

# PROCEEDINGS OF BOARD OF ALDERMEN.

SPECIAL SESSION—DECEMBER 15, 1884.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, December 15th, A. D. 1884, at half-past seven o'clock, in special session, pursuant to the following call:

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

*Gentlemen:*—You are hereby requested to meet in special session in the Aldermanic Chamber, this, Monday evening, December 15th, 1884, at 7:30 o'clock, to take action on the Board of Health ordinance now pending.

BRAINARD RORISON, Pres't,

PRESENT—Hon. Brainard Rorison, President of the Board of Aldermen, in the Chair, and Aldermen Cox, Endly, Prier, Pritchard, and Tallentire—6.

ABSENT, 4—viz. Aldermen Bernhamer, Cobb, King, and McHugh.

The Proceedings of the Board of Aldermen for the regular session, held December 8th, 1884, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

On motion by Alderman Pritchard, the following entitled ordinance was called from the Committee on Judiciary and Ordinances:

G. O. 76, 1884—An ordinance providing for the appointment of assistants for the Board of Health.

Alderman Pritchard offered the following amendment; which was adopted:

Amend Section one so as to read as follows, to-wit:

*"Be it ordained by the Common Council and Board of Aldermen, That Joseph R. Shelton, William D. Griffin and George F. Newcomb, three competent persons, be, and are hereby, appointed to act as assistants to assist the City Board of Health in the proper discharge of their duties. Said assistants shall do and perform such work as said Board of Health shall lay out and direct. They shall comply with all rules and regulations of said Board, and shall be subject to removal at the pleasure of the Council and Board of Aldermen."*

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

AYES, 5—viz. Aldermen Cox, Endly, Prier, Pritchard, and Tallentire.

NAYS, 1—viz. President Rorison.

On motion, the Board of Aldermen then adjourned.

BRAINARD RORISON, President.

Attest: FRANK W. RIPLEY, Clerk.



# PROCEEDINGS OF COMMON COUNCIL.

## REGULAR SESSION—DECEMBER 15, 1884.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, December 15th, A. D. 1884, at seven o'clock, in regular session.

**PRESENT**—Hon. John L. McMaster, Mayor, and *ex officio* President of the Common Council, in the Chair, and 20 members, viz: Councilmen Benjamin, Coy, Curry, Dowling, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wharton.

**ABSENT**, 5—viz. Councilmen Cowie, Downey, Doyle, Sheppard, and Wolf.

The Proceedings of the Common Council for the regular session, held December 1st, 1884, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

### OPENING AND REFERRING SEALED PROPOSALS FOR PUBLIC IMPROVEMENTS.

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

(S. O. 100, 1884)—For grading and paving with brick, the south sidewalk of North street, from Wood street to Indiana avenue.

(S. O. 119, 1884)—For grading and paving with brick, the west sidewalk of College avenue, from Lincoln avenue to Seventh street.

(S. O. 120, 1884)—For grading and paving with brick, the south sidewalk of Indiana avenue, from West street to Blake street.

(S. O. 125, 1884)—For re-paving with brick the sidewalks of Massachusetts avenue (where not already properly paved), from Delaware street to North street.

(S. O. 131, 1884)—For grading and paving with brick the north sidewalk of Seventh street, from Central avenue to the W., St. L. & P. Railroad.

(S. O. 132, 1884)—For grading and graveling the first alley south of Seventh street, from Delaware street to Alabama street.

(S. O. 134, 1884)—For grading Hall Place street and sidewalks, from Seventh street to Eighth or Williams street.

(S. O. 136, 1884)—For grading and bowldering the first alley east of Alabama street, from Washington street to Pearl street.

(S. O. 137, 1884)—For grading and bowldering the first alley west of Illinois street, from Maryland street to Kentucky avenue.

REPORTS FROM COMMITTEE ON CONTRACTS.

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—Your Committee on Contracts, to whom was referred the proposal of John H. Freaney to erect lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Meridian street, between Eleventh and Twelfth streets, for \$21.00 each, would recommend that he be awarded the contract.

Respectfully submitted,

W. C. Newcomb,  
M. M. Reynolds,  
Committee on Contracts.

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 John H. Freaney for erecting nine lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Dorman street, between John and Campbell streets.

2,002  $\frac{6}{12}$  lineal feet at 9.66 cents (\$21.50 per post)..... \$193 50

Also on John street, between Dorman street and Massachusetts avenue, six lamp-posts.

1,586  $\frac{8}{12}$  lineal feet, at 8.13 cents per foot (\$21.50 per post)..... .. \$129 00

Also on Shelby street, between Prospect and Willow streets, ten lamp posts.

