

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
Monday, July 26th, 1875—7½ o'clock P. M. }

The Common Council met in regular session.

Present—His Honor, the Mayor, John Caven, in the chair and the following members :

Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Stuckmeyer, Thalman, Ward and Webster—23.

Absent—Councilmen Albershardt, Schmidt and Stratford—3.

The proceedings of the regular session held July 19th, 1875, were read and approved.

Sealed proposals for grading and graveling the alley running from Pine to Cedar street, and between Fletcher avenue and English avenue.

Also, for grading and graveling the first alley east of High street, running from Bicking street to the first alley south of Bicking street.

Also, for grading and graveling Smithton street and sidewalks, from Laurel to Spruce street.

Also, for grading and graveling Chadwick street and sidewalks, from McCarty street to the south side of lot 33 in Klingensmith's subdivision in outlot 128.

Also, for the erection of lamp posts, lamps and fixtures complete, on Michigan street, between Blake and Douglass street.

Also, on Ohio street, from Noble street to the first alley east of Harvey street.

Also, on Ohio street, from Prospect street to Pleasant Run.

Also, on Pine street, from Elm to Harrison street.

Also, on Plum street, from Massachusetts avenue to Christian avenue.

Also, on St. Clair street, between Pennsylvania street and Meridian street.

Also, on Union street, from Hanway street to the south side of McCarty's south addition.

Also, on Vermont street, from Liberty to Noble street.

Also, on Wood street, between Michigan and North street.

Also, on Arch street, between Park avenue and Plum street.

Also, on Clifford avenue, from Massachusetts avenue to Jefferson avenue.

Also, on Agnes street, from Tennessee to North street.

Also, on Douglas street, from New York street to the southern terminus of said Douglas street.

Also, on First street, between Tennessee street and Central Canal.

Also, on Fifth street, from Illinois to Meridian street.

Also, on Fletcher avenue, from Dillon to Reid street.

Also, on Lord street, from Noble to Cady street.

Also, on Liberty street, between Ohio and New York street.

Also, on North street, between East and Noble street.

Were received, opened, read and referred to the Committee on Contracts.

Mr. Kahn, from the Committee on Contracts, submitted the following report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—Your Committee on Contracts to whom was referred the proposals for grading, graveling, curbing, paving and bouldering the gutters on Indiana avenue from Tennessee street to Missouri street, report that we have examined the same and find them to be as follows, to-wit :

E. H. Roney—

- Graveling ninety-eight cents per cubic yard.
- Curbing forty-seven cents per foot front on each side.
- Bouldering seventy cents per foot front on each side.
- Paving one dollar per foot front on each side including old brick.

Bernard Hammill—

- Curbing fifty cents per front foot on each side.
- Bouldering seventy cents per front foot on each side.
- Paving ninety cents per front foot on each side.
- Graveling ninety cents per cubic yard.
- Old brick twenty-five cents per front foot on each side.

George W. Seibert—

Curbing fifty cents per front foot on each side.
Paving one dollar and five cents per front foot on each side.
Bouldering seventy cents per front foot on each side.
Raked river gravel ninety-five cents per front foot on each side.

W. L. White—

Bouldering eighty cents per front foot on each side.
Paving one dollar and ten cents per front foot on each side.
Curbing fifty-eight cents per front foot on each side.
Graveling one dollar and twenty-five cents per cubic yard.

Patterson & Dunning—

Curbing forty-nine cents per front foot on each side.
Bouldering seventy-one cents per front foot on each side.
Paving ninety-nine cents per front foot on each side.
Graveling ninety-nine cents per cubic yard.

Haverling & Co—

Curbing fifty-one cents per front foot on each side.
Bouldering sixty-seven cents per front foot on each side.
Paving one dollar per front foot on each side.
Graveling one dollar and forty cents per cubic yard.

R. H. Patterson—

Curbing fifty-one cents per front foot on each side.
Bouldering seventy-two cents per front foot on each side.
Paving one dollar and seven cents per front foot on each side.
Graveling ninety-nine cents per cubic yard.

Michael Faust—

Curbing fifty-five cents per front foot on each side.
Bouldering seventy-two cents per front foot on each side.
Paving one dollar and ten cents per front foot on each side.
Graveling one dollar and fifteen cents per cubic yard.

J. J. Palmer—

Curbing, bouldering and paving, two dollars and sixteen cents per front foot on each side.
Graveling one dollar and eighteen cents per cubic yard.

James Mahoney—

Curbing fifty cents per front foot on each side.
Bouldering seventy cents per front foot on each side.
Paving ninety-four cents per front foot on each side.
Graveling one dollar and three cents per cubic yard.

O. W. Kelly—

Curbing fifty-five cents per front foot on each side.
Bouldering sixty-eight cents per front foot on each side.
Paving ninety cents per front foot on each side and allow ten dollars per thousand for old brick.
Graveling one dollar per cubic yard.

R. E. Smith—

Curbing forty-eight cents per front foot on each side.
Bouldering seventy-four cents per front foot on each side.
Paving eighty-seven and a half cents per front foot on each side.
Graveling one dollar per cubic yard.

J. H. Smith—

Curbing forty-six cents per front foot on each side.
Bouldering seventy-four cents per front foot on each side.
Paving ninety-four cents per front foot on each side, new brick.
Paving forty cents per front foot on each side old brick.
Grading one dollar per cubic yard.

Anderson & Devenish—

Curbing forty-six cents per front foot on each side.
Bouldering sixty-nine and a half cents per front foot on each side.
Paving ninety-four cents per front foot on each side, new brick.
Paving eighty-five cents per front foot on each side, old brick.
Graveling ninety-nine cents per cubic yard.

Strong & Hanna—

Curbing fifty-five cents per front foot on each side.
Bouldering ninety-five cents per front foot on each side.
Paving one dollar per front foot on each side.
Graveling one dollar and ten cents per cubic yard.

James W. Hudson—

Curbing forty-seven cents per front foot on each side.
Bouldering sixty-five cents per front foot on each side.
Paving eighty-eight cents per front foot on each side and reasonable allowance for old brick.
Graveling eighty-five cents per cubic yard.

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

Respectfully submitted,

LEON KAHN,
ROBT. C. MCGILL,
Committee on Contracts.

Which was concurred in, and contract awarded.

Also, the following report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—Your Committee on Contracts, to whom was referred sundry proposals, report that we have examined the same and find them to be as follows, to-wit:

FIRST.

For grading and graveling the alley running east and west from Alabama to Delaware street, and between Morrison and St. Mary street, the following proposals were presented, viz :

Haverling & Co.—

Twenty-nine cents per front foot on each side.

O. W. Kelly—

Twenty-five cents per front foot on each side.

Worley Shugart—

Twenty-one and one-half cents per front foot on each side.

F. M. Eppert—

Twenty-one cents per front foot on each side.

J. J. Palmer—

Twenty-two cents per front foot on each side.

R. H. Patterson—

Nineteen cents per front foot on each side.

Patterson & Dunning—

Nineteen cents per front foot on each side.

James Mahoney—

Eighteen cents per front foot on each side.

Elliott & Morrison—

Seventeen and three-fourths cents per front foot on each side.

S. J. Smock—

Seventeen cents per front foot on each side.

Henry Clay—

Seventeen cents per front foot on each side.

Anderson & Devenish—

Seventeen cents per front foot on each side.

Anderson & Devenish being the lowest and best bidders, your Committee recommend that they be awarded the contract.

SECOND.

For grading and paving the west sidewalk on West street, from Kentucky avenue to Merrill street, the following proposals were presented, viz:

Anderson & Devenish—

Fifty-two cents per front foot.

J. H. Smith—

Sixty-one cents per front foot.

John Treiter—

Sixty-four cents per front foot.

E. H. Roney—

Fifty-four cents per front foot.

R. E. Smith—

Fifty-eight and one-half cents per front foot.

