

PROCEEDINGS OF BOARD OF EQUALIZATION.

FIRST SESSION—AUGUST 3, 1885.

The Common Council and Board of Aldermen of the City of Indianapolis, together with the City Clerk and City Assessor, met as a Board of Equalization in the Council Chamber, on Monday evening, August 3d, A. D. 1885, at eight o'clock, pursuant to the following call :

NOTICE TO TAX PAYERS.

OFFICE OF THE CITY CLERK, *Indianapolis*, July 22, 1885.

Notice is hereby given to the tax payers that, in pursuance of the provisions of Section 59 of the City Charter, the Common Council and Board of Aldermen, together with the City Clerk and City Assessor, will meet in the Chamber of the Common Council, in the City of Indianapolis, on Monday evening, August 3d, 1885, as a Board of Equalization, to hear and decide complaints, if there be any, and equalize the appraisements for the year 1885, as right and justice may require.

GEO. T. BREUNIG, City Clerk.

A roll-call was had with the following result :

PRESENT—Hon. John L. McMaster, Mayor, and Henry J. Prier, President *pro tem.* of the Board of Aldermen, in the Chair; Geo. T. Breunig, City Clerk, Eugene Saulcy, City Assessor. Aldermen Bernhamer, Endly, King, McHugh, Pritchard and Tallentire. Councilmen Benjamin, Cowie, Coy, Dowling, Downey, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Wharton and Wolf—32.

ABSENT—Aldermen Cobb, Cox, and Brainard Rorison. Councilmen Curry, Doyle, and Trusler—6.

The following report from the City Assessor was read :

OFFICE OF CITY ASSESSOR, *Indianapolis, Ind.*, Aug. 3, 1885.

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith submit my annual report of the taxable property of the City of Indianapolis for the year 1885.

Value of lots, \$22,599,700. Value of improvements, \$17,787,600. Value of Personal, \$12,857,075. Total taxables, \$53,244,375. The number of polls is 16,396.

Respectfully submitted,

EUGENE SAULCY, City Assessor.

Councilman Smither offered the following resolution :

Resolved, That the Mayor appoint a committee of five, one from each Aldermanic district, who shall meet at the City Assessor's office on Tuesday, August 4

at 10 o'clock, A. M., and meet from day to day for ten days, to whom shall be referred the assessment list, and all complaints against any assessment, reporting their proceedings back to this Board of Equalization at their future meeting to be held August 13th, 1885.

Which was adopted by the following vote :

AYES, 29—viz. Aldermen Bernhamer, Endly, King, McHugh, Prier, Pritchard and Tallentire: Councilmen Benjamin, Cowie, Coy, Dowling, Downey, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Wharton and Wolf
NAYS—None.

His Honor, the Mayor, as per foregoing resolution, appointed Aldermen Tallentire and McHugh and Councilmen Curry, Smither and Reynolds to act as the members of such committee.

On motion by Alderman Bernhamer, the Board adjourned to meet August 13th, 1885.

JOHN L. McMASTER, Mayor,
President of Board of Equalization.

Attest: GEO. T. BREUNIG, City Clerk.

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—AUGUST 3, 1885.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, August 3d, A. D. 1885, immediately after the adjournment of the Board of Equalization.

PRESENT—Hon. John L. McMaster, Mayor, and, *ex officio*, President of the Common Council, in the Chair, and 24 members, viz: Councilmen Benjamin, Cowie, Coy, Curry, Dowling, Downey, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

ABSENT, 1—viz. Councilman Doyle.

The Proceedings of the Common Council for the regular session, held July 20th, 1885, 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 erecting the following described lamp-posts; constructing the following sewer; for making the following street improvements, and for building a stone wall, were opened, read, and referred to the Committee on Contracts, with instructions that the committee report on the construction of the sewer at this session:

(S. O. 77, 1883)—For the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Yandes street, between Malott avenue and Seventh street.

(S. O. 18, 1884)—For the erection of three lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Louisiana street, between East and Noble streets.

(G. O. 70, 1884)—For the construction of a brick sewer in and along Massachusetts avenue, from Bellefontaine avenue to Alabama street.

(S. O. 1, 1885)—For the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Michigan street, between Noble and Pine streets.

(S. O. 47, 1885)—For grading and graveling the first alley west of Arsenal avenue, from Washington street to Market street.

(S. O. 49, 1885)—For curbing with stone the outer edges of the sidewalks of North street, from Pennsylvania street to Delaware street.

(S. O. 52, 1885)—For the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipes), on Mississippi street, between Herbert and Twelfth streets, to be located on the west side of Mississippi street.

(S. O. 54, 1885)—For grading and paving with brick the sidewalks of Eighth street, from Central avenue to the Wabash Railroad tracks.

For building a stone wall on the north side of Pogue's Run, from Tennessee street to the first alley east of Tennessee street.

REPORTS FROM COMMITTEE ON CONTRACTS.

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

To the Mayor and Common Council:

Gentlemen:—Your Committee on Contracts, to whom were referred the following bids:

14th. For grading and graveling the roadway of Meridian street, from Morris street to Palmer street.

Richter & Twiname.....	85 cents per lineal foot front on each side.
James W. Hudson.....	85 cents per lineal foot front on each side.
R. P. Dunning.....	85 cents per lineal foot front on each side.
J. L. Spaulding.....	85 cents per lineal foot front on each side.
J. H. Forrest.....	82 cents per lineal foot front on each side.
Fulmer & Seibert.....	72 cents per lineal foot front on each side.
David A. Haywood.....	67 cents per lineal foot front on each side.
Geo. W. Buchanan.....	64 cents per lineal foot front on each side.
Hanway & Cooper.....	62 cents per lineal foot front on each side.
Robert Kennington	53 cents per lineal foot front on each side.

Beg leave to report that we have examined the bids, also the street required to be improved, and the remonstrances to said improvement. We find the street much in need of improvement; that the bid of Robert Kennington is a very low one. We therefore recommend that the contract be awarded to him as the best and lowest bidder, he taking the responsibility, and not holding the city liable for any assessments on private property outside the city limits.

Respectfully submitted,

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

Later in the session, the same committee, 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 proposals, received this August 3, 1885, for constructing a sewer in and along Massachusetts avenue, from Alabama street to Bellefontaine street, have examined the same and find them to be as follows:

Richter and Twiname, four foot, \$4.54 per lineal foot; three and one-half, \$4.34; man-holes, \$19.50; catch-basin, \$69.00.

Whitsit and Adams, four foot, \$4.57 per lineal foot; three and one-half, \$3.39; man-holes, \$24.00; catch-basin, \$85.00.

A. Bruner, four foot, \$4.05 per lineal foot; three and one-half, \$3.60; man-holes, \$35.00; catch-basins, \$58.00.

Robert Kennington, four foot, \$3.75 per lineal foot; three and one-half, \$3.65; man-holes, \$25.00; catch-basins, \$75.00.

Dunning and Roney, four foot, \$3.95 per lineal foot; three and one-half, \$3.25; man-holes, \$35.00; catch-basins, \$95.00.

Fulmer and Seibert, four foot, \$3.87 per lineal foot; three and one-half, \$3.37; man-holes, \$32.00; catch-basins, \$53.00.

Fulmer and Seibert being the lowest and best bidders, recommend they 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 contracts 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 R. P. Dunning, for grading and bowldering the first alley west of Mississippi street, from Michigan street to Indiana avenue. Bond, \$300.00; surety, L. A. Fulmer.

Contract and bond of John Hennessey, for grading and graveling the first alley south of Spann avenue, from Linden street to Laurel street. Bond, \$300.00; surety, Fred. Gansberg.

