

Council Chamber, Ann Arbor, Mich.,
April 19th, 1909.

(Regular Session.)

Meeting called to order by Pres. Mills.

Present: Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, St. James, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—15.

Absent: None.

Minutes of previous meetings approved.

Communication from the Mayor.

Ann Arbor, Mich., April 19, 1909.
To the Honorable the Common Council:

Gentlemen:—It is the custom for the mayor to send a message to you at this time, when we are beginning a new year of administration. From time to time as occasion warrants, I may have occasion to make recommendations to you. At the present time I desire to express the hope that the very pleasant relations which have existed between the members of the council and myself during the two years when I was a member of your body may continue for the next two years. We have a common purpose, the advancing of the best interests of our beautiful city by giving it the best and most efficient government of which we are capable. And I believe that we will co-operate in the carrying out of this common object.

It is a business administration that I think we are expected to give, and I think that the taxpayers have a right to expect that we will give them the most possible for the taxes they pay. The utmost economy must be observed in the next year in order that we may live within our means as the city tax levy has for some years been up to the limit allowed by law. We know how much money we can raise. We should bring our expenditures within our receipts, for the charter expressly forbids our spending this year the money to be raised to carry on the government next year. If any extraordinary expense seems necessary it should be submitted to a vote of the people as the charter contemplates.

I would not wish to be understood as advocating the stoppage of improvements but I would have you use your best judgment as to what improvements are most pressing necessary this year in order that while living within our income the welfare of the city may, as much as possible, be advanced.

Ann Arbor has been rapidly advancing, not only in population but in beauty and seems to be awakening to its possibilities in a manufacturing way. Hitherto she has progressed rapidly along educational and residential lines. While keeping up this progress, there is no valid reason why the city should not grow in a manufacturing way. No other city of the state is better situated as a manufacturing site and I am pleased to recognize the efforts our citizens, headed by the Board of Commerce, are making towards growth along this line. I hope the time may soon come when our industries are varied and numerous enough to furnish employment to the many young men who are now going out from our midst to seek employment elsewhere. Any aid the council may legally give the Board of Commerce in this direction I hope will be cheerfully extended.

The number of handsome residences in Ann Arbor is rapidly increasing. Unfortunately, it was not found legal for the city to establish a building line so that in the newer districts all houses could be kept back a certain distance from the sidewalk, thus greatly adding to the beauty of the street. But I may be allowed to express the hope that parties laying out new additions may recognize the propriety and profitableness of imposing building restrictions when selling the land.

The various departments of the city government seem to be in good condition. I need not particularize as to the necessity of keeping up a high degree of efficiency in our fire department and police department, as our limited means will allow. We may well be proud of the small fire loss of the past year. I need not point out that many of our streets need to be put in good condition, neither is there any necessity of my commenting at length upon the growth of our beautiful park system, which seems to promise much for the beauty and attractiveness of Ann Arbor as a residence city in the future. But I desire to publicly commend the park commission for doing so much with the money placed at their disposal and above all for living within their means and expending nothing beyond their appropriation, and I only wish it were possible to devote more money to the working out of the park and boulevard system. I hope that the playground in the Third ward may speedily be put in shape, and I trust that we can have

another such playground in another ward in the near future.

In view of the overdrawn condition of our police fund it seems to me that a slight reduction might be made in the number of the force, at least while our finances are in bad shape. I would not have this cut made so deep, however, to impair the efficiency of the force. While on this subject permit me to refer to the fact that two years ago the appointment of a sanitary policeman was given to the board of health. It is questionable whether the charter gives the right of appointment of a policeman to anyone but the mayor, but be this as it may, practice has shown that this sanitary policeman is of no value to the regular force. Previously the man who did this work did other like work for the city and it seems to me that this work may be most economically done by a uniformed policeman detailed for that purpose by the chief of police.

But few other specific recommendations it occurs to me to make at the present time. There is just complaint arising from the cloud of dust raised by the suburban cars which traverse our streets. The street railway company should be caused to stop this dust nuisance by sprinkling their tracks. A demand should also be made upon the street railway company that they carry out the provision of their franchise on West Huron street, and build a line to Dexter. This spur track was one of the main conditions on which their franchise was granted. If built, it will open up with easier means of communication with Ann Arbor a part of our county which would prove very advantageous to our business men. The company should also be compelled to run a car oftener than one in two hours on West Huron street. **The city service is not what it should be. The line extends but little farther than it did when Ann Arbor had but half its present population. The rolling stock on the city line is poor and a disgrace to the company. I hope that the officials of the road may be induced to see the propriety of extending their lines at least to the hospitals and to our park system. Large crowds would be taken to the island did the street railway come anywhere near it.**

Allen Creek furnishes a problem which should be carefully studied. Steps should be taken to guard against a repetition of the heavy expense of litigation we have so recently under-

gone. The culvert which passes under the Michigan Central tracks is entirely inadequate to carry away the water fast enough in flood times. The road should be required to remedy this and we should see that we make provisions ourselves for the more rapid disposition of the vast body of water which sometimes pours into this little creek. Instead of spending money in litigation we should expend it in improvements. In improving the creek we should begin at its mouth and work back, for there is no sense in accelerating the flow of water at the upper end of the creek if we do not take care of it below. We should take up this problem now, for the time is not far distant when we will be compelled to provide some better way of taking care of the surface water overflowing the valuable lands adjacent to Packard street in the Seventh ward, which would require a still further capacity in Allen's creek. This whole problem is worthy of very careful investigation.

At the time I was nominated for mayor I promised that if elected I should endeavor to enforce the law, I believe this is an opportune time to again state that I will enforce all laws, particularly those pertaining to the regulation of the saloon. So far as can be, regulations should be passed restraining and curbing the evils of intemperance. Public opinion is overwhelmingly against the selling of liquors to minors and the law is rightfully against it. The same is true of the open saloon at times other than designated by law. There are other restrictions which the law has imposed upon these places all of which should be observed. Saloons are licensed under a city ordinance. A saloon should not be licensed which does not or will not obey the law. The licensing or refusing to license is in your hands. But it seems to me the ordinance should be changed so that if it is shown in a proper court that a saloon is not run strictly in accordance with the law, the conviction should forfeit the license. Only men should be allowed to run saloons who will obey the law under which they are licensed. I also believe that there should be some means of punishing the person who assists the saloon man in violating the law as I believe one is as guilty of law-breaking as the other.