John Scheir—

Fifty-two cents per front foot.

J. W. Smith—

Forty-nine cents per front foot.

James W. Hudson—

Forty-nine cents per front foot.

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

THIRD.

For grading and graveling Gatling street and sidewalks, from Beecher to Raymond street, the following proposals were presented, viz :

Anderson & Devenish—

Ninety-six and one-half cents per front foot on each side.

J. J. Palmer—

One dollar and twelve cents per front foot on each side.

R. H. Patterson—

Eighty-seven cents per front foot on each side.

Haverling & Co—

Eighty-two cents per front foot on each side.

Muse & Co—

Eighty-two cents per front foot on each side.

Fred. Gansberg—

Seventy-three cents per front foot on each side.

Geo. W. Seibert—

Seventy-two cents per front foot on each side.

Michael Faust—

Seventy-two cents per front foot on each side.

Patterson & Dunning—

Seventy-one cents per front foot on each side.

Irwin & Hanna—

Seventy cents per front foot on each side.

John Greene—

Sixty-seven and a half cents per front foot on each side.

Joseph Hanna—

Forty-seven cents per front foot on each side.

Joseph Hanna being the lowest and best bidder, we recommend that he be awarded the contract.

FOURTH.

For grading and graveling Beecher street and sidewalks from Shelby to Gatling street the following proposals were presented, to-wit :

W. L. White—

One dollar and ten cents per front foot on each side.

Anderson & Devenish—

Eighty-nine cents per front foot on each side.

Geo. W. Seibert—

Eighty-five cents per front foot on each side.

Patterson & Dunning—

Seventy-seven cents per front foot on each side.

Haverling & Co—

Seventy-eight cents per front foot on each side.

R. H. Patterson—

Seventy-four cents per front foot on each side.

Michael Faust—

Seventy-two cents per front foot on each side.

Muse & Co—

Sixty-eight cents per front foot on each side.

John Greene—

Sixty-seven and a half cents per front foot on each side.

J. J. Palmer—

Fifty-two cents per front foot on each side.

Joseph Hanna—

Forty-seven cents per front foot on each side.

Joseph Hanna being the lowest and best bidder, we recommend that he be awarded the contract.

FIFTH.

For grading and paving with what is known as Lefler paving stone and curbing with stone the north sidewalk of Washington street, between Tennessee and Mississippi street, only one proposal was presented, and that by

John T. Macauley—

At thirty-four and a half cents per square foot for paving, and fifty-two cents per lineal foot for curbing with stone.

Your Committee believe Macauley's bid to be reasonable, and therefore recommend that he be awarded the contract.

SIXTH.

For grading and paving with brick the north sidewalk on Ohio street from central canal to West street, the following proposals were presented, viz:

J. H. Smith—

Sixty cents per front foot.

R. E. Smith—

Fifty-eight cents per front foot.

John Treiter—

Sixty-five cents per front foot.

R. H. Patterson—

Sixty-seven cents per front foot.

John Schier—

Fifty-seven and one-half cents per front foot.

E. H. Roney—

Fifty-six cents per front foot.

Jas. W. Hudson—

Fifty-six cents per front foot.

Anderson & Devenish—

Fifty-two cents per front foot.

J. W. Smith—

Forty-nine cents per front foot.

J. W. Smith being the lowest and best bidder, we recommend that he be awarded the contract.

SEVENTH.

For paving with brick and curbing with stone the sidewalks of Sinker street from Alabama to New Jersey street, the following proposals were presented, viz.:

John Treiter—

Paving sixty cents per front foot on each side.
Curbing sixty-five cents per front foot on each side.

Bernhard Hammill—

Paving and curbing ninety-three cents per front foot on each side.

R. E. Smith—

Paving forty-five cents per front foot on each side.
Curbing forty-seven cents per front foot on each side.

J. H. Smith—

Paving forty-one cents per front foot on each side.
Curbing forty-seven cents per front foot on each side.

E. H. Roney—

Paving thirty-eight cents per front foot on each side.
Curbing forty-seven cents per front foot on each side.

James W. Hudson—

Paving forty cents per front foot on each side.
Curbing forty-seven cents per front foot on each side.

Anderson & Devenish—

Paving thirty-nine cents per front foot on each side.
Curbing forty-six cents per front foot on each side.

J. W. Smith—

Paving and curbing eight-four cents per front foot on each side.

John Scheir—

Paving thirty-six and one-fourth cents per front foot on each side.
Curbing forty-six and one-fourth cents per front foot on each side.

John Scheir being the lowest and best bidder your committee recommend that he be awarded the contract.

Respectfully submitted,

LEON KAHN,
ROB'T. C. MCGILL,
P. H. CURRAN,
Committee on Contracts.

Which was concurred in and the contracts awarded.

Mr. Thalman moved to reconsider the vote by which the first report was concurred in, and that the matter be postponed for one week.

Which motion was adopted.

REPORTS FROM CITY OFFICERS.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen :—I hereby report the following estimate for work done :

A first and final estimate allowed E. H. Roney, for grading and paving with brick the east sidewalk on Illinois street, from Russell avenue to Ray street.

1408.7 lineal feet at 44 cents..... \$619 82

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed E. H. Roney, for grading and paving with brick the east sidewalk on Illinois street, from Russell avenue to Ray street, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Stuckmeyer, Thalman, Ward and Webster—22.

Negative—None.

Also, the following report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—I hereby report the following estimates for work done :

A first and final estimate allowed D. Root & Co., for erecting lamp posts, lamps and fixtures on Prospect street, from Dillon to Reid street—

21 lamp posts, lamps and fixtures at \$23.90..... \$501 90

Also, a first and final estimate allowed D. Root & Co., for erecting lamp posts, lamps and fixtures on Elm street, from Cedar to Dillon street—

9 lamp posts, lamps and fixtures at \$23.90..... \$215 10

Also, a first and final estimate allowed D. Root & Co., for erecting lamp posts, lamps and fixtures on Bradshaw street from Virginia avenue to Sullivan street—

5 lamp posts, lamps and fixtures at \$23.90..... \$119 50

Also, a first and final estimate allowed D. Root & Co., for erecting lamp posts, lamps and fixtures on Dougherty street from Virginia avenue to East street—

21 lamp posts, lamps and fixtures, at \$22.44..... \$471 24

Also, a first and final estimate allowed D. Root & Co., for erecting lamp posts lamps and fixtures on West street from St. Clair to Mayhew street—

15 lamp posts, lamps and fixtures at \$22.44..... \$336 60

Also, a first and final estimate allowed W. H. D. Merrill for erecting lamp posts, lamps and fixtures on Coburn street from Virginia avenue to Madison avenue—

32 lamp posts, lamps and fixtures, at \$27.00..... \$864 00

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed D. Root & Co., for erecting lamp posts, lamps and fixtures on the following streets, viz.: On Prospect street, from Dillon to Reid street ; on Elm street, from Cedar to Dillon street ; on Bradshaw street, from Virginia avenue so Sullivan street ; on Dougherty street,

from Virginia avenue to East street ; and on West street from St. Clair to Mayhew street, be and the same are hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley Geiger, Gimber, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Stuckmeyer, Thalman, Ward and Webster—22.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed W. H. D Merrill, for erecting lamp posts, lamps and fixtures on Coburn street, from Virginia avenue to Madison avenue, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Stuckmeyer, Thalman, Ward and Webster—22.

Negative—None.

Also, the following report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—I respectfully report for your approval the following contracts and bonds :

Contract and bond of Mnrphy & Good, for grading and paving with brick the north sidewalk on New York street, from East to Noble Street.

Contract and bond of Murphy & Good, for grading and paving the sidewalk on the south side of Vermont street, between Delaware and Alabama street, where not already paved.

Contract and bond of J. H. Smith, for curbing the east sidewalk of College avenue, between the first and second alleys north of Christian avenue.