Contract and bond of Henry C. Roney, for grading and paving with brick, the west sidewalk of Pennsylvania street, from Eighth street to the first alley south of Ninth street. Bond, \$300.00; surety, James W. Hudson.

Contract and bond of David A. Haywood, for building three fire cisterns, at the following points, viz: One at the intersection of the National Road and Miley avenue; one at the corner of Hill avenue and Newman street; one on Willow street, between Spruce and Reid streets. Bond, \$2,500.00; sureties, L. A. Fulmer and James W. Hudson.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

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:

1st. A first and final estimate in behalf of Fulmer & Seibert for grading and graveling Wright street and sidewalks, from Coburn street to Sanders street:

1,182 lineal feet, at 43 cents.....\$508.25

2d. A first and final estimate in behalf of Henry C. Roney, for grading and paving with brick the sidewalks of Coburn street, from East street to Virginia avenue:

4,815.80 lineal feet, at 38 cents.....\$1,830.02

3d. A first and final estimate in behalf of R. P. Dunning, for grading and paving with brick the north sidewalk of Indiana avenue, from St. Clair street to Leland street.

662 lineal feet, at 39 cents.....\$258.18

4th. A first and final estimate in behalf of J. D. Hoss & Co. for grading and graveling the first alley east of Ash street, from Seventh street to Eighth street.

1,231.20 lineal feet, at 16 cents.....	\$197 00
12.66 square yards rebowldering, at 25 cents.....	3 16
Total	\$200 16
5th. A first and final estimate in behalf of J. L. Spaulding, for grading and paving the north sidewalk of St. Clair street, from Mississippi street to the Canal	
389.60 lineal feet, at 32 cents.....	\$124 67
6th. A second and partial estimate in behalf of Fulmer & Seibert, for improving the State Ditch.	
15,000 cubic yards excavation, at 16 cents.....	\$2,400 00
Less ten per cent	240 00
Amount allowed.....	\$2,160 00
7th. A first and final estimate in behalf of W. W. Loucks, for constructing and erecting a combination bridge, on Sixth street, over the Canal, according to contract,.....	
	\$912 00
8th. A first and final estimate in behalf of John A. Whitsit, for erecting stone abutments for a bridge on East street, over Pogue's Run.	
243.90 cubic yards of dry excavation, at 15 cents.....	\$ 36 58
567.40 cubic yards of wet excavation, at 47 cents.....	266 67
1,440 lineal feet piling, at 30 cents.....	432 00
9,732 lineal feet of sheet piling, \$25....	243 30
34,632 lineal feet foundation timber, \$19.35.....	670 13
517.41 cubic yards of masonry, \$6.28	3,223 46
12 cubic yards rubble masonry, \$4.00.....	48 00
Total	\$4,920 15
9th. A first and partial estimate in behalf of Thomas Cummings, for building stone abutments, for a combination bridge on Eddy street, over Pogue's Run.	
189.88 cubic yards masonry, \$4.50.....	\$ 854 46
474.34 cubic yards dry excavation, at 12 cents.....	56 91
460.16 cubic yards wet excavation, at 45 cents.....	207 06
3,240 feet of timber, B. M., \$20	64 80
1,080 cubic feet of heavy timber, at 15 cents.....	162 00
22 lineal feet 18-inch sewer pipe, at \$1.00.....	22 00
22 lineal feet 15-inch sewer pipe, at 75 cents.....	16 50
Total	\$1,383 75
10th. A first and final estimate in behalf of Thomas Cummings, for building stone abutments for a combination bridge on Sixth street, over the canal.	
225.05 cubic yards of masonry, at \$4.80.....	\$1,080 24
710.75 cubic yards of dry excavation at 12 cents..	85 29
1,052.22 cubic yards of wet excavation, 45 cents.....	473 49
3,120 feet timber, B. M., \$20.....	62 40
1,040 cubic feet heavy timber, at 15 cents.....	156 00
Total	\$1,857 42
Total both estimates.....	3,241 17
Less amount reserved.....	41 17
Amount allowed this estimate.....	\$3,200 00

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 Fulmer & Seibert, for grading and graveling Wright street and sidewalks, from Coburn street to Sanders 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, 22—viz. Councilmen Benjamin, Cowie, Coy, Curry, Dowling, Downey, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wolf.

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 Henry C. Roney, for grading and paving with brick, the sidewalks of Coburn street, from East street to Virginia 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, 22—viz. Councilmen Benjamin, Cowie, Coy, Curry, Dowling, Downey, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wolf.

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 R. P. Dunning, for grading and paving with brick, the north sidewalk of Indiana avenue, from St. Clair street to Leland 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, 22—viz. Councilmen Benjamin, Cowie, Coy, Curry, Dowling, Downey, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wolf.

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. D. Hoss & Co., for grading and graveling the first alley east of Ash street, from Seventh street to Eighth 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, 22—viz. Councilmen Benjamin, Cowie, Coy, Curry, Dowling, Downey, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wolf.

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 north sidewalk of St. Clair street, from Mississippi street to the Canal 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, 22—viz. Councilmen Benjamin, Cowie, Coy, Curry, Dowling, Downey, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wolf.

NAYS—None.

The City Civil Engineer and Street Commissioner submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—On July 13, 1885, you instructed the Street Commissioner to change the grade of English avenue, so as to drain said avenue into Reid street, and also that the work be done under the direction of the City Civil Engineer. We desire to report that we have investigated the matter, and find that the change contemplated by the above motion, is impracticable, for the following reasons:

First—The grade of English avenue has a fall of 15 of a foot per hundred feet, to the west; therefore, to change the grade to run the water in the opposite direction, would necessarily cut said avenue at Reid street, four and one-half feet lower than the present grade.

Second—By Section 3,073 of the Acts of the General Assembly governing incorporated cities generally, on page 10, Revision of Ordinances of 1883, the change of grade of any street once properly established, is prohibited, without first having assessed and tendered the amount of damages sustained by parties along the line of said proposed change.

We are of the opinion that said gutters need improving, and therefore recommend they be bowldered and curbed, as has been done from Dillon street to Linden street. On account of the above facts, we deem it necessary to ask for further instructions.

Respectfully submitted,

C. S. RONEY, Street Commissioner.

S. H. SHEARER, City Civil Engineer.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—In accordance with the first clause of Section 14 of G. O. 41, of 1882, "An ordinance to increase the public revenues of the City of Indianapolis, by licensing Saloons," etc., ordained May 23, 1882, I herewith report the amount of money realized by the city from licenses issued under the provisions of said ordinance, viz:

From liquor licenses from August 4, 1884, to August 3, 1885.....	\$17,984 98
From Western Union Tel. Co., (for Mutual Union Tel. Co.).....	144 00
Total for one year to August 3, 1885.....	\$18,128 98
Amount reported August 4, 1884.....	45,749 94
Total to date.....	\$63,878 92

I have also delivered to the City Treasurer a statement showing the amount received from August 4th, 1884, to August 3, 1885, as is required by said ordinance.

Respectfully submitted,

August 3d, 1885.

GEO. T. BREUNIG, City Clerk.

