

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE  
CITY OF INDIANAPOLIS,  
*Monday, August 9th, 1875—7½ o'clock P. M.* }

The Common Council met as a Board of Equalization, pursuant to the following notice :

INDIANAPOLIS, July 22, 1875.

Notice is hereby given to tax-payers that, in pursuance of the provisions of section 59 of the city charter, the Common Council together with the City Clerk and City Assessor, will meet at the Council Chamber, in the city of Indianapolis, on Monday evening, August 9, 1875, as a Board of Equalization, to hear and decide complaints, if there be any, and equalize the appraisements, for the year 1875, as right and justice may require.

By order of the Common Council.

BENJ. C. WRIGHT,  
City Clerk.

Present—His Honor, the Mayor, John Caven, in the chair, Wm.

Hadley, City Assessor, Benj. C. Wright, City Clerk, and the following members :

Councilmen Adams, Albershardt, Buehrig, Craft, Darnell, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, Ransdell, Reed, Schmidt, Thalman and Webster—18.

Absent—Councilmen Bollman, Curran, Diffley, McGill, Reasner, Stratford, Stuckmeyer and Ward—8.

The City Assessor submitted the following report :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—I herewith submit my annual report of taxable property of the city of Indianapolis for the year 1875, showing total value of taxable property \$70,510,198, and 11,677 polls.

Respectfully submitted,

WM. HADLEY,  
City Assessor.

By H. M. Hadley, Deputy.

TAXABLE PROPERTY OF THE CITY OF INDIANAPOLIS FOR THE  
YEAR 1875, MADE BY WM. HADLEY, CITY ASSESSOR.

	Value of Lot.	Value of Improvement.	Personal Property.	Total Value of Taxables.	Poll.
Volume No 1.....	9,149,510	\$4,196,800	\$3,084,596	\$16,430,906	2,960
Volume No. 2.....	11,080,850	4,589,250	3,104,418	18,774,518	2,845
Volume No. 3.....	9,480,350	4,214,500	2,719,172	16,414,022	3,208
Volume No. 4.....	8,313,300	4,440,727	6,136,725	18,890,752	2,664
Total for 1875..	\$38,024,010	\$17,441,277	\$15,044,911	\$70,510,198	11,677

## RECAPITULATION AND COMPARATIVE STATEMENT.

	Value of Lot.	Value of Im- provement.	Personal Property.	Total Value of Taxables.	Poll.
For the year 1875.	\$38,024,010	\$17,441,277	\$15,044,911	\$70,510,198	11,677
For the year 1874.	36,022,100	15,696,898	15,343,041	67,062,039	10,529
Increase.....	2,001,910	1,744,379	.....	3,448,159	1,148
Decrease.....	.....	.....	298,130	.....	.....

Which was received.

Mr. Geiger offered the following motion :

*Moved*, That a special committee of six be appointed to whom the Assessor's report and complaints shall be referred, and who shall sit as a Board of Equalization, commencing August 10, at 10 o'clock, A. M., and meet from day to day for ten days.

Which was adopted.

His Honor, the Mayor, appointed as such Committee, Councilmen Geiger, Madden, Kahn, Thalman, Albershardt and Ransdell.

The City Clerk then proceeded to call the Wards in their order, commencing with the First Ward, that the Council might hear any complaints in relation to the assessment of 1875.

There being no complaints, on motion the Board of Equalization adjourned to meet next Monday evening at 7½ o'clock.

The Common Council met in regular session.

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

Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalmann, Ward and Webster—24.

Absent—Councilmen Bollman and Stuckmeyer—2.

Sealed proposals for the grading and graveling of Huntington or Second street and sidewalks from the Michigan Road to the west line of Mayhew's heir's addition to the city Indianapolis.

Also, for grading and graveling Huntington or Second street and sidewalks from the west line of Mayhew's heirs' addition to Brooks street.

Also, for grading and graveling Peru avenue and east sidewalk, from the northern terminus of Charles street to Davidson street.

Also, for grading and paving with brick the sidewalks of Clifford avenue from Massachusetts avenue on the north side to the west line of Ingram Fletcher's property; on the south side from Massachusetts avenue to the west line of Woodruff Place.

Also, for grading, graveling, curbing and paving the sidewalks on Fifth street from Pennsylvania to Meridian street.

Also, for grading, paving with brick, artificial stone, or asphalt, the north sidewalk of Michigan street from the west side of the U. S. Arsenal grounds to the east line of Woodruff Place, and for curbing said sidewalk with stone, and bouldering the gutters on the north side of said street between the points above named.

Also, for grading and graveling Pratt street and paving the sidewalks thereof from Delaware street to Fort Wayne avenue.

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

Sealed proposals for building stone abutments and an iron bridge over the Canal on Walnut street, were received, opened and read.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, August 9, 1875

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

*Gentlemen* :—I have advertised for the construction of a sixty foot bridge on Walnut street, crossing the canal, and the proposals for building the same were received this evening.

The plat book shows the street to be sixty feet wide, but upon examination of the ground, I find that there is a jog in the street, making the street but fifty feet wide on one side, while it is sixty feet on the other.

The width of the bridge will, therefore, have to be changed from sixty to fifty feet, and I would recommend that the same be readvertised, and the proposals which were received this evening rejected.

Respectfully submitted,

BERNHARD H. DEITZ,

City Civil Engineer.

Which was received.

Mr. Madden moved to reject the bids and postpone the matter indefinitely.

Mr. Ransdell moved as a substitute to the above, that the bids be rejected and the City Civil Engineer instructed to readvertise for bids for constructing a bridge fifty feet wide.

Which substitute was adopted by the following vote:

Affirmative—Councilmen Adams, Craft, Darnell, Geiger, Hall,

Hook, Kahn, Ransdell, Reed, Schmidt, Thalman, Ward and Webster—13.

Negative—Councilmen Buehrig, Curran, Diffley, Gimber, Kenzel, Laughlin, Madden, McGill, Reasner and Stratford—10.

Sealed proposals for filling up the leaks and repairing the banks of the new chanel of Fall Creek were received, opened and read.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—I have advertised as per your orders, for proposals for filling up the breaks in the new channel of Fall Creek, and the same are to be received this evening.

The late flood came in the meantime, and washed out perhaps as much more of the remaining embankments as the former floods.

I could not take any levels as the water was too high, and it is impossible for contractors to bid understandingly upon said work.

I would suggest that you reject the present bids for said work, and let the whole matter lay over until I am able to report the present condition of the channel and make profile of same, which I expect to be able to do this week, the water permitting.

Respectfully submitted.

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Mr. Reed presented the following petition :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—Your petitioners respectfully show that by the recent floods, the dyke or south bank of the new channel of Fall Creek, where it was diverted from its former course directly to White river, has been mostly, if not wholly cut out and washed away; that this embankment or dyke, up to the time of its destruction, was only ten (10) feet in width, and it is not thought strange it gave way under the great pressure of the late rise.

Now, your petitioners respectfully suggest that a bank or dyke of ten feet in width is too narrow and insufficient to withstand a pressure of even less proportions than the late one; that by every breakage, the city is put to great expense in damage to streets and culverts, affected by the water so escaping. Your petitioners therefore pray that in the rebuilding of this dyke or south bank, it be made forty feet in width instead of ten. They are sustained in this by Samuel J. Patterson, Esq., the owner of the land upon which the present or late bank and channel were situated. Mr. Patterson will allow the use of a strip thirty feet south of the present ten without cost to the city, on the event the embankment is made to cover the whole forty feet in width, and made of uniform height and level throughout its extent.

A dyke of this width, and perhaps a few inches higher than the late one, could not be seriously hurt by any sudden rise, and a partial rupture would be unlikely to effect permanent harm before assistance could be rendered. The dirt required for the enlarged dyke can be obtained without cost to the city, out of the present bed of the creek, thereby deepening it to the river.

And your petitioners will ever pray, &c.

HENRY D. PIERCE,  
S. J. PATTERSON,  
WINSLOW S. PIERCE,  
C. B. PARKMAN,  
W. O. ROOKWOOD,

And 19 others.

Mr. Reed offered the following motion :

*Moved,* That the prayer of the petitioners be granted, and the City Civil Engineer be directed to cause the levee to be forty feet in width.

Which was referred to the Committee on Streets and Alleys and the City Civil Engineer.

#### REPORTS FROM COMMITTEE ON CONTRACTS.

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

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen:*—Your Committee on Contracts to whom was referred the bids for constructing additional stalls in the east market house, report that we have examined the same and find them to be as follows:

Anderson & Bagley, \$575.00 for construction of 10 stalls; work to be done under the direction of the Market Master.

F. Dickman, \$350.00 for constructing 10 stalls; work to be done under the direction of the Market Master.

James Hall, \$375.00 for constructing 10 stalls; work to be done under the direction of the Market Master.

Francis A. Jean, \$345.00 for constructing 10 stalls, complete except hooks; work to be done under the direction of the Market Master.

Erastus VanEaton, \$348.75 for constructing 10 stalls complete, according to specifications filed with bid.

