

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—NOVEMBER 7, 1887.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, November 7th, A. D. 1887, at 7:30 o'clock, in regular session.

**PRESENT**—Hon. Caleb S. Denny, Mayor, and *ex officio* President of the Common Council in the Chair, and 18 members, viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

**ABSENT**, 7—viz: Councilmen Benjamin, Edenharter, Herig, Howes, Rooker, Smither, and Waterman.

The Proceedings of the Common Council for the regular session held October 17th, and the special sessions held October 21st and 25th, 1887, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

## REPORTS, ETC., FROM THE COMMITTEE ON CONTRACTS.

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen*:—Your Committee on Contracts, to whom was referred the proposals received October 17th, for improving Washington street, between Mississippi and Alabama streets, have examined the same, and find them to be as follows:

Walter S. Biglow, of Buffalo, New York, makes proposals to do the entire job, according to the Engineer's specifications, for the sum of \$56,800.00, or for the sum of \$5.94 per square yard, and further to change specifications as to size of stone blocks, and do the work for the sum of \$131,800.00.

Wm. F. Shank, Louisville, Kentucky, bids for stone paving \$25 40 per lineal foot front on each side, and for curbing 85 cents per lineal foot front on each side.

P. B. McNaughton, Buffalo, New York, bids for stone paving \$24.25 per lineal foot front on each side, and curbing 88 cents per lineal foot front on each side.

Claffen Paving Company, by H. M. Claffen, President, Cleveland, Ohio, bids for stone paving \$23.63 per lineal foot front on each side, and curbing 85 cents per lineal foot front on each side.

We return said proposals, together with the bonds filed with the same, and recommend that all of said bids be rejected, as, in our opinion, they are all too high.

Respectfully submitted,

M. M. Reynolds,  
Frank M. Dell,  
Committee on Contracts.



A first and final estimate in behalf of Geo. W. Buchanan, for grading and paving with brick, the sidewalks of Summit street, from Washington street to the C., St. L. & P. R. R. tracks.

1,270.60 lineal feet, at 42 cents.....\$533 65

A first and final estimate in behalf of J. L. Spaulding, for grading and paving with brick, the east sidewalk of Delaware street, from Michigan street to the first alley south of Michigan street.

233 50 lineal feet, at 65 cents...\$151 77

A first and final estimate in behalf of J. L. Spaulding, for grading and graveling the roadway, grading and bowldering the gutters, re-setting the curb and paving with brick the sidewalks of Liberty street, from Pogue's Run to Meek street.

426 10 lineal feet of bowldering, at 56 cents.....\$238 61

500.90 lineal feet re-paving with brick, at 35 cents..... 175 30

483.00 lineal feet of gravel, at 20 cents.. 96 60

430.40 lineal feet of curb re-set, at 18 cents..... 77 47

\$587 98

A first and final estimate in behalf of James W. Hudson, for grading and graveling the roadway, bowldering and curbing the gutters, and paving with brick the sidewalks of Herman street, from Ohio street to the first alley north of Market street.

747.15 lineal feet of bowldering, at 39 cents.....\$ 265 27

589.50 lineal feet of curb, at 45 cents.. 265 27

554 20 lineal feet of brick sidewalk, at 43 cents..... 238 30

595 40 lineal feet of gravel, at 40 cents..... 238 16

28.20 lineal feet of curb re-set, at 15 cents..... 4 23

\$1,037 34

A first and final estimate in behalf of J. L. Fisher, for grading and paving with brick, the south sidewalk of Spann avenue, from Linden street to Laurel street.

543 50 lineal feet, at 42 cents.....\$228 29

A first and final estimate in behalf of J. L. Fisher & Co., for grading and graveling Eleventh (or Reagan) street and sidewalks, from Central avenue to the L. E. & W. R. R. tracks.

5,168 lineal feet, at 80 cents.....\$4,134 40

120 extra yards of gravel at street and alley crossings, at 75 cts.. 90 00

\$4,224 40

A first and final estimate in behalf of J. W. Cooper & Co., for grading, paving and curbing the sidewalks of Spring street, from Ohio street to North street.

3,875.00 lineal feet of curb, at 45 cents...\$1,743 71

3,195 20 lineal feet of pavement, at 27 cents..... 860 00

572.30 lineal feet of single walk-stone, at 34 cents..... 194 58

353.40 square yards of bowldered wings, at 65 cents..... 164 71

16.00 square yards of pavement re-laid, at 25 cents..... 4 00

\$2,967 00

A first and final estimate in behalf of Michael Flaherty, for grading and graveling Union street and sidewalks, from Palmer street to Grande avenue.

1,123 lineal feet, at 55 cents.....\$617 58

A second and partial estimate in behalf of A. Bruner, for constructing a brick sewer in and along Ray and Rockwood streets, from the present terminus of the Ray street sewer to the east bluff of White River.

313 lineal feet, at \$7.25.....	\$2,269 25
1 man-hole, at \$40.00.....	40 00
	<hr/>
	\$2,309 25
Less ten per cent.....	230 92
	<hr/>
Amount allowed in this estimate.....	\$2,078 33

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 Michael Higgings, for grading and graveling the east sidewalk of Belmont avenue, from Washington street to a point 1,209 feet north of Washington 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**, 16—viz: Councilmen Burns, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

**NAYS**—None.

The following estimate resolution was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of Henry C. Roney, for grading and paving with brick, the sidewalks of Bicking street, from East street to Delaware 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**, 16—viz: Councilmen Burns, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

**NAYS**—None.

The following estimate resolution was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of Henry C. Roney, for grading and bowldering the first alley east of Liberty street, from Georgia street to the first alley north of Georgia 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**, 16—viz: Councilmen Burns, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

**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 George W. Buchanan, for grading and paving with brick, the sidewalks of Summit street, from Washington street to the C., St. L & P. R. R. 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 adopted by the following vote :

**AYES**, 16—viz: Councilmen Burns, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

**NAYS**—None.

The following estimate resolution was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of J. L. Spaulding, for grading and paving with brick, the east sidewalk of Delaware street, from Michigan street to the first alley south of Michigan-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**, 16—viz: Councilmen Burns, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

**NAYS**—None.

The following estimate resolution was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of J. L. Spaulding, for grading and graveling the roadway, grading and bowldering the gutters, re-setting the curb and paving with brick the sidewalks of Liberty street, from Pogue's Run to Meek 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**, 16—viz: Councilmen Burns, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

**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 James W. Hudson, for grading and graveling the roadway, bowldering and curbing the gutters, and paving with brick the sidewalks of Herman street, from Ohio street to the first alley north of Market 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, 16--viz: Councilmen Burns, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuchmeyer, Swain, and Thalman.

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. Fisher, for grading and paving with brick, the south sidewalk of Spann avenue, from Linden street to Laurel 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, 16--viz: Councilmen Burns, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

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. Fisher & Co., for grading and graveling Eleventh (or Reagan) street and sidewalks, from Central avenue to the L. E. & W. R. R. 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 adopted by the following vote :

AYES, 16--viz: Councilmen Burns, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

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. W. Cooper & Co., for grading, paving and curbing the sidewalks of Spring street, from Ohio street to North 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, 16--viz: Councilmen Burns, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

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 Michael Flaherty, for grading and graveling Union street and sidewalks, from Palmer street to Grande avenue, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

AYES, 16—viz: Councilmen Burns, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

NAYS—None.

