

PROCEEDINGS OF COMMON COUNCIL.

ADJOURNED SESSION—JUNE 27, 1887.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, June 27th, A. D. 1887, at eight o'clock, in adjourned session, pursuant to adjournment June 20, 1887.

PRESENT—Hon. Caleb S. Denny, Mayor, and *ex officio* President of the Common Council in the Chair, and 22 members, viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, Newland, Parson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

ABSENT, 3—viz: Councilmen Benjamin, McGroarty and Rooker.

REPORTS, ETC., FROM COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Reynolds, submitted the following report; which was concurred in, 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 June 20, have examined the same and find them to be as follows:

For grading and graveling the first alley west of Broadway street, from Vine street to Arch street.

Fulmer & Seibert.....	23 cents per lineal foot front on each side.
Henry Clay	22 cents per lineal foot front on each side.
Michael Higgins.....	19 cents per lineal foot front on each side.

Michael Higgins being the lowest and best bidder recommend he be awarded the contract.

1st. For grading, bowldering and curbing the gutters of Park avenue, from Ninth street to Eleventh street.

Price per lineal foot front on each side.

Name of bidder.	Bowldering.	Curbing, Berea stone.	Curbing, Limestone.
R. P. Dunning.....	51 cents;	55 cents;	45 cents.
Henry Clay.....	51 cents;	.. cents;	44 cents.
Richter & Twiname.....	49 cents;	.. cents;	42 cents.

Richter & Twiname being the lowest and best bidders, recommend they be awarded the contract.

2d. For the erection of one lamp-post lamp and fixtures complete to burn gas, except the service pipes, on the north side of Second street, between Meridian and Pennsylvania streets

There being only one bid, that of Freany Brothers, at \$21.00 per post, that being the usual price for such work, recommend they be awarded the contract.

3d. For grading and paving with brick the east sidewalk of Dorman street, from Michigan street to St. Clair street.

Name of bidders.	Price per lineal foot front.			Bowldered Wings, per sq y'd.
	Paving.	Walk-stone.		
Richter & Twiname	45 cents;	.....	.....	.....
R. P. Dunning.....	41 cents;	.....	66 cents;	65 cents.
Henry Clay.....	36 cents;	.....	.....	..... cents.

Henry Clay being the lowest and best bidder, recommend he be awarded the contract.

4th. For grading and paving with brick the west sidewalk of Dorman street, from North street to St. Clair street.

Name of bidders.	Price per lineal foot front.			Bowldered Wings, per sq. yard.
	Paving.	Walk-stones.		
Richter & Twiname.....	44 cents;	.....	.....	..... cents.
R. P. Dunning.....	40 cents;	.....	66 cents;	65 cents.
Henry Clay.....	36 cents,	.....	.....	..... cents.

Henry Clay being the lowest and best bidder, recommend he be awarded the contract.

Respectfully submitted,
 M. M. Reynolds,
 Frank M. Dell,
 John H. Herig,
 Committee on Contracts.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, the Mayor, presented a petition signed by J. M. Grant and fifty others, for a public entrance to the vegetable department of the East Market; which was read and referred to the Committee on Markets.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which was received, and the estimates (presented therewith) approved:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following estimates of work done according to contract:

A first and final estimate in behalf of Richter & Twiname for grading and paving with brick the sidewalks of Tennessee street, from Twelfth street to Thirteenth street.

720 lineal feet, at 40 cents.....\$288 00

A first and final estimate in behalf of George W. Buchanan for grading and graveling the roadway of Union street, from Hill street to Palmer street.

1929 lineal feet, at 69 cents.....\$1331 00

A first and final estimate in behalf of George W. Buchanan for grading and paving with brick the west sidewalk of Union street, from Hill street to Palmer street.

940 lineal feet, at 55 cents.....\$517 00

A first and final estimate in behalf of George W. Buchanan for grading and graveling the east sidewalk of Union street, from Hill street to Palmer street.

952 lineal feet, at 31 cents.....\$295 12

A first and final estimate in behalf of J. L. Spaulding for re-grading and repaving with brick the north sidewalk of Washington street, from Mississippi street to the first alley west of Mississippi street.

217 lineal feet, at \$1.25.....\$271 24

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 Richter & Twineame for grading and paving with brick the sidewalks of Tennessee street from Twelfth street to Twentieth 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, 20—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Markey, McClelland, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Swain, Thalman and Waterman.

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 Geo. W. Buchanan for grading and graveling the roadway of Union street from Hill street to Palmer 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, 20—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Markey, McClelland, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Swain, Thalman, and Waterman.

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 estimates in behalf of Geo. W. Buchanan for grading and paving with brick the west sidewalk of Union street, from Hill street to Palmer 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 the respective names.

And it was adopted, by the following vote:

AYES, 20—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Markey, McClelland, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Swain, Thalman, and Waterman

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 Geo. W. Buchanan for grading and graveling the east sidewalk of Union street from Hill street to Palmer 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, 20—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Markey, McClelland, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Swain, Thalman, and Waterman.

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 re-grading and re-paving with brick the north sidewalk of Washington street, from Mississippi street to the first alley west of Mississippi 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, 20—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Markey, McClelland, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Swain, Thalman and Waterman.

NAYS—None.

The following contract and bond was presented and approved:

Contract and bond of Joseph Bernauer for grading, paving with brick, and curbing with stone, the sidewalks of Cook street, from Georgia street to the C., H. & I. R. R. tracks. Bond, \$800.00; surety, Albert A. Bowers.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—According to your instructions of June 20th and 22d, 1887, I did on the 25th day of June, 1887, serve on Col. A. W. Johnson, President of Citizen's Street Railway Company, notice to remove the tracks of said company from Central avenue within six days from the date of said notice.

Service of which notice was acknowledged by said Col. Johnson.

Respectfully submitted, C. S. RONEY, Street Commissioner.

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

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith inform you that I did, on the 25th day of June, 1887, serve notice of the Citizens' Street Railway Company of Indianapolis of the adoption, by your honorable bodies, of the following resolution:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the right of the Citizen's Street Railway Company to the use and occupancy of Mississippi street by said company for the purpose of maintaining, operating, extending, or building thereon a line of street railway, be, and the same is hereby forfeited; and that all privileges and rights of way over and to the entire length of Mississippi street, from Indiana avenue to Twelfth street, be, and the same are hereby, forfeited.

Such service was made by leaving a copy of said resolution with A. W. Johnson, President of said Citizens' Street Railway Company.

Respectfully,

MICHAEL F. SHIELDS, City Clerk.

The City Clerk presented the following communication; which was read and referred to the Committee on Railroads and City Attorney:

INDIANAPOLIS, IND., June 27, 1887.

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

Gentlemen:—On the 25th of June I received notice of a resolution which passed your honorable Boards, requiring us to take up within six days the unused track on Central Avenue, and stating that we had lain the same in opposition to the wishes of the property holders on that street, as expressed in a remonstrance against the same. This is altogether a mistake. This work was done in accordance with a petition from the property holders representing a majority of the front feet on said avenue, which petition we have yet in our possession, and if necessary will transmit it to your honorable Boards. However, while we were laying the track in question, the citizens for some cause changed their minds, and remonstrated against it; whereupon, we suspended the work, and it has been in a state of suspension from that day to this, and there has been no formal expression indicating a change of mind against the remonstrance since. The track upon Central avenue was also laid in accordance with our charter, giving us the right to lay upon "Fort Wayne Avenue or Road," a portion of which is now known as Central Avenue, and upon which portion we have the unused track in question.

I now desire to submit to your honorable Boards the following proposition: That I will recommend to our company that they agree to remove that track whenever, under, and according to the ordinance just granted to the Indianapolis Cable Company, they have built said cable construction near thereto, so that said track shall not be any hinderance whatever, but shall be promptly removed in advance of their work.

In the meantime I will keep that track covered up so as to be no obstruction in the streets, and will not attempt to finish that line until after November, 1888, the expiration of the time allowed the Cable Company under their ordinance: *Provided*, that all the rights of the Citizens' Street Railway Company, other than herein provided, shall be preserved in said street, and that if said Cable Company shall not construct a cable road as provided in their ordinance heretofore passed by your honorable Boards, the Citizens' Street Railway Company may then join the said unused track to their present system, in accordance with their charter: *Provided, further*, that this agreement shall be void should there be any effort on the part of the said Cable Company, or any other Company, to construct a line to be operated by animal power on the said street.

I will also recommend our Company to make precisely the same agreement with reference to our tracks on Mississippi street, with the same limitations and provisions as to time, etc.

I think it but fair, however, to state that I have no doubt as to the legal rights of my company on both these streets, and I am induced to make these propositions to you on account of the popular demand for a cable street railroad, and with deference to the wishes of your honorable Bodies.

Most respectfully,

A. W. JOHNSON, President.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Bridges, through Councilman Coy, submitted the following report; which was adopted:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Committee on Bridges, to whom the following motion was referred: "That a foot bridge be put across the canal at Wabash street by the Street Commissioner," recommend said motion be adopted: *Provided*, that the cost of said foot bridge does not exceed \$200.

Respectfully submitted,

Sim. Coy,
C. H. Stuckmeyer,
Committee on Bridges.

The Committee on Streets and Alleys, through Councilman Dunn, 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 Christ G. Weiss and the Indianapolis Cabinet Company, by F. A. Coffin, Secretary, asking for the opening and extension to a width of 49 feet Columbia avenue, from the Pendleton road to Brookside avenue, report that having examined said matter with the plat accompanying said petition, we recommend that the prayer of the petitioners be granted and that the accompanying resolution be adopted.