I feel that we are to be congratulated, as this is the first time in a great many years when a new coun-

cil entered upon its duties that there was not some litigation pending against the city. We are at present entirely free from litigation and I trust that it will not be necessary for us to have to resort to the courts to settle any questions for us during the coming two years.

I feel that you realize, as I do myself, that a very important duty has been imposed upon us by the votes of the citizens of Ann Arbor, and I hope that at all times we may realize the seriousness and importance of that duty. I hope also that we may have the hearty support of our citizens in our efforts to do what we deem best for the city, without that support we cannot hope to accomplish much. I trust that there may be an entire laying aside of partisanship or of work for private interests or factions and that with the support of all good citizens we may work heartily together for the good of Ann Arbor.

Respectfully submitted,

WILLIAM L. WALZ,

Mayor.

Received, ordered on file and printed in the minutes.

Committees Appointed by Pres. Mills.

President Mills announced the following standing committees of the Common Council for the ensuing year:

Finance—Ald. St. James, Blaich, Murray.

Ordinance—Ald. Manwaring, Murray, Paton.

Sewer—Ald. Sherk, Murray, Sweet, St. James, Georg, Lutz, Smith.

Street—Ald. Stark, Hochrein, Staffan, Pipp, Manwaring, Blaich, Paton.

Sidewalks—Ald. Murray, Stark, Sweet, St. James, Sherk, Smith, Lutz.

Railways—Ald. Blaich, Manwaring, Pipp.

Fire Dept.—Ald. Pipp, Blaich, Hochrein.

Water—Ald. Paton, Manwaring, Staffan.

Police—Ald. Hochrein, Stark, Paton.

Lighting—Ald. Sweet, Stark, Lutz.

License—Ald. Lutz, Georg, Hochrein.

Bonds—Ald. Smith, Sherk, St. James.

Parks and Sanitary—Ald. Georg, Sherk, Sweet.

Poor and Cemetery—Ald. Staffan, Smith, Pipp.

Ann Arbor, Mich., April 10th, 1909.
To the Common Council.

Gentlemen—I hereby appoint Sidney Garvin to act as special police officer

at St. Thomas' Cemetery without pay from the city.

Yours respectfully,

J. C. HENDERSON, Mayor.

Received and ordered on file.

Committee Reports.

Finance Report.

Ann Arbor, Mich., April 19, 1909.
To the Honorable the Common Council.

Gentlemen:—Your committee on finance have had the city bills under consideration and recommend their allowance and warrants drawn for the following amounts.

BRUNO ST. JAMES,
Chairman Finance Committee.

Fire Fund.

Charles Andrews, salary.....	\$ 37.50
Eugene Williams, salary	33.00
Dean Seabolt, salary	33.00
Ralph Edwards, salary.....	33.00
Henry McLaren, salary	31.25
Fred Jolly, salary	31.25
Herman Kirn, salary	30.00
Geo. Hoelzle, salary	30.00
Rex Burnett, salary	30.00
Jacob Gwinner, salary	30.00
Wm. Beranek, salary	30.00
Max Wittlinger, salary	30.00
Arthur Clark, salary	27.50
Dow Golden, salary	27.50
Arch. Waggot, salary	25.00
Frank Markey, salary	25.00
Geo. Holzhauer, salary	25.00
Leslie Bird, salary	25.00
Chas. Carroll, salary	20.00
Frank Kapp, salary	20.00

Total salaries for ½ month
of April\$574.00

Police Fund.

Theo. C. Apfel, salary	\$ 41.66
John O'Mara, salary	30.00
Thos. O'Brien, salary	30.00
Matthew Max, salary	30.00
M. J. Martin, salary	30.00
Wm. Blackburn, salary	30.00
Geo. Schanz, salary	30.00
Zenus Sweet, salary	30.00
Don. McIntyre, salary	20.00

Total salaries for ½ month
of April\$271.66

Contingent Fund.

Chris Helber, labor (election booths)	4.00
James Mason, labor (election booths)	4.50

Total \$8.50

Street Fund.

Wm. Bury, labor	\$20.25
Michael Herey, labor	9.00

Michael Hession, labor	19.60
John Holka, labor	14.40
Andrew Johnson, labor	5.40
Wm. Kuehn, labor	8.40
James Mason, labor	15.75
John Radford, labor	7.80
Michael Schneider, labor	6.20
Fred Ullrich, labor	14.25
S. A. Elsifor, team	68.00
Joe Frederick, team	16.00
John McHugh, team	32.00
C. A. Perkins, team	21.34
L. D. Thomas, team	8.00
Joe Wallaker, team	31.51
Marion Wheelock, team	9.00

Street fund total.....\$306.90

Bridge, Cul & Crosswalk Fund.

Michael Herey, labor.....	2.00
James Mason, labor65

Total

Storm Sewer Fund.

James Mason, labor60
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Recapitulation.

Fire fund	\$574.00
Police fund	271.66
Contingent fund	8.50
Street fund	306.90
Bridge, Cul. & Crosswalk...	2.65
Storm Sewer fund60

Total

Approved and respectfully submitted to the finance committee.

ROSS GRANGER, City Clerk.

Finance report adopted as follows:

Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, St. James, Sherk, Manwaring, Smith, Blauch, Lutz, Paton, Pres. Mills—15.

Nays—None.

Ordinance Committee.

Ald. Manwaring presented an ordinance entitled, "An Ordinance to provide for licensing and regulating saloons and all places, except drug stores, where spirituous, malt, brewed, fermented, vinous or intoxicating liquors are sold or kept for sale at wholesale or retail," which was given its third reading as follows:

An Ordinance to Provide for Licensing and Regulating Saloons and All Places, Except Drug Stores, Where Spirituous, Malt, Brewed, Fermented, Vinous or Intoxicating Liquors Are Sold or Kept for Sale at Wholesale or Retail.

The Common Council of the City of Ann Arbor Ordain:

Sec. 1. No person shall keep a saloon or other place, except a drug store, where any spirituous, malt,

brewed, fermented, vinous or intoxicating liquors are sold or kept for sale at wholesale or retail within the limits of the city of Ann Arbor, without having first obtained from the Common Council a license therefor in the manner hereinafter provided.