3,044  $\frac{2}{12}$  lineal feet, at 6.10 per lineal foot, (\$21.50 per post)..... \$215 00

A second and final estimate in behalf of William J. Freaney for erecting five lamp posts, lamps and fixtures (complete to burn gas, except the service pipes), on Greer street, between Stevens and Buchanan streets.

2,564  $\frac{5}{12}$  lineal feet, at 3.30 cents per lineal foot (\$17.00 per post).....\$85 00

A first and final estimate in behalf of J. L. Spaulding for grading and paving with brick the east sidewalk of Mississippi street, from Seventh street to Twelfth street.

2,294  $\frac{20}{100}$  lineal feet paving, at 39 $\frac{1}{2}$  cents.....\$906 23

65 lineal feet double walkstone, at 66 cents..... 42 90

40  $\frac{72}{100}$  square yards bowldered wings, at 60 cents..... 24 43

Total.....\$978 56

A first and final estimate in behalf of David A. Haywood for grading and paving with brick the east sidewalk of Tennessee street, from Merrill street to McCarty street.

756  $\frac{89}{100}$  lineal feet, at 40 cents.. ..\$302 55

3 yards extra gravel at alley, at 50 cents..... 1 50

Total.....\$304 05

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 J. H. Freaney, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Dorman street, between John and Campbell streets, 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**, 18—viz. Councilmen Coy, Curry, Dowling, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wharton.

**NAYS**—None.

The following estimate resolution was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of J. H. Freaney, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on John street, between Dorman street and Massachusetts 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**, 18—viz. Councilmen Coy, Curry, Dowling, Edenbarter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wharton.

**NAYS**—None.

The following estimate resolution was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of J. H. Freaney, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Shelby street, between Prospect and Willow streets, 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**, 18—viz. Councilmen Coy, Curry, Dowling, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wharton.

**NAYS**—None.

The following estimate resolution was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying second and final estimate in behalf of Wm. J. Freaney, for erecting lamp-posts, lamps and fixtures, (complete to burn gas, except the service pipes), on Greer street, between Stevens and Buchanan streets, 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, 18—viz. Councilmen Coy, Curry, Dowling, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wharton.

NAYS—None.

The following estimate resolution was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of J. L. Spaulding, for grading and paving with brick the east sidewalk of Mississippi street, from Seventh street to Twelfth 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, 18—viz. Councilmen Coy, Curry, Dowling, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wharton.

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 David A. Haywood, for grading and paving with brick the east sidewalk of Tennessee street, from Merrill street to McCarty 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, 18—viz. Councilmen Coy, Curry, Dowling, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wharton.

NAYS—None.

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 David A. Haywood, for grading and bowldering the first alley west of Liberty street, from New York street to Miami street.

Bond, \$500. Surety, R. P. Dunning.

Contracts and bonds of J. L. Spaulding for grading and paving with brick the sidewalks of Lord street, from Noble street to Pine street.

Bond, \$1,200. Surety, James W. Hudson.

Also, for grading and paving with brick the sidewalks of New Jersey street, from McCarty street to Coburn street.

Bond, \$1,500. Surety, James W. Hudson.

Also grading and paving with brick the south sidewalk of Michigan street, from Blackford street to Blake street.

Bond, \$800. Surety, James W. Hudson.

Contracts and bonds of George W. Seibert, Jr., for grading and graveling the first alley north of Woodlawn avenue, from Linden street to Laurel street.

Bond, \$500. Surety, Hiram Seibert.

Also, first alley west of West street, from Maryland street to Chesapeake street.

Bond, \$300. Surety, Hiram Seibert.

Contract and bond of Hanway and Cooper for grading and graveling Tennessee street and sidewalks, from Ray street to Morris street.

Bond, \$1,500. Surety, Fred Knefler.

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

• The City Civil Engineer submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—On July 21st and 28th, 1834, you instructed me to procure plans and advertise for proposals for the erection of an Engine House on the city's Prospect street lot; the total cost of said building to be within \$4,300, "Provided, however, that no money shall be expended for any plans, until the same shall be accepted by the Common Council and Board of Aldermen, and used in the construction of said Engine House."

By request of the author of the above motion, I did not proceed to carry out the provisions of the same until since your last meeting, when I was instructed to carry out my original instructions in regard to the above plans.

I find that I can procure said plans and specifications, complete for letting contract, exclusive of superintendence, for \$75 00; but not with the conditions mentioned in said motion, to-wit: Provided that said plans shall not be paid for until adopted and used by the city in the construction of said Engine House.