Respectfully submitted,

Edward Dunn,
Julius F. Reinecke,
John H. Herig,
Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of Christ G. Weiss and the Indianapolis Cabinet Company by F. A. Coffin, Secretary, praying for the opening and extension to a width of 49 feet Columbia avenue, from the Pendleton road to Brookside avenue, as prayed for in said petition, be referred to the Board of City Commissioners, with instructions to assess benefits and damages and to make due report to the Common Council and Board of Aldermen, the said Board of City Commissioners to return all petitions and notices. The City Clerk is hereby instructed to issue the proper notices and the Superintendent of the Metropolitan Police Force is hereby directed to serve said notices on the said Board of City Commissioners and upon the property owners: *Provided,* That before the City Clerk issues the said notices to the City Commissioners a bond shall be filed with said City Clerk to the approval of the Mayor, guaranteeing the payment of all costs and charges of said Commissioners in this matter.

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

AYES, 17—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, McClelland, Pearson, Reinecke, Reynolds, Smith, Swain, Thalman, and Waterman.

NAYS—None.

REPORT FROM SELECT COMMITTEES.

The Special Committee on Natural Gas, through Councilman Swain, stated that the Committee was ready to report, and moved that G. O. 14, 1887, as amended by the Board of Aldermen, be read the first time.

Which was adopted.

The following entitled ordinance, as amended by the Board of Aldermen, was read the first time :

G. O. 14, 1887—An ordinance authorizing corporations, firms, companies or individuals, to lay and maintain pipes in the streets, alleys, avenues, lanes and public grounds of the City of Indianapolis, for the purpose of supplying said city and its inhabitants with natural gas, for heating and illuminating purposes.

On motion by Councilman Haugh, the Rules were suspended for the purpose of placing the above entitled ordinance—G. O. 14, 1887—on its final passage, by the following vote :

AYES, 22—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, Thalman and Waterman.

NAYS—None.

The ordinance—G. O. 14, 1887—was then read the second time.

The Special Committee on Natural Gas, through Councilman Swain, submitted the following report:

To the Members of the Common Council of the City of Indianapolis;

Gentlemen:—The undersigned, your Special Gas Committee, to whom was referred General Ordinance No. 14, of 1887, as amended by the Board of Aldermen, beg leave to report that they have held two meetings and carefully considered said ordinance. After taking the opinion of a large number of citizens and interested persons, we concluded to make no changes in the schedule of prices, as adopted by the Board of Aldermen.

We have, however, agreed on several amendments to other portions of the ordinance, which we herewith report, and recommend their adoption:

AMENDMENTS.

1. Amend section two (2) by adding to the end thereof an additional clause as follows: "6. That the said corporation, company, firm or individual, accepting the provisions of this ordinance, shall begin work thereunder within sixty days after accepting the provisions hereof, and shall within one year, lay not less than twenty-five miles of mains within the corporate limits of said city."

2. Amend section (5) by adding to the end thereof the following words:

"Notice given by the City Civil Engineer in writing shall be sufficient."

3. Amend section ten (10) by adding after the word "Engineer," in line 15, page 5, the following words, to-wit: "when concurred in by the Common Council and Board of Aldermen."

4. Amend section eleven (11) as follows: Add the following words immediately after line 151, page 8:

"The measurements of diameters hereinbefore referred to, shall be construed to mean the average or mean diameter of the fire-pots, as stoves are constructed at the present time.

"When any corporation, company, firm or individual supplying the city of Indianapolis or its inhabitants with natural gas, has once reduced the price of gas below the schedule of prices hereinbefore set out, such corporation, company, firm or individual shall be prohibited from increasing such reduced schedule of prices for a period of three years, and then only by and with the consent of the Common Council and Board of Aldermen."

5. Also, amend said section eleven (11) by striking out all of lines 165 to 171 inclusive, on page 8, and inserting in lieu thereof the following words:

"Any corporation, company, firm, or individual furnishing gas under the provisions of this ordinance, shall have the right to discontinue the further supply of gas to any consumer, in case of ten days' default after the first day of each succeeding month in the payment of charges for said gas. But when payment of such charges shall have been made, gas shall again be furnished to such consumer on his request."

Also, further amend said section eleven (11) by striking out all of lines 172, 173 and 174, on page 8, and inserting in lieu thereof the following:

"For all manufacturing purposes, and for all other consumers, and for all other purposes not designated in the foregoing schedule, for which natural gas can or may be utilized, such natural gas shall be supplied; and,"

7. Also, amend said section eleven (11) by adding after the word "purposes" in line 186, page 9, the following words: "as hereinbefore provided."

8. Also, amend said section eleven (11) by adding to the end thereof, after line 190 the following words: "The rates hereinbefore provided for domestic purposes, shall be based upon a pressure of four ounces per square inch at the point of consumption."

9. Amend section thirteen (13) so as to read as follows:

"Sec. 13. Any corporation, company, firm, or individual accepting the provisions of this ordinance, shall be compelled to furnish gas to all applicants for any purpose along its, his or their lines of mains as provided for in section eleven hereof, whenever applied for. And any such corporation, company, firm or individual shall commence to extend its, his or their mains, according to the most improved plans, along any street, alley, avenue, lane or public ground contiguous to where its, his, or their mains are already laid, within sixty days after being so ordered by resolution of the Common Council and Board of Aldermen: *Provided*, the same shall be petitioned for by owners or occupants of real estate along the line proposed to be extended, and that ten per centum of such petitioners shall agree to become consumers of gas, and that in the opinion of the Common Council and Board of Aldermen such proposed extension is reasonable and ought to be made, and shall continue such work and push the same to completion as rapidly as possible, and failing to comply with any such order, shall be fined, as hereinafter provided; and each day's failure to comply with any such order, shall constitute a separate offense."

10. Amend section eighteen (18) by striking out the words "sixty days," in line 11, page 10, and insert in lieu thereof the following words: "six months."

Respectfully submitted,

Isaac King,
M. L. Brown,
Thos. E. Endly,
Aldermanic Committee.

D. F. Swain,
Isaac Thalman,
M. M. Cummings,
A. L. Newland,
C. F. H. Waterman,
Council Committee.

S. H. SHEARER, City Civil Engineer.

We concur in the foregoing report, except the last clause of the first proposed amendment, which requires any corporation, company, firm or individual to lay twenty five miles of mains inside of the city limits during the first year after accepting the provisions of the ordinance. We do not believe that any company finding gas in greater or less quantities should be deprived of supplying it to the city, or any particular section thereof, simply because such company may not be able or desire to lay as much as twenty-five miles of mains inside of the city within the short space of one year. Wells are now being sunk near and inside the limits of the city; and should any one of the companies succeed in striking gas in sufficient quantities to supply even that particular section, it ought not to be deprived of doing so, as it would most likely be able to furnish its gas cheaper than a company piping the same many miles, whereas the above provision would prevent such a company from utilizing its gas for public supply entirely.

With a proviso added to the proposed amendment to the effect that it shall not apply to any company, firm, corporation, or individual finding gas within five miles of the limits of the city, we would concur.

Respectfully submitted,

C. S. DENNY, of the Committee.
W. L. TAYLOR, City Attorney.

Which report was received and the amendments, as recommended by a majority of the committee, were severally adopted by the following vote:

AYES, 22—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

Councilman Thalman offered the following amendment, (accompanied with a communication), to the ordinance :

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

After a careful examination of Section 18 of Gas ordinance, I think the city is not fully protected in its right to purchase after ten years, in said section, as it now appears in the ordinance. If for any cause the company failed to appoint, or the arbitrators failed to agree, and failed to agree on a third arbitrator, then no purchase could take place, because of no way to fix the price to be paid in such case, and this would likely occur if it becomes necessary for the city to purchase. To remedy this, I have prepared an amendment which I think is just and will cover the case. Besides, the company might insist on the commercial value of the franchise as a part of the amount to be paid for the mere plant, and this would definitely fix that matter.

Respectfully, WM. PATTERSON.

Amend Section 18 by striking out the seventh line and all thereafter to the end of the section, and in lieu thereof insert the following:

"The amount to be paid for the purchase of such plant or plants shall be the fair and reasonable cost of material, and putting in the same of a like new plant, after deducting therefrom a reasonable amount for the necessary deterioration in value caused by use, decay, or other impairment existing at the time of such purchase, which amount so to be paid in such purchase may be determined by disinterested arbitrators, one to be selected by the city and the other by such corporation, company, firm, or individual, as the case may be, and in case of their failure to agree on the amount, they to choose a third arbitrator, and any two may fix the amount and award, but in case they fail to agree or make such award, or in case of failure of either party to select such arbitrator as herein provided, then, and in such case, the amount may be determined by a jury in any suit or action brought for that purpose by either party in the Circuit or Superior Court of Marion County, Indiana, to be tried and determined as any other question of fact as determined in such court, and the amount so awarded by such arbitrators or jury is to be paid within six months after it is so determined finally, either by such arbitrators or jury.

Which was laid on the table on motion by Council Coy.

Councilman Pearson offered the following amendment to the ordinance :

To strike out of line 5 and 6, Section 18, page 6, the words, "and shall have the right to purchase said plant or plants at the expiration of each successive five years thereafter. Also, insert in line 4, said Section 18, between the words "at" and "the," the words, "any time after."

Which was adopted.

The ordinance—G. O. 14, 1887—was then ordered engrossed and read the third time.

And it was passed as amended, by the following vote :

AYES, 22—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, Thalman and Waterman.

NAYS—None.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following messages were read, and the actions of the Board of Aldermen concurrently adopted:

June 27, 1887.