Contract and bond of J. H. Smith, for grading and graveling Michigan street, bouldering the gutters and curbing with stone the sidewalks thereof, from Pennsylvania to Delaware street.

Contract and bond of F. M. Eppert, for grading and graveling the first alley east of Cedar street, running north and south from Hosbrook to Huron street.

Contract and bond of James Muse & Co., for constructing a levee near the crossing of the Indianapolis & Peru Railroad and Fall Creek.

Contract and bond of R. H. Patterson, for grading and graveling Susquehanna alley and sidewalks through square No. 4, being from Michigan to North street.

Contract and bond of James W. Hudson, for grading, graveling, curbing, paving and bouldering the gutters on Indiana avenue, from Tennessee to Missouri street.

Contract and bond of John L. Hanna, for grading and graveling the first alley south of St. Clair street, running east and west from Peru avenue to Winston street.

Contract and bond of E. H. Roney, for grading and paving with brick the north sidewalk on North street, from East to Noble street.

Contract and bond of Anderson & Devenish, for grading and graveling the alley running east and west from Alabama to Delaware street, and between Morrison and St. Mary street.

Respectfully submitted.

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in and bonds approved, except contract and bond of James W. Hudson, for improving Indiana avenue from Tennessee to Missouri streets, which was laid over.

Also, the following report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—I have been directed to advertise for bids for the construction of a stone arch bridge over Pogues Run on Meridian street.

I would earnestly recommend that your honorable body allow no more stone arch bridges to be built over Pogues Run, and that you order an iron bridge to be put in on Meridian street instead of the stone arch bridge referred to. These iron bridges will cost less than an arch bridge and are just as durable.

Arch bridges occupy too much space in the bed of the creek which should be left perfectly clear for the free passage of the water, and by putting in the iron bridges above referred to, instead of arches, you will increase the capacity of Pogues Run over one-third.

Respectfully submitted,

BERNHARD H. DIETZ,
City Civil Engineer.

Which was concurred in.

Also, the following report:

INDIANAPOLIS, July 26, 1875

To the Common Council of the City of Indianapolis:

Gentlemen:—I hereby report the sale of old brass, consisting of old gas burners and old brass cocks amounting to twenty-eight pounds at ten cents per pound, to two dollars and eighty cents.

I herewith submit Treasurer's receipt for said amount.

Respectfully submitted,

BERNHARD H. DIETZ,
City Civil Engineer

Which was received and approved.

Also, the following report:

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen:—I was directed to make survey for a sewer from Malott avenue south to Pogues Run, and report to the Council the shortest and best route, and the necessary capacity of said sewer.

Would report that I have made such survey and find, in my opinion, the following route to be the best one, viz:

Commencing at the intersection of Malott avenue with Alvord street; thence south to the intersection of Clifford and Massachusetts avenues; thence east on Clifford avenue to Archer street; thence south on Archer street to Pogues Run.

The sewer will be three feet in the clear between Malott avenue and the west line of Brookside avenue, and three and a half feet in the clear between the west line of Brookside avenue and Pogues Run.

The estimated cost of said sewer will be as follows :

Excavation, 4,730 cubic yards at sixty cents.....	\$2,838 00
10 man-holes, at twenty-five dollars each.....	250 00
800 feet of 3 foot sewer 139.440 brick ; 2,200 foot of 3½ foot sewer 435,270 brick ; 575,000 brick, round numbers, including work at eighteen dollars per thousand.....	10,350 00
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Total cost.....	\$13,438 00

Respectfully submitted,

BERNHARD H. DEITZ,
City Civil Engineer.

Which was received.

Dr. Hook offered the following motion :

Moved, That the City Civil Engineer be and is hereby directed to advertise for proposals to build a sewer from Malotte avenue to Pogues Run, as per his report.

Which was referred to the Committee on Sewers, with instructions to report next Monday night.

The City Marshal submitted the following report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—I respectfully report that I served notice, according to law, upon the Commissioners, and also on the property owners along the line of the proposed opening of Broadway street from Massachusetts avenue to St. Clair street, mentioned in the petition of Geo. V. Everson, et al.

Also, in the proposed opening of Plum street from Arch steet to the first alley north of Arch street, mentioned in the petition of Henry Tutewiler, et al.

Also, in the proposed widening of Pratt street, from Alabama street to Fort Wayne avenue, mentioned in the petition of Wilmer F. Christain, et al.

Also, in the proposed opening of Second street, from Meridian to Pennsylvania street, mentioned in the petition of Ann G. Davis, et al.

Also, in the matter of opening California street, from First street to Mayhew street, mentioned in the petition of Nicholas Rossel, et al.

Also, in the matter of opening a fifty foot street from Lincoln avenue to Seventh or Tinker street, mentioned in the petition of S. W. Sears, et al.

Also, in the matter of opening a twelve foot alley, running from the first alley east of East street to the first alley west of Noble street, mentioned in the petition of A. H. Baker et al., and have made due return of said notices.

I also report that the time allowed me by your honorable body has been almost consumed, fifty-seven days' work having been done, and would ask further time.

Respectfully submitted.

ELI THOMPSON,

City Marshal.

Which was concurred in, and thirty days further time granted.

By consent, Mr. Reed offered the following resolution :

WHEREAS, The School Commissioners of the City have in contemplation the lease or purchase of a building for library purposes, to take the place of the rooms now occupied by the school library, and several propositions have been made to said commissioners by enterprising citizens, and the general supposition is that they are to be acted upon to-night ; be it hereby

Resolved, That it is the sense of this City Council, as a corporate body for the welfare of the city, in consideration of the fact that in all probability the city will, in a short time, build a city hall, with a view of accommodating said library with other city interest ; that this is not the proper time to incur the great expense that would accrue from the leasing or purchasing a building exclusively for library purposes.

Resolved, That a special committee of three be appointed by the Chair to wait upon the Board of Commissioners now in session, and acquaint them with the action of this Council, and ascertain what arrangement can be made for building jointly a city hall ; said hall to be located upon the city's property on East Market street between Alabama and Delaware streets, by funds accumulated from the estate of the late Dr. Tomlinson, donated for City Hall purposes.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Bollman, Beuhrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Stuckmeyer, Thalman, Ward and Webster—22.

Negative—None.

The Chair appointed as such Committee Councilmen Reed, Maden and Buehrig.

ORDINANCES ON FIRST READING.

Mr. Adams presented the following petition :

INDIANAPOLIS, July 26, 1875

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—The undersigned, owner of the real estate fronting on Peru street, between Home avenue and Lincoln street, respectfully petitions for the passage of an ordinance providing for the grading and graveling of said street, and paving the sidewalks between said points.

And your petitioner will ever pray, &c.

CHARLTON EDEN, 1,080 feet,
Representing two-thirds of the property along the line.

Which was received.

Mr. Adams introduced special ordinance No. 142, 1875, entitled :

An ordinance to provide for grading and graveling Peru street, and paving the sidewalks thereof, from Home avenue to Lincoln street.

Which was read the first time.

Also the following petition :

INDIANAPOLIS, July, 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—The undersigned, your petitioners, respectfully represent that they are the owners of property on North Pennsylvania street, between First and Tinker streets, that the grading of the streets in that vicinity is such that the drainage of several hundred acres flows through Home avenue into Pennsylvania street, with no artificial or natural outlet; that for the past three years a portion of the undersigned have suffered from this cause, not only damage to personal, but a deterioration in the value of their real property, also great inconveniences, besides which, the health of the neighborhood has been materially affected, especially during warm weather, by stagnant water.