I ask for instructions as to whether I shall order said plans or not.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

Councilman Thalman, as to the above report, offered the following motion; which was adopted:

That the City Civil Engineer and Chief Fire Engineer be directed to procure plans for building the new Engine House contemplated, at a cost not to exceed seventy-five dollars.

The City Clerk submitted the following report:

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

*Gentlemen:*—I herewith report the following entitled affidavits now on file in my office for the collection of street improvement assessments, by precepts, to-wit:

David A. Haywood vs. Elizabeth J. Heiskel for.....	\$13 92½
David A. Haywood vs. Thomas F. Quill for.....	48 60
Charles S. Roney vs. Mary Youtsey for.....	3 30

Respectfully submitted,

GEO. T. BREUNIG, City Clerk.

Which was received, and the precepts ordered to issue, by the following vote:

**AYES, 16**—viz. Councilmen Benjamin, Coy, Curry, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reynolds, Smither, Spahr, Trusler, and Wharton.

**NAYS, 4**—viz. Councilmen Dowling, Edenharter, Reinecke, and Thalman.

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

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*— Since the last meeting of the Council I have procured an allowance of \$180.70 from the County Commissioners, thus fully reimbursing the city for the amount paid to W. H. Morrison last month on account of the erroneous sale of lots in the West Market space. The City Treasurer has received the money.

Respectfully, C. S. DENNY, City Attorney.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Fire Board, through Councilman Benjamin, submitted the following report; which was concurred in:

To the Mayor and Members of Common Council :

*Gentlemen:*— We recommend the adoption of the motion, "That the Fire Board be, and they are hereby, directed to place a fire-alarm box at or near Newman and Ninth streets."

Also recommend the adoption of the motion as to the Circle, "That a fire-alarm box be placed on the west side or center of Circle street," to be placed in whichever place the Chief thinks advisable.

Respectfully submitted, F. E. Benjamin,  
J. W. Wharton,  
Geo. W. Spahr,  
Fire Board.

Councilman Newcomb presented the following communication; which was referred to the Hospital Board, with instructions to further investigate as to the removal of the Scales at the West Market:

To the Council and Board of Aldermen :

*Gentlemen:*— In pursuance with a motion which passed the Common Council at its last meeting, I herewith submit the bids I have received for a pair of coal and hay Scales for the City Hospital:

Mr. M. D. Williamson, one pair second-hand Scales, without frame or foundation, or setting up, \$25.00. Guaranteed, if set up right.

Fairbanks & Co, one new 5-ton single or double beam, with foundation of brick, and all complete, \$150.00. Also, a second-hand Scale of same description, all complete and ready for use, \$125.00. Either of these Scales warranted for five years.

Mr. J. C. Morris, Agent Buffalo Scale Co., offers one second-hand single beam 5-ton Fairbanks complete, for \$120.00. Also, new single brass beam 5-ton Buffalo Scale complete, \$150.00. Also, one new 4 ton triple combination beam without necessity for use of weights, complete, \$160.00. Each of the bids by Mr. Morris, are guaranteed for one year.

Respectfully submitted,  
W. N. WISHARD, Sup't. City Hospital.

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

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*— We herewith report expenditures in the Street Repair Department for the month of November, together with total expenditures to December 1st, 1884:

Pay-rolls.....	\$ 2,716 10
Blacksmithing.....	45 90
Bowlders.....	46 50
Cement.....	6 00



Coal.....	\$	1	90
Freight on stone.....		9	80
Gravel.....		37	60
Hardware.....		34	42
Lumber.....		13	30
Sand.....		16	40
Sewer pipe.....		108	98
Spawls.....		3	00
		<hr/>	
Total expenditures for November.....		\$	3,039 90
Total expenditures per last report.....			37,735 79
		<hr/>	
Total expenditures to December 1st, 1884.....		\$	40,775 69
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Respectfully submitted,

M. M. Reynolds,  
Isaac Thalman,  
R. H. Rees,  
Board of Public Improvements.

L. A. FULMER, Street Commissioner.

The Board of Health submitted the Mortality report for two weeks ending November 30th, 1884, showing sixty-nine deaths; which was read and received.

The Board of City Commissioners submitted the following report; which was non-concurred in:

*Report of the City Commissioners in the matter of straightening Massachusetts avenue.*  
To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—The undersigned, members of the Board of City Commissioners of the City of Indianapolis, duly appointed, sworn and qualified, and acting under and in pursuance of the Act of the General Assembly of the State of Indiana in relation to the laying out, opening, widening, altering and vacation of streets, etc., approved March 17th, 1875, and acts amendatory thereto, do report:

1st. That in pursuance of a notice of the City Clerk, herewith filed as a part hereof, marked exhibit "A," they met in the City Clerk's office, on Friday, the 10th day of October, 1884, at 10 o'clock, A. M.