Sec. 2. Every person desiring to keep such a saloon or place shall before entering upon such business, make application in writing therefor to the Common Council, specifying the location of the building in which he intends to keep the same. Such application shall be accompanied by a recommendation signed by at least ten (10) reputable and respectable citizens of this city who are taxpayers in and residents of the ward in which such saloon or place is proposed to be located, certifying that the applicant is well known to them, is well qualified to keep a saloon and is of good reputation, fame, moral character, and an orderly person. Such application shall contain an express agreement on the part of the applicant that in case such applicant, if the license is issued, shall be convicted of a wilful violation of the provisions of this ordinance, or of any statute of the state of Michigan, governing the sale of intoxicating liquors at retail, or of any disorderly act that would affect the character of the saloon business, conducted by the person convicted thereof, such conviction shall operate to forfeit the license so granted, and the person so convicted shall be debarred from again engaging in the saloon business in the city of Ann Arbor. Such applicant shall also before such license is issued execute a bond to the city of Ann Arbor in the sum of five hundred (\$500) dollars, with two sufficient sureties who shall be residents and freeholders of the city of Ann Arbor, and each of whom shall justify in real estate situated in said city in a sum equal to the amount of the bond over and above all indebtedness, and all exemptions from sale or execution, to be approved by the Common Council, conditioned that he shall keep and maintain an orderly and well regulated saloon during the continuance of such license and shall pay all fines and costs imposed upon him for the violation of any of the provisions of this ordinance. Provided, that such applicant shall have the right and privilege of presenting a surety company bond to said city for said sum and for the said purpose hereinbefore contained. Such applicant shall also pay into the city treasurer the sum of one hundred and fifty (\$150) dollars and take a receipt

therefor, and if his application for a license and bond accompanying the same shall be approved by the Common Council, by resolution, then upon such applicant exhibiting his receipt for one hundred and fifty dollars, and furnishing satisfactory evidence of the approval of such bond, the city clerk shall issue to said applicant a license to sell spirituous, malt, brewed, fermented, and vinous liquors at the place mentioned in his application. Such license shall not be transferred to any other part of the city without a resolution of the Common Council, and no license issued shall extend beyond the first day of May after the issuance of the same.

Sec. 3. If it shall come to the knowledge of the Common Council that such applicant has been convicted of crime or of a violation of the liquor law, or, if in the opinion of the Common Council, the past management of a saloon by such applicant, or the past reputation of the person or of the place where the business is to be carried on, is of such a character as to be a menace to the peace and good order of the neighborhood, said Common Council, through the city clerk, shall notify such applicant thereof and shall appoint a time and place to ascertain the truth thereof. At such time and place if it shall appear that such applicant has been served with a notice thereof, the Common Council shall proceed to investigate said allegations, and if it shall be made to appear to said Common Council upon such investigation, that said applicant has been theretofore convicted of crime or of a violation of the liquor law, or if in the opinion of the Common Council, that the past management of his saloon by said applicant, or the past reputation of the person or of the place where the business is to be carried on is of such a character as to be a menace to the peace and good order of the neighborhood, said Common Council may refuse such application for such license.

Sec. 4. No license shall be issued to carry on said business in any place in the residence districts, except license may be issued to persons to continue the business as now located.

Sec. 5. It shall be unlawful for any person, to whom a license is granted under this ordinance, to permit or suffer any gambling, dancing, sparring matches, moving pictures, or similar attractions in the building where said business is carried on.

Sec. 6. Hereafter it shall be unlawful for the keeper of any place in the

city of Ann Arbor where intoxicating liquors are sold as a beverage, either by himself or by another, to furnish or give any free lunch, except crackers and pretzels, in such place, to any person purchasing or furnished any drink or drinks therein.

Sec. 7. No person to whom such license is granted shall permit, in or about his place of business or premises, any unnecessary noise, or any riot or disturbance, or harbor any minor, or permit any minor to enter or remain in, or permit any prostitutes or disorderly persons to enter his place of business, or persons to become intoxicated, or, if intoxicated, to remain in and about his place of business.

Sec. 8. Any conviction for the violation of any of the provisions of this ordinance or of any statute of the state of Michigan governing the sale of intoxicating liquors at retail, or any disorderly act which would affect the character of the saloon business, conducted by the person convicted thereof, shall operate to forfeit the license granted under this ordinance, and the person so convicted shall be thereby debarred from again engaging in said business in the City of Ann Arbor. The said forfeiture to be declared by resolution of the Common Council.

Sec. 9. Any person who shall violate any of the provisions of this ordinance, or continue his business after forfeiture of his license, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall in addition to forfeiting the license herein provided for, be punished by a fine of not less than twenty-five dollars and not more than one hundred dollars, and costs of prosecution, or by imprisonment in the county jail of Washtenaw County for a period of not less than ten days nor more than thirty days, or by both such fine and imprisonment, in the discretion of the court before whom such conviction is had. All ordinances and parts of ordinances in any wise contravening any of the provisions of this ordinance are hereby repealed.

This ordinance shall take effect and be in force on and after ten days from legal publication.

The Chair put the question, "Shall this ordinance pass?" Passed as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, St. James, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—15.

Nays—None.

Ald. Murray presented an ordinance entitled "An ordinance, granting to the

Ohio Northern and Michigan Railroad Company, a Michigan corporation, its successors and assigns, permission and authority to construct, maintain, own and operate its said road in, through and along the streets of the City of Ann Arbor," which was given its first reading by title and passed to and given its second reading by the following vote:

Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, St. James, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—15.

Nays—None.

An Ordinance, Granting to the Ohio, Northern & Michigan Railroad Company, a Michigan Corporation, Its Successors and Assigns, Permission and Authority to Construct, Maintain, Own and Operate Its Said Road In, Through and Along the Streets of the City of Ann Arbor.

