and second times:

Ap. O. 38, 1883—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Central Station House.

Councilman Pritchard moved to amend the above ordinance so as to include pay of the Sanitary Police.

On motion by Councilman Morrison, the ordinance, with the bills, were referred to the ex-Police Board, viz: Councilmen Pearson, Stout and Brundage, with the City Attorney.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

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

By Councilman Bryce, accompanied with petition:

S. O. 51, 1883—An ordinance to provide for re-grading and paving with Medina stone, the roadway of Washington street, from Mississippi street to East street.

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

Gentlemen:—The undersigned, business men and owners of real estate fronting on Washington street, between East and Mississippi streets, respectfully petition for the passage of an ordinance providing for the improvement of Washington street, between the points named, with Medina stone.

Johnston & Bennett, B. W. Cole, Vajen & New, G. W. Sapp, T. P. Mills, C. Schrader & Bro., S. C. Seaton, S. H. Altland, McKinney & Co., H. Lieber & Co., D. R. Clark, Leon Kahn, Hunt & McCurdy, S. D. Crane, F. J. Arens, J. Keller, J. B. & J. E. Hendrick, Becker & Son, Born & Co., C. Karle & Co., Reardon & Gallivan, August Woerner, Cas. Byfield, Moses McLain, Jacob Huber, W. Schoppenhorst, Horace Parrott, A. I. Mossler, Levi Kahn, H. G. Hanneman, Larsen Bros.

By Councilman Dean:

G. O. 32, 1883—An ordinance in relation to the running of trains through the City of Indianapolis.

By Councilman Harrold:

S. O. 52, 1883—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on California street, between Washington and Georgia streets.

On motion, the above ordinance was referred to the Committee on Public Light.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Bryce presented the following remonstrance; which was received, and ordered filed with the ordinance:

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

Gentlemen:—The undersigned, an owner of real estate at the northeast corner of Market and Highland streets, with a frontage of 247 feet on Highland street and 210 feet on Market street, would most respectfully remonstrate against the passage of the ordinance for the grading and graveling of Highland street from Washington to Ohio street, this night introduced, and being numbered S. O. 48, 1883, for the reason, among others, that the improvement of Highland street in accordance with the provisions of said ordinance will change the grade of Highland street as established at the crossing of Market and Highland streets, and thus force the changing of the grade of Market street at said point three and one-half feet net, and thus make the sub-grade of both Market and Highland streets *four feet and nine inches* below the surface grade as now established at said intersection of Highland and Market street, which will irreparably injure the property of your remonstrant, as it has been improved in accordance with the grade heretofore established by the proper city authorities. The figures as to the extent of the cut I have from the City Civil Engineer. The sub-grade as now proposed will only lack three inches of making a change of five feet in the grade as heretofore established, and will force the re-improvement of Market street, with a forced change of grade, which would be made impassible by reason of the four-feet nine-inch cut.

Hoping your honorable bodies will not pass the proposed ordinance, I remain,
Most respectfully,

J. L. MITCHELL,

Councilman Coy offered the following motion; which was referred to the Committee on Public Light:

42That the gas lamp be re-lit on the west side of East street, between South and Merrill streets.

Councilman Coy presented the following petition; which was referred to the Judiciary Committee:

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

Gentlemen:—The undersigned respectfully represents that he is a citizen of the City of Indianapolis, and that he is the owner of the following described property in Marion County, Indiana, to-wit: Lots one, two, three, four, five, six, seven, eight, nine, ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, twenty-eight, twenty-nine, thirty, thirty-one, thirty-two, thirty-three, thirty-four, thirty-five, thirty-six, thirty-seven, thirty-eight, in Morrison & Talbot's addition to the City of Indianapolis; also of lots twelve, fifteen, sixteen, twenty-one, twenty-two, twenty-five, twenty-six, thirty-one, thirty-two, forty-three, forty-four, seventy-three, seventy-four, seventy-five, seventy-six, eighty-nine, ninety and ninety-one in T. A. Lewis & Co.'s subdivision of Bryant's addition to the city of Indianapolis; also of lots one, two, three, four, five, six, seven, eight, nine, ten, eleven, fourteen, fifteen, sixteen, seventeen, twenty, twenty-one, twenty-two, twenty-three, twenty-four, twenty-five, twenty-six, twenty-seven, twenty-eight, twenty-nine, thirty, thirty-one, thirty-two, thirty-three, thirty-four, thirty-five, thirty-six, thirty-seven, thirty-eight, thirty-nine, forty and forty-one in John J. Cooper's South Meridian Street Addition to the City of Indianapolis; that said lots are not contiguous to said city or any part thereof, but that the said city did by ordinance, upon the 30th day of March, 1874, annex the said lots as described in Morrison & Talbot's addition, and in T. A. Lewis & Co.'s subdivision to the City of Indianapolis; that afterwards said city did likewise, upon the 20th day of March, 1876, annex said lots as above described in John J. Cooper's South Meridian Street Addition to said city; that said annexations by said city were wrongfully and illegally done, and done without the consent or knowledge of your petitioner. Your petitioner further represents that upon said annexations said above-described property was listed and assessed for taxation by said city, and that your petitioner was compelled to pay, and has paid, the sum of thirteen hundred and forty-eight and $\frac{8}{100}$ dollars to said city as taxes upon said above described property; that the legal interest upon said sum to the present time is two hundred and ninety two and $\frac{27}{100}$ dollars, making in all the sum of \$1,641.12 due your petitioner from said city.