2d. They did, at that time and place, enter upon the consideration of widening and straightening Massachusetts avenue, and condemning a certain triangular strip of ground taken off of Lots 73 and 75, in Butler's second addition to the City of Indianapolis, more clearly shown by the petition and plat filed herewith, and marked exhibit "B;" and they did, on said 10th day of October, meet on the ground and examine the property proposed to be taken for such street, also the surrounding property, with a view of ascertaining what property would be benefited and what property damaged thereby; and they did then file with the City Clerk their report giving a description of the property, with the owner's name, which report instructed the City Clerk to require the Superintendent of Police to notify the interested parties to meet the City Commissioners on the 8th day of December, 1884, at 10 o'clock A. M., in Room 6 of the City Clerk's office, to hear evidence and further consider said petition. Said report is filed herewith as a part hereof, and marked exhibit "C."

3d. They did meet on said 8th day of December, 1884, (a full board being present), and entered upon the further consideration of the case. J. W. Ray being present, entered a protest against the powers of the Commissioners to appropriate any portion of his private property for the public use. Whereupon the City Attorney was counseled, who gave it as his opinion that the City Commissioners have jurisdiction over all such cases, and that the proceedings in the case were regular and according to law.

4th. We do now, on the 8th day of December, report that there is no damage

to any property on account of straightening said street, except where a portion of said property is taken therefor.

5th. Said straightening commences in the south line of Lot 73 (above described), at its intersection of the north line of Massachusetts avenue, a distance of 59.7 feet west from the southeast corner of Lot 75; thence a northeasterly direction, with the north line of Massachusetts avenue extended a distance of 78.9 feet to the east line of Lot 75, intersecting Alvord street at a point 51.8 feet north of the southeast corner of said Lot 75, cutting off a triangle off of the southeast corners of Lots 73 and 75—containing 1,546 square feet, (more or less.)

6th. No private property is materially benefited by said change in the street, the City of Indianapolis being the only party benefited.

7th. The damage to be paid by the city is \$500.00, and we so assess it.

8th. John W. Ray is the owner of the ground appropriated and is entitled to the award for the damages thereto, and in consideration of which will convey to the City of Indianapolis a deed to the above described ground.

9th. The cost in the case is \$48.00.

We therefore recommend that the prayer of the petition be granted.

Respectfully submitted,

James C. Yohn,  
John L. F. Steeg,  
Aug. M. Kuhn,  
F. W. Hamilton,  
Wm. Hadley,  
City Commissioners.

December 15th, 1884.

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

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

To the Mayor and Common Council:

*Gentlemen:*—Your committee recommend that the petition of the Indiana Farmer Company (see page 542 *ante*) be allowed.

Respectfully submitted,

W. C. Newcomb,  
P. M. Gallabue,  
Geo. F. Edenharter,  
Judiciary Committee.

The Committee on Public Property, through Councilman Mack, submitted the following report; which was concurred in, and the Committee on Contracts instructed to receive proposals for doing the work:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Public Property, to whom was referred the following motion:

“That the city bridges across Pleasant Run at Shelby and Olive streets, be painted, and put in repair.”

Recommend that the work be done.

Respectfully submitted,

Fred. J. Mack,  
Theo. F. Smither,  
Wm. Curry,  
Committee on Public Property.

Councilman Mack, in behalf of the same Committee, submitted the following report; which, on motion by Councilman Thalman, was received:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Public Property would herewith report that H. English, the former tenant of Garfield Park, has finally left the same, according to order of the Court, and that Fred Fells, appointed by the committee last spring, has taken possession thereof.

Your committee has made a thorough investigation of the Park and found the same in a very bad condition. The fences are partly torn and blown down, part of the sheds and amphitheater are also torn down and the lumber carried away.

The house on the place is also in a bad condition. The sills of the rear part of the house are partly broken and the cellar is filled with water. The roof of the rear part also needs repairing. We would recommend that all buildings partly torn down would be torn down entirely, and the lumber of the same stored away for future use. Also that the fences around the Park be cut down to about five feet in height and put in good order. Also that a flood-gate be put over Pleasant Run at the north end of Park. Also that a brick foundation be put under rear part of house and the roof of same be repaired. Mr. Fells, the occupant of the place, who has had experience in this kind of work, has made an offer to the committee to do all this work at \$1.50 per day and to furnish an assistant for some less.