Your petitioners believe that, without serious injury to any one, this whole matter can be remedied by regrading Pennsylvania street, north from Home avenue through Mrs. Talbot's new addition, to the State ditch. To do this will involve the lowering of the grade of Tinker street where it crosses Pennsylvania, not to exceed

three or three and one-half feet; and north of Tinker the grade will correspond very nearly with that of North Illinois street from Tinker to Twelfth. This plan, if carried out, will not only relieve North Pennsylvania street, but Meridian, Tinker and other streets in that vicinity, of the ponds that are sure to form after any considerable rain. It would also do away with the pipe sewer now laid in a portion of Tinker street. The plan of opening Second street between Meridian and Pennsylvania and building a sewer to connect with that in Second street, is less liable than otherwise to meet the desired end, on account of the inadequacy of the Second street sewer to carry off the surplus water during heavy falls of rain. In view of the facts above stated your petitioners therefore pray that the grade of North Pennsylvania street be changed as above indicated. If this can be done the petition to open Second street will be withdrawn.

Annie D. Davis (by E. A. Davis, her husband), 70 ft.; Ebenezer Sharpe, 152 ft.; A. L. Roache, 373 ft.; W. B. Fletcher, 47½ ft.; M. S. Moore, 136 ft.; Johnston Bros., 160 ft.; Abbie C. Judson, 73 ft.; Benj. F. Haugh, 120 ft.; Jno. C. Shoemaker, 142 ft.; J. J. Bingham, 76.8 ft.; H. C. Holloway, 80 ft.; Wm. J. Gillespie, 75 ft.; A. E. Fletcher (by S. K. Fletcher), 150 ft.; J. W. Dryer, 60 ft.; John J. Cooper, 105 ft.; Wm. Braden, 108 ft.; G. F. Adams, 98 ft.; Anna M. Baggs, 50 ft.; Nathan M. Neeld, 78 ft.; Hermann Martens, 63½ ft.; Rebecca M. Sweetser (by J. N. Sweetser), 65 ft.; S. Kaufman, 27½ ft.

I hereby give my consent to changing the grade of Pennsylvania street, as herein suggested, provided no additional expense or assessment is made against me for said change, having paid for grading in front of 204 feet. J. F. JOHNSTON.

I hereby give my consent, on same condition as J. F. Johnston—487 feet.

T. C. VINTON (by M. E. Vinton).

Which was received.

Mr. Adams introduced special ordinance No. 143, 1875, entitled :

An ordinance to provide for re-grading and graveling Pennsylvania street and lowering the same, and for curbing and paving the sidewalks, bouldering the gutters and lowering the same, between First and Tinker streets.

Which was read the first time.

Also, special ordinance No. 144, 1875, entitled :

An ordinance to provide for grading and graveling Pennsylvania street and sidewalks, from Tinker street to the State ditch.

Which was read the first time.

Mr. Adams offered the following motion :

Moved, That the ordinances for improving Pennsylvania street be referred to the City Civil Engineer, with instructions to fill the same with a view to provide better drainage on said street.

Which was adopted.

Mr. Bollman introduced general ordinance No. 61, 1875, entitled :

An ordinance supplemental to an ordinance, entitled "An ordinance relative to the sale of fresh meats in the East Public Market of the city of Indianapolis.

Which was read the first time.

Mr. Currau introduced special ordinance No. 145, 1875, entitled :

An ordinance to provide for grading and graveling the first alley north of Deloss street, between Dillon and Leota street.

Which was read the first time.

Also, special ordinance No. 146, 1875, entitled :

An ordinance to provide for grading and graveling the first alley north of English avenue, between Dillon and Leota streets.

Which was read the first time.

Mr. Geiger moved to suspend the rules for the purpose of taking up the special order of business, viz : The report of the Committee on Printing, relating to public printing.

Which motion was adopted and the rules suspended by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Stuckmeyer, Thalman and Webster—22.

Negative—Councilman Ward—1.

Mr. McGill, from the Committee on Printing and Stationery, submitted the following report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—The Committee on Printing and Stationery would respectfully report that on the 24th instant, in behalf of the city, the Committee entered into a written contract with the Indianapolis Sentinel Company, by the terms of which they are to do all the advertising in the weekly and daily Sentinel ; to do all the printing and binding, and to furnish all the blank books and stationery supplies for the city of Indianapolis, for one year from the first day of June, 1875, at rates set forth in a schedule attached to said contract, a copy of which has been filed in the office of the City Clerk. The prices agreed upon are below those paid last year, and the schedule is as full and complete as your Committee could make it, taking as its guide the bills paid for similar work during last year. The rate for advertising is the same as per the contract made one year since.

This contract is made in pursuance of authority given the committee by the provisions of the ordinance prescribing rules for the government of the Common Council.

Respectfully submitted,

ROBT. C. MCGILL,

THOMAS MADDEN,

Committee on Printing and Stationery.

Also, the following supplemental report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—Your Committee, to whom was referred sundry proposals to furnish blank books, blanks and stationery, and for advertising, would report as follows :

The lowest bid for blank books and records except the tax duplicate, for all the city offices, and blanks for the City Clerk's office, is that of Baker, Schmidlap & Co

For blanks for the Mayor's, Treasurer's, Engineer's and Assessor's offices and tax duplicates, and for printing the Council proceedings and furnishing stationery, the Indianapolis Journal Company are the lowest bidders.

The lowest bid for doing the advertising in English is that of the Daily Republican Company.

The lowest bid for advertising the delinquent list is that of the Daily Evening News.

Your Committee, by a majority of its members, in pursuance of Section 5 of an ordinance entitled an " ordinance prescribing rules and regulations for the government of the City Council, its officers, and officers connected with the city government, adopted January 2d, 1872," did, on the 24th of May, 1875, enter into a

contract with the Indianapolis Sentinel Company, a copy of which contract is on file in the office of the City Clerk ; and in view of the fact that the validity of said contract has not been decided, your committee decline to recommend the award of additional contracts for doing the same work or furnishing material of a like character, until such time as the liability of the city under the same shall have been ascertained.

Your Committee would also report that the Guttenberg Printing Company are the best bidders for advertising in German, and recommend that they be awarded the contract.

Respectfully submitted,

ROBT. C. MCGILL,
THOMAS MADDEN.

Committee on Printing and Stationery.

Mr. Adams, from the Committee on Printing and Stationery submitted the following minority report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—The undersigned, one of your Committee on Printing and Stationery, to whom was referred sundry proposals for furnishing blanks, books, printing and advertising for the ensuing year, would present the following report :

After a comparison and examination of the different bids, I find that the Indianapolis Journal Co. is the lowest bidder for doing the following work, namely: Printing the Council proceedings, and indexing the same, furnishing the records, blanks and books, also stationery, as well as all miscellaneous printing and supplies.

That the Evening News is the lowest bidder for printing the delinquent list.

And that the lowest bid for doing the City advertising is that of the Indianapolis Republican.

I would therefore recommend that the contracts be awarded the above parties for doing the different work respectively, they being the lowest and best bidders.

Respectfully submitted,

J. C. ADAMS,
One of the Committee on Printing.

Mr. Craft moved to substitute the minority report for the majority report.

Mr. McGill moved to lay Mr. Craft's motion on the table.

Which motion to lay on the table was adopted by the following vote :

Affirmative—Councilmen Bollman, Buehrig, Curran, Diffley, Geiger, Gimber, Kenzel, Laughlin, Madden, McGill, Reasner and Stuckmeyer—12.

Negative—Councilmen Adams, Craft, Darnell, Hall, Hook, Kahn, Ransdell, Reed, Ward and Webster—10.

Mr. Thalman was excused from voting on the printing question, he stating that he had agreed to pair off votes with Mr. Albershardt, who was unavoidably absent.

Mr. McGill moved to concur in the majority report.

Mr. Reed offered the following as a substitute to Mr. McGill's motion :

Moved, That in view of the Committee on Printing not agreeing in their report, presenting a majority and minority report, and in view also of the fact that certain important changes have occurred in the Sentinal office, one of the principal competing bidders, both reports be referred back to the Committee on Printing to be made the special order of next Monday night.

Mr. McGill moved to lay Mr. Reed's substitute on the table.