Councilman Dell presented the following remonstrance; which was referred to the Committee on Streets and Alleys and City Civil Engineer :

Indianapolis, Nov. 7th, 1887.

To the Honorable Mayor, City Council and Aldermen :

*Gentlemen:*—I respectfully ask these bodies to investigate the change made by the City Civil Engineer on south Liberty street on Out-lot 83, in the City of Indianapolis. The pavement and curb stone was put down in November, 1873, according to the stakes of the City Civil Engineer, at the cost of \$154.00, the street being graded before. About two years ago the Street Commissioner took about 30 or 35 feet of my brick pavement and curb stone, and now the Council and Aldermen passed an ordinance for raising the curb stone and pavement, which is a great loss to me, and damaging my property.

Yours respectfully,

CHS. DEHNE.

The City Attorney submitted the following report :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—I report the following matters :

1. Since the last meeting of the Council, Judge Irving has rendered a decision in the case of the State of Indiana vs. Jacques, in favor of the defendant.

Jacques was arrested, tried and convicted before Justice Johnston on the charge of dumping the contents of privy vaults into the White River, north of the Belt Railroad, and within the city limits, contrary to the provisions of Section 2,068 R. S. 1881. This was a test case, and involved the question as to the right of the city to dump or pour refuse matter into the River. If this could not be done, then some expensive method would have to be resorted to for its disposition. The court held that the city charter made provision for a Board of Health, and possessed certain police powers that must be exercised for the general good of the city and its inhabitants, and that Sections 2,066, 2,068 and 3,106 are kindred sections, and must be construed together, and that the city has a right to regulate the dumping of refuse matter in the White River.

2. In obedience to your instructions, I have examined the title to Lots 229 and 230 in Kappes & Naltner's South Meridian Street Addition, owned by George Koeniger and Lambert Krumholz, respectively, and find the titles to said lots good. I have refused to accept any deeds to the same, for the city, during the pending of the above reported case. I now ask your instructions.

3. At the request of the Market Masters, I have prepared and handed to Councilman McGroarty an ordinance providing for the better control of the Market Houses.

Respectfully submitted,

WILLIAM L. TAYLOR, City Attorney

On motion by Councilman Mack, the report was received, and the City Clerk directed to insert \$600.00 in the miscellaneous appropriation ordinance for the payment of the two lots purchased of George Koeniger and Lambert Krumholz.

Councilman McGroarty, in behalf of the Committee on Markets, introduced the following entitled ordinance, which was read the first time :

G. O. 38, 1887—An ordinance supplemental to an ordinance entitled "An ordinance establishing certain Rules and Regulations for the government of the Public Markets of the City of Indianapolis; prescribing restrictions upon the sale of sundry articles of food in other portions of said city, and imposing fines and punishments for violations thereof;" ordained and established July 2d, 1878.

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

Which failed of adoption, by the following vote :

AYES, 16—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Stuckmeyer, Swain, and Thalman.

NAYS, 1—viz: Councilman Haugh.

The Acting City Clerk submitted the following report; which was received, and the bond accompanying the same approved :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—I herewith report the official bond of Caleb S. Denny, Mayor-elect for the term of two years from January 1, 1888, who has otherwise qualified, by filing with me his certificate of election and oath of office. Penalty of bond, \$3,000; sureties, Moses G. McLain and Byron K. Elliott

Respectfully submitted,

JOSEPH T. FANNING, Acting City Clerk.

The Acting City Clerk submitted the following report :

To the Mayor, Common Council and Board of Aldermen :

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

Fulmer & Seibert vs. Naomi Earl, for .....	\$ 38 33
Richter & Twiname vs. Martha D. Connett, for.....	36 33
Richter & Twiname vs. John K. Waltz, for.....	34 58
Richter & Twiname vs. John K. Waltz, for .....	34 58
Richter & Twiname vs. John K. Waltz, for.....	34 58
Richter & Twiname vs. Mary A. Pi rson, for.....	34 58
Richter & Twiname vs. E. F. Graham, for.....	34 58
Richter & Twiname vs. M. M. Grubbs, for.....	34 58
Richter & Twiname vs. Sarah D. Campbell, for.....	34 58
Richter & Twiname vs. Mary A. Walker, for.....	34 98
Richter & Twiname vs. C. Yeagle, for.....	34 58
James W. Hudson vs. William W Smith, for .....	133 20
James W. Hudson vs William W. Dixon, for.....	18 50
James W. Hudson vs. William Smith, for.....	18 50



James W. Hudson vs. Fletcher & Churchman, for.....	\$ 22 94
James W. Hudson vs. Fletcher & Churchman, for.....	22 94
R. P. Dunning vs. John H. Llewellyn, for.....	10 89

Respectfully submitted,

JOSEPH T. FANNING, Acting City Clerk.

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

AYES, 12—viz: Councilmen Dell, Haugh, Mack, Markey, McClelland, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, and Thalman.

NAYS, 5—viz: Councilmen Burns, Cummings, Dunn, McGroarty, and Swain.

The Treasurer for the City submitted the following report; which was received:

*Report of the Receipts and Expenditures* for the City of Indianapolis, during the month of October, 1887, by Sample Loftin, Treasurer, to-wit:

Balance Sept. 30, 1887.....	\$38,832 08
Taxes collected (estimated).....	47,250 00
City miscellaneous receipts.....	3,294 60
	<hr/>
	\$89,376 68
Orders redeemed.....	50,368 26
	<hr/>
Balance Oct. 31, 1887.....	\$39,008 43

Respectfully submitted,  
Indianapolis, Nov. 1, 1887

SAMPLE LOFTIN,  
City Treasurer.

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith submit an itemized statement, showing the amount of orders drawn on the City Treasury during the month of October, 1887, viz:

Board of Health.....	\$ 293 00
Bridges.....	266 74
City Civil Engineer's Department.....	180 70
City Dispensary.....	372 08
City Hall.....	2,718 37
City Hospital and Branch.....	1,300 96
Fire Department—pay-rolls.....	5,180 00
Fire Department—accounts.....	774 80
Gas.....	6,110 03
Incidentals.....	103 00
Interest on bonds.....	840 00
Markets.....	5 00
Parks.....	121 80
Police.....	5,087 29
Printing.....	783 24
Salary.....	5,796 00
Sewers.....	5,013 26
Station House.....	358 39
Street Improvements.....	2,371 73
Street repairs—pay-rolls.....	3,466 88
Street repair—accounts.....	765 44

Tomlinson Hall Janitors.....	\$ 105 00
Tomlinson Hall accounts.....	46 35
Illinois street tunnel.....	9,998 00
	<hr/>
	\$ 52,058 06

Respectfully submitted,

JOSEPH T. FANNING,  
Acting City Clerk.