The Common Council of the City of Ann Arbor Ordain:

Section 1. That the Ohio Northern & Michigan Railroad Company, a Michigan corporation, its successors and assigns be and are hereby granted consent, permission, power and authority to construct, maintain, own and operate its said road for the period of thirty years only, the motor power of which shall be compressed air, direct current system of electricity, multi-phase or alternating current system of electricity, storage batteries or other modern rapid motive power, excepting steam, at the option of said grantee, with, from time to time, the necessary switches, turnouts, poles, feed wires and other wires and appliances to operate the same, through the City of Ann Arbor and towards Dexter, Michigan, and toward Whitmore Lake, Michigan, upon and along the following streets in the City of Ann Arbor, namely:

Commencing on Geddes Avenue at the East City limits; thence running westerly in and along Geddes Avenue to a point where it intersects Observatory Street; thence north in and along Observatory street to the intersection of Belser street; thence west on Belser street to intersection of Fourteenth street; thence north in and along Fourteenth street to the intersection of East Washington street; thence west in and along East Washington street and West Washington street to the intersection of Ashley street south; thence north in and along Ashley street south and Ashley street north to the intersection of Miller avenue; thence east on Miller avenue to Main street north; thence north on Main street

north to Beakes street; thence north-east on Beakes street to Depot street; thence northwesterly on Depot street to North Main street; thence north on Main street to the corporate limits of the city of Ann Arbor. Also commencing at the intersection of Miller avenue and Ashley street north and running westerly on Miller avenue to the westerly limits of the city of Ann Arbor.

Sec. 2. The said railway shall be constructed and consist of a standard rail with from time to time, all necessary switches and turnouts and together with all of its cars, appliances and equipments shall be constructed and maintained in the most approved modern manner and in all respects of first class material, and so as to interfere and interrupt as little as possible the ordinary traffic on and along the said streets and highways.

Sec. 3. This grant is made upon express condition that said proposed railway be constructed, fully completed, and in operation from the city of Toledo, Ohio, to the city of Ann Arbor, Michigan, within one year from the date of the final passage and acceptance of this ordinance. And in the event of a failure so to complete said railway, then this ordinance shall be in all things null and void.

And this franchise is granted upon the further express condition that if the said grantee, its successors or assigns, shall sell, assign or consolidate, or attempt to sell, assign or consolidate the electric railway to be constructed under this franchise, with any steam railway; or if the said electric railway, so to be constructed, or the stock or bonds thereof, shall be purchased, or otherwise acquired, by any such steam railway, or by any director, or other principal officer, or other person acting in behalf of any such steam railway, this franchise shall from thence be null and void.

And upon the further condition, and the common council of the city of Ann Arbor shall have power and authority, by ordinance to require the said grantee, its successors and assigns, to sprinkle, wet down, and lay the dust on all that part of every street occupied by their tracks, or upon which their said cars are run, and for a space or distance of two feet on either side of their said tracks, to the extent and so that the dust shall be at all times well and sufficiently laid. And the said common council shall have power and authority at all time to make such further rules, orders, ordinances or regulations, concerning the construction and operation of said street railway

and cars as may, from time, be deemed necessary to protect the interests, safety and welfare of the inhabitants of the said city, and to accommodate the public in its relations to the said railway system.

Sec. 4. The said grantee, its successors and assigns, shall have the right, privilege, power and authority, to operate its said road through, in and along the said streets herein specified, but upon this further express condition that it shall carry passengers, that is to say, local passengers, meaning thereby all persons who shall or may apply for carriage and transportation within the corporate limits of the City of Ann Arbor over the said line of street railway, or any part thereof, for one continuous passage one way, for a single fare of five cents for each passenger.

That said grantee, its successors and assigns, shall continuously keep on every car devoted to passenger service a supply of tickets for sale at and for the price of twenty-five (25c) cents for six tickets, one of which tickets shall entitle any person to one continuous ride from and to any part of the city on and over said street railway, and each and every person so paying any such fare or delivering any such ticket shall on application be entitled to have and receive from the said grantee, its successors and assigns, a transfer ticket to any other street railway constructed in the City of Ann Arbor, which on presentation to such other railway, within thirty minutes from the time of issue, shall entitle any such passenger to one continuous ride over the said street railway, or other street railway, to any part of the city; and the said grantee, its successors and assigns shall receive and accept in payment for single fares and continuous rides over the street railway constructed under this franchise, within the corporate limits of the city, like transfer tickets issued and delivered by any other street railway; and the said grantee shall make and maintain provision for the issue of such transfer tickets by such other street railways. And shall carry and transport children under the age of five years, when accompanied by parent or guardian; and all the members of the Ann Arbor police force, fire department force and engineering force, when on duty, free. The provisions of this section shall not apply to passengers or persons who begin and end their journey outside of the limits of the City of Ann Arbor, but shall be understood to apply strictly to local passenger traffic only, except that all persons who begin or end their journey within the corporate limits of

the City of Ann Arbor, shall be entitled to receive, have and make use of such transfer tickets.

Sec. 5. This grant is made upon a further condition that all the cars of said street railway shall at all times be propelled by electric power or such other rapid motive power, except steam, as the said grantee shall, or may, from time to time, deem expedient. The said cars shall be of modern type, and shall at all times be properly lighted and comfortably heated, and be propelled at a rate of speed not exceeding twelve miles per hour.

In the paved, or hereafter to be paved, portion of said streets, the poles erected by the said grantee, shall be of iron; all other poles may be of well shaped cedar, and at all times maintained properly painted. All the rails of the said railway and the said street railway, shall be of the kind known and called Girder Tram Rails, except in the streets or parts of streets which are now, or shall, or may be hereafter paved, or planked, and in all paved or planked streets the rails shall be of the kind known as the Grooved Girder Rail, and not less than seven inches in depth; and the said grantee shall at all times keep and maintain the space between the rails of the said railway tracks in all unpaved streets properly filled with six inches crushed stone and macadam, well and sufficiently constructed, and suitably rolled, and for a distance of one and one-half feet either side of the said track, at all times well graded with good, clean gravel and so that the travel on the streets will be obstructed as little as possible. The tracks and other appliances shall be laid and constructed in a careful and prudent manner and by careful bonding and other approved methods, provided against electrolysis of gas, water and other pipes laid beneath the surface of the streets; and the said grantee, its successors and assigns, shall be liable for, and shall pay to any person, firm or corporation entitled thereto, and all damage occasioned by electrolysis coming from the said electric railway construction or operation.

No cars shall be allowed to remain standing idle upon any street within the city limits, except by consent of the common council, nor shall any cars be permitted to stop on any crosswalk, or any other street crossing, except in case of accident, or to take on or discharge passengers, and then only without obstructing the crosswalks.

All the cars taken over said railway shall be in charge of sober, prudent and experienced employes, and it shall

be the duty of every person in charge of any car to keep a vigilant watch or outlook for all teams, persons on foot and especially children, and all other obstructions, either upon the tracks, or moving towards it, and, at first appearance of danger, the car shall be stopped in the shortest time and space possible; and all cars shall be provided with sufficient air brakes for that purpose.