Francis A. Jean being the lowest and best bidder, we recommend that he be awarded the contract.

Respectfully submitted,

LEON KAHN,  
P. H. CURRAN,  
Committee on Contracts.

Which was concurred in and the contract awarded.

Also, the following report:

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen*:—Your committee on contracts, to whom was referred sundry proposals for building cisterns at sundry points, report that we have examined the same and find them to be as follows, to-wit:

FIRST.

Cistern on corner of Tennessee and Herbert street.

Joseph Hanna, 80 cents per barrel.

S. Heveling & Co., 65 cents per barrel.

John Schier, 63 cents per barrel.

Anderson & Devenish, 62 cents per barrel.

Bruner & Riner, 59 cents per barrel,

C. S. Roney, 58 cents per barrel.

C. S. Roney being the lowest and best bidder, we recommend that he be awarded the contract.



SECOND.

Cistern corner Central avenue and Eighth street.

Joseph Hanna, 85 cents per berrel.

S. Heveling & Co., 63 cents per barrel.

John Schier, 63 cents per barrel.

Anderson & Devenish, 62 cents per barrel.

C. S. Roney, 58 cents per barrel.

C. S. Roney being the lowest and best bidder, we recommend that he be awarded the contract.

THIRD.

Cistern corner of College avenue and Tenth street.

Bruner & Riner, \$1.00 per barrel.

John Schier, 64 cents per barrel.

C. S. Roney. 58 cents per barrel.

C. S. Roney being the lowest and best bidder, we recommend that he be awarded the contract.

FOURTH.

Cistern corner of Orange and Olive streets.

Bruner & Riner, 80 cents per barrel.

Anderson & Devenish, 64 cents per barrel.

John Schier, 63 cents per barrel.

C. S. Roney, 57 cents per barrel.

C. S. Roney being the lowest and best bidder, we recommend that he be awarded the contract.

FIFTH.

Cistern corner of Spann avenue and Linden street.

Bruner & Riner, 85 cents per barrel.

John Schier, 72 cents per barrel.

C. S. Roney, 68 cents per barrel.

Anderson & Devenish, 59 cents per barrel.

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

#### SIXTH.

Cistern corner of Pendleton road and Columbia avenue.

Bruner & Riner, \$1.20 per barrel.

John Schier, \$1.15 per barrel.

S. Heveling & Co., \$1.00 per barrel.

C. S. Roney, 98 cents per barrel.

Your Committee is of the opinion that no cistern can be built upon this locality and therefore recommend that the bids be rejected and the Clerk readvertise for bids for the building of a well on said streets.

Respectfully submitted,

LEON KAHN,  
P. H. CURRAN,  
Committee on Contracts.

Which was concurred in and the contracts awarded.

#### REPORTS FROM CITY OFFICERS.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—The City Civil Engineer respectfully reports for your approval, the following contracts and bonds, to-wit :

Contract and bond of Thomas H. S. Peck & Co., for erecting lamp posts, lamps and fixtures, complete, on the following streets, to-wit :

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

Pine street from Elm to Harrison street.

Plum street from Massachusetts avenue to Christian avenue.

St. Clair street from Pennsylvania street to Meridian street.

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

Vermont street from Liberty to Noble street.

Wood street from Michigan to North street.

Arch street between Park avenue and Plum street.

Clifford avenue from Massachusetts to Jefferson avenue.

Agnes street from New York to North street.

Douglass street from New York street to the southern terminus of said Douglass street.

First street between Tennessee street and Central Canal.

Fifth street from Illinois to Meridian street.

Fletcher avenue from Dillon to Reid street.

Lord street from Noble to Cady street.

Liberty street between Ohio and New York street.

North street between East and Noble street.

Contract and bond of John Scheir for paving with brick and curbing with stone the sidewalks of Sinker street from Alabama to New Jersey street.

Contract and bond of J. W. Smith for grading and paving with brick the north sidewalk on Ohio street from Central Canal to West street.

Contract and Bond of James Mahoney for grading and graveling Smithton street and sidewalks from Laurel to Spruce street.

Contract and bond of James Mahoney for grading and graveling the alley running from Pine to Cedar street, and between Fletcher avenue and English avenue.

Contract and bond of Frederick Gansberg for grading and graveling the first alley east of High street from Bicking street to the first alley south of Bicking street.

Respectfully submitted.

EERNHARD H. DIETZ,

City Civil Engineer.

Mr. Gimber moved to reject the bond of T. H. S. Peck & Co., for erecting lamp posts on Clifford avenue.

Which motion was laid on the table by the following vote :

Affirmative—Councilmen Adams, Craft, Darnell, Diffley, Hall,

Hook, Kahn, Kenzel, Ransdell, Reed, Schmidt, Thalman, Ward and Webster—14.

Negative—Councilmen Albershardt, Buehrig, Curran, Geiger, Gimber, Laughlin, Madden, McGill, Reasner and Stratford—10.

The report was then concurred in and the bonds approved.

Also, the following report :

INDIANAPOLIS, August 9, 1875.

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

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

A third and final estimate allowed John Vollmer, for building a stone arch bridge over Pogues Run at the crossing of Catherine street :

436 cubic yards of masonry at \$5.75.....	\$2,507 00
30½ cubic yards of rip rap at \$3.30.....	100 65
20,967 feet of timber at \$2.00 per 100.....	419 34
573 cubic yards of excavation at 25 cents.....	143 25
	<hr/>
Total payment.....	\$3,170 24
Less former payment.....	1,930 59
	<hr/>
Present payment.....	\$1,239 65

Also, a third and final estimate allowed R. E. Smith for grading, graveling, curbing, paving and bouldering the gutters on Indiana avenue from Missouri street to the west side of west street :

1064,83 lineal feet curbing at 49 cents.....	\$521 77
1007,66 lineal feet bouldering at 74 cents.....	745 66
995,66 lineal feet graveling at \$1.15.....	1,145 00
1008,1 lineal feet paving \$1.00.....	1,008 10
	<hr/>
Total payment.....	\$3,420 53
Less former payment.....	2,412 43
	<hr/>
Present payment.....	\$1,008 10

Also, a second and partial estimate allowed William Petrie for building stone abutments at Fifth street where the canal crosses the same :

140½ cubic yards of masonry at \$5,80.....	\$814 90
126,9 cubic yards of excavation at 45 cents .....	57 10
	<hr/>
	\$872 00
Less 15 per cent.....	130 84
	<hr/>
Less former estimate.....	\$741 16
	583 16
	<hr/>
Present payment.....	\$158 00

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

*Resolved*, That the foregoing third and final estimate allowed R. E. Smith, for grading, graveling, curbing, paving and bouldering the gutters on Indiana avenue, from Missouri street to the west side of West 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, Craft, Darnell, Diffley, Hall, Hook, Kahn, Kenzel, Ransdell, Reed, Schmidt, Thalman, Ward and Webster—14.

Negative—Councilmen Albershardt, Buehrig, Curran, Geiger, Gimber, Laughlin, Madden, McGill, Reasner and Stratford—10.

Also, the following report :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—In compliance with your order, I have located seventy-three (73) new lamps on the following streets, to-wit:

On Seventh or Tinker street from Delaware street to Columbia avenue.....	43
On Ash street from Seventh to Ninth.....	12

On Bates street from Dillon to Grant street .....	8
On Huron street from Cedar to Dillon street.....	10
	<hr/>
Total.....	73

The same have been erected and finished, and I would respectfully ask an order to light said lamps from and after the 1st day of August, 1875.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Also, the following report:

INDIANAPOLIS, August 9, 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 Huron street, from Cedar to Dillon street—

10 lamp posts, lamps and fixtures at \$21.39..... \$213 90

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

12 lamp posts, lamps and fixtures at \$22.44..... \$269 28

Also, a first and final estimate allowed D. Root & Co., for erecting lamp posts, lamps and fixtures on Tinker or Seventh street, from Delaware street to Columbia avenue—

43 lamp posts, lamps and fixtures at \$22.44..... \$964 92

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

8 lamp posts, lamps and fixtures at \$23.90..... \$191 20

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimates allowed D. Root & Co., for erecting lamp posts, lamps and fixtures on the following streets, viz : on Huron street from Cedar to Dillon street, Ash street from Seventh to Ninth street, Tinker or Seventh street from Delaware street to Columbia avenue, and on Bates street from Dillon to Grant 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, Craft, Darnell, Diffley, Hall, Hook, Kahn, Kenzel, Ransdell, Reed, Schmidt, Thalman, Ward and Webster—14.

Negative—Councilmen Albershardt, Buehrig, Curran, Geiger, Gimber, Laughlin, Madden, McGill, Reasner and Stratford—10.

Also, the following report :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen*:—I have examined the bridges on the line of Pogues Run from its mouth to Clifford avenue and herewith report the extent of damages to same caused by the flood:

FIRST.

The Morris street bridge has been entirely destroyed and cannot be repaired. I would recommend the erection of an iron bridge on said street, and the raising of the street several feet, so as to give the water more of an out-let.

SECOND.

The Mississippi street culvert is all aright, and only needs to be protected with cinders at the east end.