The City Rental Agent submitted the following report; which was received:

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

*Gentlemen:*—I herewith submit report of rents collected from Tomlinson Estate as follows:

Alice Robinson, No. 113 north Illinois street, Sept.....	\$ 25 00
Alice Robinson, No. 113 north Illinois street, Oct.....	25 00
Hannah Overman, No. 115 north Illinois street.....	25 00
Hannah Overman, No. 115 north Illinois street, Sept.....	13 00
Mrs. Mahan, No. 117 north Illinois street.....	25 00
Paul Sherman, No. 21 Indiana avenue.....	15 00
	<hr/>
	\$128 00
Less commission, 3½ per cent.....	3 48
	<hr/>
	\$124 52

Nov. 7, 1887.

Respectfully submitted,

WM. HADLEY, Agent.

The Chief Fire Engineer submitted the following report; which was received, and the Chief Fire Engineer authorized to purchase the hose:

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

*Gentlemen:*—The line of hose in service at Engine House No. 6, are no longer reliable—bursting with domestic pressure. I respectfully ask to be authorized to contract immediately for fourteen hundred feet, as it will take thirty days to get the hose.  
J. H. WEBSTER, Chief Fire Engineer.

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

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

*Gentlemen:*—Hydrant No. 708, southwest corner of Meridian and McNabb streets, has been reported in service by the Water Works Company.

Respectfully submitted, J. H. WEBSTER, Chief Fire Engineer.

The Superintendent of the City Hospital submitted his report for the month of October, 1887; which was received.

The Superintendent of the City Dispensary submitted his report for the month of October, 1887; which was received.

#### REPORTS, ETC., FROM OFFICIAL BOARDS.

The Board of Public Improvements and Street Commissioner, through Councilman Stuckmeyer, submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—We herewith report expenditures in the Street Repair Department for the month of October 1887, together with total expenditures to November 1st, 1887 :

Pay-rolls.....	\$ 2,780 39
Blacksmithing .....	27 20
Bowlders.....	76 50
Castings.....	23 75
Fountains repairs.....	16 00
Gravel.....	25 60
Hardware.....	34 71
Lumber.....	249 89
Miscellaneous.....	12 25
Rubber goods.....	14 00
Sewer pipe.....	89 40
Stone crossings.....	18 45
Toll.....	4 50

Expenditures for the month of October, 1887.....	\$ 3,372 64
Expenditures per last report.....	25,171 41

Total expenditures to November 1st, 1887.....	\$28,554 05
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Respectfully submitted,

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

C. S. RONEY, Street Commissioner.

The Board of Public Improvements, through Councilman Stuckmeyer, submitted the following report; which was adopted :

To His Honor, the Mayor, and Common Council :

*Gentlemen:*—Your Board of Public Improvements, to whom was referred the following motion, with power to act :

“That the Street Commissioner be directed to bowlder the alley crossings on Greer street, between McCarty and Buchanan streets; also, to bowlder the alley crossings on Dougherty street, between East street and Virginia avenue; also, the alley crossings on Coburn street, between south East street and Virginia avenue, the property owners having paved the sidewalk with brick, and the alley crossings are impassable.”

Have examined the above crossings, and recommend the work be done immediately.

Respectfully submitted,

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

The Board of Health submitted the Mortality report for the two weeks ending October 31st, 1887; which was received.

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

*The Board of City Commissioners* submitted the following report in the case of the extension of Randolph street from its present southern terminus to the National Road :

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

*Gentlemen:*—The undersigned, being all the members of the Board of City Commissioners of the City of Indianapolis, Indiana, and being duly appointed qualified, and acting under the provisions of the Statutes of the State of Indiana, in relation to laying out, opening and widening, altering and vacating streets, alleys and highways, beg leave to report :

1st. That we met in Room No. 2, in City Hall, in the office of City Clerk, on Thursday, the 1st day of September, 1887, at 10 o'clock, A. M., to consider the petition of C. C. McCauley, Daniel Barnett et al., in the matter of the opening and extension of Randolph street from its present southern terminus south to the National Road, all in accordance with a notice of the City Clerk; which said notice and return of the Superintendent of the Metropolitan Police Force endorsed the reason—having been duly and properly served on each of us—which is now on file in the City Clerk's office, and is made a part of this report, and marked exhibit "A."

2d. After having examined said petition and the plat, and finding them properly drawn and in regular form (with the exception that the plat represents Randolph street as being fifty feet wide, when in fact it is sixty feet wide), the said City Commissioners proceeded at once to examine the property sought to be appropriated, and also to view and examine the real estate in the vicinity thereof to be benefited or injured by said proposed opening and extension; and after having concluded their investigation, and being fully advised in the premises, they made and filed in the office of the City Clerk of the City of Indianapolis, on the 3d day of September, 1887, a written report of all their investigations and conclusions in the pending matter, with notice to interested parties, which said written report, with notice now on file in the office of the City Clerk, is made a part of this report, and marked exhibit "B." Said report required the City Clerk to have the Superintendent of the Metropolitan Police Force to notify the interested property holders, whose names and a description of their property is set forth in said report, to meet the City Commissioners on Tuesday, the 25th day of October, 1887, at 10 o'clock, A. M., in Room 2, of the City Clerk's office.

3d. We further report that we met at the time and place named, and proceeded to the examination and investigation of the pending matter, and found that the City Clerk had issued the proper notices to all of the interested parties in said proposed opening as named in said foregoing report; and we further found that the Superintendent of the Metropolitan Police Force had served the parties properly, and made due return of such service, and filed the same with the City Clerk, which notice and return of service thereon is made a part of this report, and is marked exhibit "C." After the undersigned had examined said notices, with the return and proof of publication thereof, they proceeded to have and determine evidence as to the benefits and damages accruing by reason of such opening and extension. After hearing all the testimony, and after again viewing the property, and being fully advised in the premises, and finding that all interested parties had been properly served with notice, the said Commissioners are unanimously agreed and are of the opinion that said proposed street should be opened and extended as prayed for in the petition herein.

4th. We now further report that the length, width and location of said street extension is as follows: Commencing at a point in the south line of Koller street where the west line of Randolph street extended south would intersect the same, and thence extending south in a right line to the National Road, a distance of ten hundred and twenty-five feet to the intersection of the north line of said National Road; thence east along the north line of said road sixty feet to a point; thence north parallel with the last described line ten hundred and twenty-five feet to a point in the south line of Koller street; thence west sixty feet to the place of beginning.

5th. The value of the real estate to be appropriated, with a description and name of the owners, is as follows: A strip of ground twenty-five feet wide off of the east side of a tract of land owned by William Willard, bounded as follows: On the north by Koller street; on the south by Washington street; on the west by State street, and on the east by the ground donated by the State of Indiana for one-half of Randolph street—being a part of the southeast quarter of Section 6, Township 15, Range 4 east, containing  $\frac{162}{1000}$  of an acre, and being of the value of \$720.00.

