

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE  
CITY OF INDIANAPOLIS, }  
*Monday, October 25th, 1875—7 o'clock P. M.* }

The Common Council met in regular session.

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

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

Absent—Councilmen Kahn and McGill—2.

The proceedings of the regular session, held October 18th, 1875, were read and approved.

Sealed proposals for grading and graveling with good pit gravel the first alley east of Yandes street, between Malotte avenue and Lincoln avenue.

Also, for grading and graveling with good pit gravel the first alley south of Christian avenue, from Peru to Oak street.

Also, for grading and graveling the alley running southeast and northwest between Huron and Elm streets, from Grove to Dillon street.

Also, for grading and graveling Olive street and sidewalks from Prospect street to Lexington avenue.

Also, for grading and graveling the first alley east of East street, running from North to Michigan street.

Also, for constructing a brick sewer in and along Massachusetts avenue, from Pennsylvania street to the south side of Vermont street.

Also, for constructing a brick sewer in and along Maryland street, from the east side of the first alley west of Meridian street to, and connecting with the Illinois street sewer.

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

#### REPORTS FROM CITY OFFICERS.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—The small room assigned for the use of the City Civil Engineer's Department is entirely inadequate for the proper working of the business of that office.

I am at present obliged to go up to the Council chamber to make my profiles, and my draughtsmen are compelled to use a portion of the room at present occupied

by the Board of Health. That room was formerly occupied by the Gas Inspector, and should now be assigned to the Engineer's office.

I would respectfully ask of your honorable body to make some provision to secure me additional room for the use of my office, as I am really in need of the same.

SECOND.

The center pier of the Indiana avenue bridge over Fall Creek should be protected with cinders, and also the west center pier of the Washington street bridge over White River, and I would recommend that the same be ordered done.

THIRD.

There is constant danger of people getting injured after dark at the crossings of the various railroads running through the city, and as a necessary precaution I would recommend that the street lamps located along the line of the different railroad tracks be ordered to be kept lighted all night.

FOURTH.

There are quite a large number of lamp posts throughout the city which are badly in need of being straightened.

The Gas Company will perform the work of straightening them and charge the city but the actual cost of the labor, and I would recommend that they be ordered to do the work.

FIFTH.

The end of the Kentucky avenue sewer has been cemented and repaired at a cost of \$121.00. The sewer is now exposed, and unless it is protected the work will have to be repeated next spring.

I would recommend that the Street Commissioner be directed to cover the same with cinders at once.

SIXTH.

In compliance with your orders, I have located 17 new lamps on the following streets, to-wit :

- On First street, between Tennessee street and Central Canal..... 8
- On Second street, between Tennessee street and Central Canal..... 9

The same have been erected and finished, and I would respectfully ask an order to light said lamps from and after this date.

Respectfully submitted,

BERNHARD H. DIETZ,  
City Civil Engineer.

The first section was referred to the Committee on Public Build-

ings; the second, to the Committee on Streets and Alleys; the third, to the Committee on Gas; and the fourth, fifth and sixth were concurred in.

Also, the following report:

INDIANAPOLIS, October 25, 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 J. J. Robinson, for repairing the road leading to the Sellers Farm—

291 cubic yards graveling at 55 cents ..... \$160 05

Also, a first and final estimate allowed J. H. Smith, for grading and graveling Michigan street, bowldering the gutters and curbing with stone the sidewalks thereof, from Pennsylvania to Delaware street—

645 lineal feet bowldering gutters at 54 cents.....	\$348 30
599.3 lineal feet curbing at 46 cents.....	386 67
840 lineal feet graveling at 77 cents.....	646 80
50.9 square yards bowldering at 81 cents.....	41 23
9 lineal feet paving at 70 cents.....	6 30
23.8 lineal feet old flagging at 20 cents.....	4 76
7 lineal feet new flagging at 50 cents.....	3 50
86.4 lineal feet curbing reset at 15 cents.....	12 96

Total payment..... \$1,339 52

Also, a first and final estimate allowed Frederick Gansberg, for grading and graveling Pleasant street and sidewalks, from Dillon to Linden street—

2,230 lineal feet at 58 cents..... \$1,293 40

Also, a second and final estimate allowed James W. Smith, for grading and paving the east sidewalk on Union street, between Madison avenue and Hanway street, and for bowldering the street and alley crossings—

2,686.8 lineal feet paving at 44½ cents.....	\$1,195 62
341.7 lineal feet bowldering at 47½ cents.....	162 30
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	\$1,357 92
Less former payment.....	469 92
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Present payment.....	\$888 00

Also, a third and partial estimate allowed James Muse & Co., for constructing a levee near the crossing of Indianapolis and Peru Railroad and Fall Creek—

11,000 cubic feet at 39½ cents.....	\$4,345 00
Less per cent.....	635 00
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	\$3,710 00
Less former payments .....	2,610 00
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Present payment.....	\$1,100 00

Also, a first and final estimate allowed E. H. Roney, for grading and paving with brick and curbing with stone the south sidewalk on New York street, from East to Liberty street—

471.1 lineal feet curbing at 47 cents.....	\$221 41
271 lineal feet paving at 50 cents.....	135 50
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Total payment .....	\$356 91

Also, a first and final estimate allowed Thomas H. S. Peck & Co., for erecting lamp posts, lamps and fixtures on First street, between Tennessee street and Central Canal—

8 lamp posts, lamps and fixtures at \$22.00.....	\$176 00
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Also, a first and final estimate allowed D. Root & Co., for erecting lamp posts, lamps and fixtures on Second street, between Tennessee street and Central Canal—

9 lamp posts, lamps and fixtures at \$22.44.....	\$201 96
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Also, a first and partial estimate allowed Anderson & Devenish, for building a one thousand barrel cistern at the corner of Michigan and Patterson streets—

930 barrels at 55 cents.....	\$516 45
Less 30 per cent.....	154 45
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Present payment.....	\$362 00

Respectfully submitted,

BERNHARD H. DIETZ,  
City Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

*Resolved,* That the foregoing first and final estimate allowed J. H. Smith, for grading and graveling Michigan street, bowldering the gutters and curbing with

stone the sidewalks thereof, from Pennsylvania to Delaware 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, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stuckmeyer, Thalman, Ward and Webster—22.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate allowed Frederick Gansberg, for grading and graveling Pleasant street and sidewalks from Dillon to Linden 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, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stuckmeyer, Thalman, Ward and Webster—22.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing second and final estimate allowed James W. Smith, for grading and paving the east sidewalk on Union street, between Madison avenue and Hanway street, and for bouldering the street and alley crossings, 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, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel,

Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stuckmeyer, Thalman, Ward and Webster—22.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate allowed E. H. Roney, for grading and paving with brick and curbing with stone the south sidewalk on New York street, from East to Liberty 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, Albershardt, Buehrig, Craft, Curran Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stuckmeyer, Thalman, Ward and Webster—22.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate allowed Thomas H. S. Peck & Co., for erecting lamp posts, lamps and fixtures on First street, between Tennessee street and Central Canal, 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, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stuckmeyer, Thalman, Ward and Webster—22.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate allowed D. Root & Co., for

erecting lamp posts, lamps and fixtures on Second street, between Tennessee street and Central Canal, 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, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stuckmeyer, Thalman, Ward and Webster—22.

Negative—None.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, October 25, 1875.

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

The City Civil Engineer reports to Council for approval the following contracts and bonds, viz :

Contract and bond of Lampard & Sindlinger, for building a brick sewer in and along Illinois street, from Maryland to South street, and connecting with the South street sewer.

Also, contract and bond of J. W. Smith, for grading and paving the east sidewalk on Broadway street, from Christian avenue to Cherry street.

Respectfully submitted.

BERNHARD H. DIETZ,  
City Civil Engineer.

Which was concurred in and the bonds approved.

The City Clerk submitted the following report :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—I respectfully submit the advertisement (and proof of publication of the same), inviting sealed proposals for constructing a brick sewer in and along Massachusetts avenue, from Pennsylvania street to south side of Vermont street.

Respectfully submitted,

BENJ. C. WRIGHT,  
City Clerk.

Which was received.



Also, the following report :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—I respectfully submit the following advertisement (and proof of publication of same), inviting sealed proposals for constructing a brick sewer in and along Maryland street, from the east side of the first alley west of Meridian street to and connecting with the Illinois street sewer.

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was received.

Also, the following report :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—The City Clerk respectfully reports the following affidavits now on file in his office, for the collection of lamp post and street assessments by precept, to-wit :

D. Root & Co, vs. Joseph Nelson for.....	\$4 8
D. Root & Co. vs. Fred. D. Matzke for.....	17 21
D. Root & Co. vs. Ezra S. Peabody for.....	19 78
D. Root & Co. vs. Rachel L. Parker for.....	4 43
D. Root & Co. vs. Mary P. Herron for.....	4 43
D. Root & Co. vs. Asa N. Shimer for.....	6 97½
D. Root & Co. vs. Albert Dutton for.....	6 97½
D. Root & Co. vs. Artinissa Davis for.....	3 58
D. Root & Co. vs. Artinissa Davis for.....	3 34
D. Root & Co. vs. James R. Blake for .....	3 20
D. Root & Co. vs. Abram Carman for .....	3 11
D. Root & Co. vs. Dorr Russell for.....	3 24 <sup>7</sup> / <sub>18</sub>
D. Root & Co. vs. Dorr Russell for.....	3 24 <sup>7</sup> / <sub>18</sub>
D. Root & Co. vs. Dorr Russell for.....	3 24 <sup>7</sup> / <sub>18</sub>
D. Root & Co. vs. Dorr Russell for.....	3 24 <sup>7</sup> / <sub>18</sub>
D. Root & Co. vs. Dorr Russell for.....	3 24 <sup>7</sup> / <sub>18</sub>
D. Root & Co. vs. George Schultz for.....	3 24 <sup>7</sup> / <sub>18</sub>
D. Root & Co. vs. Henry D. Pierce for.....	3 24 <sup>7</sup> / <sub>18</sub>
D. Root & Co. vs. Henry D. Pierce for .....	3 24 <sup>7</sup> / <sub>18</sub>
D. Root & Co. vs. R. L. Bridgeford (Christian name unknown) for.....	3 82
D. Root & Co. vs. William Dunlap for.....	3 82

D. Root & Co. vs. Lewis Lamponia for.....	\$4 20
D. Root & Co. vs. Fred. Lindner for.....	4 20
D. Root & Co. vs. Rosa Zene for.....	4 20
D. Root & Co. vs. Henry D. Pierce for.....	3 15
D. Root & Co. vs. Mary Ann Dickey for.....	2 70
D. Root & Co. vs. George W. Bender for.....	4 20
D. Root & Co. vs. Fred. D. Matzke for.....	5 15
Anderson & Devenish vs. Samuel Delzell for.....	15 51

And respectfully recommend that you order the precepts to issue.

BENJ. C. WRIGHT,  
City Clerk.

Which report was concurred in, and the precepts ordered to issue by the following vote :

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

Negative—None.

The City Commissioners submitted the following report .

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—The undersigned respectfully show to your honorable body—

1st. That they were duly appointed by the Judge of the Circuit Court of this District to act as Commissioners to assess damages and benefits "accruing to the owners of lands and lots through which any street is proposed to be constructed or opened, or any building appropriated, or through which any creek or other water course is proposed to be straightened, or of which the course is proposed to be altered."

2d. That they did, as required by law, take and subscribe the oath and affirmation by law required.

3d. That they were and are duly qualified to act as such Commissioners, and do possess lawful authority to assess benefits and damages.

## SECOND.

Your Commissioners do further report—

1st. That on the 6th day of September, 1875, they met at the City Clerk's office pursuant to the notice hereto annexed, marked exhibit "A."

2d. That they did then adjourn to the Council Chamber to meet at 2 o'clock P. M. same day, and that they did, at the time and place aforesaid, enter upon the consideration of the matter of opening of Plum street, more fully described in the petition to us referred and hereto annexed, marked exhibit "B."

3d. That they did enquire into the matter of the service of notices upon property owners, and do herewith report said notices upon property owners, with the Marshal's endorsement of service thereon.

4th. That the following named persons appeared in answer to said notices, viz : J. C. Hoss, Henry Tutewiler, J. L. Avery, John Mintharm, G. W. Southard, A. L. Stoner and R. M. Riner.

## THIRD.

The said Commissioners do further report—

That they did, on the 7th day of September, examine the real estate proposed to be appropriated, and did at the time and place indicated in said notice, hear evidence touching the questions before them, and did also view the premises and that they did estimate—

1st. The value of the land and property to be appropriated for said improvement.

2d. What part thereof, if any, ought to be borne by the city.

3d. What real estate, if any, would be benefited by the improvement.

## FOURTH

Your Commissioners do further report—

1st. That the value of the land to be appropriated in the aggregate is twelve hundred dollars.

2d. That the city should pay no part thereof.

That we do assess benefits as follows upon the following described real estate of the several persons named, viz :

John L. Avery, lot 13, H. R. Allen's sub. out-lot 181.....	\$50 00
John L. Avery, lot 20, H. R. Allen's sub. out-lot 181.....	50 00
John L. Avery, lot 21, H. R. Allen's sub. out-lot 181.....	50 00
John L. Avery, lot 28, H. R. Allen's sub. out-lot 181.....	50 00
Joanna and Fred Kessler, lot 1, Young's sub. out-lot 181.....	50 00
Sellars Bros., 90 ft. south end lot 1 and 2, Coburn's sub out-lot 182.....	50 00
Henry Sellars, 99 ft. north end lot 1 and 2, Coburn's sub. out-lot 182.....	50 00
Massachusetts Avenue M. E. Church, 60 ft. south end lots 6, 7, 8 and 9, Coburn's sub. out-lot 182.....	15 00
Henry Tutewiler, lot 5, H. R. Allen's sub. out-lot 181.....	50 00
Henry Tutewiler, lot 12, H. R. Allen's sub. out-lot 181.....	50 00
Minthom & Hoss, lot 3, H. R. Allen's sub. out-lot 181.....	50 00
Minthom & Hoss, lot 4, H. R. Allen's sub. out-lot 181.....	50 00
L. C. Hendrickson, south half lot 2, H. R. Allen's sub. out-lot 181.....	25 00
Geo. Southard, north half lot 2, H. R. Allen's sub. out-lot 181.....	25 00
L. Brasier, lot 1, H. R. Allen's sub. out lot 181.....	50 00
A. Parker, lot 45, Young's sub. out-lot 181.....	50 00
Samuel Hanway, lot 46, Young's sub. out-lot 181.....	50 00
Manassah Reiner, lot 77, Young's sub. out-lot 181.....	33 00
Geo. Sells, lot 78, Young's sub. out-lot 181.....	33 00
A. Sturgeon, south half lot 79, Young's sub. out-lot 181.....	17 00
Sarah Spann, north half lot 79, Young's sub out-lot 181.....	17 00
A. L. Stoney, lot 82, Young's sub out-lot 181.....	33 00
Francis McGinnis, lot 83, Young's sub. out-lot 181.....	33 00
L. M. Elliott, lot 84, Young's sub. out-lot 181.....	33 00
Jackson Landers, lot 85, Young's sub out-lot 181.....	33 00
Earraest Deitery, lot 80, Young's sub. out-lot 181.....	33 00
John Schrewsbury, lot 81, Young's sub. out-lot 181.....	35 00
Mahala Pickerel, lot 106, Young's sub. out-lot 181.....	15 00
Jane Howard, lot 109, Young's sub. out-lot 181.....	10 00
Matilda E. Adams, lot 107, Young's sub. out-lot 181.....	15 00
Thos. McHugh, lot 108, Young's sub. out-lot 181.....	15 00
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	\$1,120 00

Your Commissioners do further report that they do find the following named persons and property will be benefitted by the opening of said Plum street, but who have not been served with notices yet, viz :

Rachael E. Martin, lot 46, Butler's second add.....	\$15 00
Rachael E. Martin, lot 47, Butler's second add.....	15 00
Thomas R. Shea, lot 48, Butler's second add.....	15 00
J. W. Manfort, lot 49, Butler's second add.....	15 00
J. B. Black and wife lot 50, Butler's second add.....	20 00
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	\$80 00

That we do assess damages as follows, to-wit: Upon a parcel of ground owned by R. Griffith, and described as follows :

One-half of lot divided by a line running from the southeast corner of said lot diagonally to the northwest corner of the lot, and which is of the value of twelve hundred dollars, the sum of.....\$1,200 00

That the benefits aforesaid are such as each of the persons respectively would receive.

That the damages are such as the said R. Griffith, to whom damages are awarded, would sustain.

The persons whose benefits exceed damages, and the amounts of the excess, are shown in table "A," and those whose damages exceed benefits are shown in table "B," showing in the one table the benefits in excess of the damages, and in the other the excess of the damages over and above the benefits:

TABLE "A."

Benefits to be collected.

John L. Avery, 4 lots.....	\$200 00
Joanna and Fred Kessler .....	50 00
Sellars & Bro.....	50 00
Henry Sellars.....	50 00
Massachusetts Avenue M. E. Church.....	15 00
Henry Tutewiler, 2 lots.....	100 00
Minthorn & Hoss, 2 lots.....	100 00
L. C. Hendrickson .....	25 00
Geo. Southard.....	25 00
L. Braiser.....	50 00
A. Parker .....	50 00
Samuel Hanway.....	50 00
Manassah Reiner.....	33 00
Geo. Sells .....	33 00
A. Sturgeon.....	17 00
Sarah Spann.....	17 00
A. L. Stoner.....	33 00
Francis McGinnis.....	33 00
L. M. Elliott.....	33 00
Jackson Landers.....	33 00
Earnest Deiter .....	33 00
John Schrewsbur.....	35 00
Mahala Pickerell.....	15 00
Jane Howard.....	10 00
Matilda E. Adams.....	15 00
Thomas McHugh.....	15 00
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	\$1,120 00

Those not yet notified but benefitted :

Rachael E. Martin.....	\$30 00
Thos. R. Shea .....	15 00
J. W. Monfort .....	15 00
J. B. Black and wife.....	20 00
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	\$80 00

TABLE "B."

Damages to be paid.

R. Griffith.....	\$1,200 00
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Your Commissioners do therefore recommend that the said Plum street be opened as prayed, and that the damages and benefits assessed be paid and collected according to law.

Respectfully,

WILLIAM MANSUR,  
J. S. HILDEBRAND,  
GEO. W. HILL,  
Commissioners.

Which was received.

Also, the following report :

INDIANAPOLIS, October, 25, 1875.

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

*Gentlemen* :—The undersigned respectfully show to your honorable body—

1st That they were duly appointed by the Judge of the Circuit Court to act as Commissioners to assess damages and benefits " accruing to the owners of lands and lots through which any street is proposed to be constructed or altered, or any building appropriated, or through which any creek or other water course is proposed to be straightened, or of which the course is proposed to be altered."

2d. That they did, as required by law, take and subscribe the oath and affirmation by law required.

3d. That they were and are duly qualified to act as such Commissioners, and do possess lawful authority to assess benefits and damages.

SECOND.

Your Commissioners do further report—

1st. That on the 6th day of September, 1875, they met at the City Clerk's office pursuant to the notice hereto annexed, marked exhibit "A."

2d. That they did then adjourn to the 13th, to meet at the City Council Chamber, and that they there and at the time aforesaid, entered upon the consideration of the matter of opening California street, from First street to Mayhew street, more fully described in the petition to us referred and hereto annexed, marked exhibit " B."

3d. That they did inquire into the matter of the service of notices upon property owners, and do herewith report said notices with the Marshal's endorsement of service thereon.

4th. That the following named persons appeared in answer to said notices, viz: Catherine Oerler, Elizabeth Stebbins, W. L. Lingenfelter, John W. Matz, Mary Gleason, Nicholas Rassel, James Petty's heirs, James M. Mayers, W. H. Truax, Arthur W. Bennett, M. & N. Collins, Artemus Davis, Ellen E. Feary and John Petty.

THIRD.

The said Commissioners do further report that they did, at the time aforesaid, examine the real estate proposed to be appropriated, and did, at the time and place indicated in said notice, hear evidence touching the questions before them, and did also view the premises, and that they did estimate—

- 1st. The value of the land and property to be appropriated for said improvement.
- 2d. What part thereof ought to be borne by the city.
- 3d. What real estate, would be benefitted by the improvement.

FOURTH.

Your Commissioners do further report—

- 1st. That the value of the land to be appropriated is in the aggregate nine thousand and one hundred dollars (\$9,100).
- 2d. That the city should pay no part thereof.

That we do assess benefits as follows upon the following described real estate of the following named persons, viz :

Walls & Reat, 144 ft. east side lot 2, Mayhew's heirs' add.....	\$168 00
James M. Mayer, 101 ft. west side lot 3, Mayhew's add,.....	168 00
Nicholas Rassel, 120 ft. beginning 37 ft. east of west end of 100 by 330 ft., Mayhew's heirs' add.....	1,500 00
James Petty's heirs, 267 by 100 ft. west of 23 ft. west of 330 by 100 ft., Mayhew's heirs' add.....	1,000 00

Lloyd Etsler, 36 ft. west side lot 72, Drake & Mayhew's add.....	100 00
John W. Matz, 36 ft. east side lot 75, Drake & Mayhew's add.....	100 00
	\$3,036 00

That we do assess damages as follows, to-wit, upon a parcel of ground owned by the following persons :

Andrew Brenner, lot 10, Frank Mitchel's add.....	\$2,500 00
A. Kerns, 28 feet east side of lot 11, Frank Mitchel's add .....	2,000 00
Fred. Henry Miller, 60 by 200 ft. commencing 28 ft. west of east side of lot 7, Mayhew's heirs' add.. .....	1,500 00
Wells & Reat, 11 ft. west side of lot 2, Mayhew's add.....	275 00
James M. Mayer, 49 ft. east side lot 3, Mayhew's heirs' add .....	1,225 00
Nicholas Rassell, 37 by 100 ft. west end of 100 by 330 ft. northeast corner of Mayhew's heirs' add.....	370 00
James Petty's heirs, 23 ft. east end of 100 by 290 ft. west of 330 by 100 ft., of Mayhew's heirs' add .....	230 00
John W. Matz, 4 ft. west side lot 74, Drake & Mayhew's first add.....	100 00
Bridget Burns, lot 73, Drake & Mayhew's first add.....	800 00
Lloyd Etsley, 4 ft east side lot 72, Drake & Mayhew's first add.....	100 00

And which is of the above values the sum of nine thousand one hundred dollars.....\$9,100 00

That the benefits are such as each of the persons respectively would receive.

That the damages assessed are such as each of said persons to whom damages are awarded would sustain.

The persons whose benefits exceed damages, and the amounts of excess are shown in table "A," and those whose damages exceed benefits are shown in table "B," showing in the one table the benefits in excess of the damages, and in the other the excess of the damages over and above the benefits.

TABLE "A."

Benefits to be collected.

Nicholas Rassel.....	\$1,130 00
James Petty's heirs .....	770 00
Amount.....	\$1,900 00

TABLE "B."

Damages to be paid.

Andrew Brenner .....	\$2,500 00
A. Kerns .....	2,000 00
Fred Henry Miller.....	1,500 00



Wells & Reat.....	107 00
James M. Mayer.....	1,057 00
Bridget Burns.....	800 00

Amount.....\$7,964 00

Your Commissioners do not think the benefits will come any where near the damages sustained by the opening of said California street. Your Commissioners do therefore recommend that the said California street be not opened as prayed for.

Respectfully,

JOHN L. AVERY,

WM. MANSUR,

GEO. W. HILL.

J. S. HILDEBRAND,

Commissioners.

Which was received.

The Board of Health submitted the following report :

INDIANAPOLIS, October 25, 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 9th day of October, to 6 o'clock P. M., on the 16th day of October, 1875:

Under 1 year.....	7
1 to 2 years.....	3
2 to 3 ".....	1
3 to 4 ".....	1
4 to 5 ".....	0
5 to 10 ".....	3
10 to 20 ".....	1
20 to 30 ".....	1
30 to 40 ".....	5
40 to 50 ".....	3
50 to 60 ".....	0
60 to 70 ".....	0
70 to 80 ".....	0
80 to 90 ".....	0
90 to 100 ".....	0
Above 100 ".....	0
Unknown ".....	0
Total.....	25

C. E. WRIGHT, M. D.,

President Board of Health.

A. STRATFORD, M. D.,

Secretary Board of Health.

Which was received.

Also, the following report :

INDIANAPOLIS, October 25, 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 16th day of October, to 6 o'clock P. M. on the 23th day of October, 1875.

Under 1 year.....	10
1 to 2 years.....	1
2 to 3 ".....	0
3 to 4 ".....	0
4 to 5 ".....	0
5 to 10 ".....	2
10 to 20 ".....	4
20 to 30 ".....	4
30 to 40 ".....	5
40 to 50 ".....	2
50 to 60 ".....	1
60 to 70 ".....	2
70 to 80 ".....	0
80 to 90 ".....	1
90 to 100 ".....	0
Above 100 ".....	0
Unknown ".....	0
Total.....	32

C. E. WRIGHT, M. D.,

A. STRATFORD, M. D.,

President Board of Health.

Secretary Board of Health.

Which was received.

The Chief Fire Engineer submitted the following report :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—I beg leave to call the attention of your honorable body to the condition of the No. 2 Steam Fire Engine, located on Massachusetts avenue near Noble street.

I had ordered some repairs on the engine, and on removing the " coil " from the boiler I found it worn out and entirely worthless, as is also the balance of the boiler.

The engine, before it will be of any further use, will require a new coil and boiler complete. Such improvements will not cost less than two thousand (\$2,000) dollars,

and it is a question in my mind whether it will pay this city to invest two thousand dollars more in an old engine. In my opinion we have had enough such experience.

It is imperatively necessary that your honorable body take immediate action on this matter, as a very large portion of our city is left almost wholly unprotected by the disability of this engine.

Respectfully submitted,

M. G. FITCHEY,  
Chief Engineer Fire Department.

Which, on motion of Mr. Gimber, was referred to the Committee on Fire Department by the following vote :

Affirmative—Councilmen Bollman, Buehrig, Curran, Diffley, Gimber, Hall, Kenzel, Laughlin, Madden, Reasner, Stratford, Stuckmeyer and Thalman—13.

Negative—Councilmen Adams, Albershardt, Craft, Darnell, Geiger, Hook, Ransdell, Schmidt, Ward and Webster—10.

His Honor, the Mayor, submitted the following report :

INDIANAPOLIS, October 25, 1875.

To the Common Council of the City of Indianapolis:

*Gentlemen:*—An act of the Legislature passed February 26, 1873, provided specially that certain fines collected in the City Court should be paid to the Trustees of the Home for Friendless Women, and also declared in general terms that "all fines and penalties collected by the Mayor for the breach of any ordinance of such city for the suppression of vice or immorality, should be paid over to the Trustees of such Home."

The Supreme Court have described that the Home is entitled to the fines specially designated and intimate that this is all it is entitled to. This decision required a revision of the reports heretofore made by me. The following table will show the amounts as heretofore reported, and the correct amount :

Reported for May 1875.....	\$221 27	corrected	\$97 75
Reported for June 1875.....	446 72	"	220 88
Reported for July 1875.....	315 95	"	231 45
Reported for August 1875.....	559 67	"	479 10
Total.....	\$1,543 61		\$1,029 15

Showing that the Home has been credited with \$514 46 more than it was legally entitled to and this amount should be carried back to the credit of the City Treasury.

Respectfully submitted,

J. CAVEN,  
Mayor.

Which was received and approved.

Also, the following report :

INDIANAPOLIS, October 25, 1875,

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

*Gentlemen* :—The amount of fines collected by me during the month of September, 1875, was \$400.83, of which \$137.23 should be credited to the City Treasury, and \$263.60 to the Home for Friendless Women.

Herewith find itemized account and also City Treasurer's duplicate receipt for the amount.

Docket 25, No. 518.....	\$3 00
Docket 25, No. 999.....	2 10
Docket 25, No. 1005.....	3 00
Docket 25, No. 1014.....	1 00
Docket 25, No. 1015.....	1 00
Docket 25, No. 1016.....	1 00
Docket 25, No. 1025.....	1 45
Docket 25, No. 1026.....	5 00
Docket 25, No. 1043.....	1 00
Docket 25, No. 1044.....	1 00
Docket 25, No. 1050.....	01
Docket 25, No. 1052.....	01
Docket 25, No. 1053.....	2 75
Docket 25, No. 1058.....	3 00
Docket 25, No. 1070.....	2 56
Docket 25, No. 1072.....	1 00
Docket 26, No. 1076.....	5 00
Docket 25, No. 1081.....	3 00
Docket 25, No. 1082.....	2 75
Docket 25, No. 1083.....	5 00
Docket 25, No. 1085.....	3 00
Docket 25, No. 1086.....	3 00
Docket 25, No. 1093.....	8 60
Docket 25, No. 1096.....	50
Docket 25, No. 1097.....	5 00
Docket 25, No. 1098.....	1 00
Docket 25, No. 1099.....	1 00
Docket 25, No. 1106.....	3 00
Docket 25, No. 1107.....	4 60
Docket 25, No. 1109.....	1 00
Docket 25, No. 1118.....	1 30
Docket 25, No. 1124.....	5 00
Docket 25, No. 1132.....	1 00

Docket 25, No. 1136.....	9 00
Docket 25, No. 1138.....	1 00
Docket 25, No. 1139.....	9 00
Docket 25, No. 1140.....	2 00
Docket 25, No. 1142.....	4 10
Docket 25, No. 1144.....	6 00
Docket 25, No. 1146.....	4 75
Docket 25, No. 1147.....	2 00
Docket 25, No. 1148.....	3 00
Docket 25, No. 1149.....	3 00
Docket 25, No. 1151.....	1 00
Docket 25, No. 1154.....	2 75
Docket 25, No. 1156.....	1 00
Docket 25, No. 1158.....	1 00
Docket 25, No. 1160.....	1 00
Docket 25, No. 1162.....	1 00
Docket 25, No. 1163.....	3 00

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\$137 23

Docket 25, No. 1000.....	5 00
Docket 25, No. 1006.....	5 00
Docket 25, No. 1009.....	5 00
Docket 25, Na. 1010.....	5 00
Docket 25, No. 1011.....	5 00
Docket 25, No. 1018.....	10 00
Docket 25, No. 1019.....	50 00
Docket 25, No. 1020.....	50 00
Docket 25, No. 1042 ..	5 00
Docket 25, No. 1051.....	5 00
Docket 25, No. 1073.....	3 60
Docket 25, No. 1092.....	75 00
Docket 25, No. 1110.....	5 00
Docket 25, No. 1120.....	5 00
Docket 25, No. 1126.....	25 00
Docket 25, No. 1131.....	5 00

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\$263 50

Respectfully submitted,

JOHN CAVEN,

Mayor.

Which was received and approved.

## INTRODUCTION OF ORDINANCES.

Mr. Adams presented the following petition :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—We, the undersigned, owners of the real estate fronting on Pennsylvania street between Tinker or Seventh street, and the north line of said Pennsylvania street, respectfully petition your honorable body for the passage of an ordinance providing for the grading and graveling of said street with good river or creek gravel.

And your petitioners will ever pray, etc.

Elizabeth Talbott by Geo. V. Thayer, her Attorney  
in fact, 3429½ ft.

Which was received.

Also, introduced special ordinance No. 212, 1875, entitled :

An ordinance to provide for the grading and graveling of Pennsylvania street, from Tinker or Seventh street to the north line of said street.

Which was read the first time.

Mr. Albershardt introduced special ordinance No. 213, 1875, entitled :

An ordinance to provide for the erection of lamp posts, lamps and fixtures complete, to burn gas, except the service pipe, on Liberty street between Washington and Market streets.

Which was read the first time.

Mr. Craft introduced general ordinance No. 82, 1875, entitled :

An ordinance concerning the obstruction of streets and alleys.

Which was read the first time.

Mr. Geiger introduced general ordinance No. 83, 1875, entitled:

An ordinance appropriating money to the Home for Friendless Women.

Which was read the first time.

Mr. Gimber introduced general ordinance No. 84, 1875, entitled :

An ordinance appropriating ten thousand dollars for the use of the Street Commissioner.

Which was read the first time.

Mr. Thalman introduced general ordinance No. 85, 1875, entitled :

An ordinance providing that notice shall be given before any person can be prosecuted for obstructing any street, alley or sidewalk, or for hanging or planting any sign or post over or upon the same.

Which was read the first time.

Mr. Geiger moved that the rules be suspended for the purpose of taking up general ordinances Nos. 83, 1875, 84, 1875, and 85, 1875, and putting the same on their passage.

Which motion was adopted by the following vote:

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

Negative—Councilman Hall—1.

General ordinance No. 83, 1875, entitled:

An ordinance appropriating money to the Home for Friendless Women,

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

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig,

Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—22.

Negative—Councilman Hall—1.

General ordinance No. 84, 1875, entitled :

An ordinance appropriating ten thousand dollars for the use of the Street Commissioner.

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

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

Negative—Councilman Hall—1.

General ordinance No. 85, 1875, entitled :

An ordinance providing that notice shall be given before any person can be prosecuted for obstructing any street, alley or sidewalk, or for hanging or planting any sign or post over or upon the same.

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

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Schmidt, Stuckmeyer, Thalman, Ward and Webster—21.<sup>9</sup>

Negative—Councilmen Hall and Stratford—2.

Mr. Schmidt introduced special ordinance No. 214, 1875, entitled :

An ordinance to provide for grading and paving the sidewalks of Court street, between Alabama and New Jersey streets, to a width of five feet.

Which was read the first time.



Mr. Thalman introduced special ordinance No. 215, 1875, entitled:

An ordinance to provide for grading and graveling Columbia street and sidewalks, between New York and Vermont streets.

Which was read the first time.

Dr. Ward introduced special ordinance No. 216, 1875, entitled :

An ordinance to provide for grading and graveling the alley between Park avenue and East street, running north from Gregg street to the first alley running west.

Which was read the first time.

#### INTRODUCTION OF NEW BUSINESS.

Mr. Adams offered the following motion :

*Moved,* That the City Civil Engineer be and is hereby directed to advertise for proposals for the construction of a one thousand barrel cistern at the intersection of College avenue and Reagan street.

Which was referred to the Committee on Fire Department.

Also, the following resolution :

*Resolved,* That the owners of the following described real estate, to-wit: Lot No. 1 in Arthur L. Wright's addition fronting on Delaware street between Fifth and Sixth streets 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,

Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—23.

Negative—None.

Also, the following motion :

*Moved*, That the City Civil Engineer be and is hereby directed to set the proper stakes for the opening of Second street, and the City Marshal is hereby instructed to notify the property owners that the street is opened, and remove their fences, and if they fence in their property to do so in conformity with the stakes set by the City Civil Engineer.

Which was adopted.

Also, the following motion :

*Moved*, That J. B. Hunter have permission to grade, pave with brick and curb in front of his property on Central avenue, at corner of St. Mary street; the same to be done under the direction of the City Civil Engineer and at his own expense; to be completed within sixty days.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to place a wooden culvert at crossing of Bellefontaine street and Christian avenue.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to gravel the street and alley crossings on Clifford avenue.

Which was referred to the Committee on Streets and Alleys.

Also, presented the following petition :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—The undersigned, voters of said city, respectfully petition your honorable body to order a special election for the purpose of electing a City Judge for Indianapolis, under the Act of the Legislature, approved March 12, 1875.

JNO. A. FINCH,  
W. BELVILLE,  
W. C. LAMB,  
C. F. ROOKER,  
R. O. HAWKINS,

and 73 others.

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

Also, the following petition :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—The undersigned, owner of the real estate fronting on Clifford avenue (north side) between Pogues Run and my residence, respectfully petition for the privilege of bouldering the gutter on the north side of Clifford avenue between the points named, at my own expense, under the direction of the City Civil Engineer ; the stakes to be set by the City Civil Engineer and the work to be done by me ; for the purpose of protecting the brick sidewalk, preventing the washing of the gutter and carrying the water into Pogues Run.

And your petitioner will ever pray, etc.,

Stoughton A. Fletcher, Jr., by Geo. F. Anderson,  
Attorney in fact.

And, on motion, the prayer of the petitioner was granted.

Also, offered the following motion :

*Moved*, That permission be and is hereby granted Thos. Huston to move a frame house from Massachusetts avenue and Chatham street to rear of 241 College avenue ; also one from same place to rear of No. 140 Clifford avenue.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer be and is hereby directed to prepare plans and specifications, and advertise for proposals for the construction of a brick sewer of suitable dimensions, from Home avenue on Pennsylvania street, south to Second street, thence east on Second street to connect with the sewer on said street at corner of Meridian street.

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

Also, the following motion :

*Moved*, That the City Civil Engineer be and is hereby directed to advertise for proposals for the deepening and widening the State Ditch in accordance with the plans and specifications now on file in his office.

Mr. Albershardt moved to refer to the Committee on Sewers.

Mr. Darnell moved to lay this motion on the table.

The ayes and noes being demanded, those who voted in the affirmative were :

Councilmen Adams, Craft, Darnell, Diffley, Gimber, Hook, Kenzel, Ransdell and Schmidt—9.

Those who voted in the negative were :

Councilmen Albershardt, Bollman, Buehrig, Curran, Geiger, Hall, Laughlin, Madden, Reasner, Reed, Stratford, Stuckmeyer, Thalman, Ward and Webster—15.

So the motion to lay on the table was lost.

The question being on Mr. Albershardt's motion, the ayes and noes being demanded, those who voted in the affirmative were :

Councilmen Albershardt, Bollman, Buehrig, Curran, Geiger, Hall, Laughlin, Madden, Reasner, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—16.

Those who voted in the negative were :

Councilmen Adams, Craft, Darnell, Diffley, Gimber, Hook, Kenzel and Ransdell—8.

So the motion prevailed and the resolution was so referred.

Mr. Albershardt offered the following motion :

*Moved*, That Chas. Dehue, Christian Grumpf and Hy Rusky have permission to pave with brick in front of their property on Liberty street between Washington and Market streets at their own expense, and under the direction of the City Civil Engineer.

Which was laid on the table.

Also, the following motion :

*Moved*, That Mrs. F. Will, O. H. Keeley, Chas. Dickman, C. W. Jenkins, Mrs. H. Konen, James Mason, Mr. Sockwell and Mr. Seibert have permission so curb with stone the sidewalk in front of their property on Liberty street, between Washington street and Ohio street; said work to be done at their own expense, and under the direction of the City Civil Engineer.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer contract with some responsible party to curb the City's portion of Winston street lately improved.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved*, That the property owners on the line of the alley running from Arsenal avenue to the first alley east, and between Market and Washington streets, be and they are hereby granted permission to improve the same at their own expense, and the City Civil Engineer be directed to set the grade stakes.

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

Mr. Bollman offered the following motion :

*Moved*, That the City Civil Engineer be directed to locate the lamp post on East street, on the corner of said East street and Pearl street ; the lamp is now out of its proper place.

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

Mr. Craft presented the following communication :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—The undersigned respectfully represents that the culvert or sewer built in and under Randolph street was insufficiently and improperly constructed, and by reason of its improper and unskilfull construction, it did cause the waters of Crooked Creek to flow upon and over the street, after it had been improved by your petitioner, who was the contractor for the improvement thereof, that by reason of such defective sewer, a great amount of earth was washed away to amount of four hundred yards of the value of fifty dollars.

That your petitioner was put to other expense and suffered other loss in this that he expended the sum of \$228.50 in repairing said street, and in filling up the break therein made by said waters; the items whereof are as follows:

18 men 3½ days at \$1.50 each .....	\$94 50
8 teams 3½ days each \$3.00 per day.....	84 00
	<hr/>
	\$178 50
	50 00
	<hr/>
Total.....	\$228 50

Your petitioner prays your honorable body to allow him the said sum of \$228.

Respectfully,

BERNARD HAMMILL.

Which was referred to the Committee on Accounts and Claims and Civil Engineer.

Also, offered the following motion ;

*Moved*, That Robert Sturgeon be and is hereby granted permission to move a frame house from 331 North New Jersey street, along New Jersey to Walnut, and on Walnut to the alley in rear of his property.

Which was adopted.

On motion, the Committee on Railroads was granted further time to report on the petition of Henrietta Parker et al.

Mr. Craft offered the following motion :

*Moved*, That the City Clerk be and is hereby instructed to furnish the Committee on Railroads and City Attorney with a memoranda of the railroad ordinances or grants concerning the Rolling Mill Company.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby instructed to notify the C. H. & I. Railroad to plank their crossing at East street, and the Street Commissioner is hereby ordered to properly fill up the sidewalk approaches to said crossing.

Which was adopted.

Mr. Curran offered the following motion :

*Moved*, That the City Civil Engineer be and is hereby directed to advertise for proposals for the construction of an iron bridge on south Noble street over the I. C. & L. Railroad.

Which was referred to the Committee on Bridges.

Also, the following motion :

*Moved*, That Matthew McCabe be and is hereby granted permission to curb the sidewalk and boulder the gutters in front of his property on English avenue, under the direction of the City Civil Engineer.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to pave the first alley crossing south of Pogues Run on the east side of East street.

Which was referred to the Committee on Streets and Alleys.

Also, presented the following remonstrance :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—Remonstrance against the north side of Grove street between Noble and Dillon streets.

Dennis T. Lane, James Pascoe, John B. Burnes,  
W. M. Fletcher, C. B. Higgins, Mary Carey, Ab.  
Kellog, D. Root.

Which was ordered filed with the ordinance.

Mr. Darnell presented the following remonstrance :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—The undersigned, owners of the real estate fronting on Fayette street between First and Third streets, respectfully remonstrate against the raising of the grade of said street, to the damage of our property.

And your remonstrants will ever pray, etc.

MRS. MARY LALARTH,  
THOMAS REESE,  
JAMES MESKILL,  
MIKE FORD.

and 11 others.

Which was referred to the Committee on Streets and Alleys.

Also, offered the following motion :

*Moved*, That the Street Commissioner be and is hereby ordered to build the catch basins on Tinker street, at the crossing of Mississippi street, according to former motion of this Council.

Which was adopted.

Also, the following motion :

*Moved*, That the Market Master be and is hereby ordered to have all the hay, oats and straw wagons to back up their wagons on Wabash street, to the curb stone on same, so as to be out of the way of travel on Delaware street.

Which was adopted



Also, presented the following petition :]

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen:*—Your petitioner asks the privilege of erecting a patent refrigerator on the north-west corner of the east market square, for a term of years as may be agreed upon by the Common Council and myself.

GEO. W. PITTS.

Which were referred to the Committee on Markets.

Mr. Diffley offered the following motion :

*Moved,* That R. W. Trissell be granted a license as auctioneer, to do business at No. 121 south Illinois street.

Which was adopted.

Also, the following motion :

*Moved,* That the Committee on Accounts and Claims be and are hereby instructed to embody in the general appropriation ordinance the sum of fifty dollars, to M. Cobb, and the same amount to J. Conaty, damages allowed them by the City Commissioners on account of opening alley from Maryland street to Kentucky avenue.

Which was referred to the Committee on Accounts and Claims.

Mr. Geiger offered the following motion :

*Moved,* That the Committee on Accounts and Claims be and are hereby authorized to insert the sum of five hundred dollars (\$500) in the next appropriation ordinance for the Bobbs' Dispensary, as an additional subscription for the year 1875.

Which was adopted.

Mr. Geiger presented the following communication :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen:*—I respectfully call your attention to the following facts that I wish to present in connection with my contract for repairing the banks of the channel of Fall Creek:

1. That Mr. Patterson, the alleged owner of the land in said channel refuses to allow me to truck the dirt nearer than thirty feet to the south bank of the south levee, claiming that the city agreed to make a street forty feet in width on the top of the levee.

I propose to purchase a certain tract of land owned by Samuel J. Patterson, and grant the city the right of way for the purpose of straightening the new channel of Fall Creek, from its present divergence, in a direct line to White River, provided the Common Council will adopt said change of straightening said channel, and make the south bank of the levee forty feet wide on the top, with proper slope for said street, and in connection with said change, I propose, if the Council adopt this change, to furnish all earth and material necessary for said change, as per my present contract with the city.

Respectfully,

SAMUEL J. SMOCK.

Mr. Thalman offered the following motion :

*Moved*, That the matter be referred to the Committee on Judiciary with the City Attorney and City Civil Engineer for further consideration, and that they be instructed to report what rights were deeded to the city by S. J. Patterson and others, for changing the channel of Fall Creek and building the embankments to same ; also, how much less the cost to the city would be by furnishing the contractor with dirt for repairing said embankments under the recent contract let for doing the work.

Which was adopted.

Mr. Gimber offered the following resolution :

*Resolved*, That fourteen inches off of the west side of Missouri street, between Maryland and Washington street, all in square 70, be and the same is hereby declared vacated.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—23.

Negative—None.

Also, the following resolution ;

*Resolved*, That the resolution adopted by the Council June 21st, 1875, "referring the petition of Albert Reisner and others and plat, and instructing the Clerk to give notice and the Marshal to serve the same, in the matter of vacating fourteen inches of ground off the west side of Missouri street, between Maryland and Washington street," be and the same is hereby rescinded, and all proceedings therein be and the same are hereby set aside.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—23.

Negative—None.

Also, presented the following bond :

We, Henry Spielhoff and August Richter, herein bind ourselves, our heirs, assignees and executors, unto the city of Indianapolis, in the county of Marion and State of Indiana, in the sum of one hundred and fifty dollars.

The conditions of the above bond are, that heretofore, on the 8th day of December, 1874, the City Clerk and Treasurer of said city, issued to and caused to be issued to the said August Richter, two certain city orders or warrants of said city ; each order or warrant being for the sum of fifty dollars, and numbered respectively 8216 and 8217 ; and

Whereas, said orders or warrants having been heretofore stolen from said August Richter, the said City Clerk and the City Treasurer of said city have reissued to said August Richter, two other certain city orders or warrants, for the same amount as the above mentioned orders numbered 8216 and 8217.

Now if the said bonds above mentioned, to-wit, Nos. 8216 and 8217, shall, at any time hereafter, be presented for payment to the City Treasurer of said city, then the said Henry Spielhoff and said August Richter herein agree to refund and pay back to said City Treasurer of said city the full amount of said bonds, and in case said orders or warrants numbered 8216 and 8217, shall never be presented for pay.

ment to said City Treasurer of said city, then this bond shall be void, otherwise it shall be in full force.

Witness our hands and seals this — day of September, 1875.

HLNRY SPIELHOFF, ]SEAL]  
AUGUST RICHTER, ]SEAL]

Subscribed to before me this 20th day of September, 1875.

CHARLES P. FANT,  
Notary Public.

Which was received and approved.

Also, offered the following motion :

*Moved*, That the Street Commissioner notify the National Turnpike Company to remove the dirt deposited along their road through West Indianapolis, and in their failure to do so within twenty days, the Street Commissioner is directed to do said work at the expense of said Company.

Which was adopted.

Also, presented the following petition :

INDIANAPOLIS, September 15, 1875.

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

*Gentlemen* :—Your petitioner respectfully shows that he was the contractor for improving Downey street, between Japan street and Madison avenue ; that he duly performed the work and was paid by all property owners except Margaret Engass, who refused, and against whom precepts were issued, and by whom an appeal therefrom was taken to the Civil Circuit Court of this county.

That your petitioner, believing he was entitled to notice of such appeal did not appear in Court, and judgment was rendered against him because of an omission and irregularity in the transcript sent up by the City Clerk.

Your petitioner shows that he is justly entitled to his pay, and to that end prays your honorable body to adopt the resolution prepared by his attorney, B. K. Elliott, and herewith submitted, and that he may no longer unjustly be kept out of his money, respectfully asks that you take immediate action on his petition.

JOHN GREENE.

Which were received.

Also, offered the following resolution :

Whereas, precepts were heretofore issued against Margaret Engass in favor of John Greene for work done as contractor in improvement of Downey street, between Japan street and Madison avenue, and

Whereas, the said Margaret Engass appealed therefrom to the Civil Circuit Court and the case was there numbered 733, and judgment on demurrer because of defect in proceedings and transcript was rendered against said John Greene upon the demurrer of said Engass to the transcript; and

Whereas, in order to enable said Greene to collect the money due him, it is necessary to cause new precepts to issue; therefore,

*Resolved*, That the precepts heretofore issued against Margaret Engass and in favor of John Greene, dated March 24, 1874, be and the same are hereby set aside and the said John Greene has leave to file new affidavits for precepts, and that upon the filing of said affidavits according to law, precepts shall issue in due form.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Stuckmeyer, Ward and Webster—23.

Negative—Councilman Thalman—1.

Mr. Hall offered the following motion :

*Moved*, That the Street Commissioner be and is hereby ordered to proceed at once to clean out the catch basin on Fourth street, between Illinois and Tennessee street; also, to place a sufficient covering on the same.

Which was referred to the Committee on Sewers.

Mr. Darnell, by consent, offered the following resolution :

Whereas, This Council has learned with deep regret of the death of Dr. James S. Athon, an officer of the Board of Health of this city; therefore, as an expression of respect for the deceased, be it

*Resolved by this Council*, That the members thereof, together with the officers and Police Force of said city, attend in a body his funeral.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig,

Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—24.

Negative—None.

Dr. Hook offered the following motion :

*Moved*, That the City Civil Engineer be directed to have the lamp post now located on the east side of the C. C. C. & I. R. R., at the eastern terminus of Massachusetts avenue moved a few feet from the said railroad track, and repair the same again.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to place a wooden culvert at the north side of Seventh street at the crossing of Alvord street and Home avenue on the west side of Columbia avenue.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to fill the gutter on the north side of the C. C. C. & I. Railroad tracks, at the crossing of Orange street.

Which was adopted.

Also, the following resolution :

*Resolved*. That the report of the City Commissioners of benefits and damages by reason of opening of Peru street from Lincoln avenue to Seventh street, made to this Council on 18th of October, 1875, be and the same is hereby accepted, and that the real estate necessary to the opening of said street be and the same is hereby appropriated; and the City Clerk is hereby directed to deliver a certified copy of the report of said City Commissioners to the City Treasurer.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig,

Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—24.

Negative—None.

Mr. Kenzel offered the following motion :

*Moved*, That P. Healy be allowed to grade and pave with flat rock stone the sidewalk in front of his property on McCarty street, south-east corner of Mabel and McCarty streets; said work to be done at his own expense. and that the City Civil Engineer be instructed to set the grade stakes for the same; said work must be done in twenty days.

Which was adopted.

Mr. Laughlin offered the following motion :

*Moved*, That Church & Son have permission to put in a scale on Cumberland street; said scale in no way to block the sidewalk or travel, and every way to conform to the grade.

Which, on motion of Mr. Madden, was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to boulder the first alley crossing on Sinker street west of New Jersey street.

Which was referred to the Committee on Streets and Alleys.

Mr. Madden offered the following motion :

*Moved*, That A. Bruner be granted the privilege of grading and graveling the alley between lots 22 and 23, of Richard S. Gatling's sub. of out-lot 117, in the city of Indianapolis, and extending from Union street to Mulberry street, at his own expense, and to the satisfaction of the City Civil Engineer; also, to pave with brick the sidewalk in front of lot 23, on Mulberry street, at his own expense, and that the City Civil Engineer be instructed to set the grade stakes.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and he is hereby directed to repair the north gutter of Pearl street between Meridian and Illinois streets, and the City Civil Engineer is hereby directed to set the grade stakes.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be instructed to pave with boulders the street and alley crossings on the west side of Union street between Merrill and Hanway street where not already to improved.

Which was referred to the Committee on Streets and Alleys.

Mr. Ransdell offered the following motion :

*Moved*, That the Committee on Fire Department be instructed to correspond with the manufacturers of steam fire engines, and ascertain upon what terms two new engines can be purchased, giving in exchange the Old Latta and the Dean Silsby Engine, and report the result to this Council.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Bollman, Craft, Darnell, Diffley, Geiger, Hall, Hook, Kenzel, Ransdell, Reasner, Reed, Schmidt, Thalman, Ward and Webster—17.

Negative—Councilmen Buehrig, Curran, Gimber, Laughlin, Madden, Stratford and Stuckmeyer—7.

Also, presented the following petition :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—The undersigned, respectfully petition your honorable body to cause to be laid out and opened, an alley ten feet in width, running east and west in Braker's addition, from Oriental street to Arsenal ave, a plat of which is herewith filed and made part hereof.



Said alley to commence on Arsenal avenue on the line of J. L. Ketcham and W. W. Angis', and extend to Oriental street.

Respectfully,

Daniel Thayer's heirs by George V. Thayer, agent, 55½ ft. east side; Willis W. Wright, 90 ft. north side; Willis W. Wright, 140 ft. south side; Frank E. Wood, 32½ ft. north side; Frank E. Wood, 32 ft. south side; P. S. Cook, 45 ft. north side; David A. Wood 60 ft. north side; David A. Wood, 60 ft. south side; J. L. Ketcham, 77½ ft. one side.

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

Also, the following remonstrance :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—The undersigned, your petitioners, hear that there has been an ordinance introduced before your honorable body for the purpose of grading and paving the west side of Noble street, between South and Huron streets, the amount to be paved being 160 feet ; your petitioners being owners and residents of said property, believe the paving of the same at the present time to be unnecessary and not of public utility, and would therefore respectfully remonstrate against the passage of said ordinance.

And your petitioners will ever pray, etc.

C. Weight, 40 ft.; Lizzy McKaine, 40 ft.; C. F. Martin, 80 feet.

Which was ordered to be filed with the ordinance.

Also, offered the following motion :

*Moved*, That the Street Commissioner remove the dead tree situated in alley adjoining I. C. & L. R. R. track between Cady and Dillon street.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to repair the sidewalk on east side of East street from Washington to Georgia street.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved,* That the Street Commissioner be directed to place a wooden hand railing on the bridge crossing Pognes Run at East street.

Which was adopted.

Mr. Schmidt offered the following motion :

*Moved,* That M. E. Pierson have the consent of this Council to build a stand eight by ten on the north side of the scales in the market space.

Which was referred to the Committee on Markets.

Also, the following motion :

*Moved,* That the City Marshal notify Mr. Chris. Zimmerman and W. H. Latham to set their fences back upon the line fixed by the City Commissioners about two (2) years ago, in the matter of straightening East Washington street.

Which was adopted.

Also, the following motion :

*Moved,* That the City Clerk be and is hereby instructed to advertise for bids for the construction of a thousand barrel cistern at the intersection of Arsenal avenue and Washington street.

Which was referred to the Committee on Fire Department.

Also, the following motion :

*Moved,* That the City Marshal notify John A. Whitsit to repair the street on East Market, between Pennsylvania and Circle streets, where said Whitsit placed the sewer, and this to be done at once.

Which was adopted.

Also, the following motion:

*Moved,* That the City Civil Engineer remove the lamp post on the northwest corner of Court and New Jersey street, about ten feet south of the present location.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner repair the sidewalk in front of Headquarters Fire Department ; the stakes to be set by City Civil Engineer.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner fill up all holes with good gravel on Market square, and this to be done at once, under the direction of the Market Master.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner lay one row of stone flagging in front of city building on Washington street.

Which was laid on the table.

Also, the following resolution :

*Resolved*, That the Indianapolis, Peru and Chicago Railroad Company, the Junction Railroad Company and the Pittsburgh, Cincinnati and St. Louis Railroad Company be and are hereby notified to remove the obstructions now in Pogues Run, within sixty days from this notice, and the City Marshal is hereby directed to serve this notice.

Which was referred to the City Civil Engineer and City Attorney.

Mr. Thalman offered the following motion:

*Moved*, That the Board of Police be directed to allow Capt. Otwell to superintend the planting of shade trees in Military Park.

Which was referred to the Commissioner of Military Park with power to act.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to extend the railing across the opening of the new bridge and the fence north, on west Washington street at the river.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to put rolling mill cinders and stone around the center pier of the wooden bridge across White River to protect the same.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to fill the chuck holes in the Delaware street wooden block pavement with broken stone.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to put in a wooden or cement culvert at the crossing of California and Vermont street, and to raise the flag stone crossing at same point, which was covered with cinders by mistake.

Which was adopted.

Also, presented the following petition :

INDIANAPOLIS, October, 25, 1875.

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

*Gentlemen* :—We, the undersigned, property owners on Patterson street, between Michigan street and the alley running east and west north of Vermont street, ask permission to grade and gravel Patterson street in front of our property; the stakes to be set by the City Civil Engineer, and work accepted by him as completed.

C. T. GILMORE,  
C. E. & S. S. MERRIFIELD,  
JOHN M. SPANN,  
G. H. VOSS.

Which was received.

Also, offered the following motion in relation to the above petition :

*Moved*, That the prayer of the petitioners be granted, provided, they grade and gravel to the full width of the street and sidewalks between the above named points, the work to be done under the direction of the City Civil Engineer, who is hereby directed to set the grade stakes; the work to be done within ninety days from this date.

Which was adopted.

Also, the following motion :

*Moved*, That the Board of Police be directed to withdraw from duty the Police-*mān* in the Southern Park.

Which was referred to the Board of Police.

Also, presented the following communication :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—I propose to furnish the remainder of trees needed in Military Park for the sum of \$2.00 per tree; said trees to be of the best nursery trees; size three inches in base.

GEORGE WOODFILL.

Which was referred to the Committee on Parks.

Dr. Ward presented the following petition :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—The undersigned, owner of real estate and petitioner, asks your honorable body to cause to be laid out, opened and extended Winston street in a width of 40 feet from the northern terminus of said Winston street to St. Clair street.

A plat, showing the proposed opening and extension of said street, is filed herewith.

Respectfully,

CHARLES SAUER.

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

Also, the following remonstrance :

INDIANAPOLIS, October 25, 1875.

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

*Gentlemen* :—We, the undersigned, resident property holders on Alabama street, between Ft. Wayne avenue and Tinker street, respectfully, but most earnestly remonstrate against the widening of said Alabama street between the points named as prayed for by a petition now on file in the office of City Clerk. Three-fourths of the property owners on the line of such proposed widening are opposed to the improvement for the following reasons :

1. The property owners on the east side of said street do not consider themselves benefitted enough to pay the heavy assessment that will be made to pay for such improvement ; and, besides the assessment which they would be compelled to pay, they would have to bear the heavy expense of regrading and graveling the street, which is now in good condition.

2. A majority of the property owners on the west side of the street are persons of limited means, who have labored for years for their homes, and they do not consider themselves able to give up all they have, for if 30 feet be taken off of the east side of the lots, the lots will be entirely worthless for residence purposes, as there will not be enough ground left to rebuild upon.

In conclusion, we respectfully request your honorable body to reject the report of the City Commissioners when such report be made.

And your remonstrants will ever pray, etc.

Jacob J. Traub, Mary Hoffman, Henry Pene, Henry Cook, Teeael Tramb, Fred. Schulmeyer, Mrs. D. M. Dunlap, T. A. Morris, Robert George, Leonard Bodenmiller, Antony Winter, J. H. Hull, north of Tinker, H. W. Caldwell.

Which was received.

Also, offered the following motion :

Whereas, A large number of the petitioners for the widening of Alabama street, between Ft. Wayne avenue and Morrison street, have signed a remonstrance against the same, and besides, there being a remonstrance almost unanimously signed by the property holders on the west side of Alabama street, between the points above named, and as the expense of said widening will probably be so great that the

remainder of the petitioners will most likely oppose it when the expense is reported, therefore,

*Moved*, That the City Commissioners be and are hereby requested to proceed no further in the matter.

Which was adopted.

Also, the following motion :

*Moved*, That Charles Adams have permission to move a small frame house from a lot on the south side of Massachusetts avenue, opposite the No. 2 Engine House, along Massachusetts avenue to St. Clair street, thence on St. Clair street to a lot at the corner of St. Clair and Railroad streets.

Which was adopted.

Also, the following motion :

*Moved*, That Wm. Buschman be granted permission to boulder the sidewalk in front of his stable on New Jersey street, between Ft. Wayne avenue and St. Marys street, provided he can make satisfactory arrangements with the party who has the contract for paving the same, the said bouldering to be done to the satisfaction of the City Civil Engineer.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer advertise for proposals to erect a drinking fountain at some point on Ft. Wayne avenue, between St. Joseph street and St. Marys street, said point to be selected by the said City Civil Engineer.

Which were referred to the Committee on Water Works.

Mr. Adams moved to suspend the rules for the purpose of taking up general ordinances Nos. 78, 1875, and 29, 2875, and special ordinance No. 168, 1875, and putting the same on their passage.

Which motion was not adopted.

Mr. Geiger moved that the time of the session be extended.

Which motion failed to pass by the following vote :

Affirmative—Councilmen Adams, Craft, Darnell, Geiger, Gimber, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Stratford, Stuckmeyer, Thalman and Ward—15.

Negative—Councilmen Albershardt, Bollman, Buehrig, Curran, Diffley, Reed, Schmidt and Webster—8.

On motion, the Council adjourned.

JOHN CAVEN, Mayor.

Attest :

BENJ C. WRIGHT, City Clerk.