

PROCEEDINGS  
OF THE  
COMMON COUNCIL.  

---

REGULAR SESSION.

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CHAMBER OF THE COMMON COUNCIL OF THE  
CITY OF INDIANAPOLIS, }  
*Monday, May 15th, 1876—7½ o'clock P. M.* }

The Common Council met in regular session.

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

Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Darnell, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Webster, Wright, Arthur L. and Wright, William G.—20.

Absent—Councilmen Diffley, Izor, Morse, Poulder, Thalman and Thomas—6.

The proceedings of the regular session held May 8th, 1876, were read and approved.

## REPORTS FROM CITY OFFICERS.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, May 15, 1876.

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

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

A fifth and partial estimate allowed Samuel P. Strong, for grading and graveling Ninth street and sidewalks from Central avenue to Hill avenue—

6304.49 lineal feet at 77 cents.....	\$4,854 46
Less former payments.....	3,617 97
	<hr/>
Present payment.....	\$1,236 49

Also, a fourth and final estimate allowed J. J. Palmer, for raising the grade and regrading West Michigan street, between the Mill Race and White River bridge—

6680.8 cubic yards filling at 39 cents.....	\$2,605 51
250 lineal feet rip-rap at 75 cents.....	187 50
1,507.87 cubic yards gravel at 70 cents.....	1,055 52
	<hr/>
	\$3,848 53
Less former payments.....	3,100 00
	<hr/>
Present payment.....	\$748 53

Also, a first and final estimate allowed John Schier, for grading and paving with brick the south sidewalk of Merrill street between East and New Jersey streets—

256 lineal feet at 32 cents.....	\$81 92
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Also, a first and final estimate allowed John L. Hanna, for grading and graveling Cherry street and sidewalks, between Ash street and the east side of the first alley east—

203.8 lineal feet at 55 cents.....	\$126 94
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Respectfully submitted.

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

*Resolved*, That the foregoing fifth and partial estimate allowed Samuel P. Strong, for grading and graveling Ninth street and sidewalks from Central avenue to Hill avenue, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Bugbee, Byram, Case, Craft, Darnell, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Webster, Wright, Arthur L. and Wright, William G.—18.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate allowed John Schier, for grading and paving with brick the south sidewalk of Merrill street, between East and New Jersey streets, 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, Bugbee, Byram, Case, Craft, Darnell, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Webster, Wright, Arthur L. and Wright, William G.—18.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the first and final estimate allowed John L. Hanna for grading and graveling Cherry street and sidewalks between Ash street and the east side of the first alley east, be and the same is hereby adopted as the estimate of this Coun-

cil, 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, Bugbee, Byram, Case, Craft, Darnell, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Webster, Wright, Arthur L. and Wright, William G.—18.

Negative—None.

Also, the following report :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen* :—On examination of the Michigan street bridge across the mill race, I find that several iron nuts have been removed and carried off. I would recommend that the Street Commissioner be instructed to make immediate examination of all the city bridges and repair the same under direction of the Civil Engineer.

Respectfully submitted.

BERNHARD H. DIETZ,  
City Civil Engineer.

Which was concurred in.

Also, the following report :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen* :—Herewith find receipt of the City Treasurer for five dollars and forty cents, proceeds of sale of old lamp tops.

Respectfully submitted.

BERNHARD H. DIETZ,  
City Civil Engineer.

Which was received.

Also, the following report or statement :

INDEBTEDNESS of the City Civil Engineer's Department to May 15, 1876 :