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber this evening, adopted the following motion:

That the gardeners be granted the privilege of Garfield Park on July 28th, 1887; and also the right to drive in at the south side of said park; *provided*, that the proposed bridge across Pleasant Run is not ready for use at that time.

I submit the same for your consideration.

For the Board of Aldermen:

JOSEPH T. FANNING, Clerk.

June 27, 1887.

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session held in the Aldermanic Chamber this evening, amended the following motion, adopted by your honorable body: "That the City Civil Engineer be instructed to order the stone crossings on Dunlap street, from Madison avenue to East street." Amended by making it double crossings on streets and single crossings on alleys, and then adopted the motion as amended.

I submit the same for your consideration.

For the Board of Aldermen:

JOSEPH T. FANNING, 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 Pearson:

G. O 25, 1887—An ordinance to suspend, for five days, Section four of an ordinance entitled "An ordinance concerning the prevention of fires," ordained and established November 30, 1863.

Councilman Pearson moved to suspend the Rules for the purpose of placing the foregoing entitled ordinance on its final passage.

Which failed of adoption, by the following vote:

AYES, 13—viz: Councilmen Burns, Coy, Dell, Dunn, Haugh, Herig, Howes, Mack, Markey, McClelland, Pearson, Smith, and Smither.

NAYS, 6—viz: Councilman Cummings, Edenharter, Reynolds, Swain, Thalman, and Waterman.

By Councilman Herig:

S. O. 104, 1887—An ordinance to provide for grading and graveling Ann street and sidewalks, from Reaume street to Ray street.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Burns offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, instructed to clean the gutters on Bloomington street, from Washington street to White River.

Councilman Cummings offered the following motions; which were adopted:

That the City Civil Engineer notify the contractors that made the sewer to repair said street on West Washington street, from Mississippi street to Missouri street, as per contract.

That the Street Commissioner have the holes filled up, etc., on the east side of the City Meat Market, so that it may be used by persons coming to said market.

Councilman Dell offered the following motion; which was adopted:

That the Sun Vapor Light Co. remove one lamp from Benton street and place the same on South Pine street.

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

That the Street Commissioner be, and is hereby, directed to repair the roadway of Washington street, between Pine street and State street, with broken stone.

That the Street Commissioner be, and is hereby, directed to clean the gutter on the south side of Ohio street, between Highland and Hanna streets.

Councilman Mack offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, directed to at once extend the sewer south of Hill street about 10 or 12 feet further east, under the direction of the City Civil Engineer.

Councilman Newland offered the following resolution:

WHEREAS, Certain lots and parcels of lands adjoining the City of Indianapolis, Marion County, Indiana, and described in the following resolution, have been laid off into city building lots, and proper plats thereof made and recorded in the office of the Recorder of Marion County, Indiana, and

Whereas, The Common Council and Board of Aldermen of the City of Indianapolis, Indiana, pursuant to the provisions of section 3195 of the Revised Statutes of 1881, are desirous to extend the corporate limits of the City of Indianapolis so as to include said lots; therefore

Resolved, by the Common Council and Board of Aldermen of the City of Indianapolis, Indiana, that the boundary lines of the City of Indianapolis be, and the same are hereby extended so as to include the following contiguous territory, to wit:

1. Nicolaus Jose's Pleasant Valley addition to the City of Indianapolis, being a part of the west half of the northeast quarter of section eighteen (18), township fifteen (15), north of range four (4) east, as recorded in Plat Book four (4), page 152, in the Recorder's office of Marion County, Indiana. Except lots No. 10 to No. 20 inclusive of said addition.

2. Lewis Lemoine's Pleasant View addition, which is a sub-division of part of the west half of the northeast quarter of section eighteen (18), township fifteen (15), north of range four (4) east, in Marion County, Indiana, as laid out by Lewis Lemoine on October 3d, 1874, and recorded in Plat Book seven (7), page 39, in the Recorder's office of Marion County, Indiana.

3. Alexander Metzger's sub-division of lots number one (1), two (2), and five (5) feet off of the west side of lot number three (3) in Joseph F. Wingate's revised addition of 13 53-000 acres of land of a part of the west half of the northeast quarter of section 18, township 15, north of Range four (4) east, as laid out by Alexander Metzger on September 14th, 1875, and as recorded in Plat Book seven (7), at page 116, in the Recorder's office of Marion county, Indiana.

4. Joseph F. Wingate's revised addition (known as Wingate's Orphans' Home Addition) to the City of Indianapolis, of a part of the west half of the northeast quarter of section eighteen (18), township fifteen (15), north of range four (4) east, as laid out by said J. F. Wingate on May 22d, 1866, and as recorded in Plat Book three (3), page 48, in the Recorder's office of Marion County, Indiana.

Which said lots and parcels of lands above described shall hereafter form a part of said city, and be within the jurisdiction of the same.

Resolved, further, That the City Clerk be, and is hereby, directed to file a certified copy of the foregoing preamble and resolution, and the action of the Common Council and Board of Aldermen thereon, in the office of the Recorder of Marion County, Indiana, who is authorized and directed to record the same.

And it was adopted by the following vote :

AYES, 20—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Markey, McClelland, Newland, Pearson, Reinecke, Reynolds, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

Councilman Newland offered the following motion; which was adopted :

That Matzke & Arnold be given permission to put in a driven well in front of 128 and 130 Prospect street, at their own expense.

Councilman Stuckmeyer offered the following resolution, accompanied with petition :

Resolved, That the Indianapolis Water Company be, and is hereby, directed to extend its line of water mains from Lord street south on Benton street to Harrison street; thence east on said Harrison street to English avenue; thence southeast on said English avenue to Dillon street, and to locate one hydrant for every 500 feet of pipe so extended; all to be done under the direction of the Chief Fire Engineer, and that the City Clerk is hereby directed to notify the company of this action.

To the Mayor, Common Council and Board of Aldermen :

6 *Gentlemen.*—The undersigned, owners of real estate fronting on English avenue, between Lord and Dillon streets, respectfully petition for the passage of a resolution providing for laying watermains in and along Benton street, from Lord street to Harrison street; thence east on said Harrison street to English avenue; thence southeast on English avenue to Dillon street.

J. L. Howe, 37 English avenue; A. S. Burt, 48 English avenue; H. S. Rockey, 23 English avenue; R. S. Tucker, 64 English avenue; W. W. Howie, 66 English avenue; W. H. Thomas, 47 English avenue; Adison Bouvey, 57 English avenue; L. A. Fulmer, 63 English avenue; C. H. Stuckmeyer, 67 English avenue; Daniel Foley, 52 English avenue.

And the resolution was adopted by the following vote :

AYES, 22—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack Markey, McClelland, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

Councilman Thalman offered the following motion ; which was referred to the Committee on Railroads, City Attorney and City Civil Engineer, with instructions to learn from the railroad company whether or not such buildings will soon be erected ; and if they are not, to have papers prepared to open said street as before vacation :

WHEREAS, The old Indianapolis & Cincinnati R. R. Co. did some years ago petition the Council to vacate Leota street for the purpose of building shops on it, and their ground adjoining, which vacation was made by the city authorities in good faith, on their promises that such shops would be immediately erected ; therefore,

Moved, That they having failed to comply with their agreement, that the City Attorney and City Engineer be directed to prepare the necessary papers to open said street to a width as before for the use and benefit of the public

PENDING ORDINANCES.

The following entitled ordinance was read the second and third times :

G. O. 18, 1887—An ordinance authorizing the Postal Telegraph Cable Company to extend its lines on First street and Indiana avenue.

And it was passed by the following vote :

AYES, 18—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Markey, McClelland, Newland, Pearson, Reynolds, Smither, Stuckmeyer, Thalman, and Waterman.

NAYS—None.

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

S. O. 100, 1887—An ordinance to provide for grading and graveling Eleventh (or Ragan) street, from Central avenue to the L., E & W. Railroad tracks, and widening the sidewalks thereof.

And it was passed by the following vote :

AYES, 18—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, McClelland, Pearson, Reinecke, Reynolds, Smith, Smither, Swain, Thalman and Waterman.

NAYS—None.

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

S. O. 103, 1887—An ordinance to provide for grading and paving with brick, the east sidewalk of Delaware street, from Michigan street to the first alley south of Michigan street.

And it was passed by the following vote:

AYES, 18—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig Howes, McClelland, Pearson, Reinecke, Reynolds, Smith, Smither, Swain, Thalman and Waterman.

NAYS—None.

On motion, the Common Council then adjourned.

C. S. DENNY, Mayor,
President of the Common Council.

Attest: MICHAEL F. SHIELDS, City Clerk.

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—JUNE 27, 1887.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, June 27th, A. D. 1887, at eight o'clock, in regular session.

PRESENT—Hon. Thomas E. Endly, President of the Board of Aldermen, in the Chair, and Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, and Wright—10.

ABSENT—None.

The Proceedings of the Board of Aldermen for the regular session held June 13th, and the adjourned session held June 17th, 1887, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read and received:

To the President and Members of the Board of Aldermen:

Gentlemen:—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council at its regular session held Monday evening, June 20th, 1887.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The report from the Committee on Contracts (see pages 388, 389 and 390, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The report from His Honor, the Mayor, showing the amount of fines and fees collected during the month of May, 1887, (see page 390, *ante*), was read and received.

The report of the City Civil Engineer, accompanied with estimates, (see page 391, *ante*), was read, and the favorable action of the Common Council thereon, was concurred in.

The following estimate resolution (see page 391, *ante*), was read:

sig. 47.