The benefits to the real estate beneficially effected by said proposed extension and opening of Randolph street from its present southern terminus to the National Road, and the description of lots, and the names of the owners thereof, and the amount of benefits to each, are as follows, viz :

August Diener, the owner of Pettibone & Ricket's Highland Addition to the City of Indianapolis, Lot 29; benefits to same.....	\$ 10 00
August Denier, Lot 30; benefits to same.....	10 00
August Drenier, Lot 31; benefits to same.....	10 00
Conrad Ruchlehaus, Lot 28; benefits to same.....	10 00
Mary F. Wood, Lot 27; benefits to same.....	10 00
Howard and Mary J. York, Lot 26; benefits on same.....	10 00
Alice Garret, Lot 25; benefits on same.....	10 00
Th Barret, Lot 24; benefits on same.....	10 00
Elizabeth Barnet, Lot 23; benefits on same.....	10 00
Henry Stratman, owner of Petiourn & Rochel's H. H. Add., Lot 22.....	10 00
August Denier, owner of Lot 21, Pittibone & Ricket's H. H. Add.....	10 00
Mariha M. Pray, Barnett's re-sub. Lot 5, Pettibone & Ricket's H. H. Add	2 40
Margaret Barnett, Lot 4, re sub. Lot 5, Pettibone & Ricket's H. H. Add..	2 40
Margaret Barnett, Lot 3, re sub. Lot 5, Pettibone & Ricket's H. H. Add...	2 40
Margaret Barnett, Lot 2, re-sub. Lot 5, Pettibone & Ricket's H. H. Add...	2 40
Margaret Barnett, Lot 1, re-sub Lot 5, Pettibone & Ricket's H. H. Add...	2 40
A. G. Pettibone, Lot 1, re-sub Lot 5, Pettibone & Ricket's H. H. Add...	3 00
A. G. Pettibone, Lot 2, re-sub. Lot 5, Pettibone & Ricket's H. H. Add...	3 00
A. G. Pettibone, Lot 3.....	3 00
Michael J. Mescall, Lot 4.....	3 00
Horace & H. M Gillett, Lot 5.....	3 00
Horace & H. M. Gillett, Lot 6.....	3 00
Aramata D. Butterfield, Lot 11.....	4 00
Wm. Mansur, Lot 12.....	4 00
Wm. Mansur, Lot 13.....	4 00
August and Emma Schmids, Lot 14.....	4 00
Lena Gehring, Lot 15.....	4 00
Joseph Schneider, Lot 16.....	4 00
W. H. Branson, Lot 17.....	4 00
Jane E. and Chris. C. McCauley, Lot 18.....	4 00
Henrietta E Wasson, Lot 19.....	4 00
H. H. Beville, Lot 20.....	4 00
Wm. Willard, part southeast quarter Sec. 6, Tp. 15, R. 4 east.....	540 00

Total amount of benefits.....\$720 00

6th. We find there are no damages to property in cases where no part thereof is taken.

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

8th. The cost attending these proceedings, to be paid by the petitioners, is \$96.

RECAPITULATION.

The damages to William Willard, on account of ground taken to widen and extend Randolph street from Koller street south to the National Road, is.....\$720 00

The benefits to the property along the line of Randolph street on the west side, from Michigan street to the National Road, as apportioned in the foregoing table, is .....

William Willard's benefits..... 540 00

William Willard's damages above benefits.....\$180 00

BENEFITS TO BE COLLECTED

from the following parties, owning the lots described in the foregoing table, viz:

Wm. Willard.....	\$540 00
Conrad Ruchlehaus.....	10 00
Mary F. Wood.....	10 00
Howard and Mary J. York.....	10 00
Alice Garret.....	10 00
Tho. Barret.....	10 00

Elizabeth Barnet.....	\$ 10 00
Henry Stratman.....	10 00
August Denier.....	40 00
Margaret Barnet.....	9 60
A. G. Pettibone.....	9 00
Aramata D. Butterfield.....	4 00
William Mansur.....	8 00
Martha M. Pray.....	2 40
Michael J. Mescall.....	3 00
Horace and H. M. Gillett.....	6 00
August and Emma Schmidt.....	4 00
Lena Gehring.....	4 00
Joseph Schneider.....	4 00
W. H. Branson.....	4 00
Chris. C. McCauley.....	4 00
Henrietta Wasson.....	4 00
James R. Parker.....	4 00
Total amount of benefits.....	<u>\$720 00</u>

There are no benefits assessed to property on the east side of Randolph street, on account of there having donated ground for the east half of said street.

Respectrully submitted,

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

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the report of the Board of Commissioners in the matter of opening and extending to a uniform width Randelph street, from its present southern terminus south to the National Road, as specifically described in their said report, be, and the same is in all things accepted, adopted and approved; and that in accordance with said report, the territory specifically described in said report, to-wit: a strip of ground twenty-five feet wide off of the east side of the tract of land bounded on the north by Koller street; on the west by State street; on the south by Washington street, and on the east by a strip of ground donated by the State of Indiana for a part of Randolph street—said tract of land being a part of the southeast quarter of Section 6, Township 15, north of Range 4 east—be, and the same is hereby appropriated: *Provided,* That before the aforesaid street is opened to the public, the expenses of the City Commissioners herein, and also the amount of benefits assessed over the damages by reason of such opening and extension, shall be paid. The City Clerk is hereby directed to certify to the Treasurer of Marion county, Indiana, so much of said report as assesses benefits and damages upon the real estate, giving descriptions thereof; which said benefits the said Treasurer is hereby directed to make as soon as said certified copy of said part of said Commissioners' report comes to his hands.

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

AYES, 16—viz: Councilmen Burns, Cummings, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

NAYS—None.

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

*Report of the City Commissioners on the vacation of the streets, alleys and highways in that part of Patterson, Fletcher & Ray's subdivision of the west part of Outlot 149, in the City of Indianapolis.*

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

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

1st. We met at the office of the City Clerk, in Room 2 of the City Clerk's office, on Friday, the 2d day of September, 1887, at 10 o'clock, A. M., to examine into the matter of the proposed vacation, in accordance with a notice of the City Clerk, which notice and return of the Superintendent of the Metropolitan Police endorsed thereon, is filed herewith as a part hereof, and marked exhibit "A."

2d. We immediately proceeded to view the ground and the streets and alleys in said subdivision, and the adjoining lands, with a view of determining the interested parties. Having agreed that Magdalena Maus, Bowen and Love Bros., James C. Yohn and Richardson & Evans were the interested parties, we made due report of said facts to the City Clerk, and required said Clerk to have the proper notices issue to the above named parties to meet the City Commissioners on Wednesday, the 26th day of October, 1887, at 10 o'clock, A. M. Said report is filed herewith, and marked exhibit "B."

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

4th. We now further report on this the 4th day of November, 1887, in favor of vacating the streets and alleys and highways in said subdivisions, more particularly described as follows: A street forty (40) feet wide (name unknown), marked A on map, running diagonally through said plat, starting out of New York street at the northwest corner of Lot 1 in said subdivision, running in a southeasterly direction a distance of fifteen hundred and thirty five (1535) feet, to the south line of Lot 12, in the said subdivision—being the south line of the Cotton Factory grounds. Also, a street called New York street, running from the street last described west a distance of nine hundred and nineteen (919) feet along the north side of Lots 17 and 18, in said subdivision—being forty (40) feet wide, and marked B on the plat. Also, a street intersecting the last described street two chains west of the northwest corner of Lot 17, in said subdivision, and running south a distance of three (3) chains, more or less, crossing the old bed of Fall Creek on the line between Lots 16 and 20 of said subdivision, and terminating in the north ends of said lots marked C. Also, an alley or unoccupied strip of ground laying between the old Mill Race and the northeast boundary line of said subdivision; being about eight hundred and seventeen feet in length, and of irregular width, varying from twenty to fifty feet, marked "D" on the plat. Also, a strip of irregular width between the west line of said subdivision and the east bank of Fall Creek, a distance of twenty-four hundred (2400) feet, marked E on the plat. Also, the extension of New York street from its present western terminus at the old Mill Race, to its intersection with the street marked "A," a distance of about six hundred (600) feet, marked F on the plat.

5th. The value of the land on which said streets are located, is \$200.00.

6th. The benefits to the persons desiring the vacation, is the value of the lands and the costs of said vacation.

7th. There are no persons objecting to said vacations.

8th. The expense attending this vacation is \$66 00.

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

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

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the report of the Board of City Commissioners in the matter of the petition of Magdalena Maus and others, for the vacation of all streets, alleys and highways in that part of Patterson, Fletcher & Ray's subdivision of the west part of Out-lot 149, in the City of Indianapolis, and forty acres in fractional Section No. 3, Township 15, Range 3 east, in Marion county, Indiana, as described in Plat Record No. 2, page 119, in the Recorder's office of said county, as lies in the City of Indianapolis, be, and the same is hereby, in all things accepted, adopted and approved; and that in accordance with said report, the said streets, alleys and highways, as described in said report, be, and the same is hereby vacated. *Resolved, further,* That the said petitioners be, and are hereby, required to pay to the County Treasurer for the city, within twenty (20) days from the adoption of this resolution, the sum of two hundred dollars, being the amount of benefits assessed over the damages by reason of such vacation; and in case said benefits are not so paid, then this proceeding shall be void; and also the sum of sixty-six dollars, being the amount of expenses reported by the said Commissioners as taxed in this matter; and that said petitioners be, and they are hereby, required to have made out by the City Civil Engineer, filed by the City Clerk, and recorded in the Recorder's office of Marion county, Indiana, a plat of the said streets, alleys and highways herein vacated, and to procure from the City Clerk, and have recorded in the Recorder's office of Marion county, Indiana, the proper certified copies of proceedings herein, as required by law, all at their own expense: *Provided,* That until the benefits and expenses are paid as aforesaid, and said plat and certified copies of such proceedings recorded as aforesaid, said streets and alleys shall not be vacated or otherwise used than as now.

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

**AYES,** 17—viz: Councilmen Burns, Cummings, Dann, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

**NAYS**—None.

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

*Report of the City Commissioners on the vacation of the first alley south of Potomac street.*

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

*Gentlemen:*—The undersigned, members of the Board of City Commissioners of the City of Indianapolis, duly appointed, qualified, and acting under the provisions of the Statutes of the State of Indiana, in relation to laying out, opening, widening, altering and vacation of streets and alleys and highways, beg leave to submit the following report in the matter of the vacation of the alley immediately south of Potomac street, between West and California streets and Market and Washington streets, heretofore referred to them by your honorable bodies.

1st. We met at the office of the City Clerk in Room 2, of the City Hall, on Wednesday, the 31st day of August, 1887, at 10 o'clock, A. M., to examine into the matter of the proposed vacation in accordance with a notice of the City Clerk; which notice and return of the Superintendent of the Metropolitan Police endorsed thereon, is filed herewith, as a part hereof, and marked exhibit "A."

2d. We immediately proceeded to view the alley proposed to be vacated, and the property contiguous thereto, and the surrounding property along the line of said alley, and find the following corporation and persons owning the property herein described, interested in said vacation, viz: Henry Bond, the owner in trust for the Equitable Trust Company, J. H. Aldrich, agent, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11, Carlisle's subdivision of Lots 1, 2, 3, Out-lot 147; Mary L. Johnson, the owner of Lot 22, Out-lot 147, and F. M. Archdeacon, the owner of Lot 4, Out-lot



147—all in the City of Indianapolis, Indiana. We made due report of said facts to the City Clerk, and required said Clerk to have the proper notices issue to the above named property owners to meet the City Commissioners on Monday, the 24th day of October, 1887, in Room 2 of the City Clerk's office, at 10 o'clock, A. M. Said report is filed herewith, as a part hereof, and marked exhibit "B."

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

4th. We now further report on this the 3d day of November, 1887, that the length of said alley proposed to be vacated, is 202½ feet, its width is 15 feet, and it is located between West and California streets, and between Market and Washington streets—commencing at a point in the west line of West street 135 feet north of Washington street, running west parallel with Potomac street 202½ feet to the first alley west of West street; thence north 15 feet; thence east parallel with Potomac street 202½ feet to the west line of West street; thence south 15 feet to the place of beginning.

5th. The value of the land on which said alley is situated, is \$50.00.

6th. The benefits to the persons desiring said vacation, is the value of said land and the costs of said vacation.

7th. There are no persons objecting to said vacation.

8th. The expense attending this vacation, to be paid by the petitioners, amounts to the sum of \$66.00.

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

Respectfully submitted,

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

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the report of the Board of City Commissioners in the matter of the petition of The Equitable Trust Company and others, praying for the vacation of the alley immediately south of Potomac street, running west from West street to the first alley west of West street, be, and the same is hereby, in all things accepted, adopted and approved; and that in accordance with said report, the said alley as described in said report, be, and is hereby vacated. *Resolved, further,* That the said petitioners be, and are hereby, required to pay to the County Treasurer, for the city, within twenty (20) days from the adoption of this resolution, the sum of fifty dollars (\$50.00), being the amount of benefits assessed over the damages by reason of such vacation; and in case said benefits are not so paid, then this proceeding shall be void; and also the sum of sixty six dollars (\$66.00), being the amount of expenses reported by the said Commissioners as taxed in this matter; and that the said petitioners be, and are hereby, required to have made out by the City Civil Engineer, filed by the City Clerk and recorded in the Recorder's office of Marion county, Indiana, a plat of the said alley herein vacated, and to procure from the City Clerk and have recorded in the Recorder's office of Marion county, Indiana, the proper certified copies of the proceedings herein, as required by law, at their own expense: *Provided,* That until the expenses are paid as aforesaid, and such plat and certified copies of such proceedings recorded as aforesaid, said alley shall not be vacated or otherwise used than as now.

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

AYES, 17—viz: Councilmen Burns, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

NAYS—None.

SIG. 76.

## REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Judiciary and City Attorney, through Councilman Cummings, submitted the following reports; which were concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Judiciary and City Attorney, to whom was referred the claim of Marion County, Indiana, against the city, for \$143.50, costs in case of Amanda K. Mortland, Administratrix, vs. The City of Indianapolis—cause No. 24,560 in Superior Court—report that we have examined the same, and recommend the same be allowed. Respectfully submitted,

WM. L. TAYLOR, City Attorney.

M. M. CUMMINGS,  
of Judiciary Committee.

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Judiciary with the City Attorney, to whom was referred the proposition of Van Buren Stiarwalt, report thereon as follows:

We recommend that the proposition of Van Buren Stiarwalt to pay \$10.00 in full of the assessment of \$50.00 made against Lot 46, in Young's subdivision of Out-lot 181, in the year 1875, on account of the opening of Plum street, be accepted.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.

M. M. CUMMINGS,  
of Judiciary Committee.

The Committee on Railroads, City Attorney and City Civil Engineer, through Councilman Pearson, submitted the following report; which was concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Railroads, with the City Attorney and City Civil Engineer, to whom was referred G. O. 34, 1887, and the proposition of V. T. Malott, Vice President of the Union Railway Company, to pay into the treasury the amount of benefits assessed against said company on account of the opening of the viaduct street, if the city would assume the payment of all additional sums that might be recovered in the four appealed cases of George R. Root, Wm. Dell, Frank M. Dell and Peter F. Bryce, report that we do not think it advisable for the city to assume said liability, and recommend that the same be not accepted.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.

John R. Pearson,  
Cornelius McGroarty,  
Charles E. Haugh,  
Committee on Railroads.

The Committee on Sewers and Drainage, through Councilman Markey, submitted the following report; which was adopted:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Sewers and Drainage, to whom was referred the following motion:

"That the Street Commissioner be directed to lay sewer pipe in or near Hill street, from Union street to the sewer on Meridian street."

Would respectfully recommend that the work be done.

Respectfully submitted,

R. McClelladd,  
Thomas Markey,  
Committee on Sewers and Drainage.

## MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

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

To the Mayor and Common Council:

*Gentlemen:*—The Board of Aldermen, in regular session held in the Aldermanic Chamber, Monday evening, October 24th, 1887, adopted the following motion:

“That Lorenz Schmidt be granted permission to lay a six-inch sewer pipe, at his own expense, under the supervision of the City Civil Engineer, from his premises, Nos. 257 and 259 Massachusetts avenue, and in the alley along the north side of said premises and connecting with the Massachusetts avenue sewer.”

I submit the same for your consideration.

For the Board of Aldermen:

SAM. V. PERROTT, Clerk.

To the Mayor and Common Council:

*Gentlemen:*—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, October 24, 1887, adopted the following motion:

“That R. R. Shiel be granted permission to lay gas mains in front of his premises, No. 541 North Meridian street, at his own expense, under the direction of the City Civil Engineer.”

I submit the same for your consideration.

For the Board of Aldermen:

SAM. V. PERROTT, Clerk.

The following message was read, and the action of the Board on the first clause of the report, was concurred in, and the second clause referred to the Committee on Judiciary and City Attorney:

To the Mayor and Common Council:

*Gentlemen:*—The Board of Aldermen, in regular session held in the Aldermanic Chamber, Monday evening, October 24, 1887, adopted the following report from the Committee on Judiciary and Ordinances:

“To the President and Board of Aldermen:

*Gentlemen:*—Your Judiciary Committee, to whom was referred sundry papers, report thereon as follows, to-wit:

1st. Is the petition of William H. English, asking the refunding of certain taxes paid by him on Lots one to one hundred inclusive, in King's subdivision of Bryant's addition to the City of Indianapolis, east of Woodruff Place. These taxes were paid under the supposition that said lots were within the corporate limits of the city. The property was never legally annexed to the city. All taxes in said addition have heretofore been refunded, except to one person, who has never asked for it. The amount paid is \$1,106.71, exclusive of interest. Mr. English filed his petition in 1884. We recommend the sum of \$1,106.71 be refunded, without interest, on condition the same be accepted in full of all demands against the city by Mr. English on account of said taxes.

2d. Is the petitions of Byrum, Cornelius & Co., and Murphy, Hibben & Co., asking payment of damages by water, said to be caused by a defect in the city sewer in Georgia street, at the crossing of Meridian street.

We recommend these damages against the city be compromised, and further recommend that the same be referred to the City Attorney, with power to act, and to report his settlement to the Council and Board for confirmation.

Respectfully submitted,

James A. Pritchard,  
G. S. Wright,  
Lorenz Schmidt,  
Committee on Judiciary.”

I submit the same for your consideration.

For the Board of Aldermen

SAM. V. PERROTT, Clerk.

## APPROPRIATION ORDINANCE.

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

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

Ap. O. 59, 1887—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$1,232.07.]

And it was passed by the following vote :

AYES, 16—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Swain, and Thaman.

NAYS—None.

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

Ap. O. 60, 1887—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch [Amount appropriated, \$1,557.01.]

And it was passed by the following vote :

AYES, 16—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Swain, and Thalman.

NAYS—None.

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

Ap. O. 61, 1887—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$15,390.07.]

And it was passed by the following vote :

AYES, 16—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Swain, and Thalman.

NAYS—None.

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

Ap. O. 62, 1887—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House. [Amount appropriated, \$233.89.]

And it was passed by the following vote :

AYES, 16—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Swain, and Thalman.

NAYS—None.

By the Finance Committee, through Councilman Thalman, the following entitled ordinance was introduced, read the first and second times, ordered engrossed, and read the third time :

Ap. O. 63, 1887—An ordinance appropriating money for the payment of the compensations of the officers and members of the Fire and Police Departments, the Committee Clerk, City Janitor, Assistant City Janitor, Tomlinson Hall Janitor, Tomlinson Hall Assistant Janitor, and Market Masters of the East and West Markets. [Amount appropriated, \$10,968.33.]

And it was passed by the following vote :

AYES, 16—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Swain, and Thalman.

NAYS—None.

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

Ap. O. 64, 1887—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the General City Election held October 11th, 1887.

On motion, it was ordered that the blanks in the above ordinance be filled by inserting : For Inspectors, \$5.00 each ; for rent of rooms, \$5.00 each ; for furnishing meals, \$5.00 each ; for services as Judges and Clerks, \$3.50 each.

The ordinance was then ordered engrossed, read the third time (amount appropriated \$1,654.25), and passed, by the following vote :

AYES, 16—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Swain, and Thalman.

NAYS—None.

#### INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business the following entitled ordinances were introduced, and severally read the first time :

By Councilman Burns, accompanied with petitions :

G. O. 39, 1887—An ordinance authorizing the Eagle Machine Works Company to lay a switch track across West street and sidewalks, from the main track of the I., D. & S. Railroad Company.

To the Common Council and Board of Aldermen of Indianapolis, Ind :

*Gentlemen:*—We respectfully ask you to grant us the privilege of laying a side track into our new manufacturing premises, located between Missouri and West streets, and that said side track may start from the I., D. & S. R. R. track at a point at the west side of the west sidewalk of West street, and crossing said street at a point about ten feet north of the present I., D. & S. R. R. track at the east side of West street. Herewith find diagram showing location as above requested.