THIRD.

The iron bridge on Tennessee street is all right.

FOURTH.

The Eddy street culvert is all right and only requires to be protected with cinders and stone at the center pier of the east end.

## FIFTH.

The Illinois street bridge is almost entirely destroyed, and I would recommend that it be torn down and replaced by an iron bridge.

## SIXTH.

The South street culvert has caved in at the north end, for about ten feet of each arch, and one pier needs repairing on the south end. I would recommend that this culvert be repaired and protected with cinders.

## SEVENTH.

The three east end arches on the East street culvert has caved in for about fifteen feet, and I would recommend that the balance of the culvert be taken down and an iron bridge erected in its place.

## EIGHTH.

The arches of the Washington street culvert has sunk about four inches at both ends and needs to be repaired and protected with cinders.

I noticed that at this culvert the water was two and a half feet higher at the north end than it was at the south end, causing the whole neighborhood to be covered with water. This was caused by the arches being too small and not having sufficient capacity to carry the water through. The same trouble will be experienced with this culvert every time there is high water, and I would therefore recommend the erection of an iron bridge in its place.

## NINTH.

The wooden bridge on New York street requires to be repaired at once. This work can be done by the Street Commissioner.

## TENTH

About half of the bridge on Michigan street has caved in at the north end, and I would recommend that the balance of the bridge be taken down and an iron bridge erected in its stead, and the grade of the bridge raised.

## ELEVENTH.

The Clifford avenue culvert is entirely destroyed, and I would recommend that an iron bridge be erected in its place.



The flood of 1866 brought down a large number of trees and rubbish, which obstructed the culverts to such an extent that the water appeared much higher than it actually was.

The bed of Pogues Run was entirely unobstructed during the late flood, which gave the water a free passage. Had it been choaked up as it was in 1866, it is my opinion the water would have reached at least from one to two feet higher than it did.

We may expect a much larger quantity of water in Pogues Run than we have ever had yet. Every year the country along its route becomes more settled and better drained, and must of necessity increase the amount of water flowing into the Run.

It has been clearly indicated that arched culverts are great obstructions, because they occupy too much space, and are too easily choked up. For these reasons I would recommend that iron bridges be erected in their places whenever it is possible to do so.

If you repair those culverts that are damaged, and build new ones in place of those destroyed, it will take at least four years for them to become solid and compact, and if another flood should come on them while they are fresh, and the new earth settling and pressing them down from the top, they will again be destroyed. This was the trouble with some of the culverts at the time of the late flood.

The bed of the Run should be lowered about two feet, and I would recommend that the bottom be planked at different places through the center of the city in order that it may be more easily cleaned and at less expense. Dirt will be washed down from time to time, and it will be necessary to clean it out every year.

I would suggest that the Street Commissioner be instructed to build temporary bridges on those streets where the old ones have been destroyed, so that the streets can be used until such time as new bridges can be erected, and also that the City Marshal be instructed to notify the property owners along the line of Pogues Run, who are the owners of lumber and wood yards located thereon, to have the same protected with walls or tight fences, the same to reach above high water point, in order to prevent material from being washed into the stream and obstructing and choking up the mouths of the culverts.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Mr. Schmidt presented the following petition :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—At a meeting of the citizens of Indianapolis owning property in the neighborhood of Pogues Run, the undersigned were appointed a committee to confer

with the Common Council in relation to taking action to prevent the damage of property by the overflowing of the water of said run.

The undersigned therefore respectfully petition your honorable body in our behalf, and in behalf of the people we represent, to refer this matter to the City Civil Engineer with instructions to report such available plan as will best prevent the overflow of Pogues Run, and that the Common Council will take such action on the report of the City Civil Engineer, as will afford all reasonable relief.

Respectfully,

VICTOR PLAGSTERH,  
HENRY BOWER,  
DR. F. W. LOEPER,  
WM. H. ENGLISH,  
H. C. BUDDENBAUM.

Committee.

Mr. Gimber offered the following motion :

Whereas, The Junction Railroad and the Panhandle Railroad Company have erected trestle work in the bed of Pogues Run ; and

Whereas, Such trestle work has caused great damage from overflow of said Pogues Run; therefore,

*Moved*, That the City Attorney examine into the matter and report what steps are necessary to cause said railroads to remove such trestle work and raise their tracks

Which report, petition and motion were referred to a Joint Committee consisting of the Committee on Streets and Alleys, the Committee on Bridges, City Civil Engineer and City Attorney, with instructions to report next Monday night.

Mr. Geiger offered the following motion :

Whereas, It appears that several of the stone arches recently built over Pogues Run have been washed out or so injured as to require them to be rebuilt or replaced by other structures; therefore,

*Moved*, That the City Civil Engineer be instructed to make or cause to be made, a thorough examination of said stone arches with a view to ascertaining whether they were constructed in accordance with the plans, specifications and terms of the several contracts under which they were built, and what party or parties, if any, are responsible for the losses incurred by the injury and destruction of said arches.

And that said City Civil Engineer have power to send for persons and papers, and to call on experts or others to aid them in a full investigation of the subject, with a view to the prosecution of any parties who may be found responsible for said losses

Which was referred to the City Civil Engineer.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, August 8, 1875.

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

*Gentlemen* :—I would recommend that you authorize me to have water scales put up on the abutments of the bridges on White River, which will indicate the height of the water at the various points. These scales will only be painted boards with red and white figures, and the cost of them will be very small.

I would also suggest the importance of recommending to the towns above us, such as Noblesville, Anderson, Muncie and others, to have similar scales put on their bridges, and to report to us what point on these scales was reached by the late flood at their respective places. This would be a great assistance to us at this point in the event of another flood, for we could telegraph to the places mentioned and obtain the numbers that the water has reached at each town, and thereby give us control of the river and indicate to us whenever any danger is apprehended from an overflow, and give us time to prepare to meet it.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Mr. Thalman offered the following motion :

*Moved*, That the City Civil Engineer be directed to place a water mark on the north end of the center pier of the new iron bridge on west Washington street.

Which was adopted.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—Catherine street bridge on Pogue's Run is about completed and I

would suggest that you authorize me to have the approaches to said bridge filled up immediately.

Respectfully submitted,

BERNHARD H. DEITZ,  
City Civil Engineer.

Which was concurred in.

Also, the following report :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—There has been a large space washed out in the rear of the east abutments of Morris street bridge over White river, which prevents the north drive from being used, and I would suggest that you instruct the Street Commissioner to have the same filled up or authorize me to contract with some person to perform the work. This must be done immediately.

I am unable to make any further report in reference to the damages on Fall Creek and White river until the water goes down.

Respectfully submitted,

BERNHARD H. DIETZ,  
City Civil Engineer.

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

Also, the following report :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—The bridge on Arsenal avenue over crooked creek has been destroyed by the late flood, and the Street Commissioner is now putting up a temporary one in its place.

On July 6th a stone culvert was ordered to be built a few yards north of where the old one stood so as to enable the creek to have a straight shoot.

On the same date there was a motion passed as follows: "That the matter of sewerage Crooked Creek on east Michigan street be referred to the City Civil Engineer, with instructions to make profile, plan and estimates for a brick sewer of sufficient capacity to carry off the water that flows into said Creek."

I have made the profile and estimate for said sewer and reported the same to your honorable body, and am now unable to decide what to do in reference to building the culvert above mentioned.

It seems to me to be useless to proceed with the building of said culvert, if the sewer is to be constructed, and I would respectfully ask that you have the matter disposed of immediately.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was received.

Also, the following report :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—The top and glass of the street lamps are being constantly broken in every section of the city by shade trees. You will frequently see lamps completely hid with them and unable to emit a particle of light.

Street lamps cost the city too much money to be obstructed and destroyed in this manner, and I would suggest that you instruct the City Marshal to notify property owners to have their shade trees trimmed so as to prevent them from interfering with street lamps and intercepting their light.

I understand that the Marshal notified the property owners sometime ago in reference to this matter, but they seem to have paid no attention to his orders.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was referred to the City Attorney, with instructions to report as to the power of the Council to require property holders to trim shade trees, etc.

Also, the following report :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—Ordinances for the improvement of streets and alleys and sidewalks very seldom state to what width the same are to be improved.

I would request of your honorable body, that hereafter, before ordinances are introduced, that the width of the proposed improvement should be inserted therein.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was received.

The City Clerk presented the following :

INDIANAPOLIS, August 9, 1875

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

*Gentlemen:*—I hereby tender my resignation of the office of City Commissioner. The proper discharge of the duties of the office will so interfere with my private business as to make it necessary for me to decline to serve.

I therefore trust my resignation will be promptly accepted.

Very truly yours,

M. R. BARNARD.

Which resignation was accepted, and the City Clerk instructed to notify the Judge of the Circuit Court of the vacancy.

The Board of Health submitted the following report :

INDIANAPOLIS, August 2, 1875.