Your committee estimates the cost of these improvements, material and labor, at about \$600, and would recommend, in case the city should not have the money to spare at the present time, to sell a number of large trees in the Park, some of them being in swampy parts of the Park and some getting dry tops and are therefore of no benefit to the Park whatever, but would bring a good price for saw logs, etc., which would pay for the greater part of the improvements.

Respectfully submitted,

Fred J. Mack,  
Theo. F. Smither,  
Wm. Curry,  
Committee on Public Property.

#### REPORTS FROM SELECT COMMITTEES.

Councilman Edenharter, in behalf of a certain Special Committee, submitted the following report; which was concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee to whom was referred the matter as to the position of shade trees on south East street, report that we found two of the most objectionable trees removed. Also that the owner of the property known as 295 south East street signifies his intention of removing the trees in front of his property at an early day for the purpose of replanting others. We, therefore, recommend that they be allowed to remain, but advise the removal of one tree in front of 311 south East street.

Respectfully,

Geo. F. Edenharter,  
Theo. F. Smither,  
M. M. Reynolds,  
Special Committee.

#### MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read, and the motion concurrently adopted:

To the Mayor and Common Council:

*Gentlemen:*—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, December 8th, 1884, adopted the following motion:

"That the property holders owning real estate on Chesapeake street, from Illinois street to the first alley west of Illinois street, be given permission to grade and boulder the same, at their own expense, under the direction of the City Civil Engineer."

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

The following message was read, and on motion by Councilman Edenharter, 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, Monday evening, December 8th, 1884, non concurred in your action in adopting the following motion:

“That the contractor for making brick walks on Michigan street be, and is hereby, directed to lay double stone crossings on Michigan street, across Pine street.”

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

The following message was read:

To the Mayor and Common Council:

*Gentlemen:*—The Board of Aldermen, in special session, held in the Aldermanic Chamber, this evening, December 15th, 1884, amended Section one of G. O. 76, 1884, “An ordinance providing for the appointment of assistants for the Board of Health,” so as to read as follows:

“*Be it ordained by the Common Council and Board of Aldermen, That Joseph B. Shelton, William D. Griffin and George F. Newcomb, three competent persons, be, and are hereby, appointed to act as assistants to assist the City Board of Health in the proper discharge of their duties. Said assistants shall do and perform such work as said Board of Health shall lay out and direct. They shall comply with all rules and regulations of said Board, and shall be subject to removal at the pleasure of the Council and Board of Aldermen.*”

The ordinance, as amended, is submitted herewith for your consideration.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

Councilman Spahr moved to concur in the action of the Board of Aldermen; which failed of adoption, by the following vote:

AYES, 9—viz. Councilmen Benjamin, Dowling, McClelland, Newcomb, Reynolds, Rees, Smither, Spahr, and Wharton.

NAYS, 10—viz. Councilmen Coy, Curry, Edenharter, Gallahue, Haugh, Mack, Moran, Pearson, Reinecke, and Thalman.

Councilman Pearson moved to refer the matter to a special committee of three, to report at the session to be held next Monday evening, December 22d, 1884.

Councilman Edenharter moved as a substitute, to refer the matter to the Committee on Public Health, to report next Monday evening.

Which was adopted, by the following vote:

AYES, 15—viz. Councilmen Benjamin, Coy, Curry, Dowling, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, and Smither.

NAYS, 4—viz. Councilmen Rees, Spahr, Thalman, and Wharton.

Councilman Pearson moved that when this Common Council adjourns, it adjourn to meet again Monday evening, December 22d, 1884.

Which was adopted, by the following vote:

**AYES, 11**—viz. Councilmen Curry, Dowling, Edenharter, Haugh, Mack, McClelland, Newcomb, Pearson, Reynolds, Smither, and Thalman.

**NAYS, 7**—viz. Councilmen Benjamin, Gallahue, Moran, Rees, Reinecke, Spahr, and Wharton.

#### APPROPRIATION ORDINANCES.

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

**Ap. O 65, 1884**—An ordinance appropriating money for the payment of the salaries and compensation of the Members of the Common Council and Board of Aldermen, of the City Officers, and Officers and Members of the Fire Department of the City of Indianapolis.

On motion by Councilman Thalman, the rules were suspended for the purpose of placing the above ordinance on its final passage, by the following vote:

**AYES, 17**—viz. Councilmen Benjamin, Curry, Dowling, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Smither, Spahr, Thalman, and Wharton.

**NAYS, 1**—viz. Councilman Rees.

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

**AYES, 17**—viz. Councilmen Benjamin, Dowling, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, and Wharton.

**NAYS**—None.

#### 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 Reynolds:

**S. O 147, 1884**—An ordinance to provide for grading and paving with brick, the south sidewalk of Brookside avenue, from Clifford avenue to Omer street.

**S. O. 148, 1884**—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Yandes street, between Malott and Lincoln avenues.

**S. O. 149, 1884**—An ordinance to provide for grading and graveling the first alley south of Brookside avenue and Omer street, from Clifford avenue to its eastern terminus.

By Councilman Spahr, accompanied with petition, and referred to the Committee on Public Light:

- S. O. 150, 1884—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipe), on College avenue, between Home avenue and Irvin street, at the entrance to the Indianapolis Orphan Asylum.
- S. O. 151, 1884—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipe), on Home avenue, between College and Bellefontaine avenues, at the entrance to the Indianapolis Orphan Asylum.
- S. O. 152, 1884—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipe), on Irvin street, between College and Bellefontaine avenues, at the entrance to the Indianapolis Orphan Asylum.

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

*Gentlemen;*—We, the undersigned, officers and members of the official board of The Indianapolis Orphan Asylum, and resident tax payers of the City of Indianapolis, would respectfully represent and show unto your Honor and your honorable bodies, that the above named asylum is located in said city, and that the grounds of said institution are bounded as follows, to-wit: Bellefontaine street on the east; Home avenue on the south; College avenue on the west, and Irvin street on the north. That neither of said squares are lighted with gas next to said institution. That said institution is a Home for orphans and friendless children, and a great many are now living there. By reason whereof gas light is greatly needed at the entrances to said institution on the south, west and north, and in front of said institution on the grounds thereof; and we would ask that gas-posts be erected and lighted at said points, as other posts are erected and lighted in said city. For all of which we will ever pray.

Board of Managers and Friends of the Indianapolis Orphan Asylum, Amanda Wright, Mary A. Wilson, Sarah M. Bassett, Hannah T. Hadley, Margaret A. Evans, Carrie S. Harrison, Ann E. Woodburn, Anna C. Baggs, Treasurer; Lizzie P. Bueil, Mary L. McKee, F. M. Churchman, Wm. Haerle, M. H. Spades, Wm. Henderson, Geo. W. Sloan, Hanna A. Mansur, Mrs. John A. Bradshaw, President; Mrs. E. F. Claypool, Mrs. E. B. Martindale, Mrs. H. B. Mansur, Mrs. I. D. Howland, Mrs. J. S. Tarkington, Mrs. L. A. Moore, Amelia H. Wells, Secretary; Eliza J. Dodd, Mrs. E. B. McQuat, John M. Judah, (a "friend"), Ovid B. Jameson, W. V. Hawk, K. T. Adams, T. M. Bassett, Wm. R. M. Silvester, S. J. Fletcher, H. P. Wasson, F. M. Herron, Bowen, Stewart & Co.; Silas T. Bowen, L. S. Ayres, Charles Mayer, R. Browning, J. A. Bradshaw, John C. Wright, Louisa A. Wright, E. B. Martindale, E. F. Claypool, Mrs. M. F. Love, Mrs. John S. Duncan, G. A. Wells, John W. Dodd. Wm. B. Burford.

By Councilman Wharton:

- S. O. 153, 1884—An ordinance to provide for the erection of two lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Mississippi street, between Herbert street and Twelfth street.

The above ordinance was referred to the Committee on Public Light.

- S. O. 154, 1884—An ordinance to provide for grading and paving with brick, the north sidewalk of Ninth street, from Tennessee street to the first alley east of Tennessee street.

## INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Benjamin offered the following motion; which was adopted :

That the Street Railway Company be, and are hereby, instructed to at once open the street crossings that became blocked by the use of their snow-plows.

Councilman Dowling presented the following petition:

Indianapolis, Dec. 15th, 1884.

To the City Council :

*Gentlemen:*—I presume that you all know of the accident that happened that Thanksgiving Day at noon, between twelve and one o'clock. George and Roman Oehler, Jr., had been sent on an errand from No. 183 south side of west Washington street, one quarter of a square east of the railroad track. The railroad track is the only crossing on Missouri and Washington streets, and as they were very near across, Roman, aged six years, stumbled and fell, and Whitehead's delivery wagon ran over him and killed him instantly. If we would have had safety gates and foot crossings, the boy's life would have been saved. What we ask of this Council, is to give us safety gates and foot crossings, where hundreds of women and children have to cross on market days at this point.

Yours very respectfully,

ROMAN OEHLER,  
MARIA OEHLER.

We, the undersigned citizens, join in the above request.

Daniel A. Lemon, Jacob Wachstetter, M. D. Kaufman, P. O. Keefe, Julius Adler, Otto A. Deitch, John E. Kerr, John A. Myers, L. Catt, J. N. Morlan, Felix Keenan, N. J. Hyde, A. R. Hyde, James M. Balfour, John Kistner, Wm. Pfflin, A. E. Foreman, S. K. Hammerly, Louis Greiner, John Schulte, L. Weigand, M. H. Poulter, Thos. W. Pottage, S. S. Rhödes, S. O. Kaufman, John Burt, Gus. J. Frevert, E. Rosenthal & Co., F. Stout & Son, Chas. Kreitlein, Chas. Maguire, John Rezier, J. W. Kollyer, P. J. Catt, Henry Kleinschmidt, John A. Benson, J. A. Shaw.

Councilman Dowling offered the following motion; which was referred to the City Attorney, with instructions to prepare an ordinance:

That the Cincinnati, Indianapolis, St. Louis & Chicago Railroad Company be directed to immediately erect and maintain safety gates across Washington street at the intersection of said Washington street by the aforesaid Railroad on Missouri street.

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

That the Street Commissioner be, and is hereby, directed to lay double stone crossings across Washington street, on the east and west sides of Missouri street; said double stone crossings to be laid at as early a day as possible.

Councilman Haugh presented the following communication; which was referred to the Committee on Public Property and City Attorney:

To the Mayor and Common Council :

*Gentlemen:*—"Your Committee on Contracts, to whom was referred the resolution and bond concerning the city bill posting under John R. Fohl's proposition, beg leave to report, that they have considered the matter, and would recommend that

the resolution introduced September 15th, be amended as follows: Add after the words "approval of said bond," the following: "Provided, that this contract with said Fohl shall not be construed to include any other bridges, market houses or other public grounds or property than those now and which have heretofore been used for such bill posting, a complete schedule of which places shall be reduced to writing and agreed on between said Fohl and the Street Commissioner."

Indianapolis, Ind., Dec. 12, 1884.

MR. JOHN EDWARDS—*Dear Sir:* In compliance with the above, you are hereby notified to remove, within ten days from this date, your bill boards from all bridges crossing Pogue's Run, within the city limits; also, from all bridges crossing the Canal; also, from all tunnels and tunnel railings, and lamp-posts, and Engine Houses, markets and Market Houses, and all other places belonging to the city. You are also notified not to post any bills or erect any bill boards on the above described property or any other property belonging to the city, after the above date.

Respectfully submitted,

L. A. FULMER, Street Commissioner,  
per G. E. L.

Councilman Moran presented the following petition; which was referred to the Judiciary Committee, City Attorney and City Civil Engineer:

Indianapolis, Dec. 8, 1884.

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

*Gentlemen:*—The undersigned petitioner would respectfully represent to your honorable bodies that she is the owner of the property on the northeast corner of Benton and Meek streets, and that she owns one hundred and thirty feet (130) along the east side of Benton street; that about nine years (9) ago she had the gutter along the aforesaid (130) feet bowldered according to stakes set by the City Civil Engineer, "at her own expense."

Your petitioner further represents that the gutter along the aforesaid (130) feet was taken up and a new gutter laid by the contractors, "Richter and Twiname," against the plain provision of the ordinance passed for the improvement of said Benton street, which ordinance reads:

"An ordinance to provide for bowldering the gutters, paving with brick, and curbing with stone the sidewalks of Benton street, from Washington street to Bates streets, where not already done."

Having at one time, under stakes set by the City Engineer, as aforesaid, bowldered the gutter along the 130 feet on Benton street at her own expense, your petitioner would most respectfully ask from your honorable bodies that said contractors, "Richter and Twiname," be restrained from collecting the cost of bowldering said 130 feet along her property on said Benton street, she having at one time bowldered said gutter at her own expense, and the ordinance passed by your honorable bodies 19th of May, 1884, in Council, and May 26th, 1884, in Board of Aldermen, positively forbid said contractors to improve any portion of said Benton street that had been already improved; therefore, your petitioner respectfully prays that such justice may be done her as in your judgment seems best.

Respectfully submitted,

MRS. HARRIET KELLER.