Date.	To whom indebted.	For what.	By whom contracted.	Amount.
May 15.....	J. R. Neall .....	Lighting St. lamps.....	Common Council.	\$79 31
15.....	Chas. Ott.....	" " .....	" " ...	125 18
15.....	Jno. Bernlehr.....	" " .....	" " ...	101 64
15.....	Ind'pls G. & C. Co.....	Gag bill for $\frac{1}{2}$ month...	" about	2,940 50
15.....	Alex. Wood.....	Assisting Engineer.....	Civil Engineer....	39 00
15.....	Thos. Roney.. .....	" " .....	" " .....	39 00
15.....	Jno. Gimber.....	" " .....	" " .....	39 00
15.....	Gustave Bohn .....	" " .....	" " .....	39 00
15.....	Jno. V. Coyner .....	" " .....	" " .....	39 00
15.....	W. J. Cunningham..	" " .....	" " .....	39 00
8.....	James Mahoney.....	Street improvements ...	Common Council..	69 96
8.....	Samuel Heverling....	" " .....	" " ...	16 86
1.....	James Muse.....	" " .....	" " ...	11 74
4.....	Over & Krag.....	Matches for St. lamps...	Civil Engineer....	20 70
April 17.....	Jno. Rosenberg.....	Rep. tape measure.....	" " .....	40
May 9.....	C. Frese.....	Glass for St. lamps.....	" " .....	50 50
11.....	Dickson Bro's & Co.....	Tops for St. lamps .....	" " .....	197 25
12.....	Dickson Bro's & Co.....	Cocks for St. lamps.....	" " .....	18 00
10.....	Schweikle & Prange..	Rep. Engr's wagon.....	" " .....	5 70
Jan. 13.....	Stewart & Barry.....	Coal oil.....	" " .....	65
May 7.....	Benj. Vanblaricum...	Removing drift and w'd from river bridge.....	" " .....	10 00
12.....	Helm & Co.....	Raising abutments for Noble St. bridge.....	" " .....	333 77
12.....	Helm & Co.....	Rep. East St. culvert...	" " .....	60 20
11.....	Gimbel & Seibold ...	Repairs Engr's office....	" " .....	8 00
15.....	H. C. Roney.....	Street improvements....	Common Council..	7 65
15.....	John Trader.....	" " .....	" " ...	13 54
Total.....				\$4,305 55

Respectfully submitted,

BERNHARD H. DEITZ,  
City Civil Engineer.

Which was referred to the Committee on Finance.

The City Clerk submitted the following report :

INDIANAPOLIS, May 15, 1876.

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

Gentlemen :—I herewith submit for your approval the official bonds of the following

city officers elect, who have otherwise qualified according to the provisions of the city charter. by filing with me their certificates of election and oath of office, to-wit:

William O. Sherwood, Chief Fire Engineer, giving as security Henry C.  
 Adams and N. R. Ruckle, penalty of bond..... \$1,500 00  
 William Show, Market Master, giving as security Joseph Ponder and Jas.  
 C. Ferguson & Co., penalty of bond..... 1,500 00

Respectfully submitted,

BENJ. C. WRIGHT,  
 City Clerk.

Which was received and the bonds approved.

Also, the following report :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen* :—I respectfully report that on the 4th day of May, 1876, I transmitted to the City Commissioners, petition of Charles Laurer in matter of laying out and opening Winston street from its northern terminus to St. Clair street, and resolution of your honorable body concerning the same, and that I issued notice to the said Commissioners according to law and also to owners of property.

Respectfully submitted.

BENJ. C. WRIGHT,  
 City Clerk.

Which was approved.

Also, the following report :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen* :—I respectfully report that on the 10th day of May, 1876, I transmitted to the City Commissioners the resolution of your honorable body in the matter of laying out, opening and widening Sullivan street on the east side from Buchanan to Bismark streets, and that I issued notice to said Commissioners according to law, and also to property owners.

Respectfully submitted,

BENJ. C. WRIGHT,  
 City Clerk.

Which was approved.

Also, the following report :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen* :—I respectfully report that on the 10th day of May, 1876, I transmitted to the City Commissioners petition of F. W Hamilton and others, in the matter of laying out, opening and widening Central avenue from north side of Eighth street to Reagan street, and resolution of your honorable body concerning the same, and that I issued notice to the said Commissioners according to law, and also the owners of property.

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was approved.

Also, the following report :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen* :—I respectfully report that on the 12th day of May, 1876, I transmitted to the City Commissioners petition of William H English and others, in the matter of laying out and opening Court street from East street to Noble street a width of twenty-eight feet, and resolution of your honorable body concerning the same, and that I issued notice to the said Commissioners according to law, and also to the owners of property.

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was approved.

Also, the following report :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen* :—I respectfully report that on the 12th day of May, 1876, I transmitted to the City Commissioners petition of Fred. Geopper and others, in the matter of laying out and opening an alley twenty (20) feet in width between Meridian and

Pennsylvania streets running from Second street north to connect with an alley already running from Fifth street south, and resolution of your honorable body concerning the same, and that I issued notice to the said Commissioners according to law, and also to the owners of property.