The City Clerk submitted the following report; which was referred to the Finance Committee:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith submit an itemized statement, showing the amount of orders drawn on the city treasury during the month of July, 1885, viz:

Board of Health.....	\$ 311 10	
Bridges.....	254 03	
City Assessor's Department.....	600 90	
City Civil Engineer's Department.....	211 40	
City Dispensary.....	252 75	
City Hall.....	507 45	
City Hospital and Branch.....	1,557 18	
City Treasurer's per centage.....	229 57	
Cemetery.....	30 00	
Fire Department.....	10,203 04	
Gas.....	5,516 57	
Interest on bonds.....	1,202 50	
Judgments and costs.....	17 40	
Markets.....	20 35	
Market-Masters' fees.....	267 95	
Parks.....	131 20	
Police.....	4,663 31	
Printing.....	237 94	
Salary.....	5,561 25	
Sewers.....	60 50	
Station House.....	237 89	
Street improvements.....	1,882 87	
Street openings and vacations.....	7 00	
Street repairs.....	3,603 32	
		\$ 37,567 47
School fund.....	\$ 661 29	
Sewer fund.....	300 59	
Sinking fund.....	90 18	
		1,052 06
Special sewers.....	\$ 4,947 17	
Market House and Public Hall.....	6,827 50	
		11,774 67
Grand total.....		\$ 50,394 20

Respectfully submitted,

GEO. T. BREUNIG, City Clerk.

The City Treasurer submitted the following report; which was referred to the Finance Committee:

Report of I. N. PATTISON, City Treasurer, for the month of July, 1885.

RECEIPTS.

From benefits.....	\$ 150 00
From coal licenses.....	20 00
From dog licenses.....	424 00
From dray licenses.....	218 00
From express licenses.....	498 00
From fines and fees.....	346 10
From hack licenses.....	258 00
From huckster licenses.....	1,008 00
From liquor licenses.....	676 00
From Market-masters' fees.....	397 00
From market rents.....	625 00
From peddlers' licenses.....	27 00
From sale of old material—(Fire Department).....	38 00
From show licenses.....	36 00
From tapping sewers.....	1 00
From taxes current.....	66 00
From tax sales delinquent.....	82 00
From taxes delinquent.....	4,395 00
Total.....	\$ 9,268 00
Balance on hand July 1st, 1885.....	202,328 00
	\$211,597 00

DISBURSEMENTS.

For Board of Health.....	\$ 311 00
For bridges.....	254 00
For cemeteries.....	15 00
For City Assessor's department.....	600 00
For City Civil Engineer's department.....	197 00
For City Dispensary.....	252 00
For City Hall.....	57 00
For City Hospital and Branch.....	1,709 00
For Fire Department.....	9,986 00
For gas.....	5,516 00
For interest on bonds.....	1,202 00
For judgments and costs.....	47 00
For markets.....	26 00
For Market-Masters' fees.....	267 00
For parks.....	126 00
For police.....	4,663 00
For printing.....	237 00
For per centage.....	229 00
For salary.....	5,373 00
For sewers.....	60 00
For sewer fund.....	300 00
For sinking fund.....	90 00
For Station House.....	236 00
For street improvements.....	1,789 00
For street openings and vacations.....	19 00
For street repairs.....	3,676 00
Total.....	\$ 37,249 00
Balance on hand August 1st, 1885.....	174,348 00
	\$211,597 00

TOMLINSON ESTATE.

Receipts.

Balance on hand July 1st, 1885.....	\$ 63,727 06
	<u>\$ 63,727 06</u>

Disbursements.

Market House and Public Hall.....	\$ 6,827 50
Balance on hand August 1st, 1885.....	56,899 56
	<u>\$ 63,727 06</u>

ADDITIONAL CITY HALL FUND.

Balance on hand July 1st, 1885.....	\$ 45,749 94
Balance on hand August 1st, 1885.....	\$ 45,749 94

SEWER FUND.

Receipts.

Balance on hand July 1st, 1885.....	\$ 45,597 47
From June taxes.....	300 59
	<u>\$ 45,898 06</u>

Disbursements.

Special Sewer.....	\$ 4,947 17
Balance on hand August 1st, 1885.....	40,950 89
	<u>\$ 45,898 06</u>

SINKING FUND.

Balance on hand July 1st, 1885.....	\$ 46,129 26
From June taxes.....	90 18
	<u>\$ 46,219 44</u>
Balance on hand August 1st, 1885.....	\$ 46,219 44

Respectfully submitted,

I. N. PATTISON, City Treasurer.

To GEORGE T. BREUNIG, City Clerk.

The City Clerk submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

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

Richter & Twiname vs. Washington C. De Pauw, for.....	\$23 40
Richter & Twiname vs. Washington C. De Pauw, for.....	11 44
James W. Hudson vs. Jacob Streicher's heirs, viz: Jacob Streicher, his son; Mrs. Barbara Streicher, his wife, and James R. Ruth, Assignee for Jacob Streicher, for.....	8 23
James W. Hudson vs. Jacob Streicher's heirs, viz: Jacob Streicher, his son; Mrs. Barbara Streicher, his wife, and James R. Ruth, Assignee for Jacob Streicher, for.....	55 00
Robert P. Dunning vs. Chauncey L. Turner, for.....	25 08

Respectfully submitted,

GEO. T. BREUNIG, City Clerk.

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

AYES, 18—viz. Councilmen Benjamin, Cowie, Coy, Curry, Dowling, Gallahue, Haugh, Mack, Moran, McClelland, Pearson, Rees, Reynolds, Sheppard, Smithe, Spahr, Trusler, and Wolf.

NAYS, 6—viz. Councilmen Downey, Edenharter, Newcomb, Reinecke, Thalman and Wharton.

The Chief Fire Engineer submitted the following report; which was received:

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

Gentlemen.—The following hydrants have been placed in service, and are now ready for use: No. 667, northwest corner of Olive and the alley between Orange and Prospect streets; No. 668, southwest corner of Olive and Orange streets.

Respectfully submitted,

J. H. WEBSTER, Chief Fire Engineer.

The City Attorney submitted the following report; which was received, the lease approved, and the Mayor instructed to execute the same on behalf of the city:

To the Mayor and Common Council:

Gentlemen.—As per your instructions at the last meeting, I have procured a lease to be executed by the owners of the West Market ground to the city, for one year from August 8th, and present the same herewith for your consideration. It is an exact copy of the one now running.

Respectfully submitted,

C. S. DENNY, City Attorney.

The Rental Agent submitted the following report; which was received

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

Gentlemen.—I herewith report collections of rents of the Tomlinson Estate for the month of July, 1885, as follows:

Mrs. Mary Dwyer, No. 113 north Illinois street.....	\$ 30 00
Mrs. Hannah Overman, No. 115 north Illinois street.....	15 00
Mrs. W. H. Mahan, No. 117 north Illinois street.....	30 00
Paul Sherman, on No. 21, Indiana avenue.....	15 00
	<hr/>
	\$90 00
Less commission, 3½ per cent.	3 15
	<hr/>
	\$86 85
Less repairs	2 00
	<hr/>
	\$84 85

Respectfully submitted,

April 6th 1885.

WM. HADLEY, Agent.

By consent, Councilman Haugh presented the following proposition which was referred to the Committee on Streets and Alleys:

Indianapolis, August 3, 1885.

I will sell to the City of Indianapolis, for the sum of five hundred dollars, the following described real estate in said city, for the purpose of straightening and widening Massachusetts avenue, to-wit:

Beginning at a point on the north line of Massachusetts avenue forty-nine and even-tenths (49.7) feet west of the southeast corner of Lot No. 75, in Butler's second addition to the City of Indianapolis; thence northeastwardly along the north line of Massachusetts avenue extended, seventy-nine and four-tenths (79.4) feet, to the intersection of said north line of Massachusetts avenue with the west line of Alvord street; thence south along the east line of said Lot No. 75, fifty-one and eight-tenths (51.8) feet, to the southeast corner of said Lot 75 above described; thence west along the south line of Lots seventy-five (75) and seventy-three (73) forty-nine and even-tenths (49.7) feet, to the place of beginning; conveyance to be quit-claim deed.