Which motion to lay on the table was adopted by the following vote :

Affirmative—Councilmen Bollman, Buehrig, Curran, Diffley, Geiger, Gimber, Kenzel, Laughlin, Madden, McGill, Reasner and Stuckmeyer—12.

Negative—Councilmen Adams, Craft, Darnell, Hall, Hook, Kahn, Ransdell, Reed, Ward and Webster—10.

Mr. Madden called for the main question.

Which was ordered by the following vote :

Affirmative—Councilmen Bollman, Buehrig, Curran, Diffley, Geiger, Gimber, Kenzel, Laughlin, Madden, McGill, Reasner, Reed, and Stuckmeyer—13.

Negative—Councilmen Adams, Craft, Darnell, Hall, Hook, Kahn, Ransdell, Ward and Webster—9.

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

Affirmative—Councilmen Bollman, Buehrig, Curran, Diffley, Geiger, Gimber, Kenzel, Laughlin, Madden, McGill, Reasner and Stuckmeyer—12.

Negative—Councilmen Adams, Craft, Darnell, Hall, Hook, Kahn, Ransdell, Reed, Ward and Webster—10.

Mr. Gimber moved to concur in the second or supplemental report, awarding the contract for German advertising to the Guttenberg Company.

Mr. Craft offered the following motion :

Moved, That all bids for advertising in German be and are hereby rejected, and that it is the sense of this Council, that as the law does not require advertising to be done in German, that we regard it as a useless and corrupt use of the public funds.

Mr. Gimber moved to lay Mr. Craft's motion on the table.

Which motion to lay on the table was adopted by the following vote :

Affirmative—Councilmen Bollman, Buehrig, Diffley, Geiger, Gimber, Kahn, Kenzel, Laughlin, Madden, McGill, Reasner, Reed and Stuckmeyer,—13.

Negative—Councilmen Adams, Craft, Curran, Darnell, Hook, Ransdell, Ward and Webster—8.

The second or supplemental report was concurred in by the following vote :

Affirmative—Councilmen Bollman, Buehrig, Diffley, Gimber, Kahn, Kenzel, Laughlin, Madden, McGill, Reasner, Reed and Stuckmeyer—12.

Negative—Councilmen Adams, Craft, Curran, Darnell, Geiger, Hook, Ransdell, Ward and Webster—9.

Mr. Madden moved to reconsider the vote by which the majority reports were concurred in.

The question being on the motion to reconsider, those who voted in the affirmative were :

Councilmen Adams, Craft, Darnell, Hall, Hook, Kahn, Ransdell, Reed, Ward and Webster—10.

Those who voted in the negative were :

Councilmen Bollman, Buehrig, Curran, Diffley, Geiger, Gimber, Kenzel, Laughlin, Madden, McGill, Reasner and Stuckmeyer—12.

So the motion to reconsider was not adopted.

Ordinances on first reading was then continued.

Mr. Gimber introduced special ordinance No. 147, 1875, entitled :

An ordinance to provide for grading and graveling Ray street and sidewalks, from the old bed of the canal to the banks of White River.

Which was read the first time.

Also, special ordinance No. 148, 1875, entitled :

An ordinance to provide for grading and graveling Norwood street and the north sidewalk thereof, from Illinois to Tennessee street.

Which was read the first time.

By consent, Mr. Gimber offered the following resolution :

Resolved, That the contract and bond of the contractor for the improvement of Norwood street from Illinois to Tennessee street, and all proceedings therein be and the same is hereby declared annulled.

Which was adopted by the following vote :

Affirmative—Councilmen Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Reed, Stuckmeyer, Thallman, Ward and Webster—20.

Negative—None.

Dr. Hook introduced special ordinance No. 149, 1875, entitled :

An ordinance to provide for grading and paving with brick the west sidewalk of Ash street, from Christian avenue to Home avenue.

Which was read the first time.

Mr. McGill introduced special ordinance No. 150, 1875, entitled:

An ordinance to provide for grading and paving with brick the north sidewalk of Kentucky avenue, between Tennessee and Mississippi streets.

Which was read the first time.

Mr. Ransdell introduced special ordinance No. 151, 1875, entitled:

An ordinance to provide for grading and graveling Indiana avenue, bouldering the gutters, and curbing the sidewalks thereof with stone and paving the same, where not already paved, from Tennessee to Missouri street.

Which was read the first time.

Mr. Curran in behalf of Mr. Reasner, introduced special ordinance No. 152, 1875, entitled :

An ordinance to provide for grading and graveling the first alley west of Oriental street, running north and south from Washington street to the Michigan road.

Which was read the first time.

Also, the following petition :

INDIANAPOLIS, July.26, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen :—The undersigned, owners of the real estate fronting on first alley south of Fletcher avenue, between Dillon street and Laurel street, respectfully petition for the passage of an ordinance providing for the grading and graveling of above described alley.

And your petitioners will ever pray, &c.

HENRY GOLDTHWAIT,
MIKEL SHUMAKER,
S. S. RHODES,
JOHN LEGGO,
REID LEGGO,

And 6 others.

Which was received.

Also, special ordinance No. 153, 1875, entitled :

An ordinance to provide for grading and graveling the first alley south of Fletcher avenue, from Dillon to Laurel streets.

Which was read the first time.

Dr. Ward introduced special ordinance No. 154, 1875, entitled :

An ordinance to provide for grading and graveling the first alley west of Plum street between Vine and Cherry streets.

Which was read the first time.

The special order of business, viz : the garbage matter, was then taken up.

Mr. Adams, from the Committee on Judiciary, submitted the following report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen:—Your Committee on Judiciary, to whom was referred General Ordinance No. 58, known as the garbage ordinance, and introduced by Mr. Ransdall,

together with sundry contracts, bonds and papers relating to the same, would present the following report:

We believe the passage of the above entitled ordinance and the letting of the contract to any party or parties under the same, would be a violation of the spirit at least of the City Charter, or in other words civil suits between parties ought not be enforced by the criminal process and charter officers of the City, all of which the bid and contract of Mr. Naltner contemplates. The Council may, however, make the non-removal of garbage a penal offense, and further, let the contract for the removal of the same to any party, and give him the exclusive control and right to remove all garbage, slops and waste matter from the City limits, as well as regulate the schedule of prices and all minor details, all of which is now provided for by the ordinance passed May 24, 1875, entitled "An Ordinance regulating the removal of garbage, and slops and waste matter from the city limits."

Your Committee are of the opinion that the present ordinance can be amended so as to protect the contractor without the city assuming any responsibility, to-wit: In case the house holder having his or her garbage removed for one month and at the expiration of that time refusing to pay the contractor his fees for the removal of his or her garbage, slops or waste matter, he shall be fined in any sum not exceeding ten dollars for every day such person or persons fail to comply with the ordinance, or shall fail or refuse to pay said contractor for the removal of the same, and the contractor shall not be required to remove said householder's garbage or slops until said party or parties shall have paid the contractor his fees.

We understand Mr. Naltner will accept the work under the ordinance with the above amendment, at his bid, fifteen cents per week, and do his own collecting, and would recommend the ordinance be so amended and the contract awarded to Mr. Naltner, he filing a bond in the penal sum of — thousand dollars not to maintain or keep a nuisance.

Respectfully submitted,

J. C. ADAMS.

JOHN J. DIFFLEY.

Committee on Judiciary.

CASS BYFIELD, City Attorney.

Which was concurred in.

On motion by Mr. Thalman, the matter was referred back to the Committee on Judiciary and City Attorney, with instruction to report an ordinance next Monday night, and that it be made the special order of business for that evening.

Mr. Gimber moved to reconsider the vote by which the reports from the Committee on Printing were concurred in.

Mr. Madden moved to lay Mr. Gimber's motion on the table.

The Chair decided the motion to be out of order, as a motion similar to the first one had already been made and acted upon.