Wherefore, your petitioner respectfully asks that said sum of money be repaid to him, and does hereby respectfully demand of said city the said sum of \$1,641.12, as above set forth.

Respectfully,

JOHN J. COOPER.

Councilman Egger offered the following motion; which was adopted:

That the Committee on Public Light be requested to report, as directed by this Council, on the electric lights across Virginia avenue tracks.

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 place new foot bridges at the intersection of Ray and Tennessee streets.

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

That the Street Commissioner be, and is hereby, directed to fill chuck-holes and clean the gutters on Washington street between Missouri street and White River bridge.

That there be placed a double stone crossing on the north side of Maryland street across Missouri street.

Councilman Harrold offered the following motion; which was laid on the table, on motion by Councilman Pearson:

That the office of Sexton of Greenlawn Cemetery be, and is hereby, abolished, and from and after July 1st, 1883, all future burials in said cemetery be prohibited.

Councilman Morrison offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, ordered to place in double stone crossings at all the alley intersections on Mississippi street, from North street to Pratt street, as said street has been properly bowdiered, curbed and sidewalks made, and some of said intersections are dangerous.

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

That the Street Commissioner be, and is hereby, ordered to repair North Illinois street, from Ohio street to Pratt street, with broken stone.

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

That the Street Commissioner is hereby directed to repair the gutter of Delaware street between Market and Wabash streets.

Councilman Thalman presented the following communication and motion; which was received, and motion adopted:

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

Gentlemen:—For the reason that the alley between St. Clair and Pratt streets, east of Delaware, is fourteen instead of twelve feet wide, as represented on the profile from which the bids were made, I would as to be relieved from my contract for the improvement of said alley, and allowed \$6.50 for work done before the error was noticed.

Very respectfully.

J. L. SPAULDING, Contractor.

Moved, That it be directed to the Committee on Contracts and Civil Engineer.

Indianapolis, Ind., May 14th, 1883.

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

Indianapolis, Ind., May 11th, 1883.

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

Gentlemen:—The undersigned respectfully petition your honorable body for permission to locate and maintain a water plug near the corner of Indiana avenue and North streets, to be used for sprinkling purposes.

Ed. Roberts.

We, the owners of all property located in the immediate vicinity, hereby consent to the location of the aforementioned water plug.

Ed. Santo.

A. Clifford.

We, the Committee on Water, recommend that the above request be granted.

D. DeRuiter,
H. Seibert,
D. Mussmann,
Aldermanic Committee.

B. Ward,
E. H. Dean,
F. Hartmann,
Council Committee.

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

That the Citizens' Street Railway Company be, and is hereby, directed to have the tunnel whitewashed.

ORDINANCES ON SECOND READING.

It being now nearly eleven o'clock, Councilman Bedford moved an extension of time.

Which failed of adoption by the following vote (it requiring a two-thirds vote):

AYES, 14—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Dowling, Egger, Koller, Pearson, Pritchard, Stout, Thalman, and Weaver.

NAYS, 6—viz. Councilmen Fultz, Harrold, Knodel, Mauer, Morrison, and Yoke.

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

S. O. 152, 1832—An ordinance to provide for grading, and paving with brick, the sidewalks of Lexington avenue, from Dillon street to Linden street.

And it was passed by the following vote:

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Weaver, and Yoke.

NAYS—None.

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

S. O. 22, 1883—An ordinance to provide for grading, and paving with brick, the east sidewalk of Greer street, from Stevens street to McCarty street.