JNO. W. RAY.

That the foregoing proposition be accepted, upon condition that a good and sufficient deed be executed.

The Superintendents of the City Hospital and City Dispensary submitted reports for July, 1885; which were read and received.

The Directors of the Belt Railroad submitted the following report; which, on motion by Councilman Spahr, was referred to the City Attorney, to report at a subsequent meeting if the city's rights in the matter are being fully protected:

Indianapolis, August 3, 1885.

To the Mayor and Common Council:

Gentlemen:—The undersigned, City Directors of the Belt Railroad and Stock Yard Company, as required by action of your honorable body at the last meeting, have examined into the matters referred to, and beg leave to submit the following report:

The capital stock of the company is \$1,000,000. The bonded debt of the company is \$1,000,000. Of this amount \$500,000 is due to the City of Indianapolis, and is secured by a first mortgage on all the company's property—a copy of which may be found in the printed Proceedings of the Council for the year 1877-'8, page 490. The other \$500,000 of mortgage bonds were issued April 30, 1881, payable to a Trustee, and were negotiated through the banking house of W. H. Newbold's Son & Co., Philadelphia. These bonds run thirty years from date of issuance, and bear six per cent. interest, payable semi-annually. The declared purpose of this loan was to raise money "with which to extend, complete and improve the road of the company and its facilities," as shown by the resolutions of the stockholders and Board of Directors, adopted prior to its negotiation, copies of which are set out in the mortgage securing the bonds, the same being of record in the Recorder's office of Marion County, in Mortgage Record No. 111, page 293. The greater portion, if not all, of the money thus raised, was divided among the stockholders, instead of being used to improve the property of the company. But to offset this, the company has, from time to time, expended large sums out of its earnings, in construction and improvements, the total outlay on these accounts being \$1,576,029.48, as shown by the books of the company, or \$1,076,029.48 more than the amount originally borrowed on the city's credit.

In addition to the \$500,000 borrowed by the company in 1881, bonds of said company for as much more were issued at the same time, payable to Conrad Baker, Trustee, and secured by the same mortgage; but none of these latter bonds have ever been negotiated. An examination of the mortgage will show that no part of said half million of additional bonds shall ever be negotiated or used, except for the purpose of taking up and retiring the bonds held by the City of Indianapolis. And by an express stipulation, the Trustee is forbidden to certify any of said series of bonds, except in exchange for a like amount of the city's bonds, or for the purpose of raising cash with which to take up a like quantity of the same.

Your Directors further report, that the Belt Company executed a lease on the 7th day of October, 1882, for a term of nine hundred and ninety-nine years, to the Indianapolis Union Railway Company. Said instrument is too long to fully ab

stract here, but we hand a copy thereof to the Clerk with this report, for the inspection of your honorable body, directing your special attention to the second, fifth and fifteenth clauses thereof. From these it will be seen that the rental and earnings of the Belt Company will enable it to promptly meet the interest on the city's bonds as they mature. The Auditor of the company informs us that the income of the company under this lease, including the earnings of the Stock Yard, will pay reasonable dividends to the stockholders in addition; and we think this is true. We shall do what we can to induce the Directors to establish a sinking fund with which to meet a portion, at least, of the city's bonds when the principal falls due. As to our success in this, we make no predictions.

In the extension of the company's road from the Bee Line to the Wabash tracks, the city has acquired additional security on her bonds, as her mortgage covers all additions to the company's road or property. This addition has also increased the Belt Company's rental from the Union Company, which is evidenced by a supplemental lease recently executed.

As the city's Directors, we will, at the next meeting of the Board, try to have steps taken looking to the appointment of a successor to Conrad Baker, deceased, as Trustee named in the bonds aforesaid, as provided for in the mortgage, into whose custody the same may be turned.

Respectfully submitted,

WM. H. MORRISON,
JOHN M. KITCHEN.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Hospital Board, through Councilman Newcomb, submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—We desire to call your attention to the question of steam heat for the City Hospital. The buildings are now completed and there is no method by which the wards and halls can be heated sufficiently to prevent suffering by the patients.

The only heating apparatus now available consists of the grates and some soft and hard coal stoves. During last winter they were entirely inadequate for the comfortable heating of the building, and during the extreme cold weather it was almost impossible to prevent suffering. As you are aware the quantity of coal consumed is largely in excess of that which would be necessary for heating the building if done by steam. The coal bills from October 1, 1884, to March 31, 1885, amounted to twelve hundred and fourteen (1,214) dollars, being an average of two hundred and two dollars (\$202.33) for the six months in which the chief necessity exists for using coal.

As to the absolute necessity of introducing steam heat before another winter there can be no question. In view of this recognized necessity the finance committee has included the sum of five thousand (5,000) dollars in their estimates of the expense of the current year.

To all meetings of the Hospital Board and Aldermanic Hospital Committee thus far held to consider the question of steam heating every member of the Council and Board of Aldermen has been given a personal written invitation. The action thus far taken has resulted in our advertising for bids to be received until August 12, 4 P. M. The advertisement states that we reserve the right to reject any or all bids, and that any bid accepted is done so conditioned upon the approval of the Council and Board of Aldermen.

We have learned since advertising that it is desired that we should first obtain official permission to proceed in this matter from your honorable bodies, and that is the purpose of this communication. We deemed a personal invitation to each member to be present at meetings called to consider this subject sufficient before this matter should formally come before you for approval or disapproval of the

tract. But in compliance with your wishes we respectfully and earnestly request your approval of the action we have thus far taken.

Respectfully,

W. C. Newcomb,
P. M. Gallahue,
Philip J. Doyle,
Hospital Board.

Will F. A. Bernhamer,
Aldermanic Committee.

Councilman Haugh moved to non-concur in the report.

On motion by Councilman Pearson, the report was concurred in by the following vote:

YES, 16—viz. Councilmen Coy, Curry, Dowling, Edenbarter, Gallahue, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reynolds, Sheppard, Smither, Spahr, and Wharton.

NAYS, 6—viz. Councilmen Benjamin, Downey, Haugh, Reinecke, Trusler, and Wolf.

Councilman Haugh moved that the Hospital Board advertise for proposals in April, 1886; which was ruled out of order.

The Board of Public Improvements, through Councilman Reynolds, submitted the following report; which was received, and the recommendations severally concurred in:

to the Mayor, Common Council and Board of Aldermen:

Gentlemen.—The Board of Public Improvements, to whom was referred the following motions beg leave to report as follows:

1st. That the Street Commissioner be instructed to at once remove the cement gutters at the intersection of Vermont and Pennsylvania streets, and rebowlder the same, and make open gutters, in order that the street may have proper drainage. Recommend the work be done.

2d. That the Street Commissioner be and is hereby instructed to repair Seventh street from Alabama street to New Jersey street as soon as possible. Recommend the work be done.

3d. That the Street Commissioner be and is hereby instructed to fill up the chuck holes on Locust street from McCarty to Morris streets. Recommend the work be done.

4th. That the Street Commissioner be and is hereby instructed to fill up the back holes on Chestnut street, from Madison avenue to Hanway street. Work has been done.

5th. That the Street Commissioner be instructed to at once fill up the chuck holes on Mississippi street from Washington to North streets. Work has been done.

6th. That the Street Commissioner be directed to repair Shelby street, between Pleasant Run and the Belt Road, as the street is now almost impassible. Recommend work be done.