Yours very respectfully,

EAGLE MACHINE WORKS Co.

By Councilman Cummings :

G. O. 40, 1887—An ordinance to repeal an ordinance entitled "An ordinance granting the Board of State House Commissioners the right to build and construct a railroad switch in and upon certain streets and alleys of the City of Indianapolis;" ordained and established July 29, 1878.

By Councilman Reynolds :

G. O. 41, 1887—An ordinance requiring the Cleveland, Columbus, Cincinnati and Indianapolis Railway Company, and the Indiana, Bloomington and Western Railway Company to station and maintain a Flagman at the crossing of their tracks at Newman street, and repealing General Ordinance No. 53, 1886.

By Councilman Dell :

G. O. 42, 1887—An ordinance requiring the C., St. L. & P. R. R. Company, and the C., H. & D. R. R. Company to station and maintain a Flagman at the crossing of their tracks on Reid street.

G. O. 43, 1887—An ordinance requiring the C., I., St. L. & C. Railroad Company to station and maintain a Flagman at the crossing of its tracks and Reid street and Dillon street.

Councilman Burns moved to suspend the Rules for the purpose of placing the foregoing entitled ordinances—G. O.'s 39, 40, 41, 42 and 43, 1887—on their final passage.

Which failed of adoption, by the following vote :

AYES, 16—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Stuckmeyer, Swain, and Thalman.

NAYS, 1—viz: Councilman Haugh.

On motion by Councilman Reinecke, the ordinances were referred to the Committee on Railroads, with instructions to report at the next meeting.

By Councilman Cummings :

S. O. 146, 1887—An ordinance to provide for grading and paving with brick, the north sidewalk of Indiana avenue, from Tennessee street to Mississippi street, where not already properly done.

By Councilman Dell:

S. O. 147, 1887—An ordinance to provide for grading and graveling the first alley south of Georgia street, from Noble street to Concordia street.

By Councilman McClelland, which was referred to the Committee on Public Light:

S. O. 148, 1887—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Oak street, between Massachusetts avenue and the first alley south of Christian avenue.

By Councilman Stuckmeyer:

S. O. 149, 1887—An ordinance to provide for grading, bowldering and curbing the gutters, and widening the sidewalks of Huron street, from Noble street to Virginia avenue.

#### INTRODUCTION OF MISCELLANEOUS BUSINESS.

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

That the Street Commissioner be, and is hereby, instructed to lay a broken stone crossing across Washington street, at the intersection of Wallace street.

Councilman Burns offered the following resolution; which was referred to the Special Committee on Fire Department and the Chief Fire Engineer:

*Resolved,* That the City Civil Engineer be, and is hereby, directed to advertise for bids for the construction of a two thousand barrel cistern (2000) at the crossings of Everett and Decatur streets.

Councilman C oy offered the following motion; which was referred to the Committee on Finance:

That thirteen dollars and fifty cents be placed in the appropriation ordinance for the payment of a rotary pump placed on east Washington street, between New Jersey and East streets.

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

That the Street Commissioner be ordered to take up the bowlders and re-lay the same in the gutter, commencing at the corner of Washington and Illinois streets, and going to Tennessee street, on the north side of Washington street.

Councilman Dell offered the following motion; which was adopted:

That Frank M. Dell be, and is hereby, granted permission to lay a brick sidewalk in front of his property, between Pennsylvania street and the first alley west of Pennsylvania street, on the south side of Georgia street, at his own expense, under the direction of the City Civil Engineer.

Councilman Dell offered the following resolution :

*Resolved*, That the Chief of the Fire Department and the Committee on Fire be, and are hereby, directed to locate a fire cistern at or near the corner of Deloss and Reid streets, and that the City Civil Engineer is hereby directed to advertise for the building of a 2000-barrel cistern at the above location.

Which was adopted, by the following vote :

AYES, 17—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

NAYS—None.

Councilman Dunn offered the following motion; which was adopted :

That the Street Commissioner be instructed to notify the property holders on the east side of Blackford street, from Washington street to the Canal, to repair the sidewalk in front of their respective premises; and in case the same is not done, he be instructed to do the same, and collect the cost and expenses from said property holders.

Councilman Markey offered the following motions; which were adopted:

That Robert Kennington be granted thirty days extra time to complete his contract on south East street.

That the lamp-post on the southwest corner of New Jersey street and McCarty street, be moved to the southeast corner, and the lamp on the northeast corner be moved in front of St. Paul Church.

Councilman Markey offered the following motion; which was referred to the Special Committee on Fire Department and Chief Fire Engineer:

That the Chief of the Fire Department be instructed to place a fire-alarm box between Wyoming street and McCarty street.

Councilman McClelland offered the following motion; which was adopted:

That Hilton U. Brown and Peter Routier be, and are hereby, granted permission to pave with brick the sidewalk of Massachusetts avenue in front of their property, between John street and the second alley west of John street; work to be done at their own expense, and under the direction of the City Civil Engineer.

Councilman Pearson offered the following resolution :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis*, That hereafter the rent for the use of Tomlinson Hall, shall be as follows :



Political Conventions, State and County, per day . . . . .	\$50 00
Political Conventions, Congressional and City, per day . . . . .	35 00
Balls, drills, and all other entertainments or exhibitions requiring the removal of one half or more of the chairs from the main floor, per day . . . . .	60 00
And for each additional day to same party . . . . .	35 00
Musical and literary entertainments, at night . . . . .	15 00
Musical and literary entertainments, day time only . . . . .	25 00

And for all entertainments purely benevolent or charitable in character, in which the citizens of Indianapolis generally are interested, and for such entertainments, fairs or conventions as naturally appeal to the generosity and pride of the city, such rent shall be charged as may be fixed in each case prior to occupancy, by the Common Council and Board of Aldermen, on petition duly presented by the persons desiring the use of said Hall, to said bodies.

The Janitor of said Hall is hereby forbidden to open the same until the rent is fully paid, and a statement to that effect, signed by the City Clerk, has been furnished to him.

*Resolved, further,* That a Rental Committee, consisting of the City Clerk, City Attorney and President of the Board of Aldermen, is hereby appointed, whose duty it shall be to see that the provisions of this resolution are strictly carried out. Said Clerk shall keep an itemized account of all money received as rent for said Hall, and make monthly reports to the Council and Board of Aldermen of all such rents received, together with the names of the persons or societies occupying the same, and character of the entertainment given.

*And Resolved, further,* That said Rental Committee be, and are hereby, empowered and instructed to hereafter look after and see that all other rental contracts for the city's property are enforced against the persons renting any such property from the city. Said committee shall make a due report to the Council and Board of Aldermen concerning any and all propositions to lease or purchase any of the city real estate, for the consideration of said bodies.

Councilman Thalman offered the following amendment to the resolution; which was adopted:

“Amend the resolution by striking out the following clause: And for all entertainments purely benevolent or charitable in character, in which the citizens of Indianapolis generally are interested, and for such entertainments, fairs or conventions as naturally appeal to the generosity and pride of the city, such rent shall be charged as may be fixed in each case prior to occupancy, by the Common Council and Board of Aldermen, on petition duly presented by the persons desiring the use of said Hall, to said bodies.”

