

REGULAR MEETING.

COUNCIL CHAMBER,
 CITY OF INDIANAPOLIS,
 March 18, 1895. }

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, March 18, 1895, at 8 o'clock, in regular meeting.

Present, Hon. Wm. H. Cooper, President of the Common Council, in the chair, and 16 members, viz: Messrs. Allen, Colter, Costello, Drew, Kaiser, Koehring, Krauss, Magel, Merritt, Murphy, Puryear, Rauh, Schmid, Shaffer, Stott and Young.

Absent, 4—viz: Messrs. Hennessy, O'Brien, Ryan and Stein.

The Clerk proceeded to read the Journal, whereupon Councilman Drew moved that the further reading of the Journal be dispensed with.

Which motion prevailed.

COMMUNICATIONS, ETC., FROM MAYOR.

His Honor, the Mayor, presented the following communication:

EXECUTIVE DEPARTMENT,
 CITY OF INDIANAPOLIS,
 March 18, 1895. }

To the President and Members of the Common Council:

GENTLEMEN—Since I submitted my annual message, one month ago, the General Assembly has made a number of amendments to the city charter, one of them being to Section 38, on the subject of annexations. The amendment cures the objection to the original section pointed out by Judge Brown, of the Circuit Court, in his recent decision, referred to in my former message.

I, therefore, recommend that you now proceed to annex the following territory contiguous to the city, to-wit: All that section northwest of the present city limits known as North Indianapolis, and also the improved district immediately south thereof, west of Fall creek, surrounding the Cerealine Works.

The North Indianapolis section ought to have been annexed several years ago, and the other portion referred to has recently improved so rapidly that I can see no good reason why it should not now be annexed also. If the annexations referred to are to be made during the present year, the ordinance for that purpose should be passed during the present month, so that the property may go upon the tax duplicate for next year. - Respectfully submitted,

C. S. DENNY,
Mayor.

Which was read and referred to Committee on Finance.

His Honor, the Mayor, presented the following communication:

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS,
March 18, 1895. }

To the President and Members of the Common Council:

GENTLEMEN—I have this day approved G. O. No. 11, 1895, being an ordinance annexing certain territory to the city of Indianapolis, which lies near to the town of Haughville.

Respectfully submitted,
C. S. DENNY,
Mayor.

Which was read and ordered spread on the minutes.

His Honor, the Mayor, presented the following communication:

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS,
March 18, 1895. }

To the President and Members of the Common Council:

GENTLEMEN—In accordance with your action of March 4, I caused an appraisement to be made of Lot 44 in the Peru and Indianapolis R. R. Co's. Addition, as provided by Section 23 of the City Charter, and submit herewith all the papers connected with the same. It will be seen that the appraisement is fixed at \$250, whereas the offer heretofore made is \$400. I recommend therefore that the sale for \$400 be authorized.

Respectfully submitted,
C. S. DENNY,
Mayor.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS,
March 13, 1895. }

To the Hon. Edgar A. Brown, Judge of the Marion Circuit Court:

The undersigned, Mayor of the City of Indianapolis, represents to your Honor that the City of Indianapolis is the owner of lot number forty-four (44) in the Peru & Indianapolis Railroad Company's addition to the City of Indianapolis, Marion County, Indiana, and desires to sell the same. You, the said Judge, are therefore requested to appoint three disinterested freeholders of such city to appraise said lot, as provided by section 23 of the act of the General Assembly of the State of

Indiana, approved March 6, 1891, entitled "An Act concerning the incorporation and government of cities having more than one hundred thousand population, according to the last preceding United States census, and matters connected therewith and declaring an emergency."

C. S. DENNY, Mayor.

I, Edgar A. Brown, Judge of the Marion Circuit Court, hereby appoint James S. Cruse, Thomas H. Spann and Charles W. Gorsuch to appraise the following described real estate belonging to the City of Indianapolis, situate in Marion County, Indiana, to-wit: Lot number forty-four (44) in the Peru & Indianapolis Railroad Company's addition to the City of Indianapolis.

Said appraisers are requested to make and return their sworn valuation of said lot in writing to the Mayor of said city, as provided by section 23, of the act of the General Assembly of the State of Indiana, approved March 6, 1891, entitled, "An Act concerning the incorporation and government of cities having more than one hundred thousand population, according to the last preceding United States census, and matters connected therewith and declaring an emergency"

EDGAR A. BROWN, Judge.

Which was read and referred to Committee on Finance.

His Honor, the Mayor, presented the following communication:

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS,
March 13, 1895. }

To the President and Members of the Common Council:

GENTLEMEN: I herewith transmit for your consideration a petition signed by Louis Feller and others, on behalf of the East End Mercantile Association, asking your honorable body to establish a hay market and public express stand at the corner of Washington and Pine streets. This petition has received the favorable consideration of the Board of Public Safety, as you will see by their letter herewith submitted.

I recommend that your honorable body will pass an ordinance properly guarding the city's rights, as suggested by said Board, establishing said market and stand.

Respectfully submitted,
C. S. DENNY,
Mayor.

DEPARTMENT OF PUBLIC SAFETY,
CITY OF INDIANAPOLIS,
March 11, 1895. }

Hon. Caleb S. Denny, Mayor of the City of Indianapolis:

DEAR SIR—The Board of Public Safety respectfully asks that you recommend to the City Council the favorable consideration of the petition of the East End Mercantile Association for the establishment and maintenance of a hay market and public express grounds according to the petition herewith inclosed, with such provisions as will establish and confirm the legal rights of the city of Indianapolis over the conduct of said haymarket and grounds; and also provide for the appointment or designation of an authorized weighmaster for the same, the fees charged to be the same as those established for the West End hay market.

Very respectfully, yours,
N. R. RUCKLE,
Chairman Board of Public Safety.

DEPARTMENT OF PUBLIC WORKS,
CITY OF INDIANAPOLIS,
March 1, 1895. }

Hon. N. R. Ruckle, Chairman Board of Public Safety, City:

DEAR SIR—We herewith send you a communication signed by Louis Feller *et al.*, asking the location of a hay market in the East End.

We discover that this matter should go to your board. Will you kindly give the communication such consideration as in your judgment it requires?

Very respectfully,

W. B. HOLTON,

E. L. ATKINSON,

JOHN OSTERMAN.

Board of Public Works.

INDIANAPOLIS, IND., March 1, 1895.

Board of Public Works:

GENTLEMEN—Owing to the over-crowded condition of the West hay market, and the use being made of the improved streets by the express drivers, and at the solicitation of the merchants of the East End, it has suggested itself to the Directory of the East End Mercantile Association to call your attention to these matters.

To relieve this situation, the East End Mercantile Association have taken an option to rent a piece of ground at the corner of Washington and Pine streets, being about 100 feet of Washington street, running back to Market, and 210 feet on Market, and are willing to establish a hay market and public express stand, with telephone communication, and maintain the same without any cost to the city, providing the Council will establish such a market and express stand at the above described place, and permit the association to charge a nominal fee for the service of weighing and furnishing standing room for vehicles.

These charges are to be applied for the maintenance and expense connected with the establishing of the above market and express stand.

We respectfully submit our proposition to your Board, and ask that you consider the matter, and view the property, and determine as speedily as possible if there can be anything done in this matter.

Respectfully yours,

LOUIS FELLER,

A. STEFFEN,

FRANKLIN DELL,

WILLIAM DEDERT.

Board of Directory.

Which was read and referred to Committee on Public Safety and Comfort.

REPORTS, ETC., FROM CITY OFFICERS.

Communication from City Comptroller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY COMPTROLLER,
March 18, 1895. }

To the President and Members of the Common Council:

GENTLEMEN—By reason of increase of salary and changes in the Department

of Health and Charities, I have to ask that the following amounts be appropriated to the Department of Finance, viz:

For the salary of Police Judge	\$416 77
For the salary of City Attorney.....	927 77
For the salary of City Sanitarian	1,415 00
For the salary of City Treasurer.....	1,583 33

Respectfully submitted,
P. C. TRUSLER,
City Comptroller.

Approved.
C. S. DENNY,
Mayor.

Which was read and referred to Committee on Finance.

REPORTS FROM OFFICIAL BOARDS.

Communication from Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
CITY OF INDIANAPOLIS, }
March 12, 1895. }

Hon. William H. Cooper, President Common Council, City of Indianapolis:

SIR—We would respectfully ask your honorable body to pass an ordinance creating the position of Assistant Foreman of Street Repairs, the position to be filled by one who is able to run levels for the Street Department; the salary of the position to be \$75 per month. This would relieve the Engineering Department and save expense in the Street Department.

We trust that you will give this request your consideration.

Very respectfully,
W. B. HOLTON,
E. L. ATKINSON,
JOHN OSTERMAN,
Board of Public Works.

Which was read and referred to Committee on Finance.

Communication from Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
CITY OF INDIANAPOLIS, }
March 12, 1895. }

Hon. William H. Cooper, President Common Council, City of Indianapolis:

SIR—We respectfully recommend that your honorable body pass a proper ordinance authorizing the Department of Public Works to employ a Street Sprinkling and Sweeping Inspector at a monthly salary of \$90. This will include the furnishing by him of his own conveyance.

There has been some question as to what was really intended should be paid the occupant of this position. As it is necessary for him to have two horses if he

does his duty in a proper manner, and the ordinance fixing his salary seems to be manifestly insufficient, we ask that you authorize us to employ an Inspector of Street Sprinkling and Sweeping at the salary named above.

Very respectfully,

W. B. HOLTON,
E. L. ATKINSON,
JNO. OSTERMAN,
Board of Public Works.

Which was read and referred to Committee on Finance.

Communication from Board of Public Works :

DEPARTMENT OF PUBLIC WORKS,
CITY OF INDIANAPOLIS, }
March 12, 1895. }

Mr. P. C. Trusler, City Comptroller, City:

DEAR SIR—Will you kindly recommend to the Common Council a transfer of the \$700 in the fund known as “Veterinary Hospital” to the fund known as “New Public Buildings”? This will be in accordance with the desire of the Board of Public Safety, who address to us a communication under date the 11th inst., asking that this be done.

Will you please give the matter your early consideration?

Very respectfully,

W. B. HOLTON,
E. L. ATKINSON,
JNO. OSTERMAN,
Board of Public Works.

I respectfully recommend that the above transfer be made.

P. C. TRUSLER,
City Comptroller.

Which was read and referred to Committee on Finance.

REPORTS, ETC., FROM STANDING COMMITTEES.

Mr. Rauh, on behalf of the Committee on Finance, to whom was referred :

G. O. No. 9, 1895. An ordinance authorizing the issue and sale of two hundred refunding bonds of one thousand dollars each, of the City of Indianapolis, in order to raise money to take up certain bonds bearing date July 1, 1875, known as “Series D,” which will become due July 1, 1895, aggregating two hundred thousand dollars; prescribing the time and manner of advertising the sale of said refunding bonds, and of the receipt of the bids for the same, together with the mode and terms of sale; also appropriating the proceeds of the sale of said refunding bonds for the payment of said outstanding bonds; and providing the time and manner of payment of said outstanding bonds, and providing for the refunding of the indebtedness of said city of Indianapolis, represented by said bonds known as “Series D,” and matters connected therewith, and fixing the time when the same shall be in force and take effect.

Made the following report :

INDIANAPOLIS, IND., March 18, 1895.

Mr. President :

Your Committee on Finance to whom was referred General Ordinance No. 9, has had the same fully under consideration, and respectfully recommend that it be passed.

HENRY RAUH.
GEO. MERRITT.
GEO. R. COLTER.
J. R. ALLEN.
CHARLES KRAUSS.
ED. G. STOTT.
JAS. H. COSTELLO.

Which was read and concurred in.

Mr. Drew, on behalf of the Committee on Sewers, Streets and Alleys, to whom was referred :

G. O. No. 10, 1895. An ordinance in relation to Hill street, and changing the name thereof.

Made the following report :

INDIANAPOLIS, IND., March 18, 1895.

Mr. President :

Your committee to which was referred General Ordinance No. 10, 1895, beg leave to recommend that the ordinance be passed.

L. W. DREW,
GEO. W. SHAFFER,
Committee.

Which was read and concurred in.

REPORTS FROM SELECT COMMITTEES.

Mr. Young, on behalf of the Special Committee appointed to investigate the natural gas question, made the following report :

INDIANAPOLIS, March 18, 1895.

Mr. President :

Your special committee on the investigation of the natural gas question respectfully reports that it had not sufficient time within which to make an investigation, but it is of the opinion that a thorough investigation of such question should be had, and that your committee should be given time in which to make it, and should be given authority to incur any reasonable expense necessary in such investigation.

Since the appointment of your committee, committees, composed of three members each, have been appointed by the Commercial Club and by the Board of Trade, respectively, to investigate the same question. It might be advisable to join with said committees in the investigation.

We recommend that a resolution covering the above points, and others, if deemed advisable, be adopted.

A. A. YOUNG,
J. R. ALLEN,
Committee.

Which was read and concurred in.

Mr. Rauh, on behalf of the Special Committee to whom was referred the annual message of His Honor, the Mayor, made the following report.

INDIANAPOLIS, IND., March 18, 1895.

Mr. President:

Your Special Committee, to whom was referred the annual message of his Honor, the Mayor, had the same fully under consideration, and begs to report as follows:

1. We find the Mayor requests that the following recommendation be considered by your honorable body: **THE BURYING OF ELECTRIC WIRES.**—This matter has been before your body some time ago, and we understand is now in the hands of your Committee on Railroads, and they will, no doubt, make their report at an early date.

2. **VIADUCTS AND ELEVATED RAILROAD TRACKS.**—This matter has also been referred to the Committee on Railroads, and suppose it is having their full consideration.

3. **TO REQUIRE OWNERS AND OCCUPANTS OF PREMISES TO KEEP THEIR SIDE-WALKS FREE OF SNOW.**—We recommend that this matter be referred to the Committee on Sewers, Streets and Alleys, to bring in an ordinance to cover this ground.

4. **DESIGNATING THE KIND OF VEHICLES AND FREIGHTS THAT SHALL NOT GO ON IMPROVED STREETS.**—We recommend that this matter should also be referred to the Committee on Sewers, Streets and Alleys, to have the proper ordinance drawn up to cover this ground.

5. **PROVIDING FOR THE SPEEDING OF HORSES ON CERTAIN STREETS DURING SLEIGHING SEASONS, AND PROPER REGULATIONS.**—Your Committee recommends that this matter should be referred to the Committee on Public Safety and Comfort, with instruction to have proper ordinances drawn up to cover this ground.

6. **WATER WORKS.**—While a special Committee has been appointed by his Honor, the President of the Common Council, to devise such plans and means to lead to the purchase of Water Works, the Committee has this matter fully under consideration, and trust to give your honorable body an early report.

7. **FREE BATHS.**—The recommendation of the Mayor to have free bath houses is, in our opinion, a very good one, and we think this matter should be referred to the Committee on Public Health, with instruction to have such ordinance drawn up pertaining to this matter.

8. **MISSISSIPPI STREET BRIDGE.**—While your Committee coincides fully with his Honor, the Mayor, the necessity of having a bridge over Fall Creek on North Mississippi Street, we recommend that this recommendation be referred to the Committee on Finance for such actions and consideration as may lead to the carrying out of this recommendation.

9. **GARBAGE AND NIGHT SOIL.**—Your Committee after investigation find that this matter is being thoroughly investigated by your Finance Committee, as well as at the Cabinet meetings of his Honor, the Mayor, and we trust that they will find an early solution of this matter.

10. DISPENSARY.—We notice that his Honor, the Mayor, recommends that the County should certainly contribute to the fund of the Dispensary, as they are getting as much benefit out of it as the citizens of Indianapolis, and we would therefore recommend that a special Committee of three be appointed by the President of the Common Council to confer with the proper County officials, to ascertain what they will contribute to the carrying on of that department.

HENRY RAUH,
GEO. R. COLTER,
CHAS. KOEHRING.

Which was read and concurred in.

APPROPRIATION ORDINANCES.

Under this order of business the following ordinance was introduced:

By Mr. Rauh:

Appropriation Ordinance No. 2, 1895. An ordinance appropriating to the Department of Finance moneys with which to pay increase of salaries, and additional salaries, for the balance of the current fiscal year, as provided for by amendments to the City Charter.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, that there be, and hereby is, appropriated to the Department of Finance of said city the sum of four thousand three hundred and forty-two and 87-100 dollars (\$4,342.87), with which to pay the increase of salaries, and additional salaries, as provided for by amendments to the City Charter, for the balance of the current fiscal year, as follows:

For the salary of the City Attorney, the sum of nine hundred and twenty-seven and 77-100 dollars (\$927.77.)

For the salary of the Police Judge, the sum of four hundred and sixteen and 77-100 dollars (\$416.77).

For the salary of the County Treasurer, the sum of one thousand five hundred and eighty-three and 33-100 dollars (\$1,583.33).

For the salary of the City Sanitarian, one thousand four hundred and fifteen dollars (\$1,415.00).

SEC. 2. This ordinance shall be in force from and after its passage.

Which was read a first time and referred to Committee on Finance.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business, the following ordinances were introduced:

By Mr. Magel:

G. O. No. 12, 1895. An ordinance in relation to Archer street, and changing the name thereof.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the name of the street extending from Miami street north to Clifford avenue and being the second street east of the railroad tracks and the first street east of Dorman street the said street being Archer street, be and the same is hereby changed to Highland avenue.

SEC. 2. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to Committee on Sewers, Streets and Alleys.

By Mr. Magel:

G. O. No. 13, 1895. An ordinance providing that the janitor for the City Council chamber shall have compensation for extra work.

WHEREAS, Martin E. Pierson has served as janitor for the City Council chamber for more than a year last passed; and

WHEREAS, during such time there has been a lengthy investigation by a Council committee and also extra Council sessions which have made considerable additional work for such janitor; now therefore,

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the salary of the janitor having charge of the Common Council chamber for work done on account of extra Council sessions and investigating committees is hereby fixed at the sum of fifty dollars per year, and that said salary shall be deemed to commence to accrue as of January 1, 1894, and shall hereafter be paid as other salaries are paid.

SEC. 2. The salary of said Martin E. Pierson shall be deemed as having commenced to accrue on the first of January, 1894, as such janitor, and he shall be paid accordingly.

SEC. 3. This ordinance shall be in force from and after its passage.

Which was read a first time and referred to Committee on Fees and Salaries.

By Mr. Rauh:

G. O. No. 14, 1895. An ordinance authorizing the transfer of seven hundred dollars to a fund other than that for which it was originally appropriated, and fixing the time when the same shall take effect.

WHEREAS, In appropriation Ordinance No. 12, 1894, the sum of seven hundred dollars was appropriated to the Department of Public Works of the City of Indianapolis, and designated as follows, "For the Veterinary Hospital;" and,

WHEREAS, It appears that such sum will not be needed for the purpose for which it was appropriated; and,

WHEREAS, It appears that the said Department of Public Works requires the sum of seven hundred dollars for the "New Public Buildings" fund of such department, in addition to the sum heretofore appropriated to such fund; therefore,

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the City Comptroller be, and he hereby is, authorized and directed, out of moneys heretofore appropriated for the use of the Department of Public Works for "The Veterinary Hospital" to transfer and charge the sum of seven hundred dollars to the "New Public Buildings" fund of said department.

SEC. 2. This ordinance shall take effect and be in force from and after its passage.

Which was read a first time and referred to Committee on Finance.

By Mr. Young :

G. O. No. 15, 1895. An ordinance defining part of the boundary line of the City of Indianapolis, Indiana, so as to extend the same, and annexing to the City of Indianapolis certain territory contiguous thereto; providing for the publication thereof, and fixing the time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the boundary line of the City of Indianapolis, from a point where said corporation line on and along North Mississippi street crosses the center line of Twenty-Fourth street, to a point in the south line of section thirty-four (34), township sixteen (16) north, range three (3) east, where a line projected south through the center of Schurman avenue would intersect said section line, be and the same is hereby defined and extended so as to include the following described territory contiguous to said City of Indianapolis, Indiana, whether platted or not, which said following described contiguous territory is hereby annexed to and made a part of the territory constituting and forming the City of Indianapolis, Marion County, Indiana, said territory so annexed being described as follows :

All that territory bounded as follows: Commencing at the present city limits where the present corporation line of said City of Indianapolis on and along north Mississippi street crosses the center line of Twenty-Fourth street, thence west on and along the center of Twenty-Fourth street, and on and along the center of Catalpa avenue to the center of Clifton street in Armstrong's Addition, thence south on and along the center of Clifton street to the center of Highland avenue, thence west on and along the center of Highland avenue to the center line of the canal, thence southeast on and along the center line of the canal to the center line of Schurman avenue, thence south on and along the center line of Schurman avenue and on a line projected through the center of Schurman avenue south to the south line of section thirty-four (34), in township sixteen (16) north, range three (3) east; thence east on said section line and on the present corporation line to the east bank of Fall Creek; thence on the present corporation line north and northeast following the meanderings of Fall Creek to the north line of the southwest quarter of section thirty-five (35), township sixteen (16), north range three (3) east, thence east with said corporation line to the center of Michigan road on the east bank of the canal, thence north on and along said corporation line and on and along said Michigan road to Fall Creek, thence easterly and northeasterly on and along said corporation line following the meanderings of Fall Creek to a point where the present corporation line crosses Fall Creek, thence north on and along the present corporation line to the place of beginning; all of which contiguous territory shall hereafter form a part of the said City of Indianapolis, and be within the jurisdiction of the same, and said territory is hereby consolidated with and made a part of said City of Indianapolis.

SECTION 2. This ordinance shall be in full force and effect from and after its passage and publication for two consecutive weeks in *The Sun*, a daily newspaper of general circulation, printed and published in said City of Indianapolis, Marion County, Indiana.

Which was read a first time and referred to Committee on Finance.

MISCELLANEOUS BUSINESS.

Mr. Merritt offered the following resolution :

Resolution No. 2, 1895.

Resolved, by the Common Council of the City of Indianapolis, Indiana, that the Special Committee on the Investigation of the Natural Gas Question composed of Messrs. Young, Allen and Ryan, be continued, and be and is hereby given suffi-

cient time in which to make a thorough investigation of the Natural Gas Question and report thereon; and authority is hereby given such committee to incur any reasonable expense necessary in such investigation, and to the end that such investigation may be effectual such committee shall have and is hereby given the same power and authority as it would have if it were a standing or special committee appointed under General Ordinance No. 80, 1893, approved January 15, 1894; and such committee may in its discretion conduct such investigation alone or it may act in conjunction with the committees appointed by the Commercial Club and the Board of Trade, respectively, to make a like investigation.

Which was adopted by the following vote:

AYES, 17—viz: Messrs. Allen, Colter, Costello, Drew, Kaiser, Koehring, Krauss, Magel, Merritt, Murphy, Puryear, Rauh, Schmid, Shaffer, Stott, Young and President Cooper.

NAYS—None.

Mr. Koehring offered the following resolution:

Resolved, By the Common Council of the City of Indianapolis, That a special committee of three members be appointed to consider the Mayor's recommendation concerning delinquent taxes.

Which was passed by the following vote:

AYES, 17—viz: Messrs. Allen, Colter, Costello, Drew, Kaiser, Koehring, Krauss, Magel, Merritt, Murphy, Puryear, Rauh, Schmid, Shaffer, Stott, Young and President Cooper.

NAYS—None.

Thereupon President Cooper appointed the following committee: Messrs. Koehring, Schmid and Colter.

Mr. Kaiser (by request) submitted the following petition:

To the Common Council of the City of Indianapolis:

GENTLEMEN—We, the undersigned expressmen of Indianapolis, believing that we are treated unfairly in regard to the use of our streets, would respectfully request your honorable body to grant us such rights as would be mutually agreeable. We are to-day without any rights to occupy any of our streets; in fact under the present state of affairs we are without any space to place our wagons. This is very injurious to our business.

Having been driven from one place to another in late years, it is almost impossible for our customers to locate us, and in order to have a permanent place it makes it necessary for us to rent office rooms, hire telephone service, etc. This the majority of us are not prepared to do, being financially unable to bear these expenses, while the few more fortunate would reap the harvest at the expense of the less fortunate one. This we believe to be wrong and not in the spirit of a fair-minded people.

We pay license and should have privileges in return.

We trust your honorable body will make such regulations in this matter that would be satisfactory to us all. We would suggest the Council allow us the use of

such streets where the standing of our wagons would not obstruct the view nor interfere with travel, and where we have the consent of the property owners. We in return agree to keep said streets free from dirt or filth.

Respectfully,

[Signed by 53 expressmen.]

Which was read and referred to the Committee on Sewers, Streets and Alleys.

President Cooper appointed the following committee to confer with the proper county officials pertaining to the expenses of the City Dispensary: Messrs. Kaiser, Puryear and O'Brien.

Mr. Rauh submitted the following petition:

STATE OF INDIANA, }
COUNTY OF MARION, } ss:

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

GENTLEMEN—The undersigned respectfully represent that they are the owners of the tracts of lands hereinbelow severally described, situated within the corporate limits of the city of Indianapolis, in Center township, said county and State, and were such owners during each and all of the years of 1888, 1889 and 1890; that said several tracts were not platted as city property, and were each not less than five acres in area; were wholly unimproved, or are used for no other than agricultural purposes, as more specifically stated below. That the rate of taxes levied by the city of Indianapolis, by order of the Common Council, for all purposes, on each one hundred dollars of taxable property during and for said years, severally, was as follows: For the year 1888, one and 81-100 dollars; for 1889, one and 90-100 dollars; for 1890, one and 90-100 dollars. That in Center township, Marion county, the aggregate rate of tax levied on taxable property of said township was as follows: For 1888, one and 48-100 dollars; for 1889, one and 55-100 dollars; for 1890, one and 53-100 dollars. That the difference in said rates in said city and township for the year 1888 was thirty-three (33) cents; for the year 1889, thirty-five cents; for the year 1890, thirty-seven cents, on each \$100 of taxable property.

That the lands hereinbelow described, and the improvements thereon, were severally assessed for taxation upon the tax duplicate and the amounts extended thereon at the highest and aggregate rate levied in said several years, in and by said city for all purposes; that said tax duplicate was placed in the hands of the Treasurer of Marion County, acting as Treasurer of the City of Indianapolis, and that said taxes were collected from the petitioners and paid over to said city by them and by said Treasurer, at the rate aforesaid, for the use and benefit of said city. That said tax was erroneously, wrongfully, illegally and unjustly assessed and collected from said petitioners, as follows:

To Charles B. and Jesse Fletcher, trustees of the estate of Elizabeth B. Fletcher, deceased, upon lands used for no other than agricultural purposes, described as follows (see description attached), the sum of one hundred and twenty-six and 66-100 dollars.

To William F. Piel and others, comprising the firm of W. F. Piel & Co., on unimproved land (see description attached), the sum of sixty-eight and 5-100 dollars.

To the Travelers Insurance Company, unimproved land (see description attached) nine and 3-100 dollars.

To J. R. and R. C. Marott, agricultural lands (see description attached), twenty and 6-100 dollars.

To John S. Neal, agricultural lands (see description attached), forty-two and 49-100 dollars.

To John W. Ray, trustee of estate of W. C. DePauw, on unimproved lands (see description), twenty and 33-100 dollars.

To James A. Roosevelt, unimproved land (see description), fifteen and 75-100 dollars.

To M. E. Seibert, unimproved lands (see description), seven and 50-100 dollars.

To James B. Hill, on agricultural lands (see description attached), the sum of forty-three and 96-100 dollars.

To Johanna Bader (estate of ——— Bader, executor), on agricultural lands (see description), forty-two and 25-100 dollars.

Wherefore your petitioners request that the several sums hereinbefore stated shall be refunded to them severally as provided by law.

BLACKLEDGE & THORNTON,
Attorneys for Plaintiffs.

WILLIAM F. PIEL & CO.

Beginning at the south line of the Donation lands and the north line of section fourteen (14), township fifteen (15) north, of range three (3) east, at the intersection of Dakota street, then south along Dakota street 26½ chains, then west parallel to said north line 7 40-100 chains to White River, then northwestwardly with the meanders of the river to said north line of section, then east along said line 17 35-100 chains to the beginning, in Marion County, Indiana.

JAMES A. ROOSEVELT.

Part of the north half of section fourteen (14), township fifteen (15) north, of range three (3) east. Beginning in Dakota street of the City of Indianapolis, five and one-half (5 50-100) chains south of the north line of said section, thence south five chains (5), thence east ten (10) chains, thence north five (5) chains, and then west ten (10) chains to the beginning, being five (5) acres in Marion County, Indiana.

JAMES B. HILL.

Part of the east half of the northwest quarter of section seven (7), township fifteen (15) north, of range four (4) east, in Marion County, Indiana, described as follows, to-wit: Beginning in said half quarter section at a point in the south line of the Michigan road 320 feet due west from the east line of said half quarter section, then 70¼ degrees west 5 2-100 chains with the south line of the Michigan Road to a point, then south parallel with the east line of said half quarter section 13 86-100 chains to the north line of the Indianapolis and Cincinnati Railroad, then southeastwardly along the north line of said railroad to a point 320 feet west of the east line of said half quarter section, then north 14 53-100 chains to the place of beginning, containing six and seventy-nine hundredths (6 79-100) acres.

TRAVELERS' INSURANCE COMPANY.

The east and half of the following described land, to wit: "Commencing at the north-west corner of the west half of the south-west quarter of section twenty-nine (29), township sixteen (16) north, of range four (4) east, then east on the north line of said half quarter section 820 feet to Sutherland street, then south-westwardly along said Sutherland street to the west line of said half-quarter section, then north on the said west line 910 feet to the beginning," being six and one sixth (6 1-6) acres exclusive of streets, in Marion County, Indiana.

WM. C. DEPAUW EST.

All of outlot one hundred and thirty (130) of the Donation lands of Indianapolis, bounded by Sand street, Kentucky avenue and White River, excepting railroad right of way, and being over five acres area of the out lot 17.57 acres.

Also, all of outlot one hundred and thirty-two (132) of the Donation lands of Indianapolis, excepting that portion conveyed by Valentine Butsch, James Dickson and Fred T. Rusch to William C. Holmes, Asabel H. Pettit and John W. Bradshaw on the 17th day of May, 1873, also the portion thereof taken for streets, total exceptions being three and three-fourths ($3\frac{3}{4}$) acres, leaving of said out lot 132 six and one-half ($6\frac{1}{2}$) acres, all in Marion County, Indiana.

JOHN S. NEAL.

PT. SEC. 3., T. 15, R. 3 EAST.

Beginning at the northwest corner of out-lot sixteen (16) of the Donation lands of Indianapolis, Marion County, Indiana, west of White River, then northeast along the north lines of said out-lot 16 and of out-lot fifteen (15) 1006 11-12 feet, then south, parallel with the east line, to the south line of said out-lot 15, then west along the south line of said out-lot 15 and 16 to the southwest corner of the said out-lot 16, then north on the west line of said out-lot 16 236 94-100 feet to the beginning, excepting 35 3-12 by 140 feet in the northeast corner of said tract, being $7\frac{1}{2}$ acres.

JOHANNA BADER.

Part of the east half of the southwest quarter of section thirteen (13), township fifteen (15) north, of range three (3) east, described as follows, to-wit: Beginning at the center of the Madison State Road 6 22-100 chains north of the southwest corner of said half quarter section, then north in the center of said road and on the west line of said half quarter section 8 18-100 chains, then east parallel to the south line of said section 8 60-100 chains to the center of the Madison and Indianapolis Rail Road, then southeast along the center of said railroad to a point eleven chains due east from the place of beginning, and then west parallel with the south line of said section 11 chains to the beginning—8 acres.

HIRAM AND M. E. SEIBERT.

Part of the north half of section fourteen (14), township fifteen (15) north, of range three (3) east. Beginning in Dakota street 27.38 chains south of the north line of said section, then east ten (10) chains to West street, then south 5.80 chains to White River, then with White River westward to Dakota street and then north on Dakota street 5.39 chains to the beginning, containing $5\frac{1}{2}$ acres.

Also, commencing on the south "Donation" line of the city of Indianapolis, at a point two hundred and seventy-five (275) feet west of the west line of Dakota street, then north parallel with Dakota street to White River, then with said river westward and southward to the "Donation" line and then along said "Donation line" east to the beginning, estimated eight or ten acres, all in Marion County, Indiana.

JOHN R. AND R. C. MAROTT.

Beginning at a point on the west line of the west half of the southeast quarter of section thirty (30), township sixteen (16), range four (4) east, in Marion County, Indiana, 792 feet north of the center of Anderson street, in the city of Indianapolis; then north 348 feet on said line; thence east and parallel to the center of said Anderson street to the center of Baltimore street; then south along the center of Baltimore street and Hill avenue to a line 792 feet north of and parallel to Anderson street; then west to place of beginning, being ten (10) acres.

Subdivided by John R. Marott, November 11, 1872, plat book 4, page 173. Plat vacated January 29, 1879, town lot record 120, page 577.

Also, beginning at a point on the west line of said west half of the southeast quarter of section 30, township 16, range 4 east, 1,140 feet north of the center of Anderson street; thence north 325 feet on said line; thence east and parallel to

said center of Anderson street to the center of Baltimore street; then south along the center of Baltimore street to a line 1,140 feet north of, and parallel to the center of Anderson street; then west to the place of beginning, being ten (10) acres.

Subdivided by Fales and French, November 29, 1872, plat book 4, page 180. Plat vacated January 29, 1879, town lot record 120, page 577.

These tracts of land adjoin.

ELIZABETH B. FLETCHER.

Part of section thirty-one (31), township sixteen (16) north, of range four (4) east, in Marion County, Indiana, to-wit: Beginning at the intersection of the north line of Clifford avenue and the east line of Sterling street, then east along the north line of Clifford avenue 450 feet, then north parallel with Sterling street 676 feet, then west parallel with Clifford avenue 212 54-100 feet, then south parallel with the last described north and south line 50 feet to a point at the eastern extremity as heretofore laid out of the south line of Stoughton avenue, then west along the said south line of Stoughton avenue 237 46-100 feet to the intersection of said south line with the east line of Sterling street, then south along said east line of Sterling street 626 feet to the beginning—6 acres, subdivided June 13, 1890. Plat book 9, page 184.

Which was read and referred to Committee on Judiciary.

ORDINANCES ON SECOND READING.

On motion of Mr. Drew the following entitled ordinance was taken up, read a second time, ordered engrossed, and then read a third time.

G. O. No. 10, 1895. An ordinance in relation to Hill street and changing the name thereof.

And was passed by the following vote:

AYES 17—viz: Messrs. Allen, Colter, Costello, Drew, Kaiser, Koehring, Krauss, Magel, Merritt, Murphy, Puryear, Rauh, Schmid, Shaffer, Stott, Young and President Cooper.

NAYS—None.

On motion of Mr. Rauh, the following entitled ordinance was taken up, read a second time, ordered engrossed, and then read a third time.

G. O. No. 9, 1895. An ordinance authorizing the issue and sale of two hundred refunding bonds of one thousand dollars each, of the City of Indianapolis, in order to raise money to take up certain bonds bearing date July 1, 1875, known as "Series D," which will become due July 1, 1895, aggregating two hundred thousand dollars; prescribing the time and manner of advertising the sale of said

refunding bonds, and of the receipt of the bids for the same, together with the mode and terms of sale; also appropriating the proceeds of the sale of said refunding bonds for the payment of said outstanding bonds; and providing the time and manner of payment of said outstanding bonds, and providing for the refunding of the indebtedness of said city of Indianapolis, represented by said bonds known as "Series D," and matters connected therewith, and fixing the time when the same shall be in force and take effect.

And was passed by the following vote:

AYES 17—viz: Messrs. Allen, Colter, Costello, Drew, Kaiser, Koehring, Krauss, Magel, Merritt, Murphy, Puryear, Rauh, Schmid, Shaffer, Stott, Young and President Cooper.

NAYS—None.

On motion of Mr. Stott, the following entitled ordinance was taken up and read a second time:

G. O. No. 6, 1895. An ordinance to amend sections 65 and 77 of an ordinance entitled "An ordinance creating the office of Building Inspector, defining the powers and duties attached thereto, authorizing the inspection of buildings and other structures, regulating their construction, repair and removal, requiring the issuance of a license or permit in such cases before any work shall be begun, regulating the building of party walls and partition fences, prescribing in what proportion adjoining owners shall bear the expense of the same; in what manner such expense shall be levied and collected, and defining the terms upon which partition walls already established may be used by adjoining owners, fixing a penalty for the violation thereof, repealing certain ordinances, providing for publication, and fixing the time when the same shall take effect," being General Ordinance No. 53, 1894; providing for publication, and fixing the time when the same shall take effect.

Mr. Stott offered the following amendment to G. O. No. 6, 1895:

I move that G. O. No. 6, 1895, be amended by inserting the number 68 after the number 65 in the title, and in line two of section one, and by adding to the end of section one thereof the following:

SECTION 68. No construction shall extend beyond the property line of lot within a height of twelve (12) feet above the grade of sidewalk, excepting the structural projections that are employed for ornamentation of a building only, and in no case shall said projections extend more than fourteen (14) inches beyond the property line. Above the height of twelve (12) feet above grade of sidewalk no construction shall extend more than three (3) feet beyond the property line.

Which amendment was adopted.

Mr. Stott moved that G. O. No. 6, 1895, be ordered engrossed as amended.

Which motion prevailed.

G. O. No. 6, 1895, was then read the third time and passed by the following vote:

AYES 16—viz: Messrs. Allen, Colter, Costello, Drew, Kaiser, Koehring, Krauss, Magel, Merritt, Puryear, Rauh, Schmid, Shaffer, Stott, Young and President Cooper.

NAYS—None.

On motion of Mr. Young the Common Council, at 9:30 o'clock P. M., adjourned.

W. H. Cooper

President.

ATTEST:

Lee Nixon

City Clerk.