7th. That the Street Commissioner be and is hereby directed to open the gutters on Morris street, from Chestnut to Meridian street. Recommend the work be done.

8th. That the Street Commissioner be instructed to fill up chuck holes of Alabama street, from Walnut street to St. Clair street. Recommend the work be done.

9th. That the Street Commissioner be instructed to fill up the chuck holes in Ohio street, between Meridian and Pennsylvania streets. Recommend work be done.

10th. That the Street Commissioner be instructed to fill up chuck holes north Tennessee street, from North street to Second street, with gravel. Recommend the work be done.

11th. That the Street Commissioner be instructed to fill up chuck holes Tennessee street, from Washington street to North street, with gravel. Recommend the work be done.

12th. That the Street Commissioner be directed to place wooden foot bridge over gutter crossings at Eighth and Mississippi streets. Recommend the work be done.

13th. That the Street Commissioner be and is hereby directed to spread gravel where needed on Seventh street, between Meridian and Tennessee streets. Recommend work be done.

M. M. Reynolds.
John R. Cowie.
Wm. Curry.
Board of Public Improvements.

The Board of Public Improvements and Street Commissioner, 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 July, together with total expenditures to August 1st, 1885:

Pay-rolls.....	\$ 3,306 87
Blacksmithing.....	25 65
Boulders.....	66 00
Catch-basin castings.....	19 25
Fountain repairs.....	8 63
Gravel.....	71 92
Hardware.....	47 75
Lumber.....	655 91
Sand.....	80 35

Total expenditures for the month of July.....	\$ 4,282 30
Total expenditures per last report.....	11,481 60

Total expenditures to August 1st, 1885.....	\$15,763 90
---------------------------------------------	-------------

Respectfully submitted,

M. M. Reynolds,
John R. Cowie,
Wm. Curry,
Board of Public Improvements.

C. S. RONEY, Street Commissioner.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Accounts and Claims, through Councilman McClelland, submitted the following report; which was concurred in:

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

Gentlemen:—Your Committee to whom was referred the claim of John M. Higgins, for damages caused to his horse by falling through a bridge at the corner of Virginia avenue and Alabama street, would report that they have carefully inquired into such matter, and recommend that Mr. Higgins be allowed the sum of thirty dollars, which sum he agrees to take in full settlement and payment therefor.

Respectfully submitted,

Robert McClelland,
P. M. Gallahue,
Wm. Curry,
Committee on Accounts and Claims.

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

to the Mayor and Common Council:

Gentlemen:—Your Judiciary Committee, to whom was referred various papers, have examined into the matters referred to therein, and report thereon as follows:

1st. We recommend that the taxes asked to be refunded to Georgiana Smith, be not paid.

2d. We recommend that the petition of Chris. Hilgenberg, asking for refunding of money paid as taxes on Lots 25 and 26, in Out lot 14, west of White River, be not granted.

3d. We recommend that the City Treasurer make the necessary corrections on the tax duplicates in reference to the payment of taxes by Mary L. Wilson, as petitioned for by her on July 9th.

4th. We recommend that the city's portion of the overplus of taxes paid by the Camp Packing Company, to-wit, ninety-five dollars, as shown by its petition presented July 9th, be refunded, said company having been erroneously assessed with nine thousand five hundred dollars too much.

5th. We do not believe there is any legal liability against the city on account of the injuries received by Samuel Adams by the falling of the wall at the East street culvert; but the accident was a very sad one. Mr. Adams had long been a faithful employe of the city. He is so badly injured that he will never be able to perform any considerable amount of manual labor, which was his only means of earning a living for himself and family. It was the intention of the city to pay him a sum equal to his regular wages, up to the time when it was supposed he would be able to again go to work, until he brought his suit. We believe he was badly advised. We believe it would be charity well bestowed, to grant his petition, and commend that three hundred dollars be allowed, on the conditions named therein.

Respectfully submitted,

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

The Committee on Public Light, through Councilman Gallahue, submitted the following report; which was concurred in:

to the Mayor and Common Council:

Gentlemen:—Your Committee on Public Light, to whom was referred the motion to locate Vapor lamps on Illinois street, between McCarty and Ray streets; on Michigan street, between East and Noble streets; on north West street, Third street, Torbet, Center and Pratt streets; also, on Pleasant street, between Dillon and Reid streets; on Linden street, between Prospekt and Willow streets, as designated by the City Civil Engineer, recommend said motions be adopted.

Respectfully submitted,

P. M. Gallahue,
T. F. Smither,
Fred. J. Mack,
Committee on Public Light.

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

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

Gentlemen:—Your Committee on Railroads, to whom was referred the motion of granting the Union Railway Company an extension of time for the improvement of Pogue's Run at the Union Depot until next spring, beg to report we have given the matter careful consideration, and find they have so cleaned out the arches as to

give two hundred square feet of water way, and would recommend the extension of time be granted.

Respectfully submitted,

John R. Pearson,
Isaac Thalman,
J. H. Sheppard,
Committee on Railroads.

REPORTS FROM SELECT COMMITTEES.

Councilman Cowie, in behalf of a certain Special Committee on Telephones, submitted the following *majority* report:

To the Council and Board of Aldermen:

Gentlemen:—Your Special Committee, to whom was referred an ordinance for the repeal of the Telephone ordinance, report: That since the appointment of your committees, the Telephone Company, by its officers, and the committee of citizens representing the Telephone patrons, have for the present compromised their differences, in substance as follows: That until a test case upon the question of the validity of the recent act of the Legislature upon the subject of Telephone rates can be passed upon by the Supreme Court of Indiana, the Telephone patrons will pay the present rate for telephone service.

Further, the Citizens' Committee recommended to your committee that they take no action in this matter, until such test case be passed upon by the courts, more properly, that no action should *now* be taken by the city.

Your committee, hearing the report that the Telephone Company, since the compromise, had *advanced* rates outside of a mile circuit from Exchange building, requested the Superintendent of the company to furnish your committee a written statement of their doings in this regard, as appeared by their books. Mr. Hock furnished your committee with the following report upon this subject, which we submit herewith for your information. We recommend no action be at this time taken upon the ordinance referred to us.

Respectfully submitted,

John R. Cowie,
Chas. E. Haugh,
Isaac Thalman,
M. M. Reynolds,
Council Committee.

James A. Pritchard,
Thomas E. Endly,
Aldermanic Committee.

Councilman Edenharter, in behalf of the same committee, submitted the following *minority* report:

To the Mayor and Members of the Common Council:

Gentlemen:—The undersigned, member of the Committee appointed by you to examine the merits of the Telephone repealing ordinance, desire to state that unless the Central Union Telephone Company of this city comply with the spirit and demand of the accompanying resolution, that said ordinance pass.

We make this recommendation after giving the matter considerable thought; 1st, Because we believe that the Central Union Telephone Company should be compelled to obey the law, as far as it lies in our power to make them do so; 2d, In our judgment they have secured an advantage over our citizens which we should not countenance, because of the fact that the so-called compromise is a contract which gives the citizens nothing, and secures for the Telephone Company more than they claimed in their wildest moments; 3d, Because such contract is an agreement between two parties to violate the law.

For these reasons we ask that the following resolution be adopted:

Resolved, That the City Clerk be, and is hereby, directed to notify the Central Union Telephone Company that unless they certify to him, in plain and positive language, within twenty-four hours after the passage of this resolution by the Co-

Common Council and Board of Aldermen, that they will, irrespective of any contract made as between them and other parties, comply with the law as passed by the last legislature, that we will deem it sufficient cause to pass the ordinance now on file repealing their charter.