The cars upon said railway shall always be entitled to the track, except as against the fire department, when on duty, and buildings being moved under the direction of the common council; and the driver of any vehicle obstructing the same shall turn out and leave the track free upon the approach of any car, as soon as possible, and so as not to impede the car; and any person who shall refuse so to do, after having been warned by the motorman, or other person in charge of the car, by the ringing of the bell of the car, or otherwise, shall upon conviction thereof, before any court of competent jurisdiction, be fined in any sum not exceeding twenty-five (\$25.00) dollars, and the cost of prosecution, and the court, upon the imposition of any such fine, shall have the further power and authority to sentence any such offender to confinement in the county jail of the county of Wash-tonaw, until such fine and costs shall be paid, not exceeding thirty days.

Sec 6. Whenever the Common Council of the City of Ann Arbor shall order any of the streets over which this franchise is granted, to be paved, repaved, or otherwise improved, or any part, or parts thereof, wherein the tracks of said street railway are laid, it shall be the duty of the said grantee, its successors and assigns, and it shall, at its own cost and expense, grade, pave, repave, or otherwise improve all of the parts of the said streets which lie between the outer rails of their said track, and one foot six inches distance therefrom on the outer side thereof, and also the space lying between the main tracks, or track, and all side tracks, and all other places where there are side tracks, turnouts, or switches, with like kind of material, other than sheet asphalt, at the same time and in the same manner in which the other portions of said streets, or street, shall or may be paved, repaved, or otherwise improved, and if the said street railway shall be constructed in any street already paved, then said grantee, shall pay to the City of Ann Arbor the cost of all material which the said grantee would be required to furnish

to pave any such street. If said grantee shall make use of the high tension system for providing current, the poles for its high tension feeders shall be erected on some convenient street other than Main street and Huron street, in the business portion of said city, which the common council shall designate: such designation to be made within fifteen days after notice; or the said grantee shall have power and authority to select such convenient street, or streets, for them.

Sec. 7. The tracks of the said railway shall be laid in the streets at the points and on the lines designated by the common council, and in the event that the said common council shall, for any reason, fail to make such designation within fifteen days after receiving notice from the said grantee so to do, then the same should be laid in and along the center of said street.

Sec. 8. The said grantee, its successors and assigns, shall after completing the construction of said street railway, restore the streets, and all portions thereof, occupied by said street railway, and maintain the same in as good condition as the same were at the time such railway construction shall commence, and the said street railway shall be in all things constructed and operated in such a manner so as to interfere as little as may be with public travel and traffic in and along the streets and avenues of the City of Ann Arbor.

Sec. 9. The said grantee, its successors and assigns shall, within ten days of the passage of this ordinance file with the city clerk, a written acceptance of the same and of all the terms and conditions thereof, and on failure so to do, this ordinance shall be no longer in force.

Sec. 10. This ordinance shall take effect and be in force from and after the expiration of ten days from the legal publication thereof, and after filing with the city clerk the written acceptance of the same, as above provided.

Sec. 11. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistencies, hereby repealed.

Moved by Ald. Murray that the foregoing ordinance be referred to the ordinance committee.

Adopted as follows, with the understanding that fifty dollars be paid to the city by the railroad company to cover costs of printing, etc., before further action be taken:

Yeas—Ald. Georg. Stark, Murray, Hochrein, Sweet, Staffan, Pipp, St. James, Sherk, Manwaring, Smith,

Blaich, Lutz, Paton, Pres. Mills—15.
Nays—None.

(Exit Ald. Georg.)

Sewer Committee.

By Ald. Sherk:

Resolved, that this common council still deeming it expedient to cause to be constructed a lateral sewer in lateral sewer district No. 32, the construction of the same is hereby ordered.

Resolved, further, that each and all of the lands, tenements and premises hereinafter mentioned are deemed and declared to be benefited by the construction of such lateral sewer to the extent of the cost thereof, street crossings excepted, and all such lands shall constitute and all of the said lands hereinafter mentioned is fixed and determined as the district and special assessment district upon and against which shall be assessed and charged all the costs and expense of construction of such lateral sewer, that is to say: All that part of the city of Ann Arbor and all of the lands, tenements and premises situated in the city of Ann Arbor, state of Michigan, known, bounded and described as follows, to-wit:

Boundary for Sewer District No. 32.

(S. Main St.)

Beginning in the W. line lot 10, B. 5 S., R. 3 E., 33 feet south of the N. W. corner of said lot; thence south, parallel to Ashley St., to a point 66 feet north of the north line of West Madison St.; thence west, parallel to Madison St., to a point 66 feet east of the east line of Ashley St.; thence south to Madison St.; thence east to Main St.; thence northeast and north along the west line of Main St. to the right of way of Ann Arbor railway; thence northwesterly along said right of way to the east and west center line of lot 10, B. 5 S., R. 3 E.; thence west to the place of beginning.

Lots 8, 9, 10, 11, 12, B. 6 S., R. 2 E., Hinman's Sub.

Lots 11, 12, 13, 14, 15, 16, 17, B. 6 S., R. 3 E.

Lots 1, 2, 3, 4, 5, 6, B. 6 S., R. 4 E.

Lots 1 to 12, inclusive, along the S. side of Moseley St. and west of Main St.

Also beginning at the S. W. corner lot 3, Maynard's 2nd Add., lying south of Moseley St.; thence southerly and parallel to Main St. to the N. W. corner of lot 29, J. H. Brown's 2nd Add.; thence east to Main St.; thence northwesterly along the westerly line of Main St. to the S. E. corner of lot 2, Maynard's 2nd Add.; thence west to the place of beginning.

Lots 1, 2, 3, 28, 29, J. H. Brown's 2nd Add.

Lots 1, 2, 14, 15, 16, B. 7 S., R. 4 E.

Lots 2, 3, 4, and west 100 feet of lot 1, Wm. A. Benedict's Add.

Lots 1, 2, 5, 6, 42, and the west 100 feet of lots 3, 4, 7, Brown and Bach's Add.

Also beginning at the S. W. corner lot 42, Brown and Bach's Add.; thence south 265 feet; thence east 250 feet; thence north 265 feet; thence west to the place of beginning.

Resolved, further, that this resolution, order and determination be and the same is hereby certified to the Board of public works and city assessor respectively.