Dr. Hook from the Committee on opening Streets and Alleys, submitted the following report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis:*

Gentlemen :—Your Committee on opening and laying out of Streets and Alleys, to whom was referred the petition of J. F. Mick, J. B. Cleaveland, et. al. asking for the opening and widening of Alabama street, from Ft. Wayne avenue to Morrison street, respectfully report that we have examined the matter and report back said petition and plat, with the accompanying resolution, and recommend its adoption.

Respectfully submitted,

F. M. HOOK,

I. W. STRATFORD,

ROBT. C. MCGILL,

Committee on opening of Streets and Alleys.

Which was concurred in.

Also, the following resolution :

Resolved, That the petition of J. F. Mick, J. B. Cleveland, et al praying for the laying out and opening and widening of Alabama street to a width of eighty (80) feet, from Ft. Wayne avenue to Morrison street, be referred to the Commissioners, with instructions to assess benefits and damages, and to make due report; and that for the purposes of such laying out, opening and widening such street as aforesaid, the Common Council do propose to appropriate such real estate as may be necessary therefor.

The said Commissioners are instructed to return, as part of their report, all petitions and notices.

The City Clerk is hereby directed to issue, and the City Marshal to serve the proper notices upon the Commissioners and property owners.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Duffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, McGill, Ransdell, Reed, Thallman, Ward and Webster—19.

Negative—None.

Also, the following report :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—Your Committee on opening of Streets and Alleys, to whom was referred the petition of James M. King, et al. and plat, for opening and extending John street from its present terminus at Peru avenue through to Massachusetts avenue.

Would report in favor of said petition and recommend that the following resolution be adopted.

Respectfully submitted,

F. M. HOOK,

I. W. STRATFORD,

ROBT. C. MCGILL.

Committee on opening Streets and Alleys.

Which was concurred in.

Also, the following resolution :

Resolved, That the petition of James M. King and others, praying for the laying out and opening of John street from its present terminus at Peru avenue, through to Massachusetts avenue, by widening the alley running between lots 25 and 26 in the Peru and Indianapolis railroad company's sub-division of out-lot 44 in the city of Indianapolis, to a width of sixty feet, be referred to the Commissioners, with instructions to assess benefits and damages, and to make due report ; and that for the purposes of such opening and extending, the Common Council do propose to appropriate such real estate and property as may be necessary therefor.

The said Commissioners are instructed to return, as part of their report, all petitions and notices.

The City Clerk is hereby directed to issue, and the City Marshal to serve the proper notices upon the Commissioners and property owners.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, McGill, Ransdell, Reed, Thalman Ward and Webster—19.

Negative—None.

The special Committee on taking census was granted further time in which to report.

ORDINANCES ON SECOND READING.

The following ordinances were read the second time, and ordered engrossed :

Special ordinance No. 17, 1875.

Special ordinance No. 56, 1875.

Special ordinance No. 80, 1875.

Special ordinance No. 81, 1875.

Special ordinance No. 102, 1875.

Special ordinance No. 112, 1875.

Special ordinance No. 117, 1875.

Special ordinance No. 14, 1875, entitled :

An ordinance to grade and pave the east sidewalk on Winston street, from Market to North street.

Was taken up and stricken from the files.

Special ordinance No. 27, 1875, entitled :

An ordinance to provide for grading, paving with brick, curbing with stone, bouldering and flagging the crossings on Winston street from Market to St. Clair streets.

Was read the second time.

Mr. Craft moved to amend by striking out " St. Clair street," and insert " the first alley south of St. Clair street," so as to make the improvement extend from Market street to the first alley south of St. Clair street.

Which amendment was adopted.

Mr. Geiger moved to strike out the clause providing for the bouldering and flagging of the crossings.

Which motion was adopted by the following vote :

Affirmative—Councilmen, Bollman Buehrig, Geiger, Gimber, Hall, Kenzel, Laughlin, Reed, Stuckmeyer and Thalman—10.

Negative—Councilmen Adams, Craft, Curran, Darnell, Hook, Madden, Ransdall, Ward and Webster—9.

The ordinance as amended was ordered engrossed.

Special ordinance No. 111, 1875, entitled :

An ordinance to provide for grading and graveling Central avenue and paving with brick the sidewalks thereof, from St. Mary street to the north side of Eighth street, and for repealing special ordinances Nos. 223 and 224, 1873, passed March 23d, 1874, and special ordinance No. 26, 1875, passed June 17th, 1875.

Was read the second time.

Mr. Adams offered the following amendment :

Moved, To amend so as to make the grade and center of the old gravel or county road the center of the street, and that the east sidewalk shall be graded to a width of fifteen feet, and the west sidewalk ten feet in width.

Which was adopted.

Also, the following amendment :

Moved, To amend by adding that the contractors be required to repair the steam roller and keep the same in order while they use it on the street.

Which was adopted.

Mr. Bollman moved to strike out the clause providing for the flagging of the street and alley crossings.

Which motion was adopted by the following vote :

Affirmative—Councilmen Bollman, Buehrig, Curran, Gimber, Kenzel, Laughlin, Madden, McGill, Reed, Stuckmeyer and Thalman—11.

Negative—Councilmen Adams, Craft, Darnell, Diffley, Geiger, Hall, Hook, Ransdell, Ward and Webster—10.

The ordinance as amended was ordered engrossed.

Special ordinance No. 86, 1875, entitled :

An ordinance to provide for grading and paving the east sidewalk of Union street, between Madison avenue and Hanway street.

Was read the second time.

On motion, the clause providing for bouldering and flagging the street and alley crossings was stricken out.

The ordinance was then ordered engrossed.

Mr. Gimber moved to suspend the rules for the purpose of placing the ordinances just engrossed on their passage.

Which motion was adopted by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Thalman and Webster—18.

Negative—Councilmen Darnell, Stuckmeyer and Ward—3.

Special ordinance No. 17, 1875, entitled :

An ordinance to provide for grading and graveling the first alley west of West street, from First street to its northern terminus.

Was read the third time and passed by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Reasner, Reed, Stuckmeyer, Thalman, Ward and Webster—21.

Negative—None.

Special ordinance No. 27, 1875, entitled :

An ordinance to provide for grading, paving with brick, and curbing with stone on Winston street from Market street to the first alley south of St. Clair street.

Was read the third time and passed by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransnell, Reed, Stuckmeyer, Thalman, Ward and Webster—21.

Negative—None.

Special ordinance No. 56, 1875, entitled :

An ordinance to provide for widening the north sidewalk on Michigan street to a width of seventeen feet, and curbing the outside edge with stone from Meridian to Pennsylvania street.

Was read the third time and passed by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Stuckmeyer, Thalman, Ward and Webster—21.

Negative—None.

Special ordinance No. 80, 1875, entitled :

An ordinance to provide for grading and graveling Fernway from Lawrence street to Hazel street, exclusive of sidewalks.

Was read the third time, and passed by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Stuckmeyer, Thalman, Ward and Webster—21.

Negative—None.

Special ordinance No. 81, 1875, entitled :

An ordinance to provide for grading and graveling Lawrence street, exclusive of sidewalks, from Hill avenue to Fernway street.

Was read the third time, and passed by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Stuckmeyer, Thalman, Ward and Webster—21.

Negative—None.

Special ordinance No. 86, 1875, entitled :

An ordinance to provide for grading and paving the east sidewalk of Union street between Madison avenue and Hanway street.

Was read the third time, and passed by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Stuckmeyer, Thalman, Ward and Webster—21.

Negative—None.

Special ordinance No. 102, 1875, entitled ;

An ordinance to provide for grading and graveling Home avenue between Pennsylvania and Delaware street.

Was read the third time, and passed by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Stuckmeyer, Thalman, Ward and Webster—21.

Negative—None.