And be it further Resolved, That in case the Central Union Telephone Company refuses to certify the same within the time specified, or violate the law after making such certification, then the said Clerk shall notify the Mayor immediately, who shall then call a special meeting of this body to carry into effect the provisions of his resolution respecting the above ordinance.

G. F. EDENHARTER,
Minority of Committee.

Councilman Spahr moved that the *minority* report be concurred in.

Councilman Rees moved as a substitute, that action on the report be postponed; which was laid on the table, on motion by Councilman Thalman.

The *minority* report then failed of concurrence, by the following vote:

AYES, 10—viz. Councilmen Curry, Downey, Edenharter, Gallahue, Mack, Moran, Rees, Reinecke, Spahr, and Wolf.

NAYS, 13—viz. Councilmen Benjamin, Cowie, Coy, Dowling, Haugh, McClelland, Newcomb, Pearson, Reynolds, Smither, Thalman, Trusler, and Wharton.

Councilman Rees was excused for the remainder of this session.

The *majority* report was then concurred in.

Councilman Spahr, in behalf of a certain Special Committee on the Stems claim, submitted the following report:

To the Mayor and Members of the Common Council:

Gentlemen.—Your special committee to whom was referred the Stem matters with a view to adjusting the same, would respectfully report unto this honorable body as follows:

Your committee has given the matter in hand very careful consideration. We have examined the various resolutions and ordinances relating to the matter. We have also examined Messrs Dean, Weaver and Tucker, of the old City Hall Commission. We have also examined Messrs. Ketcham and Fink, architects of our city, and Mr. Stem, and we find that the Council and Board did, on the 28th day of November, 1881, pass resolutions authorizing the City Hall Commissioners to advertise for plans and drawings for a city hall and market place, offering a premium of four hundred dollars to the person or persons furnishing the best, two hundred and fifty dollars to the second, and one hundred and fifty dollars to the third. The Messrs. Stems entered into this competition, and the first premium was awarded to them. The Market House Commissioners then decided to adopt the Stem plans, and so reported to the Council and Board. The Council and Board passed an ordinance directing the Commissioners to build a city hall and market house according to the Stem plans, at an estimated cost of one hundred and fifty thousand dollars, employing the Messrs. Stems as architects and supervisors thereof at three (3) per cent. on the costs of such building, such employment being made on the part of the city by the Market House Commissioners.

It was afterwards decided by said City Hall and Market House Commissioners that the market house feature ought to be omitted from said building, which was recommended to the Council and Board, and by said bodies accepted, and to this

and a new ordinance was drafted, and passed the Council and Board, and by said bodies accepted, and to this end a new ordinance was drafted and passed the Council and Board, and was signed by the Mayor and President of the Board.

This new ordinance provided for the erection of a city hall at an estimated cost of one hundred and thirty-five thousand dollars, and employed the Messrs. Stems as the supervising architects, at three (3) per cent of the cost of such building, less the amount theretofore paid them by the city for work on the city hall and market house as premium or otherwise. This work necessitated a double set of plans on the part of the Messrs. Stems, which they have prepared. The city was enjoined from the erection of such building, and now the question is, how much ought the Messrs. Stems to receive for the work thus performed? From the evidence before your committee the sum of three (3) per cent. was very low. But Mr. Stems says he desired the job for its advertisement and prestige, and for the reason agreed to do the work at the low sum of three (3) per cent. Recently the city again commenced the building of a city hall and market house and did not award to the Messrs. Stems the contract as supervising architects. In view of all the facts, we have very serious doubts as to whether or not the Messrs. Stems have not been injured by this action of the city. As to just what basis of settlement ought to be agreed upon, your committee is at a loss to determine. But we are of the opinion that a settlement on the basis of two and one-tenth (2 1-10) per cent on the estimated cost of the building enjoined would be perfectly safe, and at least a settlement as favorable as that is due the Messrs. Stems. This would then figure out the

Amount to be allowed.....	\$2,835 00
Amount already paid.....	1,900 00
Balance due.....	\$ 935 00

This amount we would recommend be paid to the Messrs. Stems, provided they will accept the same in full of all claims against the city growing out of the matters.

Geo. W. Spahr,
Charles E. Haugh,
Frank E. Benjamin,
Special Committee.

Councilman Pearson moved that the report be concurred in.

Councilman Thalman moved to postpone action until the next meeting.

Councilman Cowie moved to lay the above motion on the table.

Which failed of adoption, by the following vote:

AYES, 8—viz. Councilmen Benjamin, Cowie, Coy, Edenharter, Haugh, Sheppard, Spahr, and Wharton.

NAYS, 12—viz. Councilmen Downey, Gallahue, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Smither, Thalman, and Trusler.

Councilman Thalman's motion to postpone action, was then adopted.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following messages were read, and the action of the Board concurred in:

to the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, July 27th, 1885, granted the prayer of the following petition:

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

Gentlemen:—The undersigned desires to erect under the sidewalk adjoining his premises, on Lot No. 34, in Blake's subdivision of Out-lot No. 170, on Pratt street, said city, a coal vault, for the purpose of passing and moving coal into petitioner's cellar, at said premises. The proposed vault is to be of the following dimensions substantially, to-wit: Seven (7) feet wide; eight (8) feet long, and six (6) feet high in the clear, and the time required for the completion thereof, will be two weeks. Wherefore petitioner prays that the City Clerk be authorized and required to issue permit allowing petitioner to erect the vault above mentioned, conformable to the laws and ordinances in that behalf provided.

July 27, 1885.

I. L. FRANKEM."

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

to the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber, Monday evening, July 27, 1885, adopted the following motion accompanying the following report:

to the Mayor, Common Council and Board of Aldermen:

Gentlemen:—On locating the Public Fountain at the intersection of Virginia avenue, Prospect, Dillon and Shelby streets, I find that the interests of the public would be better served if the stone crossing now leading from the west side of said avenue, to about the center thereof, were taken up and re-laid from the corner of Coburn street and said avenue (south of the Fountain) to the southeast corner of Prospect and Shelby streets; and that a new crossing should be laid from the northwest corner of Dillon and Prospect streets to the southwest corner of said avenue and Shelby street; also, a new crossing from the northeast corner of said avenue and Prospect street, on the line of said avenue, to the location of the Fountain. Respectfully submitted, S. H. SHEARER, City Civil Engineer.

That the Street Commissioner *at once* repair the stone crossings at the new Fountain at the foot of Virginia avenue, in accordance with the recommendation of the City Civil Engineer, herewith submitted with this motion.

I submit the same for your consideration.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

The following message was read, the Council recessed from their former action, and approved the action of the Board:

to the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, July 27th, 1885, non-concurred in your action in directing the Street Commissioner to notify persons who took up the brick and curb on Massachusetts avenue, between Ohio and New York streets, to replace the same; also, granting permission to M. S. Huey to bowlder a crossing on Massachusetts avenue across the sidewalk.

I submit the same for your consideration.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

The following message was read and received:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—The Board of Aldermen at its session held July 27, 1885, adopted the following motion :

That this Board will not concur in the acceptance of any proposal for heating the city hospital by steam, or any other matter involving the expenditure of money, until the Council or Board of Aldermen by concurrent action shall instruct the City Clerk to advertise for bids.

I report the above for your information.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk,

APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances were introduced and placed upon their final passage, without a suspension of the rules.

The Chief Fire Engineer introduced the following entitled ordinance which was read the first and second times, ordered engrossed, and read the third time :

Ap. O. 36, 1885—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department [Amount appropriated, \$1,342.14.]

And it was passed by the following vote :

AYES, 15—viz. Councilmen Benjamin, Cowie, Coy, Edenharter, Gallahue, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Spahr, Thalman, Trusler and Wharton.

NAYS—None.

The Hospital Board introduced the following entitled ordinance, which was read the first and second times, ordered engrossed, and read the third time :

Ap. O. 37, 1885—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$1,569.88.]

And it was passed by the following vote :

AYES, 15—viz. Councilmen Benjamin, Cowie, Coy, Edenharter, Gallahue, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Spahr, Thalman, Trusler and Wharton.

NAYS—None.

By the Committee on Accounts and Claims, through Councilman McClelland, the following entitled ordinance was introduced, read the first and second times, ordered engrossed, and read the third time :

Ap. O. 38, 1885—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$25,673.68.]

And it was passed by the following vote:

YES, 15—viz. Councilmen Benjamin, Cowie, Coy, Edenharter, Gallahue, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Spahr, Thalman, Trusler, and Wharton.

AYS—None.

By the City Clerk, on behalf of the Police Commissioners, the following entitled ordinance was introduced, read the first and second times, and read the third time:

O. 39, 1885—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House. [Amount appropriated, \$172.17.]

And it was passed by the following vote:

YES, 15—viz. Councilmen Benjamin, Cowie, Coy, Edenharter, Gallahue, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Spahr, Thalman, Trusler, and Wharton.

AYS—None.

It being now nearly eleven o'clock, on motion by Councilman Thalman, the time was extended, by the following vote:

YES, 18—viz. Councilmen Benjamin, Cowie, Coy, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wharton.

AYS—None.

By consent, Councilman Spahr offered the following resolution; which was referred to the Committee on Sewers and Drainage:

Resolved, by the Council and Board, That the City Civil Engineer be, and he is hereby, directed to prepare plans and specifications, and advertise for bids, for the extension of the Ray street sewer, with an eighteen inch Akron sewer pipe, to White River, similar to the plan or drawing on the reverse side hereof.

Councilman Thalman presented a statement from the Board of Health, showing work done from January 1st to August 1st, 1885; which was read, and ordered placed on file in the City Clerk's office, and not printed in the Proceedings.

On motion by Councilman Thalman, the action at the last meeting, in passing S. O's 60 and 61, of 1885, (see page 436, *ante*), was reconsidered by a unanimous vote.

The following entitled ordinance was read the third time:

O. 60, 1885—An ordinance to provide for grading and bowldering the first alley north of New York street, from Tennessee street to the second alley east of Tennessee street.

And it was passed by the following vote:

AYES, 18—viz. Councilmen Benjamin, Coy, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Sheppard, Spalding, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

The following entitled ordinance was read the third time:

S. O. 61, 1885—An ordinance to provide for grading and bowldering the first alley east of Tennessee street, from New York street to the first alley north of New York street.

And it was passed by the following vote:

AYES, 18—viz. Councilmen Benjamin, Coy, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Sheppard, Spalding, Thalman, Trusler, Wharton, and Wolf.

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 Coy:

S. O. 80, 1885—An ordinance to provide for grading and bowldering the north gutter of Merrill street, from Alabama street to the J., M. & I. Railroad tracks.

By Councilman Mack, for Councilman Curry:

G. O. 28, 1885—An ordinance making it unlawful to deposit garbage and filth in the streets and alleys of the City of Indianapolis.

By Councilman Gallahue, accompanied with petition:

S. O. 81, 1885—An ordinance to provide for grading and paving with brick, the sidewalks of Grove street, from Virginia avenue to Dillon street.

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

Gentlemen:—The undersigned, owner of real estate fronting on Grove street, between Virginia avenue and Dillon street, respectfully petitions for the passage of an ordinance providing for grading and paving with brick the sidewalks of Grove street, between the points named.

JACOB WOESSNER.

By Councilman Gallahue:

G. O. 29, 1885—An ordinance requiring saloon keepers to pay an annual license of forty-eight dollars for the use of the General Fund of the City of Indianapolis.

By Councilman Smither:

S. O. 82, 1885—An ordinance to provide for grading and paving with brick, the west sidewalk of Blackford street, from North street to the first alley north of North street.

By Councilman Spahr:

- S. O. 83, 1885—An ordinance to provide for grading and graveling the first alley south of Sixth street, from Alabama street to Delaware street.
- S. O. 84, 1885—An ordinance to provide for grading and graveling the first alley west of Alabama street, from Sixth street to the first alley south of Sixth street.

By Councilman Wolf:

- S. O. 85, 1885—An ordinance to provide for grading, bowldering and curbing the gutters of Wyoming street, and paving with brick the sidewalks thereof, from Delaware street to High street.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

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

That the Street Commissioner be, and he is hereby, instructed to fill the chuck-holes in Georgia street, between Meridian and Pennsylvania streets.

Councilman Benjamin offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, instructed to repair the crossing across the alley on the north side of Georgia street, between Meridian and Pennsylvania streets.

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

That the Street Commissioner be, and is hereby, directed to lay a double stone crossing on the south side of Market street across Noble street.

Councilman Edenharter presented the following petition; which was referred to the Board of Public Improvements:

To the Honorable, the Mayor, Board of Aldermen,

and Common Council of the City of Indianapolis:

Gentlemen:—The undersigned, citizens and property owners of the Eighth and Nineteenth Wards of this city, living on the line of Washington street, from Noble street to State street, respectfully represent that said street has not been repaired in any manner for several years past; and as they pay fully as much taxes for the support of the city as other more favored localities, which are continually repaired, they claim that they are entitled to some consideration, and therefore respectfully ask that said street may be ordered to be put in thorough repair, which can be done for a comparatively small expense, with broken stone, as it is a Macadamized street, made at great expense to the property owners, and a trifling outlay will make and keep it one of the best thoroughfares of the city for many years.

Very respectfully,

Henry Helm, A. Danmeyer, C. F. Schwier, A. Barthel,
Wm. Dell, J. C. Hirschman, Fred. Knefler, H. W.
Piel, Chas. F. Piel, S. D. Fraser, Aug. Aldag, C. Zimmer-
merman, Wm. F. Piel, Jr., Wm. F. Reasner, Frank M.
Dell, Schwikle & Prange.

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

That six Vapor lights be erected on Walcott street, under the direction of the City Civil Engineer.

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

That the Street Commissioner be instructed, under the supervision of the City Civil Engineer, to place stone crossing on south Pine street, between Noble street and Virginia avenue.

Councilman Haugh offered the following motion; which was adopted:

That the City Clerk be instructed to re-place the broken ink stands on the desks of the Council Chamber, with new ones.

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

That the Street Commissioner be, and is hereby, directed to clean the gutters on Union street.

That the Street Commissioner be, and is hereby, directed to at once fill up the chuck-holes on Madison avenue.

That the Street Commissioner be, and is hereby, directed to fill up Locust street, between McCarty and Ray streets, so as to relieve the accumulation of water in said street, and that said alley may be made to drain in the cross alley to Union street.

Councilman Mack offered the following motions; which were severally adopted:

That the Street Commissioner be directed to have the troughs of the drinking fountains throughout the city cleaned and put in good condition and furnish cups for same.

That A. Sauer, J. Schmidt and A. Klotz, be allowed to pave with brick the sidewalk in front of their property on the south side of McCarty street, between Illinois and Meridian streets, at their own expense and under direction of the City Civil Engineer.

Councilman Mack offered the following motion, which was referred to the Committee on Public Light:

That the Vapor Light Company be directed to place six of their posts and lamps on the east side of south Meridian street, between Kansas and Palmer streets, and also four lamps on Union street, between Hill and Palmer streets.

Councilman McClelland offered the following motion, which was referred to the Committee on Water:

That the Indianapolis Water Company be instructed to lay water mains on North street, from Pine street to Dorman street.

Councilman McClelland offered the following motion, which was referred to the Committee on Public Light :

That the City Civil Engineer be instructed to locate Vapor Street Lamps on John street, between Dorman and Hanna streets; on St. Clair street, between Pine street and the Bee-Line Railroad; on Peru avenue, between North street and Massachusetts avenue; on Biddle street, between Pine street and the Bee-Line Railroad, and on Archer street, between Clifford avenue and Michigan street.

Councilman McClelland presented the following petition, which was referred to the Committee on Streets and Alleys :

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

Gentlemen:—The undersigned, owners of real estate fronting on Biddle street, between Pine street and the first alley west of Dorman street, respectfully petition your honorable bodies to pass a resolution changing the name of said Biddle street to Walnut street.

James H. Deery, Mrs. Jas. Breen, Robert McClelland.

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

That the Street Commissioner be instructed to repair St. Clair street, from Meridian street to Mississippi street, by filling the chuck-holes with gravel.

Councilman Pearson offered the following motions; which were severally referred to the Committee on Public Light :

That the City Civil Engineer be instructed to locate three Gasoline Street Lamps on Fayette street, between First and Second streets.

That the City Civil Engineer be instructed to locate three Gasoline Street Lamps on St. Clair street, between Mississippi and Fayette streets.

Councilman Pearson offered the following motion :

WHEREAS, It has been reported and stated in the daily newspapers of this city that a member of this body has openly and publicly stated that he bribed certain members of a former Council to vote for a particular measure; now, therefore, it is hereby

Moved, That a committee of five be appointed to make inquiry into such matter and report as to the truth of such charges at the next meeting of this Council.

Which was adopted, by the following vote:

AYES, 14—viz. Councilmen Dowling, Gallahue, Haugh, Mack, Morson, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Smither, Thalman, Trusler, and Wharton.

NAYS, 7—viz. Councilmen Benjamin, Cowie, Coy, Edenharter, Sheppard, Spahr, and Wolf.

The Chair, as per foregoing motion, appointed Councilmen Pearson, Mack, Trusler, McClelland and Reinecke to act as the members of such committee.

Councilman Reinecke offered the following motion, which was adopted:

That the Committee on Public Property be directed to at once purchase a pump stock for the driven well in Garfield Park.

Councilman Reinecke offered the following motions, which were referred to the Committee on Public Light :

That the Vapor Light Company be directed to place three posts with lights, on Bismarck street, under the direction of the City Civil Engineer.

That the Vapor Light Company be directed to place three posts with lights, on Merrill street, between Virginia avenue and East street, under the direction of the City Civil Engineer.

Councilmen Dowling and Coy were excused for the remainder of this session.

Councilman Reynolds offered the following motions, which were severally adopted :

That William Shingler be granted permission to pave with brick the sidewalk in front of property on Eighth street, said work to be done under the direction of the City Civil Engineer, and at his own expense.

That the Street Commissioner be instructed to open Yandes street from Ninth street to Twelfth street. Also, to open Clyde street from Yandes street to the west crossing of Belt Railroad.

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

That the Street Commissioner be directed to bowlder the alley running east from Blake to Douglass streets, and between Michigan and New York streets, said alley having been already graded and graveled, and paid for by the property owners; the City Civil Engineer being compelled to change the grade of the alley to allow for a free flow of water on Douglass street.

Councilman Smither offered the following motion, which was adopted:

That the Street Commissioner be instructed to immediately clean up Pratt street as far as necessary to make it passable.

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

That the City Civil Engineer be directed to designate points where Vapor Lights shall be located in different Wards.

Councilman Spahr offered the following motions, which were severally adopted :

That the Indianapolis Water Company be and is hereby ordered and directed to extend its water mains on Park avenue from Eighth street to Ninth street.

That Mr. M. J. Osgood be permitted to tap the water main in front of his property on north Meridian street, with permission of the water works company, provided that the said Osgood shall leave said Meridian street in as good condition as he finds it.

Councilman Spahr offered the following motion :

That the Street Commissioner be, and he is hereby, directed to re-gravel the roadway of Park avenue, between the State Ditch and Tenth street, with gravel now being taken out of the State Ditch.

On motion by Councilman Trusler the words, "with gravel now being taken out of the State Ditch," were stricken out of above motion and then adopted.

Councilman Trusler offered the following motion, which was adopted :

That the Chief Fire Engineer be instructed to remove the fire-alarm box from the corner of Olive and Orange streets to the corner of Willow and Olive.

Councilman Trusler offered the following motion, which was referred to the Board of Public Improvement :

That the Street Commissioner be instructed to protect Spruce and Linden streets at Pleasant Run, against damage by water, and to close the same by fencing, that persons ignorant of the locality, may not drive over the embankment.

Councilman Wharton presented the following petition, which was referred to the Judiciary Committee and City Attorney :

Indianapolis, July 23d, 1885.

To the Common Council and Board of Aldermen :

Gentlemen:—I am the owner of Lot No. one (1), in McKernan's subdivision of Lot twelve (12), in Square twenty-eight (28), in Drake's addition to the City of Indianapolis. On May 25th, 1874, there was a street assessment made against said lot for one hundred and forty-five dollars, on account of widening Tinker (Seventh) street. The same did not appear upon my abstract when I purchased the lot, and I had no knowledge of the existence of such a claim for several years after I owned the lot, when it was placed upon the tax duplicate by the City Treasurer at the instance of the Board of Equalization.

The Statute under which this assessment was made, did not, in terms, provide that such an assessment should be a lien upon the real estate, and the city has never tried to collect any of the Seventh street assessments, for the reason that the city could not buy it; no citizens would, because of the very doubtful character of the lien. Petitioner says the same is void, and nothing more than an apparent lien upon his property. Wherefore he prays your honorable bodies to authorize the City Treasurer to certify the same off his books.

Very respectfully submitted,

JOSEPH G. STEMEN.

Councilman Wolf offered the following motion :

That the J., M. & I. R. R. Co. be and is hereby directed to remove switch stand from Hanway street crossing, and if not done within ten days the Street Commissioner do it at their expense.

Councilman Newcomb moved to refer the motion to the Board of Public Improvements; which failed of adoption :

The motion was then adopted.

PENDING ORDINANCES.

The following entitled ordinance was read the second time, amended by striking out the words "gutters and sidewalks," and inserting in lieu thereof the words "south gutter and sidewalk;" ordered engrossed and amended, and read the third time.

S. O. 73, 1885—An ordinance to provide for grading, bowldering and curbing the gutters, and widening the sidewalks of First street, from Tennessee street to Mississippi street.

And it was passed by the following vote:

AYES, 18—viz. Councilmen Benjamin, Edenharter, Gallahue, Haugh, Mack Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Sheppard, Smither Spahr, Thalman, Trusler, Wharton and Wolf.

NAYS—None.

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

S. O. 74, 1885—An ordinance to provide for grading and paving with brick, the east sidewalk of Union street, from Hill street to Hanway street.

And it was passed by the following vote:

AYES, 18—viz. Councilmen Benjamin, Edenharter, Gallahue, Haugh, Mack Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Sheppard, Smither Spahr, Thalman, Trusler, Wharton and Wolf.

NAYS—None.

On motion, the Common Council then adjourned.

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

Attest: GEO. T. BREUNIG, City Clerk.