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Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of James W. Hudson, for grading and graveling Meridian street and sidewalks, from Palmer street to the Belt Railway tracks, 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 concurrently adopted by the following vote :

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 392, *ante*), 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, bowldering and curbing the gutters of Delaware 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 concurrently adopted by the following vote :

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 392, *ante*), 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 Richter & Twiname, for grading and bowldering the first alley east of Meridian street, from Georgia street to Chesapeake 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 concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 392, *ante*), 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 Robert Kennington, for grading and graveling the first alley between Wisconsin and Arizona streets, from the first alley west of Meridian street to the old Mill Race, 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 concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see pages 392, *ante*), 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 Robert Kennington, for grading and graveling Lincoln Lane and sidewalks, from Madison avenue to East 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 concurrently adopted by the following vote :

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 393, *ante*), 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 Michael Higgins, for grading and graveling the first alley north of Sinker street, from the first alley east of Alabama street to the first alley west of New Jersey 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 concurrently adopted by the following vote :

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The contract and bond submitted by the City Civil Engineer (see page 393 *ante*), was read, and concurrently approved.

The following contract and bond (see page 393, *ante*), was read and concurrently approved :

Contract and bond of J. L. Spaulding, for grading and paving with brick, the sidewalks of New Jersey street, from Home avenue to Seventh street.

Bond, \$2,500; surety, James W. Hudson.

The report from the City Clerk, showing the amount of rent collected for Tomlinson Hall during May, 1887, (see page 393, *ante*), was read and received.

The report from the City Clerk, of advertising for proposals for the purchase of Tomlinson property, (see page 393, *ante*), was read and received.

The following report from the City Clerk (see page 394, *ante*), was read and received :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith inform your honorable bodies that I did, on the 27th day of May, 1887, serve notice on the Citizens' Street Railway Company, of Indianapolis, to extend its line of track from the corner of Peru and Massachusetts avenues northeast to Clifford avenue; thence east on Clifford avenue to Woodruff Place, in accordance with the resolution adopted by you on May 16th and 24th, 1887. Such

service was made by reading and leaving a copy of said resolution with Arthur A. Anderson, Secretary of said Citizens' Street Railway Company.

Respectfully,

MICHAEL F. SHIELDS, City Clerk.

The report from the Rental Agent for the month of May, 1887, (see page 394, *ante*), was read and received.

The following report from the Committee on Judiciary and City Attorney (see page 395, *ante*), was read, and the favorable action of the Common Council thereon, concurred in :

To the Mayor and Common Council :

Gentlemen:—Your Committee on Judiciary, with the City Attorney, to whom was referred sundry matters, report thereon as follows :

1st. As to the petition of Joseph A. Moore, asking for the refunding of \$60.99, taxes paid on Lot 38, in R. B. & J. S. Duncan's addition to the city, we report that this is a case covered by the Statute, and will have to be re-paid. We recommend that said sum be paid in full of all claims arising out of the matter set forth in the petition.

2d. In the communication of Sarah J. Fletcher, agreeing to give 10 per cent. of \$86.00, i. e. \$8.60 for the release of her Lot four (4), in Fiscus' subdivision, Block 21, Johnson's addition, which assessment was made on account of the opening of Rohampton street, in 1876. Since the owner of the property was not notified in this case of such proposed opening, the assessment on Lot 4 was illegal, and we recommend that the proposition be accepted, and that when the \$8.60 shall have been paid into the treasury, that the City Attorney be instructed to satisfy said lien so far as said Lot 4 is concerned.

3d. In the communication of Tucker & Dorsey Manufacturing Company of May 20th, 1887, showing that the city taxes for 1886 were illegally collected from them, has been examined, and we find on investigation that the real estate of said Tucker & Dorsey Manufacturing Company was not in the city at the time said taxes for 1886 accrued, and therefore the taxes paid by it thereon, were illegally collected, and should be refunded in the sum of \$62.30, this being the first half of the taxes for 1886.

Respectfully submitted,

C. F. Rooker,
M. M. Cummings,
Geo. F. Edenharter,
Committee on Judiciary."

WM. L. TAYLOR, City Attorney.

The following report from the Committees on Water, (see page 399, *ante*), was read, and the favorable action of the Common Council thereon, concurred in :

Indianapolis, June 20, 1887.

To the Common Council and Board of Aldermen :

Gentlemen:—Your Committees on Water, to whom was re'erred the proposition of the Water Company of this city, to contract for three years, respectfully report :

We submit herewith a new proposition from said company like the first one introduced, with one exception, to-wit: The city is given the right to discontinue the drinking fountains at its option.

We have carefully considered the proposition, and have compared the rates offered in this contract with that paid by many other cities of similar size with Indianapolis, and find prices offered *less* than in such cities.

We therefore recommend the proposition be accepted, and the ordinance passed.

Respectfully submitted,

D. F. Swain,
C. McGroarty,
Joseph H. Howes,
Council Committee.

John Rail,
James A. Pritchard,
Aldermanic Committee.

The following report from the Board of Public Improvements (see page 394, *ante*), was read, and the favorable action of the Common Council thereon, concurred in :

To the Mayor and Common Council :

Gentlemen.—Your Board of Public Improvements, to whom was referred a motion to erect a bridge across Pleasant Run, at the intersection of south East street, would recommend the adoption of said motion, and the City Civil Engineer be directed to prepare plans for the same, and advertise for bids. The bridge not to cost over five hundred dollars.

Respectfully submitted,

John H. Herig,
C. H. Stuckmeyer,
R. McClelland,
Board of Public Improvements.

The following report (see pages 414 and 415, *ante*), was read :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen.—Your Conference Committee, to whom the following Special Ordinances were referred, for consideration of amendments made thereto by the Board of Aldermen, by striking out stone crossings, would report that we have given each ordinance careful consideration, and recommend said ordinances be amended as follows, and passed :

1st. S. O. 16, 1887. For paving the east sidewalk of Douglass street, from New York street to the second alley south. Recommend single walk stone.

2d. S. O. 18, 1887. For paving the east sidewalk of Eddy street, from Merrill street to Norwood street.

Recommend double walk-stone and bowldering be stricken out.

3d. S. O. 20, 1887. For sidewalks of High street, from McCarty street to Cornburn street. Recommend single walk-stone on alleys, and kouble on street.

4th. S. O. 21, 1887. For the sidewalk of Bicking street, from East street to Delaware street. Recommend single walk-stone on alleys, and double on street.

5th. S. O. 25, 1887. For west sidewalk of Dillon street, from Prospect street to the C., I., St L. & C. R. R.

Recommend single walk-stone on alley, and double on streets.

6th. S. O. 27, 1887. For New Jersey street, from Washington street to Michigan street. Recommend the ordinance be passed as introduced, with stone crossings, etc.

7th. S. O. 34, 1887. For west sidewalk of Illinois street, from Ray street to Morris street. Recommend single stone crossings on alleys, and double on streets.

8th. S. O. 48, 1887. For north sidewalk of Cherry street, from Plum street to Peru street.

Recommend single walk-stones on alleys, and double on street crossings.

9th. S. O. 49, 1887. For south sidewalk of Hill avenue, from Malott avenue to Newman street. Recommend single walk-stone.

10th. S. O. 50, 1887. For sidewalk of Columbia avenue, from Malott avenue to Seventh street. Recommend single stone crossings.

11th. S. O. 61, 1887. For east sidewalk of Illinois street, from Ray street to Morris street. Recommend single walk-stone on alleys, and double on street.

12th. S. O. 64, 1887. For sidewalks of Spring street, from Ohio street to Michigan street. Recommend single walk-stone.

Respectfully submitted,

G. S. Wright,	Fred. J. Mack,
M. L. Brown,	C. H. Stuckmeyer,
John S. Crosby,	D. F. Swain,
Aldermanic Conference Committee.	Council Conference Committee.

And the favorable action of the Common Council thereon was concurred in, and the amendments were concurrently adopted, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following resolution (see page 410, *ante*), was read :

WHEREAS, The natural drainage of the streets and alleys between Reid street and Michigan avenue is stopped by the grade of the C., St. L. & P. R. R., thereby causing water to stand in some of the streets and alleys on the north side of said railroad, causing a great nuisance; therefore

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the Chicago, St. Louis & Pittsburg Railway Company be, and are hereby, directed to lay an eighteen (18) inch Akron sewer pipe along the north side of their right-of-way, from Reid street to Michigan avenue, with the necessary cross street gutter-pipe connections, etc ; work to be done under the direction of the City Civil Engineer.

And it was concurrently adopted by the following vote :

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following resolution (see page 410, *ante*), was read, and referred to the Committee on Water and Public Health :

Resolved, That the Indianapolis Water Company be, and is hereby, directed to lay water mains in and along Cruse street, from Washington street to Market street, and west on Market street to the first alley west of Cruse street, and to locate one fire hydrant on said line, under the direction of the Chief Fire Engineer.

The following motions (see pages 410 and 412, *ante*), were read, and referred to the Committee on Streets & Alleys and Sewers & Drainage :

That the City Street Commissioner be, and is hereby directed to remove the public pump on Washington street in front of the Vance Block, and replace the same with a rotary pump, at a cost not to exceed twelve dollars (\$12.00.)

That the Street Commissioner be ordered to replace the pump now on Washington street, west of Mississippi street, by a new Howe pump.

That the City Street Commissioner be, and is hereby, directed to remove the public pump on the corner of Alabama and St. Clair streets, and replace the same with a Howe rotary pump, at a cost not to exceed twelve dollars (\$12.00.)

That the City Street Commissioner be directed to repair south East street with gravel, at the intersection of Minnesota street, as south East street has been recently graded and graveled south of Minnesota street, thereby causing a low place at the intersection of these two streets, and allowing the water to remain at that point.

The following motions (see pages 409, 411 and 412, *ante*), were read and concurrently adopted :

That the Committee on Markets and City Attorney be instructed to procure a lease for the longest period obtainable, up to ten years, to the lots on west Washington street occupied by the West Market.

That the Street Commissioner be, and is hereby, directed to order the several railroad companies whose tracks cross the north sidewalk of Washington street, west of White River, to plank the same; also, on Miley avenue.

That the Gas Company be instructed to move one lamp-post from East street, between Coburn and Morris streets, on west side, to the corner of New Jersey and McCarty streets, in front of St. Paul Lutheran Church, under the direction of the City Civil Engineer.

That the City Civil Engineer be, and is hereby, instructed to regulate the gas lamps on Harrison street, from Noble to Dillon streets.

The petition of Weibke & Prange, for permission to erect and maintain a hydrant for sprinkling cart (see page 412, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The following message was read and received:

To the President and Members of the Board of Aldermen:

Gentlemen:—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council at an adjourned session, held this evening, June 27th, 1887.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The report from the Committee on Contracts (see pages 429 and 430, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The report from the City Civil Engineer, accompanied with estimates, (see page 430, *ante*), was read, and the favorable action of the Common Council thereon, was concurred in.

The following estimate resolution (see page 431, *ante*), 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 Richter & Twiname for grading and paving with brick the sidewalks of Tennessee street from Twelfth street to Twentieth 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 concurrently adopted by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 431, *ante*), 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 Geo. W. Buchanan for grading and graveling the roadway of Union street from Hill street to Palmer 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 concurrently adopted by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endley.

NAYS—None.

The following estimate resolution (see page 431, *ante*), was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, that the accompanying first and final estimates in behalf of Geo. W. Buchanan for grading and paving with brick the west sidewalk of Union street, from Hill street to Palmer 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 the respective names.

And it was concurrently adopted by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 431, *ante*), 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 Geo. W. Buchanan for grading and graveling the east sidewalk of Union street from Hill street to Palmer 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 concurrently adopted by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 432, *ante*), 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 re-grading and re-paving with brick the north sidewalk of Washington street, from Mississippi street to the first alley west of Mississippi 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 concurrently adopted by the following vote :

AYES, 10—viz. Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following contract and bond (see page 432, *ante*), was read, and concurrently approved :

Contract and bond of Joseph Bernauer for grading, paving with brick, and curbing with stone, the sidewalks of Cook street, from Georgia street to the C., H. & I. R. R. tracks. Bond, \$800.00; surety, Albert A. Bowers.

The following report from the Committee on Bridges (see page 433, *ante*), was read, and referred to the Committee on Contracts and Bridges :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Your Committee on Bridges, to whom the following motion was referred : “That a foot bridge be put across the canal at Wabash street by the Street Commissioner,” recommend said motion be adopted: *Provided*, that the cost of said foot bridge does not exceed \$200.

Respectfully submitted,

Sim. Coy,
C. H. Stuckmeyer,
Committee on Bridges.

The following resolution (see pages 439 and 440, *ante*), was read and referred to the Committee on Judiciary, with instructions to report at the next meeting :

WHEREAS, Certain lots and parcels of lands adjoining the City of Indianapolis, Marion County, Indiana, and described in the following resolution, have been laid off into city building lots, and proper plats thereof made and recorded in the office of the Recorder of Marion County, Indiana, and

Whereas, The Common Council and Board of Aldermen of the City of Indianapolis, Indiana, pursuant to the provisions of section 3195 of the Revised Statutes of 1881, are desirous to extend the corporate limits of the City of Indianapolis so as to include said lots; therefore

Resolved, by the Common Council and Board of Aldermen of the City of Indianapolis, Indiana, that the boundary lines of the City of Indianapolis be, and the same are hereby extended so as to include the following contiguous territory, to-wit:

1. Nicolaus Jose's Pleasant Valley addition to the City of Indianapolis, being a part of the west half of the northeast quarter of section eighteen (18), township fifteen (15), north of range four (4) east, as recorded in Plat Book four (4), page 152, in the Recorder's office of Marion County, Indiana. Except lots No. 10 to No. 20 inclusive of said addition.
2. Lewis Lemoine's Pleasant View addition, which is a sub-division of part of the west half of the northeast quarter of section eighteen (18), township fifteen (15), north of range four (4) east, in Marion County, Indiana, as laid out by Lewis Lemoine on October 3d, 1874, and recorded in Plat Book seven (7), page 39, in the Recorder's office of Marion County, Indiana.
3. Alexander Metzger's sub-division of lots number one (1), two (2), and five (5) feet off of the west side of lot number three (3) in Joseph F. Wingate's revised addition of 13 53-000 acres of land of a part of the west half of the northeast quarter of section 18, township 15, north of Range four (4) east, as laid out by Alexander Metzger on September 14th, 1875, and as recorded in Plat Book seven (7), at page 116, in the Recorder's office of Marion county, Indiana.
4. Joseph F. Wingate's revised addition (known as Wingate's Orphans' Home Addition) to the City of Indianapolis, of a part of the west half of the northeast quarter of section eighteen (18), township fifteen (15), north of range four (4) east, as laid out by said J. F. Wingate on May 22d, 1866, and as recorded in Plat Book three (3), page 48, in the Recorder's office of Marion County, Indiana.

Which said lots and parcels of lands above described shall hereafter form a part of said city, and be within the jurisdiction of the same.

Resolved, further, That the City Clerk be, and is hereby, directed to file a certified copy of the foregoing preamble and resolution, and the action of the Common Council and Board of Aldermen thereon, in the office of the Recorder of Marion County, Indiana, who is authorized and directed to record the same.

The following motions (see pages 439 and 440, *ante*), were read and concurrently adopted :

That Matzke & Arnold be given permission to put in a driven well in front of 128 and 130 Prospect street, at their own expense.

That the Street Commissioner be, and is hereby, directed to at once extend the sewer south of Hill street about 10 or 12 feet further east, under the direction of the City Civil Engineer.

The following entitled ordinance, as amended and passed by the Common Council, was read the first time :

G. O. 14, 1887—An ordinance authorizing corporations, firms, companies or individuals, to lay and maintain pipes in the streets, alleys, avenues, lanes and public grounds of the City of Indianapolis, for the purpose of supplying said city and its inhabitants with natural gas, for heating and illuminating purposes.

On motion by Alderman Pritchard, the Rules were suspended for the purpose of placing the foregoing entitled ordinance—G. O. 14, 1887—on its final passage, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following entitled ordinance was then read the second and third times :

G. O. 14, 1887—An ordinance authorizing corporations, firms, companies or individuals, to lay and maintain pipes in the streets, alleys, avenues, lanes and public grounds of the City of Indianapolis, for the purpose of supplying said city and its inhabitants with natural gas, for heating and illuminating purposes.

And it was passed by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

On motion by Alderman Wright, the Clerk of the Board was directed to have the ordinance as passed, printed in full in the Proceedings.

The ordinance as passed above, is as follows, to-wit :

GENERAL ORDINANCE, No. 14, 1887.

An Ordinance authorizing corporations, firms, companies or individuals to lay and maintain pipes in the streets, alleys, avenues, lanes and public grounds in the City of Indianapolis, for the purpose of supplying said city and its inhabitants with natural gas for heating and illuminating purposes.

SECTION 1. Be it ordained by the Common Council and Board of Aldermen of the City of Indianapolis, that any corporation organized under the laws of the State of Indiana, or any firm, company or individual, having its, his, or their principal offices in the City of Indianapolis, Indiana, may lay, extend and maintain mains, branches, pipes and conduits through the streets, avenues, lanes, alleys and public grounds of said city, and may take up for the purpose of altering, changing or repairing the same, from time to time, as the necessities of the case may require, for the purpose of supplying said city and its inhabitants with natural gas, under and subject to the restrictions and upon the conditions hereinafter set out.

SEC. 2. Before any corporation, firm, individual or company desiring to pipe the City of Indianapolis, for the supply of natural gas, shall do any work toward laying any mains or pipes in any street, avenue, lane, alley, or public ground thereof, such corporation, individual, firm or company, as the case may be, shall execute a bond to the City of Indianapolis, Indiana, in the penal sum of \$50 000, to the acceptance and approval of the Mayor, in which one or more of the sureties shall reside in Marion County, Indiana, conditioned as follows:

1. That the said corporation, firm, individual or company will not, in any manner, molest damage or interfere with any of the gas or water pipes, or public or private sewers now laid or constructed, or which may hereafter be laid or constructed, in or along any of the streets, alleys, lanes, avenues or public grounds of said city.

2. That the said corporation, firm, individual or company will restore any and all streets, alleys, lanes, avenues or public grounds in which it or they may lay mains or pipes, or which it or they shall disturb or interfere with in laying pipes, or trenching or excavating for the purpose of laying mains or pipes, or in using any of the apparatus or machinery in connection therewith, to as good condition as they were before the laying and use of said mains or pipes, apparatus and machinery, and before said trenching and excavating were begun, and that it will maintain the same in such condition for one year after such mains or pipes are laid, or such trenches or excavations dug or made. And in all cases where said city shall have taken a bond or agreement from any contractor to keep and maintain the pavements in any street in good repair for a given time, the said corporation, individual, firm or company shall keep that portion of any such street from which it may remove the pavement for the purpose of laying its mains, pipes and conduits, in good condition and repair for the same period of time stipulated in such bond or agreement between the city and the contractor.

3. That the said corporation, individual, firm or company will, without delay, clear all such streets and places of the dirt and rubbish caused by, or resulting from, the laying of said mains or pipes, or making such trenches or excavations.

4. That the said corporation, individual, firm or company, will reimburse the said city for all sums it may expend in restoring any street or other public place, or any part thereof, to as good condition as the same was before the same was opened for the purpose of laying the mains or pipes therein, and for all sums expended in clearing any of such streets or places from the dirt or rubbish caused by, or resulting from, the laying of said mains or pipes where the said corporation, individual, firm or company failed to restore the streets or other places, or remove such dirt or rubbish, as provided by this ordinance.

5. That it will indemnify and save harmless the city from and against any and all claims, demands, actions, suits, judgments or liabilities of every kind that the said city may be subjected to, or incur in consequence of, or growing out of the opening of said streets or other places, or the laying of said mains or pipes therein, or of permitting or having such gas within the city, or in such mains or pipes, or in said streets or other places, or the doing of the work incident to this grant, or

the manner of doing the same, or in consequence of injuries or damage to persons or property by such gas, or by reason of any explosion of such gas, or in consequence of or growing out of the failure of said company to restore the said streets and other places to as good condition as they were before being opened by it, or in consequence of or growing out of any negligence of the agents or servants of said corporation, individual, firm or company. It being the intention of the city and any and all corporations, companies, firms and individuals accepting the provisions of this ordinance that said corporations, companies, firms and individuals, shall be and become primarily liable as between them and said city, in all such cases.

6. That the said corporation, company, firm or individual accepting the provisions of this ordinance, shall begin work thereunder within sixty days after accepting the provisions hereof, and shall, within one year, lay not less than twenty-five miles of mains within the corporate limits of said city.

SEC. 3. The Mayor may require the renewal of the bond provided for in the last section whenever, in his judgment, it has become insufficient by reason of the death or insolvency of any of the sureties on said bond.

SEC. 4. All mains or pipes laid under the provisions of this ordinance shall be laid in the alleys wherever the same is practicable; and no route shall ever be selected, or mains or pipes laid in said city, by any corporation, individual, firm or company under the provisions of this ordinance, until a general plan showing the street, alley, avenue, lane or public ground to be opened, and the proposed location of the mains or pipes in such street, alley, avenue, lane or public ground, and the highest pressure intended to be carried on said line, with the precautions for safety, shall have been furnished to the City Civil Engineer of the City of Indianapolis and the Common Council and Board of Aldermen, and receive their approval, which general plan shall be retained by said engineer in his office as a public record.

SEC. 5. Whenever the City of Indianapolis shall determine to construct any sewer in, along or across any street, alley, avenue, lane or public ground where any main or pipe of such corporation, individual, firm or company shall be laid, said corporation, individual, firm or company, as the case may be, shall, at its, his, or their own expense, lower, elevate, change or remove the mains or pipes so that said sewer may be laid at the point and place determined upon by said city. Notice given by the City Civil Engineer in writing shall be sufficient.

SEC. 6. All pavements, sidewalks, cross walks, curb-stones, gutters, streets, alleys or public grounds in any way displaced, disturbed or injured by any corporation, individual, firm or company, accepting the provisions of this ordinance, in laying, altering, repairing, or maintaining its, his, or their mains, pipes, street-boxes, valves, or other appliances, shall immediately be restored, replaced, repaired, and put in as good condition as the same were before being disturbed or replaced, as aforesaid.

SEC. 7. All work in laying or repairing mains or pipes shall be prosecuted in such a manner as not to interfere with the public use or travel upon the streets, avenues, lanes and alleys of said city where it can be avoided. And when such use is unavoidably obstructed by any corporation, individual, firm, or company accepting the provisions of this ordinance, said corporation, individual, firm or company, as the case may be, shall, with all reasonable dispatch, repair and replace such streets, avenues, lanes, alleys and public grounds so that the public use will not be obstructed beyond a reasonable time. The work shall be pushed as rapidly as possible to completion, and all of the streets, avenues, lanes, alleys and public grounds shall be promptly restored to as good condition as they were in before the work was commenced, and shall be kept in such condition by said corporation, individual, firm or company, as the case may be, for the period of one year. No street, alley, avenue, lane or public ground shall be opened for the purpose of laying mains or pipes under the provisions of this ordinance between December 1 and March 1, unless the City Civil Engineer, in specific cases, shall authorize the same.

SEC. 8. All pipes, mains and apparatus of every kind and description used by any corporation, individual, firm or company, accepting the provisions of this ordi-

nance, shall be of the most approved design and quality. All pipes shall be standard weight, and shall be so laid as not to interfere with the use of the streets, alleys, avenues, lanes, or public grounds, after the same are in place. The mains and service pipes shall also be so laid in the public streets, alleys, avenues, lanes, and public grounds of said city as to prevent the escape of gas, and in such manner as that the use of the gas will be safe. Said service pipes shall be laid to the property line without expense to the persons desiring to use the gas.

SEC. 9. If the City Civil Engineer shall discover at any time that any corporation, individual, firm, or company is prosecuting its, his, or their work in a careless, dilatory, incompetent, or unskillful manner, he shall notify the corporation, individual, firm, or company prosecuting the work in writing, and if such carelessness, incompetency, dilatoriness and unskillfulness is not immediately remedied, he shall report the same to the Common Council and Board of Aldermen, who shall have power to pass and enforce such ordinances or resolutions as shall remedy the defect.

SEC. 10. In order to provide against gas that may escape from high or low pressure mains and pipes, from passing into cellars, sewers, and buildings, it shall be, and is hereby made, the duty of all such corporations, companies, firms, and individuals laying mains or pipes for carrying gas, as aforesaid, when deemed necessary by the City Civil Engineer and said Common Council and Board of Aldermen to provide, furnish and supply a system of escape pipes, to be approved by the City Civil Engineer and said Common Council and Board of Aldermen, sufficient to carry off any and all gas which may leak or escape through defective joints, service-pipes, connections, or defects in the mains. Gauges showing the amount of pressure on all natural gas lines shall be erected at the expense of such corporations, companies, firms, or individuals, and shall be open at all times to public inspection, and located at such points as may be directed by the City Civil Engineer, when concurred in by the Common Council and Board of Aldermen. And it shall be, and is hereby made, the duty of said Engineer to notify such corporation, company, firm, or individual to reduce or cut off the pressure upon such line or lines as the public safety from time to time may require; and it shall be, and is hereby made, the duty of the City Attorney to institute such legal proceedings as may be necessary to compel a compliance with the provisions of this ordinance and with all other ordinances now in force or hereafter passed, and all acts of the General Assembly affecting such natural gas companies.

SEC. 11. In consideration of the use of the streets, alleys, avenue and lanes and public grounds of this city, and for the granting of this franchise, all corporations, companies, firms and individuals availing themselves of the rights under this ordinance, shall, as a condition to the exercise of the franchise herein granted, furnish natural gas to consumer for and at schedule of prices following, to wit:

DOMESTIC USE.

For Cooking—Monthly Charges from October 1st to May 1st.

Cooking stoves and ranges, No. 6 and under, each, per month.....	\$0 75
Cooking stoves and ranges, No. 7 and 8, each, per month.....	1 25
Cooking stoves and ranges, No. 9 and over, each, per month.....	1 50

For Cooking—Monthly Charges from May 1st to October 1st.

Cooking stoves and ranges, No. 6 and under, each, per month.....	50
Cooking stoves and ranges, Nos. 7 and 8, each, per month.....	1 00
Cooking stoves and ranges, No. 9 and over, each, per month.....	1 25

For Cooking—Annual Charges.

Cooking stoves and ranges, No. 6 and under, each, per annum.....	6 00
Cooking stoves and ranges, Nos. 7 and 8, each, per annum.....	12 00
Cooking stoves and ranges, No. 9 and over, each, per annum.....	15 00

For Cooking.

Gas and gasoline stoves, each, per month.....	\$ 75
Gas and gasoline stoves, each, per annum.....	6 00

RESIDENCES AND OFFICES.

For Heating—Monthly Charges from October 1 to May 1.

Base burner stoves having a fire pot 8 inches in diameter and under, each, per month.....	75
Base burner stoves having a fire pot 14 inches in diameter and over 8 inches, each, per month.....	1 25
Base burner stoves having a fire pot 18 inches in diameter and over 14 inches, each, per month.....	1 50
Base burner stoves having a fire pot over 18 inches in diameter, each, per month.....	2 00
Upright stoves having a fire pot 8 inches in diameter and under, each, per month.....	75
Upright stoves having a fire pot 14 inches in diameter and over 8 inches, each, per month.....	1 25
Upright stoves having a fire pot 18 inches in diameter and over 14 inches, each, per month.....	1 50
Upright stoves having a fire pot over 18 inches in diameter, each, per month..	2 00
Grates and open front heating stoves, each, per month.....	1 50

For Heating—Residences and Offices—Monthly Charges from May 1 to October 1.

Base burner stoves having a fire pot 8 inches in diameter and under, each, per month.....	50
Base burner stoves having a fire pot 14 inches in diameter and over 8 inches, each, per month.....	75
Base burner stoves having a fire pot 18 inches in diameter and over 14 inches, each, per month.....	1 25
Base burner stoves having a fire pot over 18 inches in diameter, each, per month.....	1 50
Upright stoves having a fire pot 8 inches in diameter and under, each, per month.....	50
Upright stoves having a fire pot 14 inches in diameter and over 8 inches, each, per month.....	75
Upright stoves having a fire pot 18 inches in diameter and over 14 inches, each, per month.....	1 25
Upright stoves having a fire pot over 18 inches in diameter, each, per month..	1 50
Grates and open front heating stoves, each, per month.....	1 00

For Heating—Residences and Offices—Annual Charges.