And it was passed by the following vote:

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Weaver, and Yoke.

NAYS—None.

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

S. O. 23, 1883—An ordinance to provide for grading, and paving with brick, the south sidewalk of Dougherty street, from East street to Wright street.

And it was passed by the following vote:

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Weaver, and Yoke.

NAYS—None.

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

S. O. 24, 1883—An ordinance to provide for grading, and paving with brick, the sidewalks of Bradshaw street, from Sullivan street to Virginia avenue.

And it was passed by the following vote:

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Weaver, and Yoke.

NAYS—None.

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

S. O. 25, 1883—An ordinance to provide for grading, and paving with brick, the sidewalks of Holmes street, from Bradshaw street to Buchanan street.

And it was passed by the following vote:

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Weaver, and Yoke.

NAYS—None.

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

S. O. 28, 1883—An ordinance to provide for grading, and paving with brick, the sidewalks of Fayette street, from North street to St. Clair street.

And it was passed by the following vote:

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Weaver, and Yoke.

NAYS—None.

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

S. O. 30, 1883—An ordinance to provide for grading and graveling the first alley east of Ash street, from Ninth street to Tenth street.

And it was passed by the following vote:

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Weaver, and Yoke.

NAYS—None.

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

S. O. 36, 1883—An ordinance to provide for grading, and paying with brick, the east sidewalk of Ash street, from Massachusetts avenue to Christian avenue.

And it was passed by the following vote:

AYES, 20—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Coy, Dean, Dowling, Egger, Fultz, Harrold, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Stout, Thalman, Weaver, and Yoke.

NAYS—None.

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—MAY 14, 1883.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, May 14th, A. D. 1883, 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, Newman, Rorison, Seibert, Tucker, and Wood—10.

ABSENT—None.

President Layman presented the following communications; which were received:

Indianapolis, May 14, 1883.

JAS. T. LAYMAN, ESQ., President Board of Aldermen, City:

Dear Sir:—I herewith enclose certificates of County Clerk and Mayor Grubbs, as to the swearing in of the Commissioners, officers and members of the force, which you requested of Maj. Robbins, Superintendent. Please present them.

Yours, respectfully,

SIDNEY M. DYER, Sec'y.

STATE OF INDIANA, *Marion County, ss:*

John W. Murphy, Volney T. Malott and John P. Frenzel, Commissioners constituting the Board of "Metropolitan Police" for the City of Indianapolis, in said State, by virtue of appointment under an act of the General Assembly of Indiana, of March 5th, 1883, being each duly sworn, on oath says each for himself, that he will support the constitution of the United States, and the constitution of the State of Indiana, and will, in all things, according to law, faithfully discharge his duties as such Commissioner. And further on oath, each for himself, says that in any and every appointment to, or removal from the Police Force of said city, created or organized by them, in virtue of said act of the General Assembly of Indiana, such appointment or removal will, in no case, and under no pretext, be made because of the political opinions held by any applicant for, or member of such Police Force; that such appointment shall only be made on said force, by reason of the fitness of the person selected; and that no removal therefrom shall be made of any Policeman or officer thereof, except for the reason (in the judgment of said Commissioners), of unfitness of the person removed for the position occupied by him.

JOHN W. MURPHY,
VOLNEY T. MALOTT,
JOHN P. FRENZEL.

Subscribed and sworn to before the undersigned, Clerk of the Circuit Court of Marion County, Indiana, this 14th day of April, A. D. 1883.

MOSES G. McLAIN, Clerk
of Circuit Court of Marion County, Ind.

STATE OF INDIANA, *Marion County, ss:*

I, Moses G. McLain, Clerk of the Circuit Court of Marion County, Indiana, do hereby certify that the foregoing is a true and complete copy of the oath of office as administered by me, and as subscribed and sworn to by John W. Murphy, Vol-

ney T. Malott and John P. Frenzel, as members of the Board of Metropolitan Police of the City of Indianapolis, Indiana, and now on file in my office; and I further certify that said members of said Board of Metropolitan Police, as aforesaid, were each duly sworn and subscribed their names as aforesaid, on the 14th day of April, A. D. 1883.

In witness whereof, I have hereunto set my hand, and caused to be affixed the seal of my said office, at the City of Indianapolis, in Marion County, Indiana.

[Seal.]

Moses G. McLain, Clerk
of the Circuit Court of Marion County, Ind.