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was approved.

The Superintendent City Hospital submitted the following statement :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen* :—I herewith submit the following statement of the indebtedness of the City Hospital for which warrants have not been issued, to-wit :

Names.	Articles.	Amount.
F. F. Hollond & Co.....	Groceries.....	\$193 00
J. E. Watts.....	Provisions.....	66 51
Geo. W. Bruce.....	Milk.....	33 00
G. R. Root.....	Coal.....	37 75
Jacob Seitz.....	Bread.....	40 52
A. Kiefer.....	Drugs.....	54 34
Chas. Kuhn.....	Meat.....	84 83
Smith & Grooves.....	Coal oil, etc.....	60 53
Speigel & Thoms.....	Furniture.....	72 00
Pattison & Finley.....	Queensware.....	42 46
Murphy Johnson.....	Merchandise.....	67 03
Hilderbrand & Fugate.....	Hardware.....	32 93
Wm. Buscher & Co.....	Flour and feed.....	53 80
Weaver & Wirt.....	Undertaking.....	26 50
Employees.....		249 00
Total.....		\$1,104 20

Two hundred and forty-one dollars and three cents of this was purchased prior to the 1st inst; the remainder during this month.

Respectfully,

W. B. McDONALD,

Superintendent.

Which was referred to the Committee on Finance.



The City Attorney submitted the following report:

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen*:—In the matter of the contract of Messrs. Clayton & White to plant certain trees in Military Park, which was referred to me at the meeting of Council on the 8th inst., I would report that it is my opinion that if Messrs. Clayton & White have replaced all the trees that have died with good thrifty trees of like character to those first set out, then they have complied with their contract and are released from any further liability under the same.

R. O. HAWKINS,  
City Attorney.

Which was concurred in.

Also, the following report :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen*:—I would report that the case of Jacob Wirtz vs. the city of Indianapolis, in the Superior Court, was tried during the past week, and resulted in a judgment in favor of the city.

R. O. HAWKINS,  
City Attorney.

Which was received.

The Market Master submitted the following report :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen*:—I herewith submit for your consideration and approval my final report as Market Master for the year ending May 15, 1876. I have collected on account of stall rents the sum of \$3,094.50, for which I hold City Treasurer's receipts.

There is due to the city for stall rents the sum of \$187.00 as follows, to-wit:

Fred Wingold .....	\$15 00
John Feever.....	12 00
Henry Lawrence.....	31 00
John Unversaw.....	27 00
John Roberts.....	20 00

Ignotz Yorger.....	25 00
Wm. Peck .....	10 00
Charles Heart.....	10 00
Jas. Parsley & Bro.....	15 00
Charles Schmidt.....	22 00
	<hr/>
	\$187 00

I recommend that the above accounts be placed in the hands of the new Market Master for collection.

Respectfully submitted,

JOHN F. GULICK,

Market Master.

Which was concurred in.

Also, the following statement :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen*—There are two accounts against the city on account of Markets, viz : Emmerson & Beam for \$3.82 and John Karney for \$6.00.

Respectfully,

JOHN F. GULICK,

Market Master.

Which was referred to the Committee on Finance.

The Board of Health submitted the following report :

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen* :—Upon taking charge of the books of the Board of Health, I find that the Secretary of the out going Board has made no entries in the Mortality Record for the last six months. I would respectfully inquire who is to make this deficiency good? The present Board declines to be held responsible for the omissions of its predecessor.

Respectfully,

J. W. MARSEE,

Secretary pro tem Board of Health.

Which was referred to the Committee on Benevolence and Hospitals

Also, the following report :

INDIANAPOLIS, May 15, 1876.

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 6th day of May, to 6 o'clock P. M. on the 13th day of May, 1876.

Under 1 year.....	7
1 to 2 years.....	0
2 to 3 ".....	0
3 to 4 ".....	0
4 to 5 ".....	2
5 to 10 ".....	0
10 to 20 ".....	3
20 to 30 ".....	3
30 to 40 ".....	0
40 to 50 ".....	2
50 to 60 ".....	1
60 to 70 ".....	0
70 to 80 ".....	0
80 to 90 ".....	1
90 to 100 ".....	0
Above 100 ".....	0
Unknown ".....	0
Total.....	19

C. E. WRIGHT, M. D.,  
President Board of Health.

J. W. MARSEE,  
Secretary Board of Health, pro tem.

Which was received.