Councilman McClelland offered the following motion; which was adopted:

That the City Civil Engineer locate the line of the south side of Massachusetts avenue, from Peru street to Clifford avenue, with a view to condemning or purchasing a strip of ground, if necessary, to properly widen and straighten said avenue after abandoning the triangular strip on the north side claimed by John W. Ray. The Engineer is directed to make report to the Council, accompanied by plat.



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

That the Street Commissioner be instructed to put down a double stone crossing on south side of St. Mary street at Alabama street.

Councilman Newcomb presented the following petition; which was referred to the Judiciary Committee and City Assessor:

Indianapolis, Dec. 6, 1884.

To the Common Council and Board of Aldermen :

*Gentlemen:*—At city tax sale for street improvement (of brick sidewalk) on Buchanan street, in the City of Indianapolis, your petitioner purchased Lot No. fifteen (15), in Bradshaw & Holmes' subdivision in Out-lot No. one hundred (100), paying the sum of twenty-five dollars and sixty-four cents (\$25.64), on the 19th day of January, 1884. Your petitioner further shows that said Lot 15 belonged to the State of Indiana, taken on a School Fund mortgage. Said sale was therefore absolutely void. Your petitioner asks that the sum of \$25.64, with interest from the 19th day of January, 1884, be refunded to your petitioner. W. T. STEELE.

Councilman Reinecke offered the following motion; which was adopted :

That the Committee on Streets and Alleys and the City Civil Engineer investigate the matter of the widening and straightening East street at the intersection of Morris street, and report their views as to the propriety thereof, first examining the proceedings had some two years ago looking to such improvement.

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

That W. G. Robinson be permitted to use the lamp post in front of 446 Massachusetts avenue for the purpose of painting a barber's sign thereon.

Councilman Spahr offered the following resolution:

*Resolved,* That the street next north of Tenth street, adjoining the Exposition ground on the north side, extending from Hill avenue to White River, and which is variously designated as Anderson, Reagan, Twelfth and (south side of Davis' Sugar Grove addition) without any name, shall hereafter be known as Eleventh street, thereby conforming to the numbering of the streets from First street northward.

And it was adopted by the following vote:

AYES, 18—viz. Councilmen Benjamin, Curry, Dowling, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, and Wharton.

NAYS—None.

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

That the Street Commissioner be directed to fill chuck holes on Tennessee street, between Washington and Ohio streets.

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

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

Gentlemen:—I made a street improvement for the City of Indianapolis amounting to six hundred dollars (\$600), and when the estimate was made by the City Civil Engineer for said improvement, amounting to the above sum, and said work was done to the satisfaction of the City Civil Engineer and according to the plans and specifications of the Engineer, as required by the ordinances of the city, said City of Indianapolis wrongfully withheld the sum of two hundred and thirty dollars (\$230) from said estimate for the purpose of paying a judgment held by said city against other parties with whom your petitioner had no business relations, the name of said petitioner having been withdrawn from such relation long before the the judgment was taken, or suit commenced, or liability incurred, as shown by the affidavits of the parties now on file in the City Clerk's office, and I would now ask that the City Clerk be instructed to place the sum of two hundred and thirty dollars, with interest, in the next general appropriation ordinance as payment in full, according to the estimate as made by the City Civil Engineer.

S. W. PATTERSON.

Councilman Thalman presented the following petition; which was referred to the Judiciary Committee and City Assessor:

To the Boards of Councilmen and Aldermen of Indianapolis:

Gentlemen:—Your petitioner shows that on August 19th, 1880, he bought of the city, at sale for delinquent taxes, Lot 5, in Meyers' subdivision of Square 3, Mayhew's heirs' addition to Indianapolis, and paid therefor to City Treasurer...\$ 74 41  
Paid subsequent tax January 4th, 1881..... 5 05  
Paid subsequent tax March 3d, 1883..... 4 04  
Interest on said sums to December 31st, 1884..... 20 70

Total due and asked to be refunded.....\$104 20

Said lot was and had been forfeited to the State under a State College Fund mortgage, and belonged to the State of Indiana, and was not liable for the taxes above claimed. The State sold and deeded it to a purchaser since March 31st, 1884. The sale is void for the reason that the lot belonged to the State of Indiana, and the City Treasurer so found on investigation made about the 1st of November, 1884. The sale was made under tax certificate No. 13,201C, city.

FRANK MCWHINNEY.

Councilman Thalman offered the following motion; which was adopted :

That the Common Council, at the special meeting next Monday night, hear Mr. Love in regard to the subterranean river matter.

On motion, the Common Council then adjourned.

JOHN L. McMASTER, Mayor,  
President of the Common Council.

Attest GEO. T. BREUNIG, City Clerk.