Base burner stoves having a fire pot 8 inches in diameter and under, each, per annum.....	5 25
Base burner stoves having a fire pot 14 inches in diameter and over 8 inches, each, per annum.....	7 00
Base burner stoves having a fire pot 18 inches in diameter and over 14 inches, each, per annum.....	11 00
Base burner stoves having a fire pot over 8 inches in diameter, each, per annum.....	13 00
Upright stoves having a fire pot 8 inches in diameter and under, each, per annum.....	5 25
Upright stoves having a fire pot 14 inches in diameter and over 8 inches, each, per annum.....	7 00
Upright stoves having a fire pot 18 inches in diameter and over 14 inches, each, per annum.....	11 00
Upright stoves having a fire pot over 18 inches in diameter, each, per annum,	13 00
Grates and open front heating stoves, each, per annum.....	10 00

Furnaces—For Heating Residences.

MONTHLY CHARGES.

With a fire pot having a diameter of 22 inches or under, each, per month...	3 00
With a fire pot having a diameter of 24 inches, and over 22 inches, each, per month.....	3 40

With a fire pot having a diameter of 26 inches, and over 24 inches, each, per month	\$ 3 50
With a fire pot having a diameter of 28 inches, and over 26 inches, each, per month	3 75
With a fire pot having a diameter of 30 inches, and over 28 inches, each, per month	4 00
With a fire pot having a diameter of 34 inches, and over 30 inches, each, per month	4 50
With a fire pot having a diameter of 36 inches, and over 34 inches, each, per month	5 50
With a fire pot having a diameter of 40 inches, and over 36 inches, each, per month	6 50
With a fire pot having a diameter of over 40 inches, each, per month	8 00

Furnaces—For Heating Residences.

ANNUAL CHARGES.

With a fire pot having a diameter of 22 inches or under, each, per annum...	20 00
With a fire pot having a diameter of 24 inches, and over 22 inches, each, per annum	23 80
With a fire pot having a diameter of 26 inches, and over 24 inches, each, per annum	24 50
With a fire pot having a diameter of 28 inches, and over 26 inches, each, per annum	26 25
With a fire pot having a diameter of 30 inches, and over 28 inches, each, per annum	28 00
With a fire pot having a diameter of 34 inches, and over 30 inches, each, per annum	31 50
With a fire pot having a diameter of 36 inches, and over 34 inches, each, per annum	38 50
With a fire pot having a diameter of 40 inches, and over 36 inches, each, per annum	45 50
With a fire pot having a diameter of over 40 inches, each, per annum.	55 00

FOR HEATING STORES, HALLS, BUSINESS HOUSES AND HOTELS.

MONTHLY CHARGES.

Stoves having a fire pot under 16 inches in diameter, each, per month.....	3 00
Stoves having a fire pot 16 inches in diameter, and under 20 inches, each, per month	4 00
Stoves having a fire pot 20 inches in diameter and over, each per month.....	6 00
Grates and open stoves, each, per month	2 00

ANNUAL CHARGES.

Stoves having a fire pot under 16 inches in diameter, each per annum	\$20 00
Stoves having a fire pot 16 inches in diameter, and under 20 inches, each, per annum	26 00
Stoves having a fire pot 20 inches in diameter and over, each, per annum...	40 00
Grates and open stoves, each, per annum	14 00

FOR HEATING STORES, HALLS, BUSINESS HOUSES AND HOTELS.

MONTHLY CHARGES.

Furnaces having a fire pot 26 inches in diameter and under, each, per month	\$4 60
Furnaces having a fire pot 30 inches in diameter, and over 26 inches, each, per month.....	5 30
Furnaces having a fire pot 36 inches in diameter, and over 30 inches, each, per month.....	7 30
Furnaces having a fire pot 40 inches in diameter, and over 36 inches, each, per month.....	8 65
Furnaces having a fire pot over 40 inches in diameter, each per month	10 00

ANNUAL CHARGES.

Furnaces having a fire pot 26 inches in diameter and under, each, per annum	30 00
Furnaces having a fire pot 30 inches in diameter, and over 26 inches, each, per annum.....	\$35 00
Furnaces having a fire pot 36 inches in diameter, and over 30 inches, each, per annum	45 00
Furnaces having a fire pot 40 inches in diameter, and over 36 inches, each, per annum	55 00
Furnaces having a fire pot over 40 inches in diameter, each per annum	65 00

For Restaurants.

Cooking stoves and ranges, each, per month.....	3 00
Cooking stoves and ranges, each, per annum	30 00

For Hotels.

Cooking stoves and ranges, each, per month.....	5 00
Cooking stoves and ranges, each, per annum	50 00

The measurements of diameters hereinbefore referred to shall be construed to mean the average or mean diameter of the fire pots, as stoves are constructed at the present time.

When any corporation, company, firm, or individual, supplying the City of Indianapolis or its inhabitants with natural gas, has once reduced the price of gas below the schedule of prices hereinbefore set out, such corporation, company, firm, or individual shall be prohibited from increasing such reduced schedule of prices for a period of three years, and then only by and with the consent of the Common Council and Board of Aldermen.

Not to exceed one-half of the schedule rates shall be charged for grates and stoves used for heating, in cases where boilers or furnaces are used for heating.

Any consumer mentioned in the foregoing schedule shall have the right to require gas to be furnished by meter measurement and not by said schedule rates; but in that event, such corporation, company, firm, or individual shall have the right to charge and receive therefor any sum not exceeding 10 cents per 1,000 cubic feet. Such meters shall be promptly furnished upon the written application of any consumer, without cost to such consumer, by such corporation, company, firm, or individual.

The consumer may use such gas for both heating and illuminating purposes.

Any corporation, company, firm, or individual furnishing gas under the provisions of this ordinance, shall have the right to discontinue the further supply of gas to any consumer in case of ten day's default after the first day of each succeeding month in the payment of charges for said gas. But when payment of such charges shall have been made gas shall again be furnished to such consumer on his request.

✕For all manufacturing purposes, and for all other consumers, and for all other purposes not designated in the foregoing schedule, for which natural gas can or may be utilized, such natural gas shall be supplied and furnished at the option of the consumer; 1st, either at 50 per cent. of the cost of Indiana steam coal at two dollars per ton, or, 2nd, by special agreement; and in that event, at the same rate to all, whether large or small consumers, and in no case shall preference be given in price to one consumer over another by the corporation, company, firm, or individual furnishing natural gas; or, 3rd, by meter measurement not exceeding seven cents per thousand cubic feet.

Such meters shall be promptly furnished by the corporation, company, firm, or individual furnishing such gas, and which meters shall be without cost to the consumer, and furnished upon the written application of such consumer. The consumer may use said gas for both heating and illuminating purposes, as hereinbefore provided.

The Common Council and Board of Aldermen hereby expressly reserve the right to revise and refix the rates and prices, herein designated, at any time after

the expiration of ten years from the date of the passage of this ordinance. The rates hereinbefore provided for domestic purposes shall be based upon a pressure of four ounces per square inch at the point of consumption

SEC. 12. The City of Indianapolis hereby expressly reserves the right at any time after the expiration of five years after the date of the passage of this ordinance, to require any corporation, company, firm, or individual, furnishing gas under the provisions of this ordinance, to pay into the City Treasury, annually, a license or tax not exceeding the sum of three cents per foot of mains laid by such corporation, company, firm, or individual within the city limits, exclusive of service connections.

SEC. 13. Any corporation, company, firm, or individual accepting the provisions of this ordinance, shall be compelled to furnish gas to all applicants for any purpose along its, his or their lines of mains, as provided for in Section 11 hereof, whenever applied for. And any such corporation, company, firm, or individual shall commence to extend its, his, or their mains according to the most approved plan, along any street, alley, avenue, lane, or public ground contiguous to where its, his, or their mains are already laid, within sixty days after being so ordered by resolution of the Common Council and Board of Aldermen; provided, the same shall be petitioned for by owners or occupants of real estate along the line proposed to be extended, and that 10 per centum of such petitioners shall agree to become consumers of gas, and that in the opinion of the Common Council and Board of Aldermen such proposed extension is reasonable and ought to be made, and shall continue such work and push the same to completion as rapidly as possible; and failing to comply with any such order, shall be fined, as hereinafter provided; and each day's failure to comply with any such order shall constitute a separate offense.

SEC. 14. No corporation, company, firm, or individual shall exercise any of the rights of laying pipes in the City of Indianapolis until such corporation, company, firm, or individual, as the case may be, shall have a line of mains laid from some gas-producing region to the city limits of sufficient dimensions to comply with the intent and purpose of this ordinance.

SEC. 15. Before any corporation or company shall avail itself of the provisions of this ordinance, it shall file with the City Clerk its written acceptance of all provisions, restrictions, requirements and regulations of this ordinance, which acceptance shall be signed by the president and secretary of such corporation or company, together with a certified copy of a resolution duly passed by the board of directors of such corporation or company, authorizing the execution and filing thereof, accepting all the conditions, provisions and stipulations of this ordinance.

If a firm or individual desires to furnish gas, under the provisions of this ordinance, such firm or individual shall likewise file their or his written acceptance in the same words, substantially, and upon the same terms provided for corporations or companies, as provided in this section.

SEC. 16. Any corporation, company, firm or individual wilfully violating any provision of this ordinance, directing anything to be done, or enjoining the doing of anything, shall, on conviction, be fined in any sum not exceeding \$100, on complaint of any citizen, filed before the mayor.

SEC. 17. Nothing in this ordinance shall be so construed as to prevent the Common Council and Board of Aldermen from giving special permission under this ordinance to any party or parties engaged in the manufacturing business, and opening a natural gas well within or without the city limits, the privilege of laying private pipe lines from the same to and along the streets and alleys of this city to his or their manufactories.

SEC. 18. The City of Indianapolis shall have the right, by giving at least six months' notice, to purchase the entire plant or plants of any corporation, company, firm or individual accepting the provisions of this ordinance, at any time after the expiration of ten years from the date of its passage. The amount to be paid for such plant or plants, shall be ascertained by the appointment of three disinterested persons; one to be appointed by said city, one by said corporation, company, firm or individual, and in case of disagreement, the two shall select a third. The amount

thus fixed, shall be paid by said city within six months after the amount to be paid for such plant or plants shall have been determined as herein provided.

SEC. 19. This ordinance shall take effect and be in force from and after its passage and publication once each week for two consecutive weeks in the Indianapolis (Daily) Sentinel.

Alderman Wright offered the following motion; which was adopted :

That the City Clerk be, and is hereby, directed to have five hundred copies of the foregoing ordinance—G. O. 14, 1887—printed for distribution.

The following entitled ordinances (passed by the Common Council) were severally read the first time :

- G. O. 11, 1887—An ordinance to provide for the construction of a brick sewer in and along Ray and Rockwood street, from the present terminus of the Ray street sewer at Pogue's Run, to the east bluff of White River.
- G. O. 20, 1887—An ordinance making and providing for the execution of a contract between the City of Indianapolis and the Indianapolis Water Company.
- S. O. 113, 1886—An ordinance to provide for grading and graveling the roadway of Missouri street, from Washington street to Market street.
- S. O. 8, 1887—An ordinance to provide for grading and paving with brick, the north sidewalk of South street, from Illinois street to Meridian street.
- S. O. 35, 1887—An ordinance to provide for grading and paving with brick, the west sidewalk of Douglass street, from New York street to the second alley south of New York street.
- S. O. 46, 1887—An ordinance for the erection of lamp-posts, lamps and fixtures, (complete to burn gas, except the service pipes), on Ketcham street, between Sinker and Merrill streets.
- S. O. 51, 1887—An ordinance to provide for grading and graveling the first alley east of Illinois street, from Fifth street to the first alley south of Fifth street.
- S. O. 52, 1887—An ordinance to provide for grading and graveling the second alley east of Douglass street, from Elizabeth street to Indiana avenue.
- S. O. 66, 1887—An ordinance to provide for grading and paving with brick, the sidewalks of Eighth (or Williams) street, from Mississippi street to Tennessee street.
- S. O. 69, 1887—An ordinance to provide for the re-grading and paving with Medina (New York) sand stone, the roadway, and curbing with stone the gutters, of Washington street, from the east line of Mississippi street to the west line of Alabama street, and requiring the Citizens' Street Railway Company to pay a portion of the cost thereof, as provided for in General Ordinance No. 4, 1884.
- S. O. 77, 1887—An ordinance to repeal Special Ordinance No. 180, 1886, being an ordinance entitled "An ordinance to provide for grading and graveling the roadway, and paving with brick the sidewalks of Hendricks street, being the first street west of East street, from Nebraska street to Lincoln Lane."
- S. O. 79, 1887—An ordinance to provide for grading and paving with brick, the sidewalks of Ohio street, from Pine street to Highland street, where not already paved.

- S. O. 80, 1887—An ordinance to provide for grading and graveling the first alley west of Blake street, from Michigan street to North street.
- S. O. 81, 1887—An ordinance to provide for grading and graveling Union street and sidewalks, between Palmer street and Grand avenue.
- S. O. 84, 1887—An ordinance to provide for grading and graveling the east sidewalk of Belmont avenue, from Washington street to a point 1,209 feet north of the center of Washington street.
- S. O. 85, 1887—An ordinance to provide for grading, bowldering and curbing the gutters of Noble street, from Washington street to Louisiana street.
- S. O. 87, 1887—An ordinance to provide for grading and bowldering the first alley east of Liberty street, from Georgia street to the first alley north of Georgia street.
- S. O. 88, 1887—An ordinance to provide for re-grading and graveling the roadway, grading and bowldering the gutters, re-setting the curb and re-paving with brick, the sidewalks of Liberty street, from Pogue's Run to Meek street.
- S. O. 89, 1887—An ordinance to provide for grading and graveling the roadway of Geisendorff street, from New York street to Market street.
- S. O. 92, 1887—An ordinance to provide for grading and paving with brick, the sidewalks of Walnut street, from Tennessee street to Meridian street.
- S. O. 93, 1887—An ordinance to provide for grading and graveling Clark street and sidewalks, from Hill avenue to Valley Drive.
- S. O. 94, 1887—An ordinance to provide for grading and paving with brick, the east sidewalk of Blackford street, from New York street to the Canal.
- S. O. 95, 1887—An ordinance to provide for grading and paving with brick, the sidewalks of Meek street, from Liberty street to Noble street.
- S. O. 98, 1887—An ordinance to provide for grading and paving with brick, the east sidewalk of Tennessee street, from Washington street to Pratt street, where not already properly done.
- S. O. 99, 1887—An ordinance to provide for grading and paving with brick, the sidewalks of St. Clair street, from Mississippi street to Meridian street.
- S. O. 101, 1887—An ordinance to provide for grading and graveling Broadway street and sidewalks, from Eleventh street to Bruce street, and widening the sidewalks thereof.
- S. O. 102, 1887—An ordinance to provide for grading and graveling Park avenue and sidewalks, from Eleventh street to Bruce street, and widening the sidewalks thereof.

On motion, S. O. 77, 1887, of the foregoing entitled ordinances, was referred to the Committee on Streets & Alleys and Sewers & Drainage.

On motion by Alderman Pritchard, the Rules were suspended for the purpose of placing G. O. 11, 1887, of the foregoing entitled ordinances, on its final passage, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut Prier, Pritchard, Rail-Schmidt, Wright, and President Endly.

NAYS—None.

The following entitled ordinance was then read the second and third times :

G. O. 11, 1887—An ordinance to provide for the construction of a brick sewer in and along Ray and Rockwood streets, from the present terminus of the Ray street sewer at Pogue's Run, to the east bluff of White River.

And it was passed by the following vote :

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS, 1—viz: Alderman Prier.

On motion by Alderman Pritchard, the Rules were suspended for the purpose of placing G. O. 20, 1887, of the foregoing entitled ordinances, on its final passage, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endley.

NAYS—None.

The following entitled ordinance was then read the second and third times :

G. O. 20, 1887—An ordinance making and providing for the execution of a contract between the City of Indianapolis and the Indianapolis Water Company.

And it was passed by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

On motion by Alderman Pritchard, the Rules were suspended for the purpose of placing S. O. 69, 1887, of the foregoing entitled ordinances, on its final passage, by the following vote :

AYES, 8—viz: Aldermen Brown, Crosby, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS, 2—viz: Aldermen King, and Laut.

The following entitled ordinance was then read the second and third times :

S O. 69, 1887—An ordinance to provide for the re-grading and paving with Medina (New York) sand stone, the roadway, and curbing with stone the gutters of Washington street, from the east line of Mississippi street to the west line of Alabama street, and requiring the Citizens' Street Railway Company to pay a portion of the cost thereof, as provided for in General Ordinance No. 4, 1884.

And it was passed by the following vote :

AYES, 8—viz: Aldermen Brown, Crosby, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS, 2—viz: Aldermen King, and Laut.

On motion by Alderman Pritchard, the Rules were suspended for the purpose of placing S. O. 113, 1886, and S. O.'s 8, 35, 46, 51, 52, 66, 79, 80, 81, 84, 85, 87, 88, 89, 92, 93, 94, 95, 98, 99, 101 and 102, of 1887, of the foregoing entitled ordinances, on their final passage, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 113, 1886, was then read the second and third times and passed, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 8, 1887, was then read the second and third times and passed, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 35, 1887, was then read the second and third times and passed, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 46, 1887, was then read the second and third times and passed, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 51, 1887, was then read the second and third times and passed, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 52, 1887, was then read the second and third times and passed, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 66, 1887, was then read the second and third times and passed, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 79, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

S. O. 80, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 81, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 84, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 85, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 87, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 88, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 89, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 92, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 93, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 94, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 95, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 98, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following entitled ordinance was read the second time :

S. O. 99, 1887—An ordinance to provide for grading and paving with brick, the sidewalks of St. Clair street, from Mississippi street to Meridian street.

Alderman Brown offered the following amendment to the ordinance :

Amend S. O. 99, 1887, by striking out the word "Mississippi," wherever it appears, and insert in lieu thereof, the word "Tennessee."

Which was adopted.

S. O. 99, 1887, was then ordered engrossed, read the third time and passed as amended, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 101, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

S. O. 102, 1887, was then read the second and third times and passed, by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Streets & Alleys and Sewers & Drainage, through Alderman Schmidt, submitted the following report; which was concurred in, and the amendment adopted :

To the President and Members of the Board of Aldermen :

Gentlemen:—Your Committee to whom was referred, at the meeting of the Board of Aldermen of the City of Indianapolis, held on the 23d of May, 1887, the following motion: "That the City Civil Engineer be instructed to order the stone crossings on Dunlap street, from Madison avenue to East street," has examined into said matter, and we recommend to amend to single on alleys, and double on streets, and then we recommend its passage.

Respectfully submitted,

Lorenz Schmidt,

John Rail,

Committee on Streets & Alleys and Sewers & Drainage.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman King offered the following motion; which was adopted :

That the Gardeners be granted the privilege of Garfield Park on July 23th, 1887, and also the right to drive in at the south side of said Park, provided that the proposed bridge across Pleasant Run is not ready for use at that time.

On motion, the Board of Aldermen then adjourned.

THOMAS E. ENDLY, President.

Attest: JOSEPH T. FANNING, Clerk.