

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—DECEMBER 21, 1885.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, December 21st, 1885, at seven o'clock, in regular session.

PRESENT—Hon. John L. McMaster, Mayor, and, *ex officio*, President of the Common Council, in the Chair, and 28 members, viz: Councilmen Benjamin, Coy, Curry, Dowling, Doyle, Edenharter, Gallahue, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

ABSENT, 2—viz. Councilmen Cowie, and Downey.

The Proceedings of the Common Council for the sessions held November 2d, November 16th, November 23d, December 7th, December 14th and 16th, and Joint Convention held December 16th, 1885, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

REPORT FROM COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Newcomb, submitted the following report, which was received, and the contracts severally awarded as recommended :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Your Committee on Contracts, to whom was referred the proposals received December 7, 1885, have examined the same, and find them to be as follows:

1st. For grading and graveling the first alley south of Stevens street, from Water street to Virginia avenue.

Richter & Twiname	42 cents per lineal foot front on each side.
Robert Kennington.....	40 cents per lineal foot front on each side.
J. W. Cooper & Co.	40 cents per lineal foot front on each side.
D. A. Haywood.....	38 cents per lineal foot front on each side.
G. W. Buchanan.....	36 cents per lineal foot front on each side.
Fulmer & Seibert.....	32 cents per lineal foot front on each side.
Fred. Gansberg	20 cents per lineal foot front on each side.

Fred. Gansberg being the lowest and best bidder, recommend he be awarded the contract.

2d. For grading and bowldering the second alley south of South street, from Tennessee street to Eddy street.

J. L. Spaulding.....	43	cents per lineal foot front on each side.
Robert Kennington.....	42	cents per lineal foot front on each side.
G. W. Buchanan.....	39	cents per lineal foot front on each side.
Richter & Twiname.....	35	cents per lineal foot front on each side.
J. W. Cooper & Co.....	35	cents per lineal foot front on each side.
R. P. Dunning.....	35	cents per lineal foot front on each side.
J. W. Hudson.....	33	cents per lineal foot front on each side.
Fulmer & Seibert.....	32½	cents per lineal foot front on each side.
D. A. Haywood.....	31	cents per lineal foot front on each side.
Fred. Gansberg.....	28	cents per lineal foot front on each side.

Fred. Gansberg being the lowest and best bidder, recommend he be awarded the contract.

3d. For grading and graveling the first alley north of Pratt street, from Illinois street to the first alley west of Illinois street.

Richter & Twiname.....	24	cents per lineal foot front on each side.
R. P. Dunning.....	21	cents per lineal foot front on each side.
Isaac C. Snyder.....	19	cents per lineal foot front on each side.
J. W. Cooper & Co.....	17	cents per lineal foot front on each side.
Samuel Keers.....	16	cents per lineal foot front on each side.
D. A. Haywood.....	16	cents per lineal foot front on each side.
J. L. Spaulding.....	15	cents per lineal foot front on each side.

J. L. Spaulding being the lowest and best bidder, recommend he be awarded the contract.

4th. For grading and paving with brick, the north sidewalk of North street, from Mississippi street to West street.

Richter & Twiname.....	42	cents per lineal foot front.
R. P. Dunning.....	41	cents per lineal foot front.
D. A. Haywood.....	40	cents per lineal foot front.
J. Bernauer.....	37	cents per lineal foot front.
J. L. Spaulding.....	35	cents per lineal foot front.

J. L. Spaulding being the lowest and best bidder, recommend he be awarded the contract.

5th. For grading and graveling the first alley east of East street, from Buchanan street to the first alley south of Coburn street.

Richter & Twiname.....	27	cents per lineal foot front on each side.
G. W. Buchanan.....	17	cents per lineal foot front on each side.
Fulmer & Seibert.....	15	cents per lineal foot front on each side.
Robert Kennington.....	15	cents per lineal foot front on each side.
J. W. Cooper & Co.....	15	cents per lineal foot front on each side.
D. A. Haywood.....	14	cents per lineal foot front on each side.
Fred. Gansberg.....	13	cents per lineal foot front on each side.

Fred. Gansberg being the lowest and best bidder, recommend he be awarded the contract.

6th. For grading and graveling the first alley west of East street, from Merrill street to Stevens Place street.

Richter & Twiname.....	33	cents per lineal foot front on each side.
J. W. Cooper & Co.....	30	cents per lineal foot front on each side.
Robert Kennington.....	30	cents per lineal foot front on each side.
D. A. Haywood.....	28	cents per lineal foot front on each side.
G. W. Buchanan.....	28	cents per lineal foot front on each side.
Fulmer & Seibert.....	24	cents per lineal foot front on each side.
Fred. Gansberg.....	19	cents per lineal foot front on each side.

Fred. Gansberg being the lowest and best bidder, recommend he be awarded the contract.

7th. For grading and bowldering the gutters of Braclway street, from Eighth street to Ninth street.

J. L. Spaulding.....	44 cents per lineal foot front on each side.
J. W. Hudson.....	42 cents per lineal foot front on each side.
Richter & Twiname.....	42 cents per lineal foot front on each side.
H. C. Roney.....	41 cents per lineal foot front on each side.
Fulmer & Seibert.....	41 cents per lineal foot front on each side.
Robert Kennington.....	41 cents per lineal foot front on each side.
R. P. Dunning.....	39 cents per lineal foot front on each side.
J. W. Cooper & Co.....	39 cents per lineal foot front on each side.
David A. Haywood.....	36 cents per lineal foot front on each side.

David A. Haywood being the lowest and best bidder, recommend he be awarded the contract.

8th. For graveling the roadway of River street, from Kentucky avenue to White River bridge.

J. L. Spaulding.....	45 cents per lineal foot front on each side.
Richter & Twiname.....	30 cents per lineal foot front on each side.
Isaac C. Snyder.....	21 cents per lineal foot front on each side.
Robert Kennington.....	20 cents per lineal foot front on each side.
James W. Hudson.....	20 cents per lineal foot front on each side.
D. A. Haywood.....	17 cents per lineal foot front on each side.
Fulmer & Seibert.....	17 cents per lineal foot front on each side.
R. P. Dunning.....	15 cents per lineal foot front on each side.
Samuel Keers.....	15 cents per lineal foot front on each side.
J. W. Cooper & Co.....	12 cents per lineal foot front on each side.

J. W. Cooper & Co. being the lowest and best bidders, recommend they be awarded the contract.

9th. For grading and paving with brick, the sidewalks of Grove street, from Virginia avenue to Dillon street.

Price per lineal foot front on each side.

Richter & Twiname.....	paving 32 cents; walk-stones ... cents; wings ... cents.
Fulmer & Seibert.....	paving 32 cents; walk-stones ... cents; wings ... cents.
J. L. Spaulding.....	paving 31 cents; walk-stones 56 cents; wings 48 cents.
H. C. Roney.....	paving 31 cents; walk-stones 55 cents; wings 50 cents.
R. P. Dunning.....	paving 30 cents; walk-stones 59 cents; wings 55 cents.
D. A. Haywood.....	paving 30 cents; walk-stones 60 cents; wings 50 cents.
Joseph Bernauer.....	paving 27 cents; walk-stones 53 cents; wings 43 cents.

Joseph Bernauer being the lowest and best bidder, recommend he be awarded the contract.

10th. For grading and paving with brick, the north sidewalk of North street, from Noble street to Pine street.

Price per lineal foot front.

Fulmer & Seibert.....	paving 33 cents; walk-stones ... cents; wings .. cents.
Richter & Twiname.....	paving 32 cents; walk-stones ... cents; wings ... cents.
R. P. Dunning.....	paving 32 cents; walk-stones 59 cents; wings 55 cents.
H. C. Roney.....	paving 31 cents; walk-stones 60 cents; wings 60 cents.
D. A. Haywood.....	paving 31 cents; walk-stones 60 cents; wings 50 cents.
J. L. Spaulding.....	paving 30 cents; walk-stones 56 cents; wings 48 cents.
Joseph Bernauer.....	paving 29 cents; walk-stones 53 cents; wings 43 cents.

Joseph Bernauer being the lowest and best bidder, recommend he be awarded the contract.

11th. For grading, bowldering and curbing the gutters of Park avenue, from Eighth street to Ninth street.

Price per lineal foot front on each side.

James W. Hudson.....	bowldering 42 cents; curbing 37 cents.
Robert Kennington.....	bowldering 42 cents; curbing 38 cents.
H. C. Roney.....	bowldering 41 cents; curbing 38 cents.
Fulmer & Seibert.....	bowldering 41 cents; curbing 38 cents.

Richter & Twiname.....	bouldering 40 cents; curbing 38 cents.
R. P. Dunning.....	bouldering 39 cents; curbing 37 cents.
J. W. Cooper & Co.....	bouldering 38 cents; curbing 37 cents.
David A. Haywood.....	bouldering 34 cents; curbing 40 cents.

David A. Haywood being the lowest and best bidder, recommend he be awarded the contract.

12th. For grading and paving with brick, the west sidewalk of Blackford street, from Michigan street to Vermont street.

Richter & Twiname.....	35 cents per lineal foot front.
R. P. Dunning.....	33 cents per lineal foot front.
H. C. Honey.....	33 cents per lineal foot front.
D. A. Haywood.....	31 cents per lineal foot front.
Joseph Bernauer.....	30 cents per lineal foot front.
J. L. Spaulding.....	30 cents per lineal foot front.

There being a tie bid, and the same being low, recommend the contract be awarded to J. L. Spaulding.

13th. For grading and paving with brick, the sidewalks of Ray street, from Illinois street to Maple street.

Richter & Twiname.....	36 cents per lineal foot front on each side.
J. L. Spaulding.....	34 cents per lineal foot front on each side.
H. C. Roney.....	33 cents per lineal foot front on each side.
R. P. Dunning.....	33 cents per lineal foot front on each side.
D. A. Haywood.....	31 cents per lineal foot front on each side.
James W. Hudson.....	31 cents per lineal foot front on each side.
Joseph Bernauer.....	29 cents per lineal foot front on each side.

Joseph Bernauer being the lowest and best bidder, recommend he be awarded the contract.

14th. For grading and paving with brick, the south sidewalk of McCarty street from Tennessee street to Maple street.

Richter & Twiname.....	36 cents per lineal foot front.
J. L. Spaulding.....	34 cents per lineal foot front.
H. C. Roney.....	33 cents per lineal foot front.
D. A. Haywood.....	31 cents per lineal foot front.
Joseph Bernauer.....	29 cents per lineal foot front.

Joseph Bernauer being the lowest and best bidder, recommend he be awarded the contract.

15th. For grading and paving with brick, the east sidewalk of Shelby street from a point 38 feet south of the first alley south of Prospect street, to Pleasant Run

R. P. Dunning.....	39 cents per lineal foot front.
H. C. Roney.....	37 cents per lineal foot front.
D. A. Haywood.....	37 cents per lineal foot front.
J. L. Spaulding.....	36 cents per lineal foot front.
James W. Hudson.....	35 cents per lineal foot front.
Richter & Twiname.....	35 cents per lineal foot front.
Fulmer & Seibert.....	34 cents per lineal foot front.
Joseph Bernauer.....	33 $\frac{3}{4}$ cents per lineal foot front.

Joseph Bernauer being the lowest and best bidder, recommend he be awarded the contract.

16th. For grading and paving with brick, the sidewalks of West street, from McCarty street to Morris street.

Richter & Twiname.....	32 cents per lineal foot front on each side.
D. A. Haywood.....	32 cents per lineal foot front on each side.
H. C. Roney.....	32 cents per lineal foot front on each side.
J. L. Spaulding.....	31 cents per lineal foot front on each side.
R. P. Dunning.....	31 cents per lineal foot front on each side.
James W. Hudson.....	30 cents per lineal foot front on each side.

James W. Hudson being the lowest and best bidder, recommend he be awarded the contract.

17th. For grading and paving with brick, the sidewalks of Grant street, from West street to a point 545 feet west of West street.

H. C. Roney.....	32 cents per lineal foot front on each side.
D. A. Haywood.....	32 cents per lineal foot front on each side.
Richter & Twiname.....	32 cents per lineal foot front on each side.
James W. Hudson.....	31 cents per lineal foot front on each side.
R. P. Dunning.....	31 cents per lineal foot front on each side.
J. L. Spaulding.....	31 cents per lineal foot front on each side.
Joseph Bernauer.....	29 cents per lineal foot front on each side.

Joseph Bernauer being the lowest and best bidder, recommend he be awarded the contract.

18th. For grading and paving with brick, the sidewalks of Rose street, from West street to the second alley west of West street.

Richter & Twiname.....	32 cents per lineal foot front on each side.
D. A. Haywood.....	32 cents per lineal foot front on each side.
J. L. Spaulding.....	31 cents per lineal foot front on each side.
R. P. Dunning.....	31 cents per lineal foot front on each side.

Being a tie bid, and the same being low, recommend the contract be awarded to R. P. Dunning.

19th. For graveling the sidewalks of Hall Place street, from Eighth street to Ninth street.

D. A. Haywood.....	9 cents per lineal foot front on each side.
Isaac C. Snyder.....	9 cents per lineal foot front on each side.
R. P. Dunning.....	8 cents per lineal foot front on each side.
Levi Wright.....	7½ cents per lineal foot front on each side.

Levi Wright being the lowest and best bidder, recommend he be awarded the contract.

No bids received for erecting lamp-posts on Grant street.

Subject to order, we have not reported the proposals for paving with brick the sidewalks of John street.

Respectfully submitted,

W. C. Newcomb,
M. M. Reynolds,
Philip J. Doyle,
Committee on Contracts.

Councilman Newcomb presented the contract and bond of Levi Wright in the penal sum of \$200, with L. A. Fulmer as surety, for graveling the sidewalks of Hall Place street from Seventh street to Eighth street; which was read and approved.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which was received, and the contract and bond approved:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the contract and bond of Joseph Bernauer, for grading and paving with brick the north sidewalk of Ninth street, from Tennessee street to the first alley east of Tennessee street. Bond, \$150.00; surety, Charles C. Thompson.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The Street Commissioner submitted the following reports; which were received:

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

Gentlemen:—Subject to your order, I have repaired the sidewalk in front of 143 east Washington street, and collected the cost thereof, \$7.25 from W. H. English, the property owner. Also repaired the sidewalk in front of 187 and 189, south Illinois street, collected cost thereof, \$10 00, from C. F. Sales. Also repaired the sidewalk in front of 191 and 193 south Illinois street, and collected the cost thereof, \$7.00, from C. E. Coffin; all of which, \$24 25, I have turned over to the City Treasurer, and filed his receipt with the City Clerk.

Respectfully submitted,

C. S. RONEY, Street Commissioner.

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Subject to an order adopted by your honorable bodies September 7th and 14th, 1885, directing me to make protection to the banks of the State Ditch, by planking the same, I purchased the necessary materials and have completed the work, in the following manner: Commenced at Delaware street, and planked each side with two-inch oak, spiked to 4 by 4 inch stringers, to the first alley east of Bellefontaine avenue. I continued the improvement one-half square farther than the order directed, to protect the banks at a bend at said point.

The expenditures are as follows, viz :

Pay-roll.....	\$ 917 55.
Hardware.....	78 75
Hauling lumber.....	24 80
Lumber.....	1,978 90
Total expenditure.....	\$3,000 00

Respectfully submitted,

C. S. RONEY, Street Commissioner.

REPORTS, ETC., FROM OFFICIAL BOARDS.

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

To the Mayor and Common Council :

Gentlemen:—The Board of Public Improvements, to whom, sundry papers were referred, would report thereon as follows :

1st. Is a motion "That the City Civil Engineer be directed to advertise for bids for building a seven (7) foot stone wall on the east bank of Pogue's Run, from Garden street 150 feet south." Recommend the work be not done at present.

2d. "That the Street Commissioner be instructed to clean the gutters of Smithen street, between Laurel and Spruce streets"

Recommend the work be postponed until spring.

3d. "That the Street Commissioner be instructed to clean the first alley south of Spann avenue, between Dillon and Linden streets."

Recommend the work be not done at present.

4th. "That a stone crossing be placed across Meridian street, on the south side of Pearl street."

Recommend that no further action be taken in the matter until spring.

5th. Motions to place stone crossings on the following streets: Georgia street, at the first alley east of Meridian street; Fine street, both sides of Ohio street; Market street both sides of Hanna street; alley ways on the west side of Union street, between Wilkins and Morris streets, and North street, crossing Indiana avenue on the north side of North street

Recommend said crossings be not put in at present.

Respectfully submitted,

M. M. Reynolds,
Wm. Curry,
Board of Public Improvements.

The Board of Health submitted the Mortality report; which was read and received.

The Board of City Commissioners submitted the following report, accompanied with resolution :

Report of the Board of City Commissioners in the case of widening Herman street.

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

Gentlemen:—The undersigned, Board of City Commissioners, respectfully report to your honorable body :

I.

1st That they were duly appointed by the Judge of the Civil Circuit Court of Marion County, Indiana, to act as Commissioners to assess benefits and damages accruing to the owners of lands and lots through which any street is proposed to be constructed or altered, or any building appropriated, or through which any creek or water course is proposed to be straightened, or of which the course is proposed to be altered.

2d. They did as required by law, take and subscribe the oath and affirmation by law required.

3d. They were and are duly qualified to act as such Commissioners, and possess lawful authority to assess benefits and damages.

II.

Your Commissioners do further report :

1st. That on the 13th day of August, 1885, a full Board of Commissioners met in the City Clerk's office, pursuant to a notice from the City Clerk, which notice is herewith annexed, and marked exhibit "A."

2d. That they did, at the time and place aforesaid, enter upon the consideration of the matter of opening and widening Herman street, by condemning twenty feet off of the west side of Lot 14, in M. E. & W. P. Noble's subdivision of Out-lot 61, more fully described in the petition of John Herman et al, to us referred, and hereto annexed, and marked exhibit "B;" and that they did on the same date, examine the property proposed to be taken for such street, also the contiguous property and the property in the neighborhood, with a view of ascertaining what property would be benefited and what property damaged, and did file with the City Clerk their report, giving the description of the property, with the name of the owner of each particular lot, which report instructed the City Clerk to issue the proper notices to the interested parties to meet the City Commissioners in Room 6, of the City Clerk's office, on Monday, the 12th day of October, 1885, which report is herewith filed, and marked exhibit "C;" and after being more fully advised in regard to complications in the title of some of the real estate fronting on said street, it was deemed advisable to give notice of a second meeting, to be held on the 14th day of December, 1885; and the Clerk is directed to give notice of said meeting to the following interested property holders, viz: Mary J. and Andrew J. McCollum, Mary E. Noble, Louisa Trieter, Fred. W. Fehring, Henry Weise, William Kothe, John Herman, Carl Feldt and John Herman, to meet the Commissioners to further consider the case, on the said 14th day of December, 1885, at 10 o'clock, A. M., in the City Clerk's office, which supplemental report is filed herewith, and marked exhibit "D."

3d. That a full Board met on the 14th day of December, at the time and place adjourned to, and on examination of the papers, it was found that the proper notices had been given, either by personal service or publication, on all interested property holders, most of whom were present; and after examining a number of witnesses in regard to widening and opening said street, did at an adjourned meeting held on the 18th day of December, 1885, estimate,

First—The value of the land to be appropriated for said street, and the improvements on the same.

Second—The part thereof that should be borne by the city.

Third—The real estate benefited by said improvement.

4th. Your Commissioners do further report:

First—That the value of the land to be appropriated is.....\$800 00
 Value of improvements on the same. 50 00

Total amount of damages.....\$850 00

That we do assess benefits as follows:

John Hermann, Lot 7, Alvord's subdivision of Out-lot 61.....\$ 35 00
 John Hermann, east half of Lot 8, Alvord's subdivision of Out-lot 61.. 123 75
 John Hermann, east half of Lot 9, Alvord's subdivision of Out-lot 61.. 123 75
 John Hermann, 12 ft. south side of Lot 10, Alvord's sub. of Out-lot 61.. 33 00
 Carl. Feldt, 33 ft. north side east half of Lot 10, Alvord's subdivision
 of Out-lot 61..... 90 75
 John Moran, Lot 11, Alvord's subdivision of Out-lot 61..... 45 00
 Mary J. McCollum, 12 feet east side of Lot 14 and all of Lot 13, M. E.
 & W. P. Noble's subdivision of Out-lot 61..... 30 00
 Mary E. Noble, M. E. & W. P. Noble's sub. Lot 8, Out-lot 61..... 107 25
 Fred. Fehring, M. E. & W. P. Noble's sub. Lot 7, Out-lot 61..... 110 00
 Henry Weise, M. E. & W. P. Noble's sub. Lot 6, Out-lot 61..... 104 50
 Wm. Kothe, M. E. & W. P. Noble's sub. Lot 1, Out-lot 61..... 47 00

Total amount of benefits.....\$850 00

Damages to Mary J. McCollum, for 20 feet off the west side of Lot 14,
 M. E. & W. P. Noble's subdivision of Out-lot 61.....\$850 00

Benefits to be collected from:

John Hermann.....\$315 50
 Carl Feldt..... 90 75
 Herman Weise..... 104 50
 Fred. W. Fehring..... 110 00
 Mary E. Noble..... 107 25
 Mary J. McCollum..... 30 00
 John Moran..... 45 00
 Wm. Kothe..... 47 00

\$850 00

Damages over and above benefits to be paid Mary J. McCollum.....\$820 00

Respectfully submitted,

William Hadley,
 James Renihan,
 Wm. Johnson,
 Jos. T. Magner,
 John L. F. Steeg,
 City Commissioners.

Resolved, That the report of the City Commissioners in the matter of widening Herman street, by condemning twenty feet off of the west side of Lot fourteen (14) in M. E. & W. P. Noble's subdivision of Out-lot sixty-one (61), be, and the same is hereby, in all things accepted and approved; that the benefits assessed and damages awarded by said Commissioners be, and the same is hereby, approved; that the real estate therein and above described for the widening of said street, be, and the same is hereby appropriated; that the City Clerk be, and he is hereby, directed to certify to the City Treasurer (or other officer required by law to make collections of benefits), so much of said report as assesses benefits and awards damages upon real estate, giving description thereof: *Provided, however*, That said Treasurer shall not tender or pay any part of the damages or costs occasioned by said opening, as shown by said Commissioners' report, nor shall said street be opened or widened,

until the benefits assessed shall have been paid into the city treasury; the collection of which benefits and costs, the said treasurer, or other proper officer, is hereby directed to make, as soon as said certified copy of the Commissioners' report comes to his hands.

Which report was concurred in, and the resolution adopted, by the following vote:

AYES, 19—viz. Councilmen Benjamin, Coy, Curry, Dowling, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Reinecke, Reynolds, Shepard, Smither, Spahr, Thalman, Trusler, and Wolf.

NAYS—None.

The Board of City Commissioners submitted the following further report, accompanied with resolution:

Report of the Board of City Commissioners on the vacation of a portion of Eighth street.

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

Gentlemen:—The undersigned members of the Board of City Commissioners of said city, duly appointed, qualified, and acting under the provisions of the Statutes of the State of Indiana, in relation to the laying out, opening, widening, altering and vacation of streets, alleys and highways, beg leave to submit the following report:

1st. We met at the office of the City Clerk, a full Board being present, on the 5th day of October, 1885, at 10 o'clock, A. M., to examine into the matter of the proposed vacation of a portion of Eighth street, in accordance with a notice of the City Clerk, which notice and return of Superintendent of Metropolitan Police marked thereon, is filed herewith as a part hereof, and marked exhibit "A."

2d. We immediately proceeded to view the street a part of which is proposed to be vacated, but being unable to determine what portion of said street was proposed to be vacated, decided to have the City Civil Engineer set the stakes indicating the proper location of said Eighth street, then adjourned to meet October the 12th, at 10 o'clock, A. M.; at which time the Commissioners met, but the Engineer not being ready to report, adjourned to meet on the 26th inst., at 10 o'clock, A. M. The Civil Engineer reported that he had staked out Eighth street in accordance with the petition, and the Commissioners proceeded to re-view the ground, and the property along the line of said street, and were agreed that the following persons owning the property herein described are interested in said vacation, viz: N. R. Ruckle, the owner of Lot 19, W. H. Morrison's first addition to Indianapolis; Edw. C. Egan and Atwater J. Treat, owners of Lot 20, W. H. Morrison's first addition to Indianapolis; Frank L. and Sadie W. Ritzinger, owners of Lot 39, W. H. Morrison's first addition to Indianapolis; Robert Sloss' heirs, owners of Lot 78, W. H. Morrison's first addition to Indianapolis; J. W. Murphy, Morrison's second addition, Lot 98; Thos. C. Day, Morrison's second addition, Lot 99; Martha Ridenour, Elizabeth Talbot's addition, Lot 21; Nancy M. Noble, Elizabeth Talbot's addition, Lot 20. That we made due report of said facts to the City Clerk, and required him to issue the proper notices to the foregoing property holders along the line of said street, to meet the City Commissioners on Monday, the 21st day of December, 1885, in Room 6, of the City Clerk's office, at 10 o'clock, A. M., to hear evidence and further consider said vacation.

3d. We further report that we met at the time and place named; that although due service had been made on all said interested parties, none of them made any opposition to said proposed vacation. Said notice and the return of service endorsed thereon, is filed herewith as part hereof, marked "Exhibit B"

4th. We now, on the said 21st day of December, 1885, further report that the length, width and location of the ground proposed to be vacated is as follows: A strip of ground 14 feet wide and 201.9 feet long, situate south of Lot 78, in Morrison's second addition to the City of Indianapolis; a strip of ground 14 feet wide

and 201.9 feet long, south of Lot 39, in said subdivision; a strip of ground 14 feet wide and 170 feet long, situate south of Lot 98, in W. H. Morrison's second addition to the City of Indianapolis; a strip of ground 6 feet wide and 170 feet long, situate north of Lot 99, in W. H. Morrison's second addition to the City of Indianapolis; a strip of ground 6 feet wide and 201.9 feet long, situate north of Lot 20, in W. H. Morrison's addition to the City of Indianapolis, and a strip of ground 6 feet wide and 201.9 feet long, situate north of Lot 19, in W. H. Morrison's addition to the City of Indianapolis.

5th. The value of the land proposed to be vacated, is \$1,500.

6th. There are no persons objecting to said vacation.

7th. The city is to pay no part of said expenses.

8th. The expenses attending the vacation to be paid by the petitioners, amounts to the sum of \$60.00.

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

Respectfully submitted,

Wm. Hadley,
John L. F. Steeg,
Jos. T. Magner,
James Renihan,
Wm. Johnson,
City Commissioners.

9 *Resolved*, That the report of the City Commissioners in the matter of the petition of F. L. Ritzinger, Thomas C. Day, J. W. Murphy and others, asking that Eighth street, between the east line of Illinois street and the first alley west of Pennsylvania street, be reduced in width to forty feet, by vacating a strip along the north side, and a strip along the south side of said Eighth street, between said points, as indicated by the plat filed with and made a part of said petition, be, and the same is hereby, in all things accepted, adopted and approved; and that in accordance with said report, the following parts of said Eighth street be, and the same are hereby, vacated, to-wit: A strip 14 feet wide by 201.9 feet long, south of and adjoining Lot 78, of W. H. Morrison's second addition to the City of Indianapolis; also, a strip 14 feet wide by 201.9 feet long, south of and adjoining Lot 39, of said addition; also, a strip 14 feet wide by 170 feet long, south of and adjoining Lot 98, of said addition; also, a strip 6 feet wide and 170 feet long, north of and adjoining Lot 99, of said addition; also, a strip 6 feet wide and 201.9 feet long, north of and adjoining Lot 20, of W. H. Morrison's addition to the City of Indianapolis, and also a strip 6 feet wide and 201.9 feet long, north of and adjoining Lot 19, of said last named addition.

Resolved, further, That the petitioners be, and they are hereby, required to pay to the City Treasurer, or other person who by law collects and disburses the public revenues of said city, within twenty days from the adoption of this resolution, the sum of sixty dollars, the amount of expenses reported by the Commissioners as taxed in this matter; and that said petitioners also be, and they are hereby, required to procure and have recorded in the office of the Recorder of Marion County, the proper certified copies of proceedings and maps, as required by law, at their own expense; and that until such expenses are paid and proceedings and maps recorded as aforesaid, said strips shall not be closed or used, otherwise than as now.

Which report was concurred in and the resolution adopted by the following vote -

AYES, 18--viz. Councilmen Benjamin, Curry, Dowling, Doyle, Edenharter, Galahue, Haugh, Moran, McClelland, Newcomb, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Wharton, and Wolf.

NAYS, 1--viz. Councilman Trusler.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Ordinances, through Councilman Benjamin, submitted the following report; which was approved:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Ordinances, together with the City Attorney and City Clerk, to whom was assigned the duty of preparing an ordinance fixing the fire limits, have considered the subject, and present an ordinance herewith, which we recommend shall be passed.

Respectfully submitted,

GEO. T. BREUNIG, City Clerk.

F. E. Benjamin,
Geo. W. Spahr,
Chas. E. Haugh,
Committee on Ordinances.

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

G. O. 47, 1885—An ordinance fixing the Fire Limits in the City of Indianapolis and repealing certain ordinances heretofore passed on that subject.

The Committee on Streets and Alleys, through Councilman Reynolds, submitted the following report, accompanied with resolution:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of D. Root, Peter Schoab and others, for the vacation of a certain piece of ground, or street, in Woodruff's subdivision of Morris' addition, have examined the same, and recommend the prayers of the petitioners be granted, and the accompanying resolution relative thereto, be adopted.

Respectfully submitted,

M. M. Reynolds,
Julius F. Reinecke,
Committee on Streets and Alleys.

Resolved, That the petition of D. Root, Peter Schoab and others, praying for the vacation of the plat of ground in Woodruff subdivision of Morris's addition, more fully set forth in said petition and plat accompanying the same, be referred to the City Commissioners, with instructions to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen; the Commissioners to return all petitions and notices. The City Clerk is hereby required to issue the proper notices, and the Superintendent of the Metropolitan Police is hereby directed to serve the notices upon the City Commissioners and property owners.

Which report was concurred in, and the resolution adopted, by the following vote:

AYES, 20—viz. Councilmen Benjamin, Coy, Curry, Dowling, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Sheppard, Smith, Spahr, Thalman, Wharton, and Wolf.

NAYS, 1—viz. Councilman Trusler.

The same Committee submitted the following report, accompanied with resolution:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of J. V. McKernan, Joseph Turner and others, for the opening and exten-

sion of Darnell street from its present terminus to West street, recommend the prayers of said petitioners be granted, and the accompanying resolution be adopted.

Respectfully submitted,
M. M. Reynolds,
J. F. Reinecke,
Committee on Streets and Alleys.

Resolved, That the petition of J. V. McKernan, Joseph Turner and others, praying for the opening and extension of Darnell street from its present terminus to West street, be referred to the City Commissioners, with instructions to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen; the Commissioners to return all petitions and notices. The City Clerk is hereby required to issue the proper notices, and the Superintendent of the Metropolitan Police is hereby directed to serve the notices upon the City Commissioners and property owners.

Which report was concurred in, and the resolution adopted, by the following vote:

AYES, 21—viz. Councilmen Benjamin, Coy, Curry, Dowling, Doyle, Edenharter, Gallahue, Haugh, Moran, McClelland, Newcomb, Pearson, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

The same Committee submitted the following report; which was received:

To the Mayor and Common Council:

Gentlemen.—Your Committee on Streets and Alleys, to whom was referred S. O. 107, 1885, together with a remonstrance against said improvement, have examined the same, and recommend said ordinance be passed in time to do the work in the early part of next season.

Respectfully submitted,
M. M. Reynolds,
J. F. Reinecke,
Committee.

As a question of privilege, Councilman Haugh moved that the action of the Common Council at its session of December 14th, 1885, as to heating the City Hospital with steam, be reconsidered.

Councilman Coy moved the *previous question*.

The Chair then put the question, "*Shall the main question be now put?*"

Which was ordered by the following vote:

AYES, 13—viz. Councilmen Coy, Curry, Dowling, Doyle, Haugh, Mack, Moran, Newcomb, Reinecke, Sheppard, Spahr, Wharton, and Wolf.

NAYS 9—viz: Councilmen Benjamin, Edenharter, Gallahue, McClelland, Pearson, Reynolds, Smither, Thalman, and Trusler.

Councilman Haugh's motion to reconsider was then adopted.

Councilman Spahr offered the following resolution:

Resolved, That the action of this Council in awarding the contract for putting steam heating apparatus in the City Hospital, be reconsidered, and that the contract for putting steam heating apparatus in the City Hospital be awarded to J. S. Farrell & Co., at \$6,410.00.

Councilman Coy moved the *previous question*.

The Chair then put the question “*Shall the main question be now put?*”

Which was ordered.

The resolution was then adopted by the following vote :

AYES, 16—viz. Councilmen Benjamin, Coy, Curry, Dowling, Doyle, Haugh, Mack, Moran, Newcomb, Rees, Keinecke, Reynolds, Sheppard, Spahr, Wharton, and Wolf.

NAYS, 7—viz. Councilmen Edenharter, Gallahue, McClelland, Pearson, Smither, Thalman, and Trusler.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read, and on motion by Councilman Thalman, the Common Council adhered to their former action.

To the Mayor and Common Council :

Gentlemen.—The Board of Aldermen, in regular session held in the Aldermanic Chamber, Monday evening, December 14th, 1885, non-concurred in your action in adopting the following motion :

“That D. A. Richardson be granted permission to use the alley between New York and Michigan streets while tearing down and re-building at said point.”

I submit the same for your consideration.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

The following message was read, and on motion by Councilman Pearson the Common Council adhered to their former action ;

To the Mayor and Common Council :

Gentlemen.—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, on Monday evening, December 14th, 1885, non-concurred in your action granting Salisbury & Stanley 90 days further time in placing the City Hall building under roof.

I submit the same for your consideration.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

His Honor the Mayor presented the following, which was received :

To the Mayor, Common Council and Board of Aldermen:

Gentlemen.—We, the undersigned, sureties on the bond of Salisbury & Stanley, City Hall contractors, hereby consent that the city may extend the time in which said contractors are to have said City Hall under roof, ninety days from December 1st, 1885, without in anywise releasing us from liability on the bond of said contractors, executed July 27, 1885.

John Martin,
M. L. Brown,
A. L. Wright,
H. E. Drew.

I recommend the granting of ninety (90) days additional time from December 1, 1885, as asked for by Salisbury & Stanley.

D. A. BOHLEN, Architect.

The following message was read, and on motion by Councilman Pearson, the action of the Board of Aldermen was non-concurred in.

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in special session, held in the Aldermanic Chamber, Monday evening, December 16th, 1885, concurred in the following report of the Committee on Fire Department:

“To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee to whom was referred the erection of a building on west Ohio street, near Mississippi street, to be used as a Skating Rink, beg leave to submit the following report: We have visited the above locality, and find a large frame building in course of construction, some 100 by 200 feet in dimensions, to be used for the purposes above mentioned. We are clearly of the opinion that the erection of such a structure within the fire limits of the city, is a clear violation of the ordinance governing such; and we are further of the opinion that such a building would be extra hazardous, and would greatly endanger all the property in the immediate vicinity. We strongly recommend that the action of the Council be not concurred in, and that the Chief Fire Engineer and Superintendent of Police be instructed to remove such building within the next fifteen days, at the expense of the owners of the property, unless they comply with the ordinance.”

I submit the same for your consideration.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

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 Newcomb:

S. O. 129, 1885—An ordinance to provide for grading and paving with brick the north sidewalk of North street, from New Jersey street to East street.

By Councilman Reinecke:

S. O. 130, 1885—An ordinance to provide for grading and graveling the west sidewalk of Shelby street, from the Belt Railroad to Raymond street, where not already done.

S. O. 131, 1885—An ordinance to provide for grading and paving with brick, the sidewalks of McKernan street, from Buchanan street to the first alley south of Coburn street.

By consent Councilman Pearson offered the following motion:

That when this body adjourns, it adjourn to meet next Tuesday night, December 29th, 1885.

Councilman Edenharter moved to amend above motion by making the adjournment to Monday evening; which failed of adoption.

The motion was then adopted.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

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

That the Street Commissioner, under the direction of the City Civil Engineer, place stone crossings across Madison avenue, at the intersection of Garden street, and north side of Merrill street.

Councilman Curry offered the following motion:

That permission is given to the out going members of this Council to call up any ordinance, motion or resolution previously offered and now pending before this body.

Councilman Pearson moved to amend the motion by making the time Tuesday evening, December 29th, 1885.

Councilman Haugh moved to lay above motion on the table.

No further action was taken on the motion.

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

That the Street Commissioner be instructed to put in a crossing of broken stone at the alley-crossing of the alley on the north side of Second street, between Meridian and Pennsylvania streets.

Councilman Thalman offered the following motion; which was adopted: and the Chair appointed Councilmen Thalman, Benjamin and Mack, to act as the members of such committee.

That a special committee of three members of the Council, the City Attorney and the City Civil Engineer, be appointed to investigate the matter of the United Line Telegraph Company coming into the city under the ordinance granted the "Bankers' & Merchants' Telegraph Company," and report to this body the result of such investigation.

On motion by Councilman Pearson, the Common Council adjourned.

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

Attest: GEO. T. BREUNIG, City Clerk.