Adopted as follows: Yeas—Ald. Stark, Murray, Hochrein, Sweet, Staffan, Pipp, St. James, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—14.

Nays—None.

By Ald. Sherk:

Resolved that this common council still deeming it expedient to cause to be constructed a lateral sewer in lateral sewer district No. 33, the construction of the same is hereby ordered.

Resolved, further, that each and all of the lands, tenements and premises hereinafter mentioned are deemed and declared to be benefited by the construction of such lateral sewer to the extent of the cost thereof, street crossings excepted, and all such lands shall constitute and all of the said lands hereinafter mentioned is fixed and determined as the district and special assessment district upon and against which shall be assessed and charged all the costs and expense of construction of such lateral sewer, that is to say: All that part of the city of Ann Arbor and all of the lands, tenements and premises situated in the City of Ann Arbor, state of Michigan, known, bounded and described as follows, to-wit:

Boundary for Sewer District No. 33.

(S. Thayer, Arch and Creek Sts.)

Lots 4, 5, 6, 11, 12, 13, 14, 39, 38, 37, 36, 35, 34, 33, 32, 31, 50, 51, 70, 71, 72, 69, 68, 67, 66, 65, 64, 63, 62, 61, 82, 81, 80, 79, 78, 77, 76, 73, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, White's Addition.

Resolved, further, that this resolution, order and determination be and the same is hereby certified to the Board of Public Works and City Assessor respectively.

Adopted as follows: Yeas—Ald. Stark, Murray, Hochrein, Sweet, Staffan, Pipp, St. James, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres.

Mills—14.

Nays—None.

By Ald. Sherck:

Resolved that this common council still deeming it expedient to cause to be constructed a lateral sewer in lateral sewer district No. 34, the construction of the same is hereby ordered.

Resolved, further, that each and all of the lands, tenements and premises hereinafter mentioned are deemed and declared to be benefited by the construction of such lateral sewer to the extent of the cost thereof, street crossings excepted, and all such lands shall constitute and all of the said lands hereinafter mentioned is fixed and determined as the district and special assessment district upon and against which shall be assessed and charged all the costs and expense of construction of such lateral sewer, that is to say: All that part of the City of Ann Arbor and all of the lands, tenements and premises situated in the City of Ann Arbor, State of Michigan, known, bounded and described as follows, to-wit:

Boundary for Sewer District No. 34.

(Granger Ave., etc.)

Beginning at the intersection of the N. E. line of Packard St. and the E. and W. $\frac{1}{4}$ section line of Sec. 33, T. 2 S., R. 6 E.; thence east on this line to a point 235 feet east of the center line of the east $\frac{1}{2}$ of the N. E. $\frac{1}{4}$ of said Sec.; thence south 330 feet; thence west parallel to the E. and W. $\frac{1}{4}$ line to Packard St.; thence N. W. to place of beginning.

Also beginning at the intersection of the E. and W. $\frac{1}{4}$ line of Sec. 33 with the center line of the east $\frac{1}{2}$ of the N. E. $\frac{1}{4}$ of Sec. 33; thence north on said half $\frac{1}{4}$ line 1,460 feet; thence northeasterly 155 feet to the east line of Ferdon Road 320 feet south of the southerly line of Washtenaw Ave.; thence at right angles to Ferdon Road 94.8 feet; thence south parallel to Ferdon Road and 94.8 feet east of the east line thereof to the E. and W. $\frac{1}{4}$ Sec. line of said Sec.; thence west to place of beginning.

Also lots 1 to 54 and 65 to 81, inclusive, of the Eberbach Add.

Also beginning at the intersection of the N. and S. $\frac{1}{4}$ line Sec. 33 and the south line of Wells St.; thence east to the east line of Baldwin Ave.; thence south 132 feet; thence west to N. and S. $\frac{1}{4}$ line; thence north 132 feet to place of beginning.

Also beginning at the intersection of the north line of Wells St. and the N.

and S. $\frac{1}{4}$ line of Sec. 33; thence north on said $\frac{1}{4}$ line 132 feet; thence west parallel to Wells St. 445 feet; thence south to Wells St.; thence east to place of beginning.

Also beginning at the N. W. corner of Lincoln Ave. and Wells St.; thence north along the west line of Lincoln Ave. 264 feet; thence west 132 feet; thence south 132 feet; thence west parallel to Wells St. to the N. and S. $\frac{1}{4}$ line Sec. 33; thence south to Wells St.; thence east to place of beginning.

Also lots 1 to 15 and the south 46 feet of lot 16 of Olivia B. Hall's 2nd Subdivision; also lots 27, 29, 31, 33, 35, 37 and the south 28.75 feet of lot 25 of Olivia B. Hall's 2nd Sub. Also lots 39 to 58 and 59 to 64, inclusive, of Olivia B. Hall's Sub.

Lots 1 to 16, inclusive, Harkins' Sub. Also beginning at the intersection of the north line of lot 8, Harkins' Sub. and the west line of Baldwin Ave.; thence north along the west line of Baldwin Ave. 264.75 feet; thence west to Martin Ave.; thence south to north line of Harkins' Sub.; thence east to place of beginning.

Also beginning in the east line of Baldwin Ave. 167 feet south of the south line of Israel Ave.; thence east 113.91 feet; thence south to the north line of lot 100, J. D. Baldwin's 3rd Add.; thence west to the east line of Baldwin Ave.; thence north to the place of beginning.

Lots 100, 101, 102, 103, 104, 105, and the west 132 feet of lot 106, except that part of lot 106 owned by the Agriculture Society, all in J. D. Baldwin's 3rd Add.

Also beginning at the intersection of the southwesterly line of Packard St. with the north line of Granger Ave. extended; thence west 184.25 feet; thence north 132 feet; thence west 132 feet; thence north 160 feet; thence west 108 feet; thence north 132 feet to the south line of the Cady Add.; thence easterly to Packard St.; thence along Packard St. to place of beginning.

All public streets are excluded from the above description.

Resolved, further, that this resolution, order and determination be and the same is hereby certified to the Board of Public Works and City Assessor respectively.

Adopted as follows: Yeas—Ald. Stark, Murray, Hochrein, Sweet, Stafan, Pipp, St. James, Sherck, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—14.

Nays—None.

Officers' Reports.

Treasurer's Report.

CITY FUNDS—To the Common Council of the City of Ann Arbor: Treasurer's Report for month ending March 31, 1909.

Money Received—			
Contingent fund—			
Pool table license	\$2.00		
Milk license	1.00		
Fees on taxes collected	81.12		
Excess of rolls—state, county and school	35.28	\$119.40	
Police fund—			
Officers' fees—			
Doty	6.15		
Fines 1st quarter	30.00	36.15	
Cemetery fund—			
Sale of lots	25.00		
Burial permits	15.00	40.00	
Street fund—			
Sale of brick		6.00	
Sidewalk Building fund—			
Uncollected sidewalk taxes charged to delinquent taxes		224.36	
Uncollected city taxes			
Taxes collected in March	25.97		
Transfer from delinquent taxes	1045.69	1071.66	
Total		\$1497.57	
On hand March 1st		271.20	
		\$1768.77	
Disbursed—warrants paid		7909.42	
Overdraft April 1st		\$6140.65	
Disbursed, Warrants Paid—			
Bridge, Culv't & Crosswalk fund		\$67.47	
Contingent fund		1536.15	
City Cemetery fund		30.05	
Dog License fund		14.00	
Fire Department fund		1706.88	
Poor fund		297.24	
Police fund		576.52	
Street fund		169.14	
Park fund		2.40	
Street Lighting fund		943.32	
Sidewalk fund		16.93	
City Hall Tax Labor fund		126.43	
Uncollected City Tax—excess of rolls		35.28	
Delinquent Tax fund		2383.50	
Rejected Tax fund		4.11	
Total		\$7909.42	
On Hand—			
Contingent fund		\$264.92	
City Cemetery fund		290.99	
Dog License fund		94.48	
State Dog Tax fund		100.00	

Fire Department fund	894.37
Police fund	74.16
Storm Sewer fund	.60
Park fund	1.03
Street Lighting fund	85.79
Sidewalk Building fund	476.62

Total	\$2282.96
Condition of City Funds on the first day of April, 1909.	
Overdrawn—	
Bridge, Culv't & Crosswalk fund	96.76
Poor fund	936.23
Street fund	506.89
Water fund	2992.05
Sidewalk fund	21.27
Uncollected City Tax—excess of rolls	203.74
Delinquent Tax fund	3662.56
Rejected Tax fund	4.11
Total	\$8423.61

Balance overdraft	\$6140.65
Warrants outstanding—	
Bridge, Culv't & Crosswalk fund	\$6.00
Contingent fund	2.10
Fire Department fund	84.37
Poor fund	4.00
Police fund	2.50
Total	\$98.97

STATE, COUNTY AND SCHOOL FUNDS—To the Common Council of the City of Ann Arbor: Treasurer's Report for month ending March 31, 1909.

Money Received—			
State Tax fund—			
Taxes col. in March		\$1265.69	
County Tax fund—			
Taxes col. in March		\$651.77	
Taxes charged back		4.11	655.88
School Tax fund—			
Taxes col. in March		1667.57	
Uncol. city taxes charged to delinquent taxes		795.95	2463.52
Total		\$4385.09	
On hand March 1st		41212.41	
		\$45597.50	
Disbursed, warrants paid		\$45597.50	
Disbursed, Warrants Paid—			
State Tax fund		\$8318.57	
County Tax fund		4838.97	
School Tax fund		32435.50	
Rejected Tax, charged back		4.11	
Total		\$45597.50	

PAVING FUNDS—To the Common Council of the City of Ann Arbor: Treasurer's Report for the month ending March 31, 1909.		Disbursed, Warrants Paid—	
		Tax Acct. Paving Dist. No. 4.	\$3007.80
		Tax Acct. Paving Dist. No. 5.	3686.38
		Tax Acct. Paving Dist. No. 6.	394.40
Money Received—		Total	\$7088.58
Tax Acct. Paving Dist. No. 4—		Condition of Paving Funds on the first day of April, 1909.	
Taxes col. in March.	\$16.80	On Hand—	
Transfer from De-		Tax Acct. Paving Dist. No. 5.	\$185.03
linquent Tax fund	19.22	Tax Acct. Paving Dist. No. 7.	3134.48
	\$36.02	Tax Acct. Paving Dist. No. 8.	666.24
Tax Acct. Paving Dist. No. 8—		Tax Acct. Paving Dist. No. 9.	1114.57
Taxes col. in March.	51.96		
Tax Acct. Paving Dist. No. 10—			
Taxes col. in March.	121.19		
Transfer from De-			

City Clerk's Report.

Report of the City Clerk for Month ending March 31, 1909.

CITY FUNDS	BAL. MARCH 31, 1909.		Liabilities Contracted	Available	Deficit
	On Hand	Overdrawn			
Bridge, Culv't & Crosswalk ...		\$102.76			\$102.76
Contingent	\$262.82		\$5088.28		\$4825.46
City Cemetery ..	290.99		116.64	174.35	
Dog License ...	94.48			94.48	
State Dog Tax..	100.00			100.00	
Delinquent Tax .		3662.56			
Fire Department	810.00		4632.00		3822.00
Poor		943.23	40.00		983.23
Police	71.66		2173.28		2101.62
Street		506.89			506.89
Uncol. City Tax.		203.74			
Water		2992.05	4217.50		7209.55
Rejected Tax ...		4.11			
Storm sewer60			.60	
Park	1.03		20.00		18.97
Street Lighting..	85.79		4908.93		4823.14
Sidewalk		21.27			21.27
Sidewalk B'ld'g.	476.62			476.62	
Total ...	\$2193.99	\$8436.61	\$21196.63	\$846.05	\$24414.89

To the Common Council.

Gentlemen:—You are requested to examine the foregoing report thoroughly. The liabilities are the actual contracts already made and the deficit will be actual July first next. Deduct the deficit from the amount that can be raised by tax next July for the city funds (\$80,000.00) and you will find that there will not be money enough to take care of the natural running expenses say nothing of improvements. If any unusual expenditure is proposed the council should provide money for same before contracting. There is but one way open and that is to go before the people and ask them to vote it.

Yours very respectfully,
ROSS GRANGER, City Clerk and Comptroller.

linquent Tax fund	17.43	138.62	Tax Acct. Paving Dist. No. 10	2132.13
Total		\$226.60	Total	\$7232.55
On hand March 1st	13107.08		Overdrawn—	
		\$13333.68	Tax Acct. Paving Dist. No. 4.	\$81.04
Disbursed, warrants paid ..	7088.58		Tax Acct. Paving Dist. No. 6.	98.86
			Lab. Acct. Paving Dist. No. 11	807.55
On hand April 1st	\$6245.10		Total	\$987.45
			Bal on hand	\$6245.10

LATERAL SEWER FUNDS—To the Common Council of the City of Ann Arbor: Treasurer's Report for the month ending March 31st, 1909.