Special ordinance No, 111, 1875, entitled :

An ordinance to provide for grading and graveling Central avenue, and paving with brick the sidewalks thereof, from St. Mary street to the north side of Eight street, and repealing special ordinances, Nos. 223 and 224, 1873, passed March 23, 1874, and special ordinance No, 26, 1875, passed June 17, 1875.

Was read the third time, and passed by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Stuckmeyer, Thalman, Ward and Webster—21.

Negative—None.

Special ordinance No. 112, 1875, entitled :

An ordinance to provide for grading and bouldering the gutter on Alabama street between Tinker street and the State ditch.

Was read the third time, and passed by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Stuckmeyer, Thalman, Ward and Webster—21.

Negative—None.

Special ordinance No. 117, 1875, entitled :

An ordinance to provide for grading and bouldering Market street, curbing the sidewalks and paving the same where not already paved from Illinois street to Tennessee street.

Was read the third time, and passed by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Stuckmeyer, Thalman, Ward and Webster—21.

Negative—None.

By consent, Mr. Reed presented the following remonstrance :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—We, whose names are hereunto annexed, desire to remonstrate against improving the alley running from North street to Michigan street, between West and California street.

F. P. Smith, 52½ ft.; Edward Santo, 82½ ft.; Martin Birk, 105 ft.; Howard Graybill, 100 ft.; Mrs. Habeny, 52½ ft.; Sam'l Trindle, 52½ ft.; Harlen Carter, 52½ ft.; John D. Condit, 262 ft.

Which was referred to the Committee on Streets and Alleys with the ordinance.

By consent, Mr. Craft presented the following remonstrance :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—The undersigned, owners of the real estate fronting on Third street north and south sides, between the canal and West street, respectfully remonstrate against the passage of an ordinance now pending, providing for the improvement of Third street, between West street and the canal, and, as we have made no petition for said improvement, we respectfully ask that our request be granted.

We respectfully state to your honorable body, that the entire distance on the north and south sides of said street, from the canal to West street is five hundred and seventy-six (576) feet, not including cross streets and alleys.

And your petitioners will ever pray, &c.,

John C. Wright, Guardian Fred. H. Wiley, 283 feet,
L. R. Martin, Dan. Martin, $55\frac{5}{12}$ feet, Arthur W.
Dawson, 120 feet.

Which was referred to the Committee on Streets and Alleys with the ordinance.

By consent, Dr. Ward offered the following motion :

Moved, That Charles Adams have permission to move a small frame house, No 121 Fort Wayne avenue to 366 Union street by the following route: On Fort Wayne avenue to Alabama street, on Alabama to Market street, thence on Market to East, on East street to South street, thence on South to Delaware street, on Delaware to McCarty, thence on McCarty street to Union street.

Which was adopted.

By unanimous consent, the rules were suspended for the purpose of calling the roll to allow each member to introduce one paper.

Mr. Adams offered the following motion :

Moved, That permission be and is hereby granted R. H. and Samuel W. Patterson to bowlder the gutter and curb the sidewalk in front of their property on Alabama street between Tinker street and the State ditch, said work to be done at their own expense and within sixty days, and the Civil Engineer is hereby directed to set the grade stakes.

Which was adopted.

Mr. Bollman offered the following motion :

Moved, That the Street Commissioner be directed to immediately replace the bowlders in Virginia avenue between Alabama and New Jersey street. Also to fill up the chuck holes in Virginia avenue between New Jersey and East street.

Which was adopted.

Mr. Beuhrig presented the following petition :

INDIANAPOLIS, July 26, 1875.

To the Honorable Mayor and Members of the Common Council :

Gentlemen :—We, the undersigned petitioners and citizens of the City of Indianapolis, and residents of the Sixth and Seventh Wards, adjacent to the intersection of South and Delaware streets, respectfully request of your honorable body to erect a water fountain for the benefit of all citizens and travelers in general, on or about the south west corner of said streets. We are all cognizant of the fact that such a fixture would be appreciated both by man and beast.

SIXTH WARD.—Chr. Schetter, J. W. Lambert, Jacob Baas, Jno. S. Field, J. Geo. Fahrion, G. H. Schmidt, Charles Ferger, W. P. Field.

SEVENTH WARD.—P. & T. Greany, C. A. Rusch, A. D. F. Randolph, Thos. M. Somerville, Wm. Rehling, Fame Wall, Herman Gruenert, Frank M. Ryan,

Which was referred to the Committee on Water Works.

Also, the following motion :

Moved, That J. Rumbold have permission to erect a boat house, ten by twenty feet, on the east bank of White River, next to the wooden bridge, and that said Rumbold pay the City twelve dollars (\$12) per year rent for said ground, for the period of three years.

Which was referred to the Committee on Water Works.

Mr. Craft presented the following petition :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis ;

Gentlemen :—The undersigned, owners of the real estate fronting on Massachusetts avenue, between Pennsylvania street and New Jersey street, respectfully petition for the passage of an ordinance providing for the construction of a brick sewer in and along Massachusetts avenue from Pennsylvania street to New Jersey street, and to connect with the Pennsylvania street sewer.

And your petitioners will ever pray, etc.

A. L. Wright, 130 ft.; Shover & Christian 96 ft.; A. Curtis. 77 ft.; W. H. Morrison, 160 ft.; Henry Tute-wiler, 230 ft.; D. B. McDonough, 32 ft.,

Which was received.

Also, the following motion :

Moved, That the Street Commissioner be and is hereby instructed to put in at once, under the direction of the Civil Engineer, a culvert over Randolph street in order to allow the contractor to finish his work on Michigan street.

Which was adopted.

Mr. Curran offered the following resolution :

Resolved, That the owners of the following described real estate, to-wit : Lots 232 and 233 in Allen, Root & English's North Woodlawn addition to the city of Indianapolis, be, and they are hereby, required to fill or drain the same, as, in the opinion of this Council, there is a hole or excavation thereon, in which water has or may become so stagnant or noxious as to be a nuisance and injurious to the health and comfort of said city and of the inhabitants thereof, and that the Street Commissioner be, and he is hereby required to notify the owners thereof, as provided by an ordinance passed April 28, 1866. entitled, "An ordinance providing for the drainage and filling up of ponds, excavations and holes, and prescribing penalties for the failure to fill up or drain the same," and that in case of the failure of the owners thereof to fill up or drain the same, the Street Commissioner proceed to fill or drain the said hole or excavation as provided in said ordinance, *provided*, that the cost thereof shall not exceed ten per cent of the value of the aforesaid real estate, as assessed upon the tax duplicate for city purposes.

Which was adopted by the following vote :

Affirmative—Councilmen Bollman, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Stuckmeyer, Thalman, Ward and Webster—19.

Negative—None.

Also, the following resolution :

Resolved, That the owners of the following described real estate, to-wit : Situated between Dillon and Leota streets and the first east and west alley north of Deloss street and the tract of the I. C. & L. R. R. in the city of Indianapolis be, and they are hereby required to fill or drain the same, as, in the opinion of this Council, there is a hole or excavation thereon, in which water has or may become so stagnant or noxious as to be a nuisance and injurious to the health and comfort of said city and of the

inhabitants thereof, and that the Street Commissioner be, and he is hereby required to notify the owners thereof, as provided by an ordinance passed April 28, 1866, entitled: "An ordinance providing for the drainage and filling up of ponds, excavations and holes, and prescribing penalties for the failure to fill up or drain the same," and that in case of the failure of the owners thereof to fill or drain the same, the Street Commissioner proceed to fill or drain the said hole or excavation as provided in said ordinance, *Provided*, that the cost thereof shall not exceed ten per cent. of the value of the aforesaid real estate, as assessed upon the tax duplicate for city purposes.

Which was adopted by the following vote :

Affirmative—Councilmen Bollman, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Stuckmeyer, Thalman, Ward and Webster—19.

Negative—None.

Also, the following resolution :

Resolved, That the owners of the following described real estate, to-wit: lot No. 16 in J. F. Hill's Addition of the city of Indianapolis, be, and they are hereby, required to fill or drain the same, as, in the opinion of this Council, a hole or excavation thereon, in which water has or may become so stagnant or noxious as to be a nuisance and injurious to the health and comfort of said city and of the inhabitants thereof, and that the Street Commissioner be, and he is hereby required to notify the owners thereof, as provided by an ordinance passed April 28, 1866, entitled: "An ordinance providing for the drainage and filling up of ponds, excavations and holes, and prescribing penalties for the failure to fill up or drain the same," and that in case of the failure of the owners thereof to fill or drain the same, the Street Commissioner proceed to fill or drain the said hole or excavation as provided in said ordinance, *Provided*, that the cost thereof shall not exceed ten per cent. of the value of the aforesaid real estate, as assessed upon the tax duplicate for city purposes.

Which was adopted by the following vote :

Affirmative—Councilmen Bollman, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Stuckmeyer, Thalman, Ward and Webster—19.

Negative—None.

Mr. Darnell offered the following motion :

Moved, That the City Clerk be and is hereby ordered to draw a warrant on the City Treasurer for the sum of forty-five dollars in favor of Frederick Baker, for nine feet of ground on the conner of Tennessee and Williams street, which is the amount he has paid for the block pavement.

Which was referred to the Committee on Accounts and Claims.

Mr. Diffley presented the following communication :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—Your petitioners respectfully represent that they are the occupants of a building on South Illinois street, in which they conduct the business of selling carpets, paper, matting, curtains and other articles.

That the owner of the building by them occupied obtained, in due form from the proper officers, authority to tap the sewer laid in South Illinois street, paying therefor the price fixed by ordinance.

That on the 25th day of July, 1875, by reason of the negligent and unskillful construction of said sewer, and because of its having been negligently allowed to become obstructed and in an improper condition, the water was forced back, upon and into the premises occupied by your petitioners, doing them great injury.

The petitioners show that the particulars of the injury and loss by them because of said overflow are as follows:

6 rolls of matting injured and destroyed, 300 yards at 70 cents.....	\$210 00
3 rolls of matting, 150 yards at 60 cents.....	90 00
1 roll of oil cloth, 20 yards at 50 cents.....	10 00
75 yards of Brussels carpet, at \$1.75.....	130 85
1 grass window fixture.....	35 00
Money expended for cleaning out cellar.....	15 00
Repairs to pipes and water closets.....	125 00
Injury to premises.....	100 00
	<hr/>
	\$715 85

Your petitioners pray your honorable body to re-imburse them for the loss and injury by them sustained.

Respectfully,

ROLL & MORRIS.

Which was referred to the Committee on Judiciary and the City Attorney.

Also, the following motion :

Moved, That the Street Commissioner be and is hereby directed to place a catch-basin at the intersection of Minerva street and Kentucky avenue, also one at the intersection of South and Missouri streets.

Which was adopted.

On motion by Mr. Ransdell, the session of the Council was extended by unanimous consent, for the purpose of completing the roll call.

Mr. Geiger offered the following motion :

Moved, That the bond of A. Naltner for the removal of the garbage from the city, under the present ordinance and according to the report of the Committee on Contracts, be and the same is hereby approved.

Which was laid on the table.

Mr. Hall offered the following motion :

Moved, That the Street Commissioner be and is hereby directed to lay a 24-inch cement pipe in the north side of First street from Mississippi street to the canal.

Which was adopted.

Also, the following motion :

Resolved, That the City Marshal be and is hereby ordered to proceed at once to remove the switch that now crosses the first alley north of Fifth street and between Mississippi street and Howard street.

Which was referred to the Committee on Railroads.

Mr. Gimber offered the following motion :

Moved, That the City Marshal be and is hereby directed to notify the Indianapolis, Bloomington and Western Railroad Company to plank the entire width of the street

and sidewalks where said company's track crosses Missouri street between Louisiana and Georgia street.

Which was adopted.

Dr. Hook offered the following motion:

Resolved, That the City Clerk be instructed to take up a warrant numbered 14,260 drawn May 5, 1875, in favor of Bruner and Riner, for the sum of \$5,147.26, with accumulated interest, and issue in lieu thereof warrants of smaller denomination.

Mr. Laughlin moved to lay the motion on the table.

Which motion to lay on the table failed to pass by the following vote:

Affirmative—Councilman Bollman, Diffley, Gimber, Laughlin, McGill and Stuckmeyer—6.

Negative—Councilmen Adams, Craft, Curran, Darnell, Geiger, Hall, Hook, Kahn, Kenzel, Madden, Ransdell, Reed, Thalman, Ward and Webster—15.

Dr. Hook's motion was then referred to the Committee on Finance and the City Attorney.

Mr. Laughlin presented the following petition:

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen:—We, the undersigned, property holders and residents of Downey street and vicinity, would respectfully call your attention to a pond at the intersection of Franklin and Downey streets, into which is drained the offal and slops from Balz's brewery, creating a fearful stench, thus making it decidedly unhealthy, and would request that the pond be filled up and Mr. Balz be compelled to move his slops elsewhere without delay.

And your petitioners will ever pray, &c.

T. W. GIPSON,
C. R. DURBON,
JOHN EBERHARETT,
And 5 others.

Which was referred to the Board of Health.

Mr. McGill offered the following motion :

Moved, That the City Marshal be directed to notify the Indianapolis, Vandalia Terre Haute Railroad Company and the Indianapolis and Vincennes Railroad Company to fill under their tracks at the intersection of Kentucky avenue and Louisiana street.

Which was adopted.

Mr. Ransdell offered the following motion :

Moved, That the Street Commissioner be and is hereby directed to clean out the gutter on the east side of West street between North street and the first alley north of North street. Also clean out the culvert on the east side of West street at its intersection with North street, so as to carry off the water that accumulates at said crossing. Also that the Street Commissioner be directed to clean the gutters, immediately, on both sides of Ohio street from Pennsylvania to to Delaware street.

Which was adopted.

Mr. Reed offered the following motion :

Moved, That the Street Commissioner be directed to at once put in larger pipe at the crossing of Michigan and Blackford streets.

Which was adopted.

Mr. Stuckmeyer offered the following motion :

Moved, That Wm. Mankedick be allowed permission to boulder his gutter in front of his property on Virginia avenue, at his own expense and within sixty days, and the City Civil Engineer is hereby directed to set the grade stakes.

Which was adopted.

Mr. Thalman offered the following motion :

Moved, That the City Attorney be directed to prepare the necessary papers, and the City Civil Engineer be directed to draw a plat for the opening of Blackford street from Washington street to Indiana avenue, and report the same at next meeting of the Council.

Which was adopted.

Dr. Ward presented the following petition :

INDIANAPOLIS, July 26, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen:—Your petitioner, Thomas Wren, respectfully represents to your honorable body, that in the month of February last, he presented to your body a petition, asking that certain claims be allowed him for work done on south Tennessee street in the year 1866. That said petition was referred to the City Attorney and the Committee on Finance.

That he is advised that said Committee as now organized, and the present City Attorney have not had their attention called to said petition, the same not having been turned over to them by the Committee and the Attorney of the former Council. That no action has ever been taken on his said petition further than to refer the same as above stated.

And he prays that your honorable body will take appropriate and immediate action on his said petition, etc.

Respectfully,

THOMAS WREN.

Which was referred to the Committee on Finance and the City Attorney.

Mr. Webster offered the following motion :

Moved, That Joseph A. Moore have permission to curb and pave in front of his block on the corner of Massachusetts avenue and St. Clair street; said work to be done at his own expense and completed within thirty days, and the Engineer is hereby directed to set the grade stakes.

Which was adopted.

On motion, the Council adjourned.

JOHN CAVEN, Mayor.

Attest :

BENJ. C. WRIGHT, City Clerk.