And the resolution, as amended, was adopted by the following vote:

AYES, 12—viz: Councilmen Cummings, Dunn, Mack, McClelland, McGroarty, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

NAYS, 3—viz: Councilmen Burns, Haugh, and Markey.

Councilman Reinecke presented the following petition, accompanied with plat; which was referred to the Committee on Streets and Alleys:

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

*Gentlemen:*—The undersigned, owners of real estate fronting on Gresham street, respectfully petition for the opening and extension of Gresham street, from its present terminus east to Shelby street. A plat is herewith filed, and made a part of this petition. J. A. Lemeke, Jos. A. Moore, Will F. A. Bernhamer,

Henry Reinfels, Christ. Brunnhoefer, Ernst Jasper,  
Fred. Niemann, Wm. Eggert, Reinhold Manke,  
Rudolph Neumann.

Oct. 22, 1887.

Councilman Reinecke presented the following remonstrance; which was ordered filed with the ordinance—S. O. 145, 1887:

*Indianapolis, Ind., Oct. 19th, 1887.*

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

*Gentlemen:*—We, the undersigned, citizens and property holders on the south side of Bradshaw street and the north side of Buchanan street, between Sullivan street and Holmes street, do hereby respectfully remonstrate against grading and graveling the alley between Bradshaw street and Buchanan street from Sullivan street to Holmes street. This alley having been graded and graveled only a few years ago between Sullivan and Holmes streets, is yet in good condition, with the exception of a low place in the east end of this alley,

Henry and Mary Bakemeyer, Lots 32 and 33, 80 feet, No. 41 Bradshaw street; Fred. Brenn, 49 Bradshaw street; Mrs. M. J. Adams, No. 51, Bradshaw street; Louis Koehl, 140 Bradshaw street; Margaret A. Mahoney, southeast corner of Bradshaw and Sullivan streets; Maggie Moore, her X mark, 57 Bradshaw street; Thomas Ellis, 35 Bradshaw street; John Ebner, Nos. 150, 158, 160, Buchanan street; Ellen A. Rosenbaum, 53 Bradshaw street; Elnora Haag, Nos. 166, 168, 170, 172, 174, Bradshaw street; C. H. Stuckmeyer, Adm'r., Nos. 146 and 138, Buchanan street; E. A. Smith, 148 Buchanan street; Henry Slate, 59 Buchanan street.

P. S.—The low place alluded to in the said alley, is caused by horses being allowed to stand hitched in the alley, which cuts up the gravel and then afterwards filled up with stable manure and rubbish which tenants throw out. We would therefore ask your honors to view the said alley, and that proper notice be given tenants to clean up; also, that the low place be filled up with gravel by the city, according to law in such cases made and provided.

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

That the Street Commissioner be directed to place a double stone crossing across south East street, at the intersection of the sidewalk on the south side of Coburn street.

Councilman Reinecke offered the following resolution; which was referred to the Committee on Water:

*Resolved,* That the Indianapolis Water Company be, and is hereby, directed to lay water mains on Beaty street, between McCarty and Buchanan streets, and to locate one hydrant at the corner of Buchanan and Beaty streets.

Councilman Reinecke offered the following motions; which were adopted:

That the City Civil Engineer set stakes for the lowering the gutter in the east side of Sullivan street, from Bradshaw street north to McCarty street, so as to drain Bradshaw street—the gutter in Sullivan street being higher than Bradshaw street, and allowing the water to stand there until it soaks into the ground.

That H. C. Smithers and others, be notified by the Street Commissioner to repair the sidewalk in front of the property known as the Virginia Avenue Rink, in ten days; if not done, the Street Commissioner to do the same at the expense of the property owners.

Councilman Stuckmeyer offered the following motion; which was adopted:

That J. L. Fisher, Charles H. Smith and J. Ernsshaw be, and are hereby, granted permission to widen the sidewalk to a width of thirteen (13) feet, and bowlder and curb the gutter in front of their property on Huron street, between Noble street and Virginia avenue. Work to be done at their own expense, under the direction of the City Civil Engineer.

Councilman Swain offered the following motions; which were referred to the Board of Public Improvements.

That the Street Commissioner be, and is hereby, directed to build a wooden culvert across Eleventh street, at the west gutter of Ruckle street; also, to cut out the west gutter of Ruckle street, so as to drain Eleventh street to the State Ditch; also, grade the connection of Park avenue, Broadway street and the alleys between said streets, on the south side of Eleventh street, so as to make a proper connection between said streets and alleys and Eleventh street. Work to be done under the direction of the City Civil Engineer.

That the Street Commissioner be, and is hereby, instructed to put a coat of "pit gravel" on the center of Alabama street, from Morrison street to Seventh street, at an expense not to exceed one hundred and fifty dollars.

Councilman Swain offered the following motion; which failed of adoption:

That the Street Commissioner clear the alley north of Home avenue, between Delaware and Alabama streets, to conform with proper grade of same, under the direction of the City Civil Engineer.

Councilman Swain offered the following motions; which were adopted

That the contractor doing the grading and paving of the sidewalk north side of Butler street, from Central avenue to College avenue, be, and is hereby, instructed to put in single stone crossings at the alleys, and double stone crossings at the streets.

WHEREAS, At the corner of Meridian and Seventh streets, at such times as a heavy rain occurs, Meridian street overflows, the water running into and over the abutting property, much to the damage of the same; therefore

*Moved*, That the City Civil Engineer be instructed to examine the aforesaid locality, and report at an early date a remedy for the defect in drainage at that point.

Councilman Thalman, for Councilman Waterman, presented the following petition; which was referred to the Board of Health:

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

*Gentlemen*:—We, the undersigned, who reside and own property in the vicinity of No. 125 on north Delaware street, would most respectfully show to your honorable body that we have been informed and believe, that Charles E. Kregelo is about to establish in the building at said number, on said street, a morgue, where

he will receive dead human bodies, where they will be upon public exhibition, and where they will remain, in case of death by accident, violence or crime, to be identified, and until they are finally disposed of; that said use of said premises will injure all the surrounding property; will make living in the vicinity thereof unhealthy and unpleasant, and will disturb the peace, happiness and comfort of all who reside or do business in the vicinity of such property. And we remonstrate against the establishment of said morgue at said place, and pray that the same may be prohibited.

Esther A. Bristol, John Norris, M. Ezekiel, Henry Kahn, Mrs. M. Ezekiel, Mrs. J. D. McChesney, M. W. Martin, Mrs. Downey, Mrs. Maggie Thompson, Mrs. Geo. Arbuckle, Mrs. N. A. Green, Miss Sallie Earley, Hattie Bonser, Sadie Chalk, Nora D. Hadway, Mrs. Delia Tompkins, Mrs. Mollie Kerr, C. I. Gorman.

On motion, the Common Council then adjourned.

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

Attest: JOSEPH T. FANNING,  
Acting City Clerk.