Money Received—

Tax Acct. Lat. Sewer Dist. No. 13—		
Transfer from Delinquent Tax fund	\$68.77	
Tax Acct. Lat. Sewer Dist. No. 14—		
Taxes collected in March..	8.11	
Tax Acct. Lat. Sewer Dist. No. 15—		
Taxes col. in		
March	\$91.07	
Transfer from De-		
linquent Tax fund 8.54	99.61	
Tax Acct. Lat. Sewer Dist. No. 16—		
Taxes collected in March..	23.74	
Tax Acct. Lat. Sewer Dist. No. 18—		
Transfer from Delinquent Tax fund	24.70	
Tax Acct. Lat. Sewer Dist. No. 20—		
Taxes collected in March..	22.78	
Tax Acct. Lat. Sewer Dist. No. 21—		
Transfer from Delinquent Tax fund	29.51	
Tax Acct. Lat. Sewer Dist. No. 22—		
Taxes col. in		
March	14.41	
Transfer from De-		
linquent Tax fund 42.22	56.63	
Tax Acct. Lat. Sewer Dist. No. 25—		
Taxes col. in		
March	5.39	
Transfer from De-		
linquent Tax fund 10.78	16.17	
Tax Acct. Lat. Sewer Dist. No. 26—		
Taxes col. in		
March	10.94	
Transfer from De-		
linquent Tax fund 71.08	82.02	
Tax Acct. Lat. Sewer Dist. No. 27—		
Taxes collected in March..	48.22	
Tax Acct. Lat. Sewer Dist. No. 28—		
Transfer from Delinquent Tax fund	25.25	
Total	\$505.51	
On hand March 1st	7016.43	
	<u>\$7521.94</u>	

On hand April 1st

Condition of Lateral Sewer Funds on the first day of April, 1909.

On Hand—

Tax Acct. Lat. Sewer No. 13.	\$1253.13
Tax Acct. Lat. Sewer No. 14.	793.62
Tax Acct. Lat. Sewer No. 15.	618.87
Tax Acct. Lat. Sewer No. 16.	463.10
Tax Acct. Lat. Sewer No. 17.	146.90
Tax Acct. Lat. Sewer No. 18.	862.06
Tax Acct. Lat. Sewer No. 19.	138.25
Tax Acct. Lat. Sewer No. 20.	483.89
Tax Acct. Lat. Sewer No. 21.	514.12
Tax Acct. Lat. Sewer No. 22.	1680.86
Tax Acct. Lat. Sewer No. 24.	934.74
Tax Acct. Lat. Sewer No. 25.	1037.18

Tax Acct. Lat. Sewer No. 26.	1989.71
Tax Acct. Lat. Sewer No. 27.	3482.44
Tax Acct. Lat. Sewer No. 28.	745.34
Tax Acct. Lat. Sewer No. 29.	211.23
Tax Acct. Lat. Sewer No. 30.	586.02
Tax Acct. Lat. Sewer No. 31.	475.04

Total

Overdrawn—

Tax Acct. Lat. Sewer No. 11.	\$109.43
Tax Acct. Lat. Sewer No. 12.	123.09
Lab. Acct. Lat. Sewer No. 13.	1648.16
Lab. Acct. Lat. Sewer No. 16.	187.49
Lab. Acct. Lat. Sewer No. 17.	170.53
Lab. Acct. Lat. Sewer No. 18.	205.57
Lab. Acct. Lat. Sewer No. 19.	253.96
Lab. Acct. Lat. Sewer No. 20.	107.36
Lab. Acct. Lat. Sewer No. 21.	269.98
Lab. Acct. Lat. Sewer No. 22.	592.25
Lab. Acct. Lat. Sewer No. 24.	382.67
Lab. Acct. Lat. Sewer No. 25.	531.25
Lab. Acct. Lat. Sewer No. 26.	1244.08
Lab. Acct. Lat. Sewer No. 27.	1584.25
Lab. Acct. Lat. Sewer No. 28.	473.88
Lab. Acct. Lat. Sewer No. 29.	600.71
Lab. Acct. Lat. Sewer No. 30.	221.18
Lab. Acct. Lat. Sewer No. 31.	188.72

Total

Bal. on hand

March, 1909—Condition—

Paving funds—on hand.....

Sewer funds—on hand

City funds—overdrawn.....

Cash in hands of treasurer..

Cashier's certificate herewith

Respectfully submitted,

D. A. HAMMOND,

City Treasurer.

State Savings Bank,

Ann Arbor, Mich., April 8, 1909.

This is to certify that there was on deposit in this bank at the close of business on March 31st, to the credit of D. A. Hammond, city treasurer, the sum of \$7230.46.

Respectfully,

C. J. WALZ, Cashier.

Reports of Treasurer and Clerk received and ordered on file.

Resolutions.

By Ald. Murray:

Resolved That D. W. Springer be and is hereby appointed to make a thorough examination of the books and accounts of the Treasurer and Clerk for the past year and report the result to the Council first meeting in May.

Adopted as follows: Yeas—Ald. Stark, Murray, Hochrein, Sweet, Staf-

fan, Pipp, St. James, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres Mills—14.

Nays—None.

By Ald. Manwaring:

Resolved that the rules of the last Council be and they are adopted as the rules of this Council.

Adopted by unanimous vote of those present—14.

By Ald. Sweet:

Resolved, that a cross walk be built on the west side of N. Fourth Avenue across Catherine Street.

Referred to Street Committee.

By Ald. St. James:

Resolved, that when this Council adjourns it be to meet Wednesday

evening, April 28th, 1909, at 7:30 o'clock.

Adopted.

Moved by Ald. Manwaring:

That the City Attorney be instructed to proceed at once against the Hammond Beef Company to oust them from the street which they now occupy.

Adopted as follows: Yeas—Ald. Stark, Murray, Hochrein, Sweet, Staffan, Pipp, St. James, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—14.

Nays—None.

The Council adjourned to meet Wednesday evening, April 28th, 7:30 o'clock.

ROSS GRANGER, Clerk.