I, Daniel W. Grubbs, Mayor of the City of Indianapolis, Marion County, Indiana do hereby certify, that on the 14th day of April, A. D. 1883, I did administer the oath of office to the Superintendent and other officers and patrolmen of the Metropolitan Police Force, appointed by the Board of Metropolitan Police Commissioners for the City of Indianapolis.
D. W. GRUBBS, Mayor.

The following message was read and received:

From the President and Members of the Board of Aldermen:

Gentlemen:—I herewith submit the following papers, favorably passed upon by the Common Council, at its regular session, held May 7th, 1883.

For the Common Council:

Jos. T. MAGNER, City Clerk.

The following report from His Honor, the Mayor (see page 1, 139, ante), was read and received:

Indianapolis, Ind., May 7, 1883.

To the Common Council and Board of Aldermen:

Gentlemen:—I report collections for the months of March and April as follows:

Policemen's witness fees.....	\$ 35 45
Mayor's fees	94 85
Fines.....	9 00
Total	\$139 30

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

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 1, 140, ante), was concurred in:

To the Mayor, Common Council and Board of Aldermen:

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

A first and final estimate in behalf of John Keenan, 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.

3,700 lineal feet, at 31 cents..... \$1,147 00

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 1, 140, 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 John Keenan, 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, 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, 8—viz. Aldermen Drew, Hamilton, Mussmann, Newman, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

The following report from the City Civil Engineer was read:

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

Contract and bond of John C. Schier, Jr., for grading and paving with brick, the east sidewalk of West street, from St. Clair street to Walnut street. Bond, \$500.00; surety, John Schier.

Contract and bond of J. L. Spaulding, for grading and graveling the first alley east of Delaware street, from St. Clair street to Pratt street. Bond, \$400.00; surety, H. C. Roney.

Contract and bond of J. L. Spaulding, for grading and graveling the first alley east of Mississippi street, from First street to the first alley south of First street. Bond, \$300.00; surety, H. C. Roney.

Contract and bond of James Mahoney, for grading and graveling the first alley south of Orange street, from Laurel street to Spruce street. Bond, \$325.00; surety, James Renihan.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer

And the favorable action of the Common Council thereon (see page 1, 141, *ante*), was concurred in by the following vote:

AYES, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

Action on the contract and bond for improving Indiana avenue, from West street to Fall Creek, presented at this session (see pages 1, 140 and 1, 141, *ante*), was postponed.

The following report from the City Clerk was read:

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

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

J. F. & H. L. Talbot vs. Martha and Lewis Jordan, for..... \$212 17½

Respectfully submitted,

Jos. T. MAGNER, City Clerk.

And the action of the Common Council thereon (see page 1, 141, *ante*), was concurred in, and the precept ordered to issue, by the following vote:

AYES, 7—viz. Aldermen DeRuiter, Drew, Mussmann, Newman, Seibert, Wood and President Layman.

NAYS, 2—viz. Aldermen Hamilton, and Tucker.

The following report from the City Attorney was read, and the favorable action of the Common Council thereon (see page 1, 144, *ante*), was concurred in:

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

Gentlemen:—The court has overruled the City's motion for a new trial in the David Duncan case, and rendered judgment on the verdict for \$250 00 and costs. The amount is too small to justify the city in paying for a record to appeal. Nicholas Shoendorf, of Crawfordsville, Ind. is the owner of the property abutting on the alley where the injuries occurred. He proposes to pay \$125.00 of the judgment, rather than allow suit to be brought against him by the city to recover back the amount, when she shall have paid it. I feel sure he will pay no more; and knowing that it will cost the city the greater part of the difference to prosecute a suit against him in Montgomery county, beside being placed at a decided disadvantage in every way, I recommend that his proposition be accepted.

In the case of Edwin L. Atkinson against the city, which was an appeal from the City Commissioners' report, assessing \$30 00 benefits against him in the opening of Dillon and Cruse streets, the court reduced the assessment to \$15.00, it appearing by the evidence of the Commissioners, that they were mistaken as to the ownership of one of the pieces of property, which they thought belonged to the appellant. The court adjudged one-half of all the costs against Mr. Atkinson, however.

Respectfully submitted,

C. S. DENNY, City Attorney.

The reports from the Superintendents of the City Hospital and Branch, City Dispensary, Rental Agent, Chief Fire Engineer, Board of Public Improvements & Street Commissioner and mortality reports (see pages 1, 144, 1, 145, 1, 146, and 1, 448, *ante*), were read and received.