The City Commissioners submitted the following report :

INDIANAPOLIS, May 15, 1876.

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 10th day of May, 1876, they met at the City Clerk's room, pursuant to the notice hereto annexed, marked exhibit "A."

2d. That they did, at the time and place aforesaid, enter upon the consideration of the matter of laying out, open and widen Sullivan street on the east side from Buchanan street to Bismark street, more fully described in the resolution 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 indorsement of service thereon.

4th. That the following named persons appeared in answer to said notices, viz : John F. Brademier, H. J. Ryan, Wm. Lingenfelter. John H. Stuckmier, Charles Stuckmier, Caroline Kruger, Aug. Stuckmeyer, Henry Weghorst, Henry Latz, Henry Guman, John Hanning, N. E. Nichols, Sam. Keeley, G. W. Ryan, Sen., L. Smith, Mary Davis, W. G. Sloan, John Buswell, E. A. Smith, C. Highland.

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.

FOURTH.

Your Commissioners do further report—

1st. That all the witnesses who testified, with one exception, say that they do not want the street widened, but instead thereof, they do want Sullivan street straightened on the east side on a line with the north end of said Sullivan street, from Bismark street to Buchanan street, thereby making Sullivan street 50 feet wide throughout its whole length, and to condemn the portion of ground lying between said lines thus made, and the lots adjoining it on the east.

Your Commissioners do therefore recommend that the street be not widened, but that it be straightened as indicated above, and that the portion of ground lying east of a line running parallel with and fifty feet east of the west line of Sullivan street from Buchanan street to Bismark street, which is now a part of Sullivan street, be condemned, thus making Sullivan street fifty wide throughout its whole length.

And your Commissioners do assess benefits as follows :

John F. Brademeyer, on lot 1, Bradshaw & Holmes' sub. of out-lot 100.....	\$150 00
Hezekiah J. Ryan, on lot 35, Bradshaw & Holmes' sub. of out-lot 100.....	100 00
William L. Lingenfelter, on lot 36, Bradshaw & Holmes' sub. of out-lot 100	100 00

Total.....\$350 00

And that the same be collected according to law.

Respectfully,

GEO. W. HILL,  
 JOHN L. AVERY,  
 WM. MANSUR,  
 J. S. HILDEBRAND,  
 R. H. PATTERSON,  
 Commissioners.

Dr. Stratford offered the following motion :

*Moved*, That the report of the City Commissioners in reference to the widening of Sullivan street be referred back to the City Commissioners with instructions to inquire into the legality of the vacation of the alley (there being a remonstrance on file against the vacation of said alley,) and if it is not legal to vacate the alley then that they reconsider their recommendation against the widening of Sullivan.

Which was adopted.

The City Commissioners submitted the following report .

INDIANAPOLIS, May 12, 1876.

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 Marion Civil 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 26th day of April, 1876, they met at the City Clerk's room, pursuant to the notice hereto annexed, marked exhibit “A.”

2d. That they did, at the time and place aforesaid, enter upon the consideration of the matter of condemning for the purpose of a street, the gravel road owned by the Central Plank Road Co., from a point three hundred (300) feet west of the Washington street bridge across White river, to the western boundary line of the city, 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, with the Marshal's endorsement of service thereon.

4th. That the following named persons appeared in answer to said notices, viz : Adolph Berner, Central Plank Road Co., per Vinton, Martin Eckert, Louisa Freck, John E. Alexander, by his wife, Aaron L. Hunt, Anna E. Petre, Thomas Moore,

Peter D. Baxter, Anthony Euinatz, Mary A. Pence, J. M. McClain, Joanna Moore, Jacob Lawson, J. L. Spaulding, Elizabeth Randolph, Parmelia Persey, by her son, A. Metzger, John S. Corby, Chas. F. Lentz, Christian Slayer, Lewis Thomas, Daniel V. Bolmer, J. B. McClain, Benjamin Irwin, W. W. Wright, A. E. Davis.

