

## REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.,

MONDAY, June 18, 1917.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, June 18, 1917, at 7:30 o'clock in regular session, President Michael J. Shea in the chair.

Present: The Hon. Michael J. Shea, President of the Common Council, and 5 members, viz.: Messrs. Barry, Young, McGuff, Connor and Graham.

Absent, 3, viz.: Messrs. Miller, Porter and Lee.

Mr. Barry moved that the reading of the Journal be dispensed with. Carried.

## COMMUNICATIONS FROM THE MAYOR.

EXECUTIVE DEPARTMENT,  
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., June 5, 1917.

*To the President and Members of the Common Council, Indianapolis, Ind.:*

GENTLEMEN—I have approved and signed the following ordinances:

1. General Ordinance No. 52, 1917, the same being an ordinance entitled "An ordinance to amend section one (1) of an ordinance entitled "An ordinance concerning the compensation of teamsters employed by the City of Indianapolis, repealing all ordinances in conflict therewith and fixing a time when the same shall take effect. Approved April 7, 1917."

2. Special Ordinance No. 10, 1917, the same being an ordinance authorizing the Board of Public Works to sell at public or private sale, upon such notice as it may determine, about 20,000 pounds of scrap iron collected from various parts of the city and stored at the City Asphalt Plant.

I return the said ordinances herewith.

Yours very truly,

J. E. BELL,  
Mayor.

EXECUTIVE DEPARTMENT,

CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., June 5, 1917.

*To the President and Members of the Common Council, Indianapolis, Ind.:*

GENTLEMEN—I have approved and signed General Ordinance No. 51 1917, the same being an ordinance entitled "An ordinance to amend Sub-division (f) of Section 983 of General Ordinance No. 12, 1917, passed February 28, 1917, and approved March 3, 1917."

I return the said ordinance herewith.

Yours very truly,

J. E. BELL,  
Mayor.

EXECUTIVE DEPARTMENT,

CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., June 7, 1917.

*To the President and Members of the Common Council, Indianapolis, Ind.:*

GENTLEMEN—I have signed Resolution No. 5, 1917, concerning the matter of additional street car service upon College Avenue.

I return the said Resolution herewith.

Yours very truly,

J. E. BELL,  
Mayor.

## REPORTS FROM CITY OFFICERS.

From City Clerk:

OFFICE OF CITY CLERK.

INDIANAPOLIS, IND., June 18, 1917.

*To the President and Members of the Common Council of the City of Indianapolis, Ind.:*

GENTLEMEN—The following bills for furnishing rooms for the City Registration Bureau were received at my office:

Respectfully,

THOMAS A. RILEY,  
City Clerk.

CITY BOARD OF ELECTION  
REGISTRATION COMMISSIONERS.

INDIANAPOLIS, IND., June 4, 1917.

*Thomas A. Riley, Secretary of the City Registration Board, City:*

DEAR SIR—The three enclosed bills from Lewis-Forbes Lumber Company were sent here by mistake.

As you know, the City Council is supposed, according to the law, to arrange the room for the City Registration Board. In so far as these three bills are concerned, they seem to be all right, as I know the work was done. As for the price, I know not.

Hoping you will see that the bills are paid, I am

Yours truly,

EDW. MCGUFF,  
*Chief Clerk.*

LEWIS-FORBES LUMBER CO.

INDIANAPOLIS, IND., May 16, 1917.

Order of Mr. Spencer, delivered to Registration Bureau, City Hall:	
May 7, 1917—Installing counter with shelves, drawers, glass and hardware complete -----	\$175.00
May 14, 1917—Nine hours' labor by Mr. Huntington May 13-----	5.17
May 16, 1917—Plate glass counter top, less glass returned-----	67.55
Total -----	\$247.72

No discount allowed.

The communication and bills were referred to the Committee on Public Works.

From the Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,

OFFICE OF THE BOARD.

INDIANAPOLIS, IND., June 18, 1917.

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

GENTLEMEN—I am directed to submit for your consideration and approval the following ordinances:

An ordinance authorizing the sale and conveyance of Lots Nos. 7 and 8 in Russell's heirs' subdivision of Outlot No. 126, being part of property acquired for construction of Pogue's Run Drain, under the provisions of Declaratory Resolution No. 7322, such lots having been duly appraised as provided by law:

An ordinance (submitted in triplicate) approving a certain contract granting Michael J. Barrett Kelly the right to lay and maintain a side-track or switch from the south property line of Chicago street across and at right angles thereto to the north property line thereof, at the point of



intersection of said street with the east bank of the Canal, as more fully shown in accompanying blue prints; and

An ordinance authorizing the improvement of Orange Street (formerly Downey Street), from east curb line of Meridian Street to west curb line of Madison Avenue, by construction of curb, cement sidewalks and graded lawns, as provided for under Improvement Resolution No. 8942, a majority remonstrance having been filed against such improvement.

Very truly yours,

JOSEPH P. TURK,  
Clerk Board of Public Works.

#### REPORTS FROM STANDING COMMITTEES.

##### From the Committee on Public Works:

INDIANAPOLIS, IND., June 11, 1917.

*To the President and Members of the Common Council of the City of Indianapolis, Ind.:*

GENTLEMEN—We, your Committee on Public Works, to whom was referred General Ordinance No. 54, 1917, entitled "An ordinance amending section 1087 of General Ordinance No. 12, 1917," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

Respectfully submitted,

JOHN F. CONNOR,  
A. D. PORTER,  
EDWARD R. MILLER.

Mr. Connor moved that the report of the committee be concurred in. Carried.

##### From the Committee on City's Welfare:

INDIANAPOLIS, IND., June 18, 1917.

*To the President and Members of the Common Council, Indianapolis, Ind.:*

GENTLEMEN—We, your Committee on City's Welfare, to whom was referred General Ordinance No. 55, 1917, entitled "An Ordinance amending subdivision 'D' of Section 547 of General Ordinance No. 12, 1917," beg leave to report that we have had said ordinance under consideration, and recommend that the same be amended as follows: By striking out the word and figure two (2) in line five of Section 'D' as it appears in the printed proceedings of June 4, 1917, and inserting in lieu thereof the word and figure three (3), and when so amended the ordinance be passed.

Respectfully submitted,

JOHN F. CONNOR,  
EDWARD P. BARRY,  
ED MCGUFF.

Mr. Connor moved that the report of the committee be concurred in. Carried.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By the Board of Public Works:

SWITCH CONTRACT.

General Ordinance No. 56, 1917: An ordinance approving a certain contract granting Michael J. Barrett Kelly the right to lay and maintain a sidetrack or switch from the south property line of Chicago Street across and at right angles thereto to the north property line thereof, at the point of intersection of said street with the East Bank of Canal, according to blue print attached, in the City of Indianapolis, Indiana.

WHEREAS, Heretofore, to-wit: On the 12th day of June, 1917, Michael J. Barrett Kelly, of Indianapolis, Indiana, filed his petition before the Board of Public Works of the City of Indianapolis, as follows:

PETITION.

*To the Board of Public Works, City of Indianapolis:*

GENTLEMEN—I, the undersigned, Michael J. Barrett Kelly, of the City of Indianapolis, County of Marion, State of Indiana, hereby respectfully petition your Honorable Board for the right and privilege of securing a right of way for a Switch to run and extend from the South line of Chicago Street, in said City of Indianapolis, and across same and to the North line thereof at approximately right angles thereto, at a point in Chicago Street immediately adjacent to the place of intersection thereof with the East Bank of the Canal, said location being entirely surrounded by real estate owned, leased and controlled by this petitioner. Your petitioner suggests that said extremity of said Chicago Street is closed to traffic, there being no bridge across said Canal at that point and there being no outlet otherwise; that said location is of no other public use or value, and probably will never be, and that the right of way sought by this petitioner will damage neither any private owner nor infringe any public use or rights; that the proposed location for said proposed switch and the vicinity thereof is shown by the blue print attached hereto and by this reference made a part thereof.

Respectfully,

MICHAEL J. BARRETT KELLY.

NOW, THEREFORE, This agreement, made and entered into this 12th day of June, 1917, by and between Michael J. Barrett Kelly, of the City of Indianapolis, County of Marion, State of Indiana, party of the first part, and the City of Indianapolis, by and through its Board of Public Works, party of the second part.

WITNESSETH, That the party of the first part, being desirous of securing a right of way for a sidetrack or switch from the South property line of Chicago Street, in said City, and to extend at right angles across said street to the North property line thereof, at a point in said street immediately East of its intersection with the Canal in said City, in the City of Indianapolis, which is more specifically described as follows:



To begin at the South property line of said Chicago Street in said City of Indianapolis, and to extend at right angles thereto across said street to the North property line thereof, at a point in said street east of and adjoining the East Bank of the Canal in said City, said street being closed to traffic and there being no bridge across said Canal at that point, and said proposed right of way being entirely surrounded by lands owned, leased and controlled by said petitioner, and all as shown by the blue print submitted herewith, attached hereto and made a part hereof. That the center of said proposed switch will be 250 feet due West of both the Southwest and Northwest corners of said Rader and Chicago Streets in said City, hereby covenants and fully binds himself, his successors, legal representatives and assigns that, in consideration of the grant of the privileges and authority herein given, he will lay, construct and maintain said track upon the terms and conditions hereinafter set forth, to-wit :

(1) They shall be so laid, improved and kept in repair as to be safe for persons on foot, in vehicles or otherwise, and shall, at all times, be subject to the orders of the Board of Public Works of the City of Indianapolis.

(2) Said track and switch shall be laid upon such grade as shall be established by said Board, and shall be put down under its supervision and to its satisfaction and approval. Said track shall be raised or lowered to conform to any grade which may, from time to time, be hereafter established, whenever so ordered, in writing, by said Board, and shall be made to conform in all respects with any ordinance passed by the Common Council or with any resolution or resolutions made by said Board, for the elevation or depression of said tracks.

(3) The crossing where said track intersects-----shall, at all times, be kept improved and in repair and free from obstruction or defects of any kind. No car or cars shall be permitted to obstruct such crossing or to be permitted to be thereon except for such time as may be absolutely necessary in moving them back and forth, and they shall be at no time stopped or detained thereon in such manner as to obstruct public travel.

(4) Said party of the first part agrees, upon the written order of said Board, made for any good cause affecting the interest of the City or the public welfare, to take up and remove said track, and upon said party's failure so to do, upon such notification in writing of ten (10) days, to promptly pay the cost of having the same done, and the party of the first part hereby releases all claims for damages whatsoever that may arise by reason of such removal; and in removing said track or causing the same to be done, said Board shall in no wise become a trespasser.

(5) The party of the first part agrees to pave between said track to the entire satisfaction of the second party, and in case said tracks shall be or become out of repair or in need of being reconstructed, or become in any way defective (of which fact the said Board shall be the exclusive judge), it shall be the duty of the said party of the first part to promptly repair or remove same, failing in which, after notification in writing of ten (10) days, said Board shall do or cause the same to be done, at the expense of said party of the first part, and for which expense and cost the said party of the first part shall be liable.

(6) The said party of the first part herein binds himself to hold said party of the second part and said City harmless from any and all claims for damages growing out of the existence, maintenance or use of said track, and to pay any judgment, with costs, that may on that account be

rendered against the said party or said City, and also to pay all necessary expenses that may be incurred by said City in defending against any such claims.

(7) Any violations of any of the provisions of this instrument by said party of the first part, or by any one for it or at its instance or with its permission, shall operate as an immediate and absolute forfeiture of the privileges and authority given or granted by this contract, provided, however, that the same may be terminated by said Board, as hereinbefore set forth.

(8) Said party of the first part agrees that in the event the elevation of said switch track shall be required, he will cause said elevation to be made at his expense.

Said party of the second part by virtue of the provisions of an act of the General Assembly of the State of Indiana, entitled "An act concerning municipal corporations," approved March 6, 1905, and in consideration of the things hereinbefore set forth and upon the terms and provisions stipulated, hereby gives, grants and duly vests said party of the first part the right, privilege and authority to lay and maintain an additional sidetrack or switch across in the City of Indianapolis, all as shown by the drawing attached hereto, filed herewith and for greater certainty marked "Exhibit A."

IN WITNESS WHEREOF, We have hereunto set our hands this 12th day of June, 1917.

MICHAEL J. BARRETT KELLY,

Party of the First Part.

Witness:

Approved June 15, 1917.

CITY OF INDIANAPOLIS,

By E. L. ZIEGLER, *President*.

GEORGE B. GASTON,

*Board of Public Works,*

Party of the Second Part.

AND, WHEREAS, Said contract has been submitted by the Board of Public Works to the Common Council of the City of Indianapolis for its consideration and action, now, therefore,

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, that such contract above set forth be, and the same is, hereby in all things confirmed and approved.

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

Which was read a first time.

Mr. Connor moved that the rules be suspended and General Ordinance No. 56, 1917, be placed upon its passage.



The roll was called and the motion to suspend the rules carried by the following vote :

Ayes, 6, viz.: Messrs. Barry, Young, McGuff, Connor, Graham and President Michael J. Shea.

Noes, none.

Mr. Connor called for General Ordinance No. 56, 1917, for second reading. It was read a second time.

Mr. Connor moved that General Ordinance No. 56, 1917, be ordered engrossed, read a third time and placed upon its passage: Carried.

General Ordinance No. 56, 1917, was read a third time and passed by the following vote :

Ayes, 6, viz.: Messrs. Barry, Young, McGuff, Connor, Graham and President Michael J. Shea.

Noes, none.

By the Board of Public Works :

General Ordinance No. 57, 1916: An ordinance ordering the Board of Public Works of the City of Indianapolis, Indiana, to improve Orange Street, formerly Downey Street, from east curb line of Meridian Street to west curb line of Madison Avenue with curb, cement walks placed next to curb line, and graded lawns, as provided for under Improvement Resolution No. 8942, adopted May 2, 1917.

WHEREAS, The Board of Public Works of the City of Indianapolis did on the 2d day of May, 1917, adopt Improvement Resolution No. 8942, for the improvement of Orange Street, formerly Downey Street, from the east curb line of Meridian Street to west curb line of Madison Avenue with curb, cement walks placed next to curb line, and graded walks; and

WHEREAS, The said Board of Public Works did on the same day fix May 23, 1917, at 10 o'clock a. m. as the time to hear all persons interested, or whose property is affected by said improvement; and the notice of the passage of said resolution and of the said time for hearing was published on the 4th day of May, 1917, and on the 11th day of May, 1917, in the Indiana Daily Times, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 23d day of May, 1917, the Board having met in regular session, took final action on said improvement resolution, the same being confirmed without modification; and

WHEREAS, On the 1st day of June, 1917, a written remonstrance of a majority of the resident property owners was filed with the Board of Public Works against said improvement; and



WHEREAS, The Board of Public Works has submitted to the Common Council, for their consideration and action thereon, an ordinance ordering the Board of Public Works to proceed with the improvement of said street under said resolution; now, therefore,

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis that the Board of Public Works of the City of Indianapolis be and are hereby ordered to improve Orange Street, formerly Downey Street, from the east curb line of Meridian Street to the west curb line of Madison Avenue with curb, cement walks to be placed next to curb line, and graded walks, under Improvement Resolution No. 8942, adopted by the Board of Public Works on the 2d day of May, 1917.

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

Which was read a first time and referred to the Committee on Public Works.

By Mr. Shea (by request):

Special Ordinance No. 11, 1917: An ordinance disannexing certain territory from the City of Indianapolis, defining a part of the boundary line of said City, 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 lines of the City of Indianapolis be, and the same are, hereby changed and contracted so as to exclude the following described contiguous territory, all of which is hereby disannexed from the territory now constituting and forming the City of Indianapolis, in Marion County, Indiana, and made a part of Wayne Township, outside of said City, to-wit:

Beginning at the present corporation line of the City of Indianapolis in the center of the street known as Olin Avenue and on the South line of Tenth Street thence East along the South line of Tenth Street twenty-five feet to the East line of Olin Avenue; thence South along and upon the East line of Olin Avenue to the center of Little Eagle Creek; thence up said center line of Little Eagle Creek to the center line of Olin Avenue; thence North on the center line of Olin Avenue, the present corporation line of the City of Indianapolis, to the place of beginning; it being the intention of this ordinance to disannex from said City the East half of Olin Avenue from the South line of Tenth Street to the center of Little Eagle Creek, and that the East line of Olin Avenue shall hereafter constitute and be the corporation line of the City of Indianapolis, from the South line of Tenth Street South to the center of Little Eagle Creek.

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

PETITION FOR DISANNEXATION OF EAST HALF OF OLIN AVENUE FROM SOUTH LINE OF WEST TENTH STREET SOUTH TO CENTER OF LITTLE EAGLE CREEK.

*To the Common Council of the City of Indianapolis:*

GENTLEMEN—The undersigned, being residents and property owners on OLIN AVENUE from West Tenth Street South to Little Eagle Creek,

would respectfully represent to your honorable body that at the present time the corporation line of the City of Indianapolis extends along the center line of said Olin Avenue on that part of the Street above described.

That the East half of said Street lies within the City of Indianapolis and the West half of said Street lies in Wayne Township, outside of the City.

That under the opinion of the Corporation Counsel the City of Indianapolis has no legal authority to improve the half of said Street lying within the City; and the Trustee of Wayne Township is doubtful of his authority to improve the entire street under the present conditions, wherefore your petitioners respectfully ask that you may, by passing an ordinance, which is presented herewith, disannex the East half of the Street known as OLIN AVENUE, being twenty-five feet off the East side of said Street, from the South line of WEST TENTH STREET to the center of LITTLE EAGLE CREEK, so that WAYNE TOWNSHIP may have jurisdiction over the whole width of said Street along such course, and so that the same may be graded and graveled as a township road.

Respectfully submitted,

J. J. JONES,  
 EMMA JONES,  
 JANE LONG,  
 LEONE LOGAN,  
 J. A. LOGAN,  
 NEWTON THARP,  
 MRS. N. THARP,  
 J. F. OVERMAN,  
 M. S. OVERMAN,  
 JAS. A. THOMPSON,  
 CHARLES CARTER,  
 GEORGIA MARIE THOMPSON,  
 ROY HOLLOWELL,  
 709 Olin Avenue,  
 ANNA HOLLOWELL,  
 709 Olin Avenue,  
 A. L. SHIPMAN,  
 707 Olin Avenue,  
 MAUD SHIPMAN,  
 707 Olin Avenue,  
 RICHARD VOIGHT,  
 717 Olin Avenue,  
 MRS. ADDIE LOSEY,  
 721 Olin Avenue,  
 CARL LOSEY,  
 Olin Avenue,  
 JOHN LONTRY,  
 Olin Avenue.

STATE OF INDIANA,  
 MARION COUNTY.

William C. Thompson, being first duly sworn, upon his oath says: That no persons reside within the territory sought to be disannexed by the

petition and ordinance attached hereto, such territory being only the East half of a street. Affiant further states he drafted said petition and assisted in its circulation, and that the same has been signed by all of the resident property owners on Olin Avenue from the South line of Tenth Street to Little Eagle Creek, except two, and that the signers to said petition constitute more than a majority of the owners of real estate along the portion of said Street above described.

WM. C. THOMPSON,

Subscribed and sworn to before me this 18th day of June, 1917.

RICHARD M. COLEMAN,

*Notary Public.*

Commission expires January 4, 1920.

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

By the Board of Public Works:

Special Ordinance No. 12, 1917: An Ordinance to authorize the sale of certain real estate belonging to the City of Indianapolis, Indiana.

WHEREAS, The Department of Public Works of the City of Indianapolis desires to sell and convey certain real estate owned by the City and acquired by it in connection with the construction of the Pogue's Run sewer, said real estate being situate in the City of Indianapolis, in Marion County, Indiana, and being more particularly described as follows:

Lots Numbers 7 and 8, in Russell's Heirs' Subdivision of Outlot Number 26, in the City of Indianapolis, a plat of which Subdivision is recorded in the records of the Recorder's Office of Marion County, Indiana, in Plat Book Number 2, at page 24, which real estate is no longer needed by the City of Indianapolis, except the City's right to maintain the Pogue's Run sewer under the surface of said lots, said two lots fronting East on Meridian Street, and each being 32 feet front thereon; and,

WHEREAS, On the 4th day of January, 1916, on the petition of the Board of Works of the City of Indianapolis, appraisers were appointed by the Judge of the Marion Circuit Court of Marion County, Indiana, to appraise said two lots, together with numerous other tracts of real estate, likewise acquired by the City for said purpose, and said appraisers duly and in writing appraised said two lots (and said other parcels of real estate), the said petition, appointment and the said appraisalment of said appraisers being as follows, to-wit:

STATE OF INDIANA,  
COUNTY OF MARION,  
SS:

IN THE MARION CIRCUIT COURT.

In the Matter of the Sale of Certain Real Estate by the Board of Public Works.



## PETITION FOR THE APPOINTMENT OF APPRAISERS.

The Board of Public Works respectfully petitions the Court and shows that it has in its care and custody certain real estate belonging to the City of Indianapolis, Indiana, which is no longer needed and no longer fit for the purpose for which it was intended to be used and which this Board deems advisable to sell, all as shown by the inventory attached hereto and made a part hereof, and marked "Exhibit A."

Wherefore your petitioner prays the Court to appoint as appraisers for said property three disinterested freeholders of the City of Indianapolis, neither of whom shall be officers or employes of said City of Indianapolis, to make an appraisalment and sworn valuation of said property in writing, and return the same to the Mayor of said City of Indianapolis, Indiana.

Dated this 30th day of December, 1915.

J. A. RINK,  
HUBERT S. RILEY,  
GEO. B. GASTON,  
*Board of Public Works.*

STATE OF INDIANA,  
MARION COUNTY,

SS:

In the Matter of the Sale of Certain Real Estate by the Board of Public Works.

## APPOINTMENT OF APPRAISERS.

Comes now the Board of Public Works, and having presented the inventory, attached hereto of certain real estate in the care and custody of said Board, which said Board desires to sell, and petitions the Court to appoint three (3) disinterested freeholders of the City of Indianapolis, County of Marion, and State of Indiana, as appraisers for said property, and the Court being fully advised in the premises, does hereby appoint John Roberts, Charles Brown and William Low Rice, neither of whom are officers or employes of said City, as appraisers to make an appraisalment and sworn valuation of said property in writing and return the same to the Mayor of said City.

Dated this 4th day of January, 1916.

LOUIS B. EWBANK,  
*Judge Marion Circuit Court.*

## EXHIBIT A.

In the Matter of the Sale of Certain Real Estate by the Board of Public Works.

## INVENTORY.

We, the undersigned, Board of Public Works, do hereby inventory the following real estate belonging to the City of Indianapolis, Indiana, which is no longer needed and no longer fit for the purpose for which it was intended to be used, and which it is deemed advisable by this Board, which has the care and custody of such property of said City, to sell, namely:

- Lot No. 7, Russell's Subdivision Outlot 26.
- Lot No. 8, Russell's Subdivision Outlot 26.
- Lot No. 14, McKernan & Price's Subdivision Outlot 126.
- Lot No. 14, Yandes' Subdivision Outlot 130.
- Lot No. 15, Yandes' Subdivision Outlot 130.
- Lot No. 16, Yandes' Subdivision Outlot 130.
- Lot No. 43, Yandes' Subdivision Outlot 130.

- Lot No. 44, Yandes' Subdivision Outlot 130.
- Lot No. 45, Yandes' Subdivision Outlot 130.
- Lot No. 46, Yandes' Subdivision Outlot 130.
- Lot No. 35, Yandes' Subdivision Outlot 130.
- Lot No. 34, Yandes' Subdivision Outlot 130.
- Lot No. 33, Yandes' Subdivision Outlot 130.

J. A. RINK,  
 HUBERT S. RILEY,  
 GEO. B. GASTON,  
*Board of Public Works.*

STATE OF INDIANA,  
 MARION COUNTY,  
 SS:

In the Matter of the Sale of Certain Real Estate by the Department of Public Works.

APPRAISEMENTS.

The undersigned, having been duly sworn, on oath depose and say:

That, having been duly appointed by the Judge of the Circuit Court in and for said County and State aforesaid to make appraisement and sworn valuation of certain real estate inventoried by the Board of Public Works for the purpose of making sale of same, we do now hereby honestly and truly appraise such property as being of the fair and reasonable value herein indicated, as follows:

Lot No. 7, Russell's Subdivision Outlot 26.....	\$ 100.00 per ft.
Lot No. 8, Russell's Subdivision Outlot 26.....	100.00 per ft.
Lot No. 14, McKernan & Pierce's Subdivision Outlot 126....	550.00
Lot No. 14, Yandes' Subdivision Outlot 130.....	1,350.00
Lot No. 15, Yandes' Subdivision Outlot 130.....	750.00
Lot No. 16, Yandes' Subdivision Outlot 130.....	1,850.00
Lot No. 43, Yandes' Subdivision Outlot 130.....	700.00
Lot No. 44, Yandes' Subdivision Outlot 130.....	900.00
Lot No. 45, Yandes' Subdivision Outlot 130.....	700.00
Lot No. 46, Yandes' Subdivision Outlot 130.....	900.00
Lot No. 35, Yandes' Subdivision Outlot 130.....	550.00
Lot No. 34, Yandes' Subdivision Outlot 130.....	550.00
Lot No. 33, Yandes' Subdivision Outlot 130.....	550.00

JOHN W. ROBERTS,  
 CHAS. W. BROWN,  
 WILLIAM LOW RICE,  
*Appraisers.*

STATE OF INDIANA,  
MARION COUNTY,  
SS:

Subscribed and sworn to before me, a Notary Public, this 8th day of April, 1916.

MOHLER McVEY,  
*Notary Public.*

My Commission expires November 24, 1919.

(Notarial Seal.) )

and,

WHEREAS, The Mayor of said City has approved the proceedings for the sale of all of the real estate so appraised and said appraisement thereof, and the City Council of said City, by General Ordinance No. 68, 1916, passed December 4, 1916, has authorized the sale by the City of all of said real estate so appraised, except said lots Numbers 7 and 8, hereinbefore particularly described, such approval of the Mayor being in writing and reading as follows:

APPROVAL BY MAYOR.

I, Joseph E. Bell, Mayor of the City of Indianapolis, Indiana, do hereby approve the foregoing proceedings and contemplated sale of the property herein inventoried, and also approve the appraisements, and sworn valuation made by said appraisers.

Dated this 12th day of April, 1916.

J. E. BELL,  
*Mayor.*

and,

WHEREAS, The foregoing appraisement and contemplated sale of said lots Numbers 7 and 8, in Russell's Heirs' Subdivision of Outlot Number 26, in the City of Indianapolis, has been submitted to the Common Council of the City of Indianapolis for its consideration and action,

Now, therefore,

ORDINANCE APPROVING SALE.

SECTION 1. Be it Ordained by the Common Council of the City of Indianapolis, Indiana, that said appraisement of said lots Numbers 7 and 8, in Russell's Heirs' Subdivision of Outlot Number 26, in the City of Indianapolis, and in Marion County, Indiana, is hereby approved, and the sale is hereby authorized at a sum not less than the appraised value of said two lots, respectively; that is to say, said Lot 7 at not less than Thirty-two Hundred Dollars (\$3,200) and said Lot 8 at not less than Thirty-two Hundred Dollars (\$3,200); the same to be sold, however, subject to the right of the City to maintain "Pogue's Run Drain" as now constructed, east and west, through said two lots.

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

Which was read a first time and referred to the Committee on Public Works.



## INTRODUCTION OF MISCELLANEOUS BUSINESS.

## Communication from the City Judge:

CITY COURT OF THE  
CITY OF INDIANAPOLIS.  
JAMES E. DEERY, JUDGE.

INDIANAPOLIS, IND., June 18, 1917.

*Mr. Michael Shea, President Common Council, City of Indianapolis, Ind.:*

MY DEAR MR. SHEA—General Ordinance No. 30, 1914, entitled "An Ordinance for the Regulation of Street Traffic in the City of Indianapolis, Indiana," provides a penalty for violation of a fine not less than \$10.00 nor more than \$100.00.

In order that the police may successfully regulate traffic it is necessary that they make arrests for technical violations of this ordinance. In most cases violations are due to carelessness. The least the Court can assess is a fine of \$10.00 and costs, making a total of \$15.00. I believe that the ends of justice would be served if the minimum penalty were made \$1.00, instead of \$10.00. People arrested under this ordinance do not understand that the minimum penalty is \$10.00, and as a rule cannot understand why the Court assesses such a heavy penalty.

I would respectfully suggest that Section 12 of this ordinance be amended by striking out the words "ten dollars" and substitute in lieu thereof the words "one dollar," so as to make the minimum penalty \$1.00. I believe that fine and costs amounting to \$6.00 would be sufficient penalty for the majority of cases of violation of the parking ordinance.

With best wishes, I am

Respectfully yours,

JAMES E. DEERY,  
*City Judge.*

Which was read and referred to the Committee on Public Works.

## ORDINANCES ON SECOND READING.

Mr. Connor called for General Ordinance No. 54, 1917, for second reading. It was read a second time.

Mr. Connor moved that General Ordinance No. 54, 1917, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 54, 1917, was read a third time and passed by the following vote:

Ayes, 6, viz.: Messrs. Barry, Young, McGuff, Connor, Graham and President Michael J. Shea.

Noes, none.

Mr. Connor called for General Ordinance No. 55, 1917, for second reading. It was read a second time.

Mr. Connor moved that General Ordinance No. 55, 1917, be amended as recommended by the committee. Carried.

Mr. Connor moved that General Ordinance No. 55, 1917, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 55, 1917, was read a third time and passed by the following vote:

Ayes, 6, viz.: Messrs. Barry, Young, McGuff, Connor, Graham and President Michael J. Shea.

Noes, none.

On motion of Mr. Young, the Common Council, at 8:35 o'clock P. M., adjourned.

*Michael J. Shea*

.....  
President.

ATTEST:

*Thomas G. O'Leary*

.....  
City Clerk.