The following report from the Judiciary Committee was read, and the resolution accompanying the same (see page 1, 149, *ante*), was, on motion by Alderman Tucker, laid on the table:

To the Mayor and Common Council:

Gentlemen:—Your Judiciary Committee, to whom was referred a communication from Jno. W. Murphy, V. T. Malott and John P. Frenzel, Police Commissioners, giving list of officers by them appointed, and salaries by them fixed, report as follows:

These *State Officers* have made a pay-roll amounting to \$12,327.50 for the first quarter, commencing April 15th, 1883. They estimate, for the same quarter, that detective service and "other expenses," will amount to \$1,672.50. They therefore ask that the *wards of the State of Indiana*, to-wit: the citizens of Indianapolis, through their Common Council and Board of Aldermen, will appropriate \$14,000 00 to pay the expenses of this Democratic, self constituted guardianship, for the first quarter, beginning April 15th. We recommend,

1st. As our fiscal year ends June 1st, 1883, that the appropriation be made only to that time, and therefore recommend the ordinance be amended by striking out \$14,000 00 and inserting in lieu thereof, \$7,000.00.

2d. That the resolutions herewith submitted, and made a part hereof, be *first* passed, and then the appropriation ordinance for Police force, after amendment as herein recommended, be also passed.

Respectfully submitted,

James A. Pritchard,
N. Yoke,
Committee.

Resolved, That the law known as the Metropolitan Police Bill, is an outrage on the citizens of Indianapolis, the same having been passed over the protest of a large majority of the people and tax payers of said city, and in defiance of the principles of local self-government.]

Resolved, further, That while we recognize the fact that said law was "conceived in sin and brought forth in iniquity," and deserves the condemnation of all good citizens, we at the same time feel that as members of the Council and Board of Aldermen, it is better for the present that we vote the necessary appropriations to sustain the Police force organized under its provisions, than to obstruct its workings, and thus leave the city without police protection.

Resolved, further, That the appropriation now asked for by the Board of Metropolitan Police Commissioners, is made under our solemn protest.

By consent, Alderman Rorison offered the following resolution :

Resolved, That this Board concurs in the appropriation of funds to pay the Metropolitan Police under protest, objecting that the said Board of Metropolitan Police Commissioners is not a legal body, and is not authorized to require said appropriation; and to the end that said question of legality shall be promptly settled, the City Attorney be, and is hereby, directed, in conjunction with said Board of Commissioners, or its counsel, to prepare a test case, and to secure, with all possible expedition, its submission to the Supreme Court.

And it was adopted by the following vote:

AYES, 6—viz. Aldermen Drew, Hamilton, Rorison, Seibert, Tucker, and Wood.

NAYS, 4—viz. Aldermen DeRuiter, Mussmann, Newman, and President Layman.

The following report from the Committee on Streets and Alleys, was read (see page 1, 153, *ante*), and referred to the Committee on Streets & Alleys and Sewers & Drainage.

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

Gentlemen:—The undersigned, Committee on Streets and Alleys, to whom was referred the following petition:

Indianapolis, April 23, 1883.

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

Gentlemen:—The undersigned respectfully asks your honorable bodies to vacate the seven and a half foot alley on the south side of Lot seven, in John Woche's Jr. subdivision of part of southeast quarter Section 36, Township 16 north, Range 3 east, in the City of Indianapolis. A plat is herewith submitted, as a part hereof, marked Exhibit A.

Respectfully,

E. C. Sewall, John Woche, Jr., Louis Newberger,
Geo. T. Breunig."

Report in favor of granting the relief asked.

Respectfully submitted,

George Weaver,
B. W. Cole,
Committee.

The following petition was read, and the action of the Common Council thereon (see page 1, 160, *ante*), was concurred in:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I hereby assign all my rights and title to a certain contract that I have with the City of Indianapolis, for grading and paving with brick (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, to G. W. Moore, said party agreeing to carry out the stipulations as set forth in said contract, and to assume all liabilities that may arise under the existence of said contract.

HUSTON SOLOMON, Contractor.

The following motions (adopted by the Common Council—see pages 1,159, 1,160, 1,161, 1,163 and 1,166, *ante*), were read, and concurrently adopted:

That Mr. Thomas Amos be allowed to pave the sidewalk on Liberty street along his property, at his own expense, according to the stakes set by the City Civil Engineer.

That the City Civil Engineer be instructed to have a double row of stone crossings placed at the intersections of the streets and alleys on Liberty street, between New York and Michigan streets, as Liberty street is now being improved by curbing and bowldering the gutters and paving the sidewalks.

That the City Civil Engineer be, and is hereby, directed to request the Indianapolis Gas Light and Coke Company to finish laying mains to furnish gas to and for posts erected on Morris street, between Carlos and Dakota streets.

That the Street Commissioner be, and is hereby, directed to repair Washington street bridge crossing White River, as the flooring of the bridge is in a very bad condition, the edges of the planking worn very thin, and liable to break at any time, and several holes being roughly patched over.

That the Indianapolis Electric Light Company be given permission to erect two poles, one on Delaware street, near Court House, and one at alley north of Bates House, on Illinois street, so as to carry a wire to the Court House.

That the crossing of Central avenue be laid with stone, and that the contractor be so instructed; the city to furnish stone, and the contractor to lay stone without expense to the city.

The following motion (adopted by the Common Council—see page 1,160, *ante*), was read, and on motion by Alderman Tucker, was laid on the table:

That the Street Commissioner instruct the Citizens' Street Railway Company to put up a card of notice on every car, prohibiting smoking on said car.

The following motions (adopted by the Common Council—see pages 1,161 1,162 and 1,167, *ante*), were read, and referred to the Committee on Streets & Alleys and Sewers & Drainage:

That the City Civil Engineer be, and is hereby, directed to advertise for bids to lower the crown of the fire cistern on Tennessee street, between McCarty and Ray streets, to conform to the grade of the street.

That the Street Commissioner be instructed to lower the crown at once of the cistern located on north Mississippi street, between St. Clair and Pratt streets. The same is now one and one-half feet above the grade of the street, and is dangerous to travel.

That that the Street Commissioner be directed to repair the old National Road Bridge, and that he be directed to receive bids for putting the same in good order.

The following motion (adopted by the Common Council—see page 1,167, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage, with power to act:

That S. A. Fletcher, Jr., be, and is hereby, granted permission to sink a well at or near the corner of Newnan and Ninth streets, said well being for fire protection for the Atlas Works, at his own expense; work to be done under the direction of the City Civil Engineer.

APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances (passed by the Common Council), were placed upon their final passage without a suspension of the rules.

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

Ap. O. 31, 1883—An ordinance appropriating the sum of Seven Thousand Dollars, for the payment of the salaries of the Commissioners, Officers and Members of the Metropolitan Police of the City of Indianapolis.

And it was passed by the following vote:

AYES, 8—viz. Aldermen Drew, Hamilton, Mussmann, Newman, Rorison, Tucker, Wood, and President Layman.

NAYS, 2—viz. Aldermen DeRuiter, and Seibert.

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

Ap. O. 34, 1883—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$403.36.]

And it was passed by the following vote:

AYES, 10—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

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

Ap. O. 35, 1883—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$110,298.64.]

And it was passed by the following vote:

AYES, 10—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

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

Ap. O. 36, 1883—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$1,318.12.]

And it was passed by the following vote:

AYES, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Tucker, Wood, and President Layman.

NAYS, 1—viz. Alderman Seibert.

Alderman Rorison moved to reconsider the action of the Board of Aldermen as to the adoption of a certain motion at the session held May 7th, 1883, relative to the employment of L. S. Henthorne, M. D., as Pest House physician.

Which motion was adopted, and the action reconsidered by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Wood, and President Layman.

NAYS, 2—viz. Aldermen Seibert, and Tucker.

The report of the committee as to the above matter, presented at the same session (see page 1,179, *ante*), was then concurred in.

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

Ap. O. 37, 1883—An ordinance appropriating the sum of one thousand dollars on account of the Street Department of the City of Indianapolis, for the repairing of streets, etc.

On motion by Alderman Tucker, the above ordinance was so amended “that the amount appropriated be expended under the direction of the Street Commissioner.”

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

AYES, 9—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS, 1—viz. Alderman Drew.

The following ordinance (passed by the Common Council) was read the first time:

G. O. 28, 1883—An ordinance making it unlawful for any one to erect or superintend any hospital in the City of Indianapolis off of the line of a public sewer.

Alderman Hamilton moved a suspension of the rules for the purpose of placing the above ordinance on its final passage; which failed of adoption by the following vote:

AYES, 5—viz. Aldermen DeRuiter, Drew, Hamilton, Newman, and President Layman.

NAYS, 5—viz. Aldermen Musemann, Rorison, Seibert, Tucker, and Wood.

On motion by Alderman Hamilton, the ordinance was then referred to the Committees on Water and Public Health, Judiciary Committee and City Attorney, President Layman and Alderman Hamilton.

REPORTS FROM CITY OFFICERS.

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

To the President and Members of the Board of Aldermen of the City of Indianapolis:

Gentlemen:—In accordance with your request of May 7th, 1883, I have compared the statement of expenditures, made to your honorable body March 26th, by the Finance Committee, with the books in my office, and find the same correct.

I herewith submit statement showing expenditures during the months of March and April, 1883.

Respectfully submitted,

Jos. T. MAGNER, City Clerk.

ACCOUNTS.	For month of March.	For month of April.	Totals for the Two months.
Board of Health.....	\$ 168 00.....	\$ 371 35.....	\$ 539 35
Bridges.....	.....	491 40.....	491 40
City Assessor's department.....	154 30.....	148 85.....	303 15
City Civil Engineer's department.....	71 00.....	134 75.....	205 75
City Dispensary.....	277 15.....	265 66.....	542 81
City Hall.....	58 00.....	533 75.....	591 75
City Hospital and Branch.....	1,143 64.....	1,324 71.....	2,468 35
City Hospital addition.....	1,020 00.....	1,615 00.....	2,635 00
City Treasurer's per centage.....	190 99.....	222 51.....	413 50
Cisterns ..	.....	614 45.....	614 45
Fire Department.....	5,210 98.....	5,821 10.....	11,032 08
Gas.....	5,382 21.....	5,396 66.....	10,778 87
Incidentals.....	30 00.....	5 00.....	35 00
Judgments and costs.....	11 25.....	126 80.....	138 05
Market-master's fees.....	106 98.....	114 69.....	221 67
Parks ..	112 00.....	124 00.....	236 00
Police.....	3,910 33.....	4,093 75.....	8,004 08
Printing.....	273 45.....	1,154 12.....	1,427 57
Salary.....	138 00.....	5,765 73.....	5,903 73
Sewers.....	.....	3,882 78.....	3,882 78
Station House.....	209 01.....	274 38.....	483 39
Street improvements.....	8 00.....	13 20.....	21 20
Street openings and vacations.....	.....	174 00.....	174 00
Street cleaning.....	.....	958 24.....	958 24
Street repairs.....	992 12.....	1,013 32.....	2,005 44
Street Department—bridge repairs, etc	278 62.....	331 23.....	609 85
Street Department—sewer cleaning, etc	324 73.....	254 66.....	579 39
Taxes refunded.....	163 15.....	46 08.....	209 23
Water rent.....	7,039 00.....	.....	7,039 00
	<hr/>	<hr/>	<hr/>
	\$27,272 91.....	\$35,272 17.....	\$62,545 08
Sinking Fund.....	\$ 646 30.....	\$ 3,105 79.....	\$ 3,752 09
School Fund	5,075 38.....	23,573 73.....	28,649 11
Tomlinson Estate—repairs, etc.....	1,800 00.....	33 00.....	1,833 00
Time warrants of 1882.....	.....	50,000 00.....	50,000 00
	<hr/>	<hr/>	<hr/>
	\$7,521 68.....	\$76,712 52.....	\$84,234 20

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

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Judiciary, respectfully recommend concurrence in the 5th, 6th, 7th, 8th, 10th and 12th clauses (of May 7th, 1883), of the

accompanying paper, and ask for further time as to the other matters therein referred to.

Brainard Rorison,
John Newman,
W. H. Tucker,
Judiciary Committee.

By consent, Alderman Rorison presented the following resignation; which was accepted:

To the City Council and Board of Aldermen:

Gentlemen:—I hereby resign the office of West Market Master.

A. L. STONER.

The Committees on Streets & Alleys and Sewers & Drainage, and Finance and Accounts & Claims, and President Layman, through Alderman Seibert, submitted the following report; which was concurred in:

To the Board of Aldermen:

Gentlemen:—The undersigned, your Committees on Streets & Alleys and Sewers & Drainage, and Finance and Accounts & Claims, and President Layman, to whom was referred certain street and sewer ordinances, at the session held May 7th, 1883, (see pages , *ante*), have examined the same and report thereon as follows:

1st. That ordinances Nos 135, 137, 157, 158, 159 and 178, of 1882, and Nos. 4, 9, 10, 11, 13 and 17, of 1883, be passed.

2d. That S. O. 97, 168 and 169, of 1882, and 14 and 19, of 1883, be laid over.

3d. That S. O. 136, 1882, for graveling Ohio street and sidewalks, from the first alley west of Hanna street to Arsenal avenue, be not passed.

4th. That S. O. 177, 1882, for paving with white cedar blocks, Market street, from Pennsylvania street to Delaware street, be not passed, and that an ordinance be introduced providing for the improvement of said street with Medina stone.

5th. That S. O. 174, 1882, for paving with brick the sidewalks of Woodlawn avenue, from Dillon street to Linden street, be amended so as to provide for the paving of the south sidewalk only.

6th. That S. O. 15, 1883, for three-foot sewer in New Jersey street, from Washington street to New York street, be laid over, till the sewer district law of 1881 is made operative.

James T. Layman,
H. Seibert,
D. Mus-mann,
D. DeRuiter,
H. E. Drew,
F. W. Hamilton,

Alderman Seibert moved to refer ordinances S. O. 135, 137, 1882, and S. O. 11, 1883, to the Committee on Streets & Alleys and Sewers & Drainage, and Finance and Accounts & Claims; which was adopted.

On motion by Alderman Hamilton, the following ordinances were taken up for passage.

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

S. O. 4, 1883—An ordinance to provide for grading and graveling the alley between Pennsylvania and Delaware streets, from Second street to the first alley south of Second street.

And it was passed by the following vote:

AYES, 10—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

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

S. O. 13, 1883—An ordinance to provide for grading, and paving with brick, the south sidewalk of St. Clair street, from Pennsylvania street to Delaware street.

And it was passed by the following vote:

AYES, 9—viz. Aldermen Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

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

S. O. 17, 1883—An ordinance to provide for grading, and paving with brick, the south sidewalk of St. Clair street, from Ft. Wayne avenue to Massachusetts avenue.

And it was passed by the following vote:

AYES, 10—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS—None.

On motion by Alderman Tucker, G. O. 28, 1883, referred to certain Committees at this session, was recalled from the Committees.

Alderman Tucker moved a suspension of the rules for the purpose of placing G. O. 28, 1883, on its final passage.

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

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Newman, Seibert, Tucker, Wood, and President Layman.

NAYS, 2—viz. Aldermen Mussmann, and Rorison.

The following entitled ordinance was read the second time:

G. O. 28, 1883—An ordinance making it unlawful for any one to erect or superintend any hospital in the City of Indianapolis off the line of a public sewer.

On motion by Alderman DeRuiter, the above ordinance was amended by the making the fine not to exceed *one hundred dollars*, instead of *two hundred dollars*.

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

AYES, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Newman, Rorison, Seibert, Tucker, Wood, and President Layman.

NAYS, 1—viz. Alderman Mussmann.

Alderman Hamilton then called up G. O. 18, 1883.

The following entitled ordinance was then read the second time:

G. O. 18, 1883—An ordinance supplemental to an ordinance entitled "An ordinance authorizing the construction, extension and operation of certain passenger rail-ways in and upon the streets of the City of Indianapolis," ordained January 18, 1864, and to the other ordinances amendatory of, and supplementary thereto; providing a free territory system, and defining how the provisions hereof shall be accepted by the Citizens' Street Railway Company of Indianapolis.

Alderman Hamilton offered the following amendment:

Strike out sections 1 and 2.

Alderman Tucker offered the following amendment to the amendment:

Amend by striking out all after the ordaining clause, and also the title, and insert in lieu thereof the title and all after the ordaining clause of the ordinance now pending before the Council and known as the Metropolitan Street Railway Company's Ordinance.

Which was adopted, by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Rorison, Seibert, Tucker, Wood, and President Layman.

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

Alderman Hamilton moved to refer the ordinance as amended, to the Committees on Railroads and Public Charities, Streets & Alleys and Sewers & Drainage, Judiciary & Ordinances.

Which motion was adopted.

Alderman DeRuiter presented the following petition; which was read, and the favorable action of the Common Council thereon (see page 1,203, *ante*), concurred in:

Indianapolis, Ind., May 11th, 1883.

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

Gentlemen:—The undersigned respectfully petition your honorable body for permission to locate and maintain a water plug near the corner of Indiana avenue and North streets, to be used for sprinkling purposes.

ED. ROBERTS.

We, the owners of all property located in the immediate vicinity, hereby consent to the location of the aforementioned water plug.

ED. SANTO,
A. CLIFFORD.

On motion, the Board of Aldermen then adjourned.

JAMES T. LAYMAN, President.

Attest: GEO. T. BREUNIG, Clerk.