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

Report of deaths in the City of Indianapolis from 6 o'clock P. M., on the 31st day of July, to 6 o'clock P. M. on the 7th day of August, 1875 :

Under 1 year.....	23
1 to 2 years.....	5
2 to 3 ".....	3
3 to 4 ".....	0
4 to 5 ".....	0
5 to 10 ".....	0
10 to 20 ".....	0
20 to 30 ".....	3
30 to 40 ".....	0
40 to 50 ".....	0
50 to 60 ".....	2
60 to 70 ".....	4
70 to 80 ".....	1
80 to 90 ".....	1
90 to 100 ".....	0
Above 100 ".....	0
Unknown ".....	1
Total.....	43

C. E. WRIGHT, M. D.,

President Board of Health.

A. STRATFORD, M. D.,

Secretary Board of Health.

Which was received.

The Southern Park Commissioner submitted the following report :

INDIANAPOLIS, August 9, 1875.

To the Common Council of the City of Indianapolis :

*Gentlemen* :—I desire to report that I have sold a lot of shafting and pulleys that were in old Power hall in the Southern Park, for \$85,00, and ask consent of the Council to use said money in repairing the flood gate and fencing and other necessary work.

I also ask privilege to sell some sand which has been washed in by the late freshets and use the proceeds for the same purpose, with the understanding that no gravel shall be sold nor the banks of the creek be interfered with.

Respectfully submitted,

I. W. STRATFORD.

Commissioner of Southern Park.

Which was referred to the Committee on Parks.

His Honor, the Mayor, presented the following communication :

INDIANAPOLIS, August 9, 1875.

To the Honorable Mayor and Members of the Common Council :

*Gentlemen* :—Your petitioner would respectfully represent to your honorable body that he is a tenant of the city, occupying that part of the Tomlinson estate known as 32 East Ohio street, paying for the same a rental of \$360.00 per year ; that he has occupied the premises for the past four years, and that he has paid his rent promptly on the first day of each month, in advance, ever since the property came into the possession of the city ; that about the first of last March the coal house hitherto attached to the premises was closed by Dr. Tomlinson, since which time there has been no coal house nor anything in lieu of one that your petitioner could use ; that he is now and has been since the said first day of March, dependent on a neighbor for the use of a privy for himself and family, there being none belonging to the premises, the one hitherto belonging to the premises being on the portion of the said Tomlinson estate leased by Drs. Waterman & VanVerhis.

Your petitioner has from time to time stated these facts to the City Treasurer, and has continued to pay the full amount of his rent under the expectation that the city would provide such necessary adjuncts to the property as are customary and of right belong thereto, and that for want of these necessaries himself and family have suffered great inconvenience.

Your petitioner would further state that in the forepart of July, by direction of Mr. Stuckmeyer (as they claimed), two boys, working as carpenters, came and fixed at a few things that needed repairs, including a new roof on the rear part of the

house, a man who appeared to be the boss of the two boys helping them on the roof one day ; that the boys finished and went away on July 16th, leaving one window with a new sash and no glass, which window has as yet remained open and proved a source of great annoyance during the late stormy weather. That about the first of August, after the house had been in a state of chaos ever since the advent of the carpenters, some plasterers came and made an expeditious and workmanlike job of repairing the plaster, but in so doing a large amount of old plaster was removed which your petitioner had to clear out and dispose of at his own expense, and that in so removing the plaster the papering of several rooms was ruined ; that the said paper was put on by your petitioner at his own expense, and was in the main yet in good repair, but the rooms are not now in a respectable condition to live in.

Your petitioner has twice called upon Mr. Stuckmeyer and urged him to have the repairs completed, but so far has got nothing but a promise, yet unfulfilled, for his pains.

In consideration of the above cited facts, your petitioner prays your honorable body that he be released from paying his rent for the month of August, and until such a farther time as the needful repairs are completed.

Your petitioner would also state that if the property is put in reasonable repair such as painting and papering, and the building of the necessary out buildings, he will engage to lease the premises for three or five years, at the said rental of \$360 per year, and he will keep the premises in good repair at his own expense during the term of the lease.

Respectfully,

HORACE F. BROWN,

22 East Ohio street.

Which were referred to the Committee on Public Buildings.

#### ORDINANCES ON FIRST READING.

Dr. Hook presented the following petition :

INDIANAPOLIS, August 9, 1875.

To the Mayor and Common Council of the City of Indianapolis

*Gentlemen* :—The undersigned, owners of the real estate fronting on the first alley east of Yandes street, between Malot avenue and Lincoln avenue, respectfully petition for the passage of an ordinance providing for the grading and graveling



with good pit gravel, the above described alley according to specifications by the City Civil Engineer.

And your petitioners will ever pray, etc.

Wm. R. Shearer, 40 feet, A. Holloway, 30 feet, Ed Belcher, 40 feet, S. F. Fer, 40 feet, Hiram Altland, 40 feet, John Frick, 280 feet, Wm. F. Smith, 40 feet, Isaac Amos, 40 feet, I. Spickelmeir, 40 feet, Wilhelm Schmsdt, 40 feet, Thomas Bergner, 160 feet.

Which was received.

Dr. Hook introduced special ordinance No. 165, 1875, entitled :

An ordinance to provide for grading and graveling with good pit gravel the first alley east of Yandes street, between Malotte avenue and Lincoln avenue.

Which was read the first time.

Mr. Kenzel introduced special ordinance No. 166, 1875, entitled :

An ordinance to provide for grading and graveling the first alley east of West street between the first alley south of McCarty street and Ray street.

Which was read the first time.

Dr. Stratford introduced special ordinance No. 167, 1875, entitled :

An ordinance to provide for grading and graveling the first alley east of East street from Stevens street to Merrill street.

Which was read the first time.

Also, special ordinance No. 168, 1875, entitled :

An ordinance to provide for grading and graveling the alley between Huron and Elm street, from Cedar to Grove street.

Which was read the first time.

Also, special ordinance No. 169, 1875, entitled :

An ordinance to provide for grading and graveling the first alley east of Wright street, running north and south from Buchanan to Dougherty street.

Which was read the first time.

ROLL CALL.

Mr. Adams offered the following motion :

*Moved,* That the Street Commissioner be and is hereby directed to dig a ditch so as drain the stagnant pool on the west side of Central avenue north of Eighth street into the State ditch, the same having been declared a nuisance by the Board of Health.

Which was adopted.

Also, the following motion :

*Moved,* That the City Civil Engineer be and is hereby directed to contract with some responsible parties for the construction of additional man-holes in the Railroad street sewer between St. Clair street and Christian avenue.

Which was adopted.

Also, the following motion :

*Moved,* That the Street Commissioner be and is hereby directed to immediately construct a temporary bridge across Pogues Run at the intersection of Clifford avenue.

Which was adopted.

Also, the following motion :

*Moved,* That the City Civil Engineer be directed to advertise for proposals to build a wood bridge over the State ditch at the crossing of College avenue; the Engineer to designate necessary width, and give specifications.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to build wooden bridges over the State ditch at the crossings of Sheldon and Tinker streets.

Which was referred to the Committee on Bridges with power to act.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to refil and repair with gravel the holes in the first alley west of Peru Railroad, and running from Christian avenue and Home avenue.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby instructed to repair the damage occasioned by the recent flood along the State ditch and Pogues Run, as well as rebuild the several bridges washed out.

Which was referred to the Committee on Bridges.

Also, the following resignation :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—I hereby tender my resignation as a member of the Committee on Printing and Stationery.

Respectfully,

J. C. ADAMS.

Mr. Craft moved to accept the resignation.

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

Which motion was not adopted.

The Council then refused to accept the resignation by the following vote :

Affirmative—Councilmen Adams, Craft, Curran, Darnell, Geiger, Hook, Laughlin, Ransdell, Reed, Schmidt and Ward—11.

Negative—Councilmen Albershardt, Buehrig, Diffley, Gimber, Hall, Kahn, Kenzel, Madden, Reasner, Stratford, Thalman and Webster—12.

Mr. Adams presented the following communication :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen*.:—Having learned that an ordinance is about to be introduced for the repairing or replacing of the Delaware street block pavement, we beg leave to call your attention to the fact that the city of Cleveland, some six years ago, laid a block pavement of Elmwood, several miles in length, prepared after the Thilmany process, which is found to be in a perfect state of preservation at the present time.

This pavement, thus prepared, has given such satisfaction to the authorities of Cleaveland that every year since that time, from five to six miles of the same pavement have been laid in the city.

Milwaukee has also adopted the same. Indeed, this kind of pavement is taking precedence of every other wherever its merits are known.

It will be a great advantage for the city of Indianapolis, if we are able to utilize our abundant and otherwise worthless wood, such as Elm, Sycamore, etc., and at the same time secure a really durable pavement. The Thilmany Wood Preserving Company guarantee an indestructible wood block pavement for at least fifteen years, the cost of which shall be less than that of any other block pavement.

We earnestly recommend, therefore, that the City Civil Engineer of Indianapolis and such competent persons as may be chosen, be sent to Cleaveland for the purpose of making a thorough investigation and report upon this subject as early as possible.

Respectfully,

J. HENRY KAPPES,  
J. M. RIDENOUR,  
W. W. CURRY,  
H. H. DEWOLF,  
R. B. EMMERSON,  
E. W. AVERY,  
CYRUS T. NIXON,

Special Committee of the Manufacturer's and Real Estate Exchange.

Which was referred to the Committee on Streets and Alleys.

Mr. Albershardt offered the following motion :

*Moved,* That Spicer & Black have permission to put boards or planks across the sidewalks in front of their shop at the corner of Davidson and Washington street at their own expense.

Which was adopted.

Also, the following motion :

*Moved,* That Ferdinand Seibert have permission to pave with brick the pavement in front of his property, No. 209 Winston street, at his own expense ; said work to be done in sixty days and the City Civil Engineer be directed to set the grade stakes for the same.

Which was adopted.

Also, the following motion :

*Moved,* That the Street Commissioner be and he is hereby instructed to repair the gutters on Ohio street between New Jersey street and East street, and clean the same forthwith.

Which was adopted.

Also, the following petition :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—The undersigned respectfully petition your honorable body to cause Court street to be opened from East street to Noble street, a width of 28 feet, the end of said street next to Noble street to occupy lot 7 of Little's subdivision of out-lot 65. The line of said proposed street is shown on the accompanying plat.

WM. H. ENGLISH, 202 feet.  
GEO. W. KERR,  
FRED BLAKE, 130 feet.  
JOHN W. MUIR,  
EDWARD MUELLER  
for LOUISA MUELLER,  
CHARLES KUETEMEIER,  
B. WARD.

Which was referred to the Committee on Opening Streets and Alleys.

Also the following petition :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen*.—The undersigned, owning a majority of the real estate fronting on the north side of Washington street between Noble street and the first north and south alley east of Liberty street, respectfully petition your honorable body to cause a public alley to be opened ten feet wide through said real estate as follows:

The south line of said proposed alley to start at the mouth of the present private alley on Noble street; one hundred and twenty feet from the north line of Washington street, and run thence westwardly, parallel to Washington street to said north and south alley, as shown on the accompanying plat.

Very respectfully,

WM. H. ENGLISH.

Which was referred to the Committee on Opening Streets and Alleys.

Mr. Buehrig offered the following resolution :

Whereas, The business portion of the city of Indianapolis within the limits of Tennessee street on the west and Alabama street on the east, Washington street on the north and Louisiana street on the south, is nearly if not wholly without fire protection because of the insufficiency of the Dean-Silsby engine to throw such heavy streams as are needed in the above locality ; therefore,

*Resolved*, That the Chief Fire Engineer be and is hereby directed to locate the Sixth street Latta engine at the Tower on Maryland street and locate the Dean-Silsby engine on Sixth street.

Which was referred to the Committee on Fire Department.

Also, the following resolution :

*Resolved*, That the Chief of Police be authorized to purchase belts and maces for the use of the Police force of Indianapolis; the same to be taken care of and always retained as property of the city.

Which was referred to the Board of Police.

Mr. Craft offered the following resolution :

*Resolved*, That the Market Master be authorized to inspect and seal all weights and measures in the market under the provision of ordinances governing the office of Sealer of Weights and measures.

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

Also, the following motion :

*Moved*, That the Committee on Judiciary enquire and report to this Council as to whether collections have been made on the various sewers of the city, where the ordinances require the property owners to pay a portion of the cost of the same.

Which was adopted.

Also, the following motion :

*Moved*, That the Committee on Streets and Alleys with the City Civil Engineer be and are hereby instructed to examine Ohio street between New Jersey and East streets, and report what is necessary to be done to drain said streets.

Which was adopted.

Also, the following motion :

*Moved*, That Jas. Braden be and is hereby permitted to improve the streets adjoining his property on the corner of Sturm and State avenue, the same to be done under the direction of the City Civil Engineer.

Which was referred to the Committee on Streets and Alleys.

Also, the following petition :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—I desire to present for your consideration, the following statement, to-wit :

The improvement on lot 6 in square 101, city of Indianapolis, was appraised for the years 1873 and 1874, for taxation at \$2,500.00, upon which we have paid city

taxes for 1873, \$45,10, and for 1874, \$45,65; and upon careful examination, the City Assessor finds an error in the appraisal, and upon reappraisal finds said improvements to be worth \$800.00; wherefore the undersigned asks the excess to be refunded.

And your petitioner will ever pray, etc.

CAROLINE F. JONES, by

W. M. JONES.

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

Also, the following remonstrance:

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen*:—The undersigned, owners of the real estate fronting on Alabama street, between Ohio street and Washington street, respectfully remonstrate against the passage of an ordinance providing for the grading, macadamizing, bouldering the gutters and curbing the sidewalks with stone, between the north side of Washington street and the south side of Ohio street.

And your remonstrants will ever pray.

J. L. Mothershead, 85 feet; Isaiah Mansur, 195 feet; Sarah A. Smith, 60 feet; J. Deitch, 35 feet; F. Baggs, 65 feet; Gates, Pray & Co., 65 feet; John F. Hill, — feet; Charles H. J. Bals, 70 feet; C. F. Hahn, 32½ feet; William Stoltz and John May, Trustees of German Reform Church, 70 feet.

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

Also, the following motion:

*Moved*, That the Committee Clerk be and is hereby directed to have printed two hundred copies of the charter and ordinances of the city, upon the approval of the City Attorney that said ordinances are ready for publication.

Which was adopted.



Also, the following resolution :

Whereas, At the last meeting of this Council, an ordinance was passed appropriating five hundred dollars to pay special policemen, alleged to have been appointed by the Police Board to serve on the day of our recent election, and

Whereas, It is the opinion of this Council that said appointments were wholly unnecessary and unlawfully made, and

Whereas, It being impossible to pay 311 men \$2.50 each out of the sum appropriated ; therefore,

*Resolved*, That the City Clerk be and is hereby instructed not to issue warrants under the said ordinance, and the Committee on Revision of Ordinances is hereby instructed to report to this Council at our next regular meeting, a repealing ordinance.

Which was adopted by the following vote:

Affirmative—Councilmen Adams, Craft, Darnell, Geiger, Hall, Hook, Kahn, Ransdell, Reed, Schmidt, Thalman, Ward and Webster—13.

Negative—Councilmen Albershardt, Buehrig, Curran, Duffley, Gimber, Kenzel, Laughlin, Madden, Reasner and Stratford—10.

Mr. Curran presented the following petition :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—We, the undersigned, residents and property holders, residing in the Eighth ward of said city, would respectfully petition your honorable body to pass an ordinance providing for the building of a bridge over the Indianapolis, Cincinnati and Lafayette Railroad tracks at the intersection of Louisiana and Benton streets.

We would represent that the said Benton street in its present condition cannot be used as a thoroughfare on account of the railroad track being so much lower than the street ; being nearly ten feet below the level of Benton street, and also the residents south of the tracks are much discommoded in sending their children to school by reason of their being no crossing at said street ; and if a bridge was built over said track, a general thoroughfare would thus be opened clear through to

Washington street, and would be a great convenience and saving of distance to the residents of that part of the city; and we hope your honorable body will grant our petition.

And your petitioners will ever pray, etc.

J. L. CASE,  
A. V. KELLOGG,  
A. S. BUSH,  
I. A. WHIPPLE,  
And 51 others.

Also, the following motion :

*Moved*, That the City Civil Engineer advertise for proposals for building an iron bridge with stone abutments over the I., C. & L. Railroad tracks on Benton street.

Which was referred to the Committee on Bridges.

Also, the following motion :

Whereas, The street running north and south from Harrison to Lord street, and between Cady and Dillon street has no name; therefore,

*Moved*, That it be and is hereafter designated as "Ittenbach street."

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to repair the alley between English and Fletcher avenue, and between Cedar and Dillon streets.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to fill the chuck holes on Fletcher avenue, from South street to Dillon street.

Which was adopted.

Also, the following motion :

*Moved*, That the City Marshal notify the I. C. & L. Railroad Co. to plank between the rails on their tracks where the same crosses Cady street, the same to be planked the full width of said street and to be done without delay.

Which was adopted.

Also, the following motion :

*Moved*, That the City Marshal notify the I. C. & L. Railroad Co. to plank between the rails on their tracks where the same crosses Dillon street, the same to be planked the full width of said street and to be done without delay. ;

Which was adopted.

Mr. Darnell offered the following motion :

*Moved*, That the Street Commissioner be and is hereby ordered to set the fence back on the north side of Tinker street, between Illinois street and the I. C. & L. Railroad to the proper line, as the contractor on the above named street wishes to finish the grading and graveling.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby ordered to deepen the north gutter of Tinker street, between Meridian street and Illinois street.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissoner be and is hereby ordered to put in two catch-basins at the crossing of Tinker and Mississippi streets.

Which was referred to the Committee on Sewers, with power to act.

Also, the following motion :

*Moved*, That Severn & Rentch have permission to boulder or block a crossing of the sidewalk on the south side of Fifth street between Tennessee and Mississippi streets at their own expense.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer be directed to move the two lamp posts on the corner of Tinker and Illinois streets, as one of them is about fifteen feet out in the street and the other near the center of the sidewalk.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer be and is hereby ordered to set the stakes for the opening of Tenth street, between Illinois and Tennessee streets, according to the City Commissioners' report, and the City Marshal to notify the parties along the line of the above street to open the same according to the above stakes.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby ordered to clean the gutters on North Mississippi street, between First and Tinker street, as the same needs immediate attention for the sake of the health of the people of that neighborhood.

Which was adopted.

Also, the following motion :

*Moved*, That the City Park Commissioners be and are hereby ordered to make itemized reports to the Council at its next regular meeting, and if any moneys have been received by said Commissioners, the same shall be paid into the Treasury without delay.

Which was adopted.

Also, the following motion :

*Moved*, That the Committee on Finance be and are hereby ordered to advertise for proposals for the sale of the Tomlinson estate and the Southern Park land, the proceeds of the same to be used in the erection of a new City Hall.

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

Mr. Diffley offered the following motion :

*Moved*, That the Street Commissioner be and is hereby instructed to fill up the small portion of the bank of Pogues Run at the west end of the Tennessee street bridge over that stream, which has been gradually washed out by backwater, and to protect the same with two or three loads of cinders, all of which is to protect the extended abutment wall of the bridge and private property adjoining.

Which was referred to the Committee on Bridges.

Also, the following motion :

*Moved*, That the Committee on Bridges, be and is hereby instructed to examine the west end of the Tennessee street bridge, abutment and extension thereof, with a view of repairing the same; the stones in many places being loose and the extension not affording the protection it was intended for.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer be and is hereby instructed to establish the grade, or if the grade has been established to report to this Council, how much above or how much below the grade the railroad tracks are on West Georgia street, between Missouri and West streets, and also to recommend to this Council what steps could be taken to improve the condition of said street.

Which was adopted.

Mr. Geiger presented the following petition and motion :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—By your permission, I would like the privilage of paving with brick the south sidewalk on St. Clair street, from Pennsylvania street east 120 feet.

Yours respectfully,

B. N. JOHNSON.

*Moved*, That the prayer of the petitioner be granted; the work to be done at his own expense, and that the City Civil Engineer be and is hereby instructed to set the grade stakes.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer be and is hereby instructed to prepare and make for the use of the Chief Fire Engineer a chart or map of the city, showing the location of fire plugs and cisterns.

Which was adopted.

Mr. Gimber offered the following motion :

*Moved*, That Peter Wilson be and is hereby allowed to build a well corner of Morris and Dakota street in front of his property, at his own expense.

Which was adopted.

Also, the following motion :

*Moved*, That James Frank be and is hereby permitted to remove a frame house from Georgia street to Meridian street, south; on Meridian street to South street, thence east on South street to Pennsylvania street, thence south on Pennsylvania street one half square, at his own risk.

Which was adopted.

On motion of Mr. Gimber, the Street Commissioner was instructed to build a shed in the rear of City Hall for the use of the City Civil Engineer.

Mr. Hall offered the following motion :

*Moved*, That the Committee on Sellers Farm be and are hereby ordered to contract with some responsible person to repair the road leading to the Sellars farm.

Which was referred to the Committee on Streets and Alleys, with power to act.

Also, the following motion :

*Moved*, That a special committee of three be appointed to investigate certain charges recently made in the city press by the affidavit of Councilman M. E. Hall; the same to be reported in accordance with the law regulating the same.

Which was adopted, and His Honor, the Mayor, appointed as such committee Councilmen Craft, Curran and Diffley.

On motion of Dr. Stratford, the rules were suspended by unanimous consent, and the session of the Council was extended to complete the roll call.

Dr. Hook offered the following motion:

*Moved*, That the property owners fronting on Brookside avenue and Pendleton Pike, and adjoining the first alley north of Brookside avenue, have permission to grade and gravel the alley as above described, from the west line of M. M. Reynold's property, lot No. 14, to a point one hundred and sixty (160) feet east, at their own expense; the City Civil Engineer is hereby directed to give them the grade stakes, provided, the work is done before any subsequent contract is let on same; and provided further, that the street be improved the full width and not less than one square.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to repair Hill avenue and clear the gutters without delay.

Which was adopted.

Also, the following motion :

*Moved*, That the Committee on Public Buildings and His Honor, the Mayor, be instructed to confer with the County Commissioners with reference to securing rooms for all the city officers and Council Chamber in the new Court House.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to place wooden culverts over the ditches at the following crossings: on east side of Columbia avenue, at the crossing of Seventh and Eighth streets, on Lincoln avenue at the crossing of Martindale avenue and Yandes street, at the crossing of Home avenue, without delay.

Which was adopted.

Also, the following motion :

*Moved*, That the City Marshal be directed to notify the President of the Citizen's Street Railway Company to fill between their tracks on Christian avenue with cinders or gravel, within ten days, and if said work is not done within ten days then the Street Commissioner is hereby directed to do said work at the expense of said Street Railway Company.

Which was adopted.

Also, the following petition :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen!*:—Your petitioners respectfully represent, that they are owners of the property on north Alabama street, having purchased the same at high prices and paying thereon heavy taxes :

That this ground lies naturally, high and beautiful, and but for its improper grade and drainage is as desirable for residences as any in the city.

That at present, even after moderate rains, the water stands on the street to a depth detrimental to its use as a thoroughfare, and also detrimental to the health of the people of the neighborhood.

That the Street Railway tracks on the above street north of Tinker street are unused by the railway company for eleven months of the year, and the rails and cross ties suffered to remain uncovered, projecting above the graveled bed of the the street, so as to make the traveling on said street annoying and dangerous ; several instances having come under our observation where carriage wheels were wrenched off and demolished by the projecting rails, and in one instance, the occupants, consisting of women and children, were thrown out and badly bruised, and their lives endangered.

We therefore respectfully ask you honorable body to pass such ordinances as will protect us from disease and danger, by ordering the Street Railway Company to



properly fill up their railway track, or cover it entirely where not used, in the above locality, and to cause the said street to be so graded and drained as to prevent the water from remaining in stagnant pools on the same.

And your petitioners will ever pray, etc.

J. F. MICK,  
H. H. DEWOLF,  
JAMES NOBLE,  
H. S. HUTCHINS,  
And 6 othres.

Which was referred to the Committee on Railroads.

Mr. Kahn offered the following motion :

*Moved*, That Mrs. E. J. Witzman have permission to pave with brick the pavement in front of her property, No. 162 Winston street, at her own expense ; said work must be completed in thirty days, and the City Civil Engineer be directed to set the grade stakes for the same.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer be and is hereby directed to advertise for proposals for the erection of lamp posts and fixtures, complete, on Michigan street between Delaware and Alabama streets.

Which was adopted.

Also, the following motion :

*Moved*, That Felix Madlard have permission to pave with brick the pavement in front of his property, No. 165 Winston street, at his own expense ; said work to be completed in thirty days, and the City Civil Engineer be directed to set the grade stakes for the same.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby instructed to repair the bridge over Archer street, and put the same in a passable condition

Which was adopted.

Also, the following motion :

*Moved*, That Wm. M. Blythe be permitted to pave with brick in front of his property, No. 287 Winston street, at his own expense and under the direction of the City Civil Engineer, who is hereby directed to set the grade stakes, the work to be done within thirty days.

Which was adopted.

Also, the following petition :

INDIANAPOLIS, August 9, 1875

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

*Gentlemen*.:—The undersigned, through his Attorney, represents to your honorable body that on July 4, of this year, his son Adolph, three years old, passed New Jersey street between Washington and Maryland streets ; that said street then and there was overflowed, in consequence of heavy rains, in such a manner that the street in its entire width was covered with water ; that on the west side of said street there is a deep cut or gutter, whatever it may be called, which is partially covered with wooden planks; that on the said day, in consequence of the overflowing of the water, the same standing level in the gutter and street ; neither the end of the covering nor the gutter could be seen ; that the said Adolph, passing over said covering on the said day, and unable to see the end of it, without his fault and negligence, stepped over said covering and fell into the gutter, the strong current carrying him away, under said covering to the other opening at the end of the square, where he came out lifeless, and great care and attention were necessary to carry him back into life. He was bruised at the head and wounded at several parts of his body ; and the undersigned incurred heavy expenses, that his boy may be healed and cured, and lost much valuable time being prevented from working by nursing and attending to his child. The partial and incomplete, and thereby insecure covering of said cut or gutter no doubt constitutes such negligence on the part of the city as to make the same responsible for an occurrence like this ; the undersigned however, not willing to bring the matter before a court of justice, if such can be prevented, requests your honorable body to reimburse him for his outlay,

expense, loss and damage, and puts the same at the sum of five hundred dollars, which sum he claims, and hopes that your honorable body will allow and award him for the reasons stated herein.

Most respectfully,

BERNHARD SCHMIDT,

by PHIL. RAPPAPORT, his Attorney.

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

Mr. Kenzel offered the following motion :

*Moved*, That the Street Commissioner be directed to repair the damages done to sidewalks on McCarty street near the bridge crossing Pogues Run, and cut the water hole on said bridge large enough so as to let the water off.

Which was adopted.

Also, the following motion :

*Moved*, That the Indianapolis, St. Louis & Vandalia Railroad Co. be notified by the City Marshal to at once fill with gravel their switch track leading to the starch factory, along Dakota street ; if said order is not complied with in ten days, that the Street Commissioner be ordered to do said work and collect the cost from said railroad company.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to immediately fix the first alley south of McCarty street, running east and west between Illinois and Mabel streets.

Which was adopted.

Also, the following resolution :

*Resolved*, That the owners of the following described real estate, to-wit: Lot No. four (4), in out-lot No. one hundred and twenty-eight (128), in Klingensmith's subdivision of 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 Adams, Albershardt, Buehrig, Craft, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—21.

Negative—None.

Mr. Madden offered the following motion :

*Moved*, That the Street Commissioner be and is hereby instructed to place a wooden culvert across Morris street on the east side of the J. M. & I. R. R., and that the City Civil Engineer be ordered to locate the same.

Which was adopted.

Also, the following motion :

*Moved*, That Oliver Tousey have permission to curb with stone, at his own expense in front of his property on south Meridian street, at the corner of Georgia street, and that the City Civil Engineer is hereby instructed to set the proper stakes.

Which was adopted.

Also, the following petition :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen*.:—The undersigned would respectfully petition your honorable body to

cause the private alley in the rear of the No. 7 Engine House and the property of C. H. G. Bals', to be opened and improved.

And your petitioners will ever pray, etc.

CHARLES H. G. BALS,  
M. G. FITCHEY,  
Chief Fire Engineer.

Which was received.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby authorized to notify Henry Allen to remove the shed or frame building on said alley and to at once proceed to improve said alley.

Which was adopted.

Mr. Ransdell presented the following petition :

INDIANAPOLIS, August 2, 1875.

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

*Gentlemen* :—The undersigned would respectfully represent that on the 17th of March, 1873, I paid into the City Treasury the sum of \$384.01 (three hundred and eighty-four dollars and one cent) for which vouchers are herewith submitted, being the amount assessed against my property for the building of the Illinois street sewer ; and would further represent that a very small portion, if any of the remaining property holders on said street have paid said assessments. Would therefore, pray your honorable body to cause to be refunded to me the amount above named, together with the interest accrued thereon. This request is made with the express understanding that when the question of the liability of the property owners on said street is settled, and that all are compelled to pay, then I will at once turn the amount into the City Treasury.

Respectfully submitted,

MARY A. WALKER.

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

Also the following petition :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—We, the undersigned, respectfully represent that we have entered into a contract with the city to erect an iron bridge over Pleasant Run, at the crossing of Reid street, by the terms of which we agreed to complete the same on or before Sept. 1st, 1875.

We also represent that we have erected a building for the purpose of manufacturing bridges on Prospect street, at the crossing of the I. C. & L. Railroad, and that the same is completed and the machinery set up in said building in readiness to commence work, and that the iron of said bridge is on hand and that we intend to commence work immediately and complete said bridge in accordance with the terms of the contract, without unnecessary delay, but your petitioners further represent that owing to the extreme wet weather that has prevailed during the season, they have been delayed in completing their new shop and setting up machinery for more than thirty days beyond the time that the said works would otherwise have been completed, and on that account we humbly pray your honorable body to grant us an extension of thirty days, to-wit: until October 1, 1875, for the completion and erection of said bridge in accordance with the terms and specifications of said contract. And your petitioners as in duty bound will ever pray.

INDIANAPOLIS BRIDGE CO.

We, the undersigned, bondsmen for the said Indianapolis Bridge Co., join in the above petition, and hereby agree that the extension of time asked for, if granted, shall in no manner interfere with the terms and condition of the bond executed by us for the security of the city in the fulfillment of the contract of said Bridge Co.

E. C. GARLICK,

WM. BRADEN,

D. ROOT.

Which was received and prayer of petitioners granted.

Also, the following motion :

*Moved*, That the City Marshal notify the Indianapolis, Cincinnati and Lafayette Railroad Company to plank the crossing at North street, and that if the same is not done within ten days from the date of service of this notice, then the Marshal cause the same to be done and collect the cost of the same from said Railroad Company.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to repair the bridge over State Ditch at the north end of Delaware street.

Which was adopted.

Mr. Reasner presented the following petition :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—We the undersigned, tax payers of the City of Indianapolis, living on Rockwood and Lord streets, would petition your honorable body to open Rockwood street from the first alley east of East street to Noble street joining Lord street

And your petitioners will ever pray, etc.

HENRY KIEL,  
ANTON BAUKE,  
WM. MAISOLL,

and 10 others.

Which was referred to the Committee on Opening Streets and Alleys.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to place a wooden bridge over the gutter on the south side of Washington street between Benton street and Oriental street.

Which was adopted.

Mr. Schmidt offered the following resolution :

*Resolved*, That the owners of the following described real estate, to-wit : Lots No. 129, 130, 131 and 132, in Noble's subdivision of out-lot 45 of 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 Adams, Albershardt, Buehrig, Craft, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—21.

Negative—None.

Also, the following motion :

*Moved*, That the City Marshal notify the following named persons to remove the dirt within five days : J. L. Wilson, contractor, about 55 north New Jersey street; Joseph Solomon, on east Ohio street; between East and New Jersey street, Adam Keller corner Cruse and east Washington street.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer examine Kentucky avenue sewer. If in bad condition, have it repaired by Street Commissioner.

Which was referred to the Committee on Sewers, with power to act.

Also, the following motion :

*Moved*, That Dr. Gaston have the consent of this Council to improve his gutter on New York street, at his own expense, under direction of City Civil Engineer.

Which was adopted.



Also, the following motion :

*Moved*, That the City Marshal notify the Water Works Co., to replace the boulders on the north side of Washington street between New Jersey and Alabama streets.

Which was adopted.

Also, the following petition :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—Your petitioner would respectfully represent that an error has occurred in the appraisement of the improvement on my property on Noble street, on parts of lots 15 and 16, in out-lot 57, by including in the appraisement an improvement that belongs to an adjoining property. I therefore pray your honorable body to refund to me the amount of tax on the excess, which is \$9.90.

For which I will ever pray.

MRS. ELLA THOMAS.

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

Also, the following remonstrance :

INDIANAPOLIS, August 9, 1875.

To the Mayor and Common Council of the City of Indianapolis

*Gentlemen* :—The undersigned, owners of real estate upon Delaware street between Massachusetts avenue and Washington street would respectfully remonstrate against the passage of the ordinance introduced on the 19th of July, which provides that this street be macadamized between said limits, at the expense of the owners of adjoining property.

It is now just five years since a solid road bed of screened river gravel, almost two feet deep, was taken from this street at great expense and labor, and in its place the present wooden pavement put down, also at great expense. The graveled street was at that time, the most solid and permanent roadway in the city, and needed, to make it a first class street, only the bouldering of the gutters, and the removal, by slight fills, of the small inequalities of the surface.

But over the remonstrance of almost every real estate owner on this portion of the street, the ordinance was passed, and the block pavement forced upon us. This latter pavement was, at that time, opposed because it was perishable, unfit for heavy travel, and, withal, very expensive. The worst apprehensions have been more than realized. It has rotted, it is worn into holes; it is in a wretched condition; it is an unhealthy nuisance; it is avoided by teams, and instead of being an improvement it is a damage to every one of us.

Many property holders regarded its construction as unwise, and an outrage upon their rights. The gravel with which they had paved Delaware street, but a few years before at great expense, was removed one square east to Alabama street, where it now lies, forming a roadway vastly superior to Delaware street. The city has paid us not one cent for the gravel thus wrongfully taken from us and by arbitrary power, has held it from that day to this.

The putting down of this block pavement was an experiment here, of which we were the victims. Subscriptions were taken up in different parts of the city to buy off remonstrants and silence opposition. Thousands of dollars were expended or promised in this manner, to fasten this outrage upon us. And now it is proposed to make another experiment. It is now proposed, at our expense, to find out whether a macadamized street will answer public purposes, or like the Nicholson pavement, prove to be a signal failure.

We protest against being made the victims of another experiment. If it must be made let those who are anxious to make it have it done in front of their own property. We apprehend that they have very little within the the limits of the city.

In other cities where these experiments are made, they are made in front of public property or at the public expense, and are not saddled upon individuals. No other mode is just and fair.

It is a serious question whether the macadamized street will answer the purposes required. It has been in many places condemned and totally disused. We have tried it in this city and abandoned it. Washington street was macadamized by the national government in the most perfect manner, out of the best material the country affords, and after some years use, it was condemned and covered up with the present surface of boulders.

Whether there is any material now within reach with which to make macadamized roads that will not rapidly wear into dust and ruts is to be tried, and ought to be tested carefully and long enough to make a thorough experiment before it is adopted. The city alone can do this at its own expense, and we respectfully suggest that it cannot be done too soon. Before extensive and costly improvements are made in the future, tests of the various kinds of roadways should be made.

At present, Delaware street can be repaired, the worn places can be renewed and a roadway twenty-five or thirty feet wide in the center can be put in with new blocks which will last until some permanent improvement can be made with safety. This street is not now ready for another roadway. It is not supplied with water pipes and sewerage, and whatever is put down now must very soon be torn up in order to make these improvements. All disturbances of the surface made for these purposes

create irregularities which can never be removed. The ground should be allowed to settle about these substructures before the final work on the surface is done. And for the present the street should be repaired until these works are properly made.

We therefore earnestly protest against the macadamizing this street, and ask that the present pavement be repaired as hereinbefore suggested, at the expense of the city.

William Smith, 130 ft.; Douglass Maguire, 84 ft.  
Wm. J. Gillespie, 200 ft.; Andrew Wallace and  
W. H. Brown, 195 ft.; Andrew Wallace, 97½ ft.;  
Andrew Wallace, agent to Hill, 32½ ft.; Andrew  
Wallace, for Trustees I. O. O. F. Lodge, 65 ft.; F. L.  
Russell and J. W. Bugbee, Boston Block, by C. E.  
Coffin, 44 ft.; John Niklaus by Ad. Hereth, 33½ ft.;  
John Norris, 39 ft.; Isaac Kahn, 39 ft.; S. M. Bristor  
by W. A. Bristor, 45 ft.; John Coburn, 50 ft.; Mrs.  
M. S. Coffman by J. S. Coffman, 90 ft.; Mary A.  
Coburn, 50 ft.; Caroline Bence, 84 ft.; H. Coburn,  
95 ft.

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

Also, the following communication :

INDIANAPOLIS, August 9, 1875.

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

The undersigned would respectfully represent that he is the owner of two hundred and twenty-eight feet of ground south side of Michigan street, east of State avenue and fronting Woodruff Place at the point where said Michigan street is being improved, which improvement it will be remembered interfered with the course of the creek to the extent that it turned all the water from the channel on to private property; to remedy this, your officers ordered a wooden culvert or box put in a part of the way, just on the south line of the street; which box, if it had temporarily answered the purpose, would have been of serious injury to the adjoining property; but it has proven utterly insufficient for the purpose, is now broken in and filled up, and has thrown the waters of the creek, including all the sewerage filth from the State Reformatory, over and through private property; against which we have no remedy except the proper and necessary action of your body

The undersigned would further respectfully represent that the injunction he obtained some months ago against the filling of the channel and diverting the course of water of the creek at that point, was dismissed by the court, during my absence by consent of attorney, on mistaken information; which injunction I shall be compelled to renew, however reluctantly on my part, if proper measures are not adopted to protect the interests of much valuable property in that neighborhood.

The improvement of Michigan street is an expensive one at that point, which assessment the property owners will cheerfully pay if protected; otherwise they will be compelled to insist in all legal ways.

And remain your humble servant,

J. M. RIDENOUR.

As owners of property in the locality referred to by Mr. Ridenour, we endorse the facts as stated, and join our petition for relief in the manner indicated by your Engineer as being the only practical remedy we know of.

JOSEPH BECKER,

JAMES BRADEN.

Which was received.

Also, the following motion :

*Moved*, That the bond of A. Naltner, for the removal of garbage from the city under the ordinance past by this Council, be, and the same is approved, and that the said Naltner be awarded the contract.

Which, on motion of Mr. Geiger, was laid on the table.

Dr. Stratford offered the following motion :

*Moved*, That the Committee on Fire Department place an alarm gong in the Central Station House, the same as used by the chief and assistants.

Which was referred to the Committee on Fire Department.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to fill the chuck holes on Shelby street.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer be and is hereby directed to examine the gutters on the south side of Cedar street between Fletcher avenue and Dillon street;

also, the north side of English avenue from Cedar street to Dillon street, and report to this Council, the work necessary to be done to relieve the citizens along the lines named.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to put a culvert across Reid street so as drain Prospect street, east of Reed street.

Which was adopted.

Also, the following motion :

*Moved*, That Lin Atkinson be allowed to erect a wooden veranda in front of his grocery on the corner of Virginia avenue and South street ; the same to be similar to the one in front of the Academy of Music.

Which was not adopted.

Also, the following motion :

*Moved*, That John Schley and Henry Reisner be allowed to grade and pave with brick, the sidewalks in front of their property according to stakes to be set by the City Civil Engineer ; said work to be done at their own expense.

Which was adopted.

Also, the following motion :

*Moved*, That the City Marshal notify all persons having well on the sidewalks in front of their property, to construct proper drains from the same for the waste water as it keeps gutters continually wet and unhealthy.

Which was adopted.

Also, the following resolution :

*Resolved*, That the owners of the following described real estate, to-wit : the second lot north-west of Dougherty street, on the south-west side of Virginia avenue,

(belongs to Capis), part of the lot on the south-west corner of Elk and Dillon streets; also, 382 and 383 in Fletcher et al.'s sub-division of out-lot No. 98; also, lot 22 in block No. 3, in Hubbard's, Martindale's and others south-east 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, 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 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 by 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 Adams, Albershardt, Buehrig, Darnell, Diffley, Geiger, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—19.

Negative—None.

Mr. Thalman offered the following motion:

*Moved*, That the Committee on Sellars Farm be directed to locate a new place for Bergman & Burk's establishment on said farm, part of their present location having been washed away by the recent flood.

Which was adopted.

Also, the following motion:

*Moved*, That Jacob Altenberger have permission to gravel the sidewalk in front of his property on Blake street, between Washington and New York street.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to clean out and put in order the gutters corner of Missouri and North streets ; also, to fill the chuck holes on New York street and Indiana avenue, west of Mississippi street.

Which was adopted.

Also, the following motion :

*Moved*, That Potomac alley between Mississippi and Blackford streets be named West Court street, and the street running south from the National road along the arm of the canal to its southern terminus be named Geisendorff street, it being on a line of said street, and that the City Assessor be directed to note same on the plat book.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer be instructed to examine the culvert crossing Market street between the Canal and Mississippi street, and report to Council what should be done to relieve the overflow of water at that point ; also, to survey New York street, between Blake and Minerva, and report if the houses on the north side of New York street are not built out in said street ; also, to report if California street near Vermont street, and Vermont west of West street, cannot be made to drain west ; also, to set grade stakes in the first alley north of Indiana avenue, between California and West street, so the street Commissioner can make the proper fill to drain the same.

Which was adopted.

Dr. Ward presented the following petition and motion :

INDIANAPOLIS , August 9, 1875.

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

*Gentlemen* :—Permit me to call your attention to the condition of Charles street between St. Clair street and Massachusetts avenue, in said city. The grade of said street is so low that water remains settled there continually, and did prior to the recent heavy rains. The water soon becomes green and stagnant, and the citizens who live on said street will be compelled to remove from there if some steps are

not taken to cause the water to pass away. Some of the citizens are already sick, and it is the opinion of physicians who attend the families there, that many more will become sick if said water is not removed. As the owner of lots 4, 5 and 6, in said street, I respectfully request that your honorable body cause some steps to be taken. Raise the grade so as to cause the water to pass away.

Very respectfully,

CHARLES SCHMIDT.

*Moved*, That the above communication be referred to the City Civil Engineer, with instructions to report to this Council, the best practicable plan to get rid of the water complained of.

Which was adopted.

Also, the following remonstrance :

INDIANAPOLIS, August 9, 1875.

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

*Gentlemen* :—We, the undersigned, owners of property fronting on the first alley east of Charles street, extending from St. Clair street to John street, would respectfully remonstrate against the ordinance for improving of said alley, pending before your honorable body, for the reason that we are not now able to pay for said improvement.

August Schmidt, 49 ft.; Charles Schmidt, 128 ft.; Lizzie Willeman, 100 ft.; C. Schidmeyer, 32 ft.; L. Ostermeyer, 40 ft.; Gotlieb Trime, 40 ft.; Henry Geisel, 20 ft.

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

Also, the following motion :

*Moved*, That the Street Commissioner take up the boulders in the gutters on the east side of New Jersey street near St. Clair street, and place sufficient sand under them to raise said gutter to a heighth that will carry off the water at that point ; said work to be done under the direction of the City Civil Engineer.

Which was adopted.



Also, the following motion :

*Moved,* That the Street Commissioner under the direction of the City Civil Engineer, change the grade of the gutters of North street at the intersection of Delaware, so as to prevent the water from accumulating and standing on Delaware street at that point.

Which was referred to the Committee on Streets and Alleys and City Civil Engineer, with power to act.

Also, the following motion :

*Moved,* That the City Marshal notify the Peru Railroad Company to place cement tile drain in the gutters under their railroad tracks on Massachusetts avenue ; said tile drain to be of sufficient capacity to carry of the water at that point ; said work to be done within ten days and to the satisfaction of the City Civil Engineer, and in case the company fail to do the work, the Street Commissioner shall do the same and collect the expense thereof from the Company.

Which was adopted.

On motion, the Council adjourned.

JOHN CAVEN, Mayor.

Attest :

BENJ. C. WRIGHT, City Clerk.