### THIRD.

The said Commissioners do further report—

That they did, at the time aforesaid, examine the road 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. What part thereof, if any, ought to be borne by the city.
- 2d. What real estate, if any, would be benefited by the improvement.

### FOURTH

Your Commissioners do further report—

1st. That the value of the road to be appropriated is in the aggregate one thousand, six hundred and forty dollars (\$1,640.00).

2d. That the city should pay the whole amount thereof.

That we do assess the benefits in full to the city of Indianapolis.

That we do assess damages as follows, to-wit:

Upon a parcel of ground owned by the Central Plank Road Co. and described as follows: From a point three hundred (300) feet west of the Washington street bridge across White river to the western boundary line of the city (about one mile in length), and which is of the value of one thousand six hundred and forty dollars (\$1,640.00).

That the benefits aforesaid are such as the city would receive.

That the damages assessed are such as said Central Plank Road Co. would sustain.

Your Commissioners do therefore recommend the said gravel road heretofore described be condemned as prayed, and that the damages be paid according to law.

Respectfully,

JOHN L. AVERY,  
WILLIAM MANSUR,  
J. S. HILDEBRAND,  
R. H. PATTERSON,  
GEO. W. HILL,

Commissioners.

Which was received, and City Attorney instructed to prepare resolution for the adoption of the same.

## INTRODUCTION OF ORDINANCES.

Mr. Byram introduced general ordinance No. 24, 1876, entitled :

An ordinance to amend an ordinance entitled "An ordinance providing for the reorganizing of the police force of the City of Indianapolis," passed May 18, 1874.

Which was read the first time.

Mr. Craft introduced general ordinance No. 25, 1876, entitled :

An ordinance appropriating money for the use of the Chief Fire Engineer.

Which was read the first time.

Mr. A. L. Wright introduced general ordinance No. 26, 1876, entitled :

An ordinance to provide for the compensation of the city officers and the officers and members of the police and fire departments for the fiscal year ending May 15, 1877.

Mr. Ransdell introduced general ordinance No. 27, 1876, entitled :

An ordinance providing for the management of the City Hospital of the city of Indianapolis, and repealing an ordinance entitled "An ordinance providing for the management of the City Hospital of the city of Indianapolis," ordained and established May 25th, 1871.

Which was read the first time.

Mr. Reed introduced general ordinance No. 28, 1876, entitled :

An ordinance to provide for the better protection of Indianapolis manufacturers, mechanics and laborers.

Which was read the first time and referred to the City Attorney for a report as to its legality.

Mr. Ransdell moved to suspend the rules for the purpose of placing general ordinances Nos. 24, 25, 26 and 27, 1876, and general ordinance No. 21, 1876, on their second and third reading and final passage.

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

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Darnell, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Webster, Wright, Arthur L. and Wright, William G.—20.

General ordinance No. 24, 1876,

Was read the second time and ordered engrossed.

General ordinance No. 25, 1876,

Was read the second time and ordered engrossed.

General ordinance, No. 26, 1876,

Was read the second time.

Dr. Startford moved to amend by inserting after the word employed in section 5, the words "provided they receive no fees in city cases."

Which amendment failed to pass by the following vote :

Affirmative—Councilmen Buehrig, Kenzel, Laughlin, McGill, McGinty, Reasner and Stratford—7.

Negative—Councilmen Adams, Bugbee, Byram, Case, Craft, Darnell, Ransdell, Reed, Schmidt, Steinhauer, Wright, Arthur L. and Wright, William G.—12.



Dr. Stratford moved to amend section 5 by increasing the pay of the patrolman from \$2.25 per day to \$2.50 per day.

Which amendment failed to pass by the following vote :

Affirmative—Councilmen Buehrig, Kenzel, Laughlin, McGill, McGinty, Reasner, Schmidt, Steinhauer and Stratford.—9.

Negative—Councilmen Adams, Bugbee, Byram, Case, Craft, Darnell, Ransdell, Reed, Webster, Wright, Arthur L. and Wright, William G.—11.

Mr. Buehrig moved to amend section 4 by increasing the firemen's pay from \$2.25 per day to \$2.50 per day.

Which amendment failed to pass by the following vote :

Affirmative—Councilmen Buehrig, Kenzel, Laughlin, McGill, McGinty, Reasner, Schmidt, Steinhauer and Stratford.—9.

Negative—Councilmen Adams, Bugbee, Byram, Case, Craft, Darnell, Ransdell, Reed, Webster, Wright, Arthur L. and Wright, William G.—11.

Mr. McGill moved to amend by striking out all compensation for services as councilmen.

Which amendment failed to pass by the following vote :

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Craft, Kenzel, McGill and Ransdel.—8.

Negative—Councilmen Case, Darnell, Laughlin, McGinty, Reasner, Reed, Schmidt, Steinhauer, Stratford, Webster, Wright, Arthur L. and Wright, William G.—12.

Mr. Craft moved to amend by inserting that the watchman at headquarters and driver of supply wagon each receive \$2.25 for each day actually employed.

Which was adopted.

The ordinance was then ordered engrossed.

General ordinance No. 27, 1876, entitled :

An ordinance reorganizing the fire department.

Was read the second time.

Mr. Craft offered the following amendment :

*Moved,* To amend by inserting one watchman at headquarters, and one driver supply wagon, to be paid the same other firemen, viz : \$2.25 per day.

Which was adopted.

The ordinance as amended was ordered engrossed.

General ordinance No. 27, 1876,

Was read the second time and made the special order for next Monday night.

General ordinance, No. 21, 1876, entitled :

An ordinance reorganizing the fire department.

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

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Darnell, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

## General ordinance No. 24, 1876, entitled :

An ordinance to amend an ordinance entitled "An ordinance providing for the re-organizing of the police force of the city of Indianapolis," passed May 18th, 1874.

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

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Darnell, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

## General ordinance No. 25, 1876, entitled :

An ordinance appropriating money for the use of the Chief Fire Engineer.

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

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Darnell, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Webster, Wright, Arthur and Wright, William G.—20.

Negative—None.

## General ordinance No. 26, 1876, entitled :

An ordinance to provide for the compensation of the city officers and the officers and members of the police and fire departments, for the fiscal year ending May 15th, 1877.

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

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Darnell, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

The Street Commissioner submitted the following report:

INDIANAPOLIS, May 15, 1876.

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

*Gentlemen:*—I herewith submit the following statement of articles received from the former Street Commissioner, Stephen Mattler, viz:

No. of mattocks on hand.....	45
No. of grubbing hoes on hand.....	45
No. of shovels on hand.....	13
No. of jacks on hand.....	2
No. of stone hammers on hand.....	7
No. of sledge hammers on hand.....	1
No. of squares on hand.....	3
No. of trowels on hand.....	2
No. of axes on hand.....	1
No. of hand-axes on hand.....	1
No. of adzs on hand.....	2
No. of picks on hand.....	5
No. of stone chisels on hand.....	6
No. of rakes on hand.....	1
No. of hand saws on hand.....	3
No. of cross-cut saws on hand.....	2
No. of grind stones on hand.....	2
No. of iron crow bars on hand.....	2
No. of scythes on hand.....	1
No. of vises on hand.....	1
No. of block and tackle on hand.....	1
No. of carpenters' augers on hand.....	1
No. of street brooms on hand.....	8
No. of derricks on hand.....	2
No. of signal baskets on hand.....	1
No. of cant hooks on hand.....	1
No. of hand wagons on hand.....	1
No. of scrapers on hand.....	1
No. of push carts on hand.....	1
No. of windlasses on hand.....	1
No. of buckets on hand.....	2
No. of long handle scoops on hand.....	1
No. of scoops on hand.....	2
No. of hoes on hand.....	1
No. of screens on hand.....	1
No. of plasterers' trowels on hand.....	1
No. of cap and ring for cistern on hand.....	1
No. of gas tongs on hand.....	2
No. of pulleys on hand.....	1

No. of rubber boots (pairs) on hand.....	2
No. of hydrant wrenches on hand.....	1
No. of cars lumber on hand.....	1
No. of nails on hand.....	$\frac{1}{4}$ keg 1
No. of wagons beds on hand.....	1
No. of spikes on hand.....	$\frac{1}{2}$ keg 1
No. of brads on hand.....	$\frac{1}{4}$ keg 1
Cement on hand.....	$1\frac{1}{2}$ bbls 1
Pipe on hand.....	40 ft. 1 inch; 25 ft. $1\frac{1}{2}$ inch.
Rope on hand.....	50 ft. $\frac{3}{4}$ inch; 150 ft. 1 inch.
No. of tool chests on hand.....	1
No. of iron bridges, on hand.....	2
Wagons loads of boulders.....	80

LEA A. FULMER,  
Street Commissioner.

Which was received.

Mr. Ransdell presented the following petition :

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

*Gentlemen* :—The undersigned respectfully ask you to pass the following ordinance,

HILL & HATFIELD,  
BLEIBEL & GRIFFITH,  
AARON CLEM & CO.  
HEARD & DEARMOND,  
HOGAN & HAMMEL,

And 47 others.

Which was received.

Mr. Ransdell introduced general ordinance No. 29, 1876, entitled :

An ordinance relating to the mode of obtaining licenses and prescribing penalties against certain persons for selling goods, etc., without a license.

Which was read the first time.

Mr. Reasner introduced special ordinance No. 47, 1876, entitled :

An ordinance to provide for the erection of lamp posts, lamps and fixtures on Oriental street, between Washington street and Michigan Road.

Which was read the first time and referred to the Committee on Gas Light.

Mr. Byram, from the Board of Police, presented official bond of Jacob F. Porter, night turnkey at Central Station, giving as security W. M. Porter, Wm. Abstom and Gustain Turner; penalty of bond, \$2,000.00.

Also, official bond of John Minor, turnkey at Sixth Street Station, giving as security Wm. Gulliver and Charlton Eden; penalty of bond, \$2,000.00.

Which bonds were approved.

Mr. A. L. Wright moved that the Council now proceed to elect three members of Fire Board and one Assistant Chief Fire Engineer.

Which motion was adopted.

The chair appointed Councilmen Schmidt and Buehrig as tellers.

Mr. Ransdell nominated W. H. Craft, Mr. Schmidt nominated Justus C. Adams, Mr. Steinhauer nominated John L. Case, Mr. Kenzel nominated Robt. C. McGill, Mr. Laughlin nominated Isaac W. Stratford.

A ballot was then had which resulted in Mr. Craft receiving 15 votes; Mr. Adams, 15 votes; Mr. Case, 13; Mr. McGill, 4 votes; Mr. Stratford, 2; scattering, 3.

Messrs. Craft, Adams and Case having received a majority of all the votes cast, were declared duly elected members of the Fire Board.

Assistant Chief Fire Engineer.—Mr. Schmidt nominated John H. Webster and Mr. Laughlin nominated Jesse S. Whitsit.

A ballot was then had which resulted in Mr. Webster receiving 13 votes and Mr. Whitsit 6 votes.

Mr. Webster having received a majority of all the votes cast, was declared duly elected to the office of Assistant Chief Fire Engineer.

The Mayor submitted the following list of committees:

Contracts.—Bugbee, Darnell and McGill.

Streets and Alleys.—Thalman, Izor and Reasner.

Acts and Claims.—Webster, Wm. G. Wright and Reasner.

Finance.—A. L. Wright, Thomas, Byram, Stratford and Laughlin.

Judiciary.—Adams, Ransdell and Duffley.

Sewers.—Stratford, Schmidt and W. G. Wright.

Water Works.—Ransdell, Craft and Duffley.

Bridges.—Morse, Thalman and Stratford.

Gas Light.—Darnell, Izor and McGinty.

Railroads.—Case, Craft and Laughlin.

Revision of Ordinances.—Duffley, Bugbee and A. L. Wright.

Schools.—Thomas, Webster, Ransdell, Kenzel and Buehrig.

Markets.—Pouder, Byram and McGinty.

Parks.—Buehrig, Thalman and Morse.

Printing.—Reed, Adams and McGill.

Public Buildings.—Steinhauer, Wm. G. Wright and Buehrig.

Benevolence and Hospitals.—Byram, Bugbee and Kenzell.

Tunnells.—Schmidt, Reasner and Kenzell.

Steam Road Roller.—Laughlin, Morse and Pouder.

Opening Streets and Alleys.—McGill, Reed and Steinhauer.

Supplies.—Izor, Thomas and McGinty.

Mr. Adams moved that the City Clerk have one hundred cards of list of committees printed.

Which motion was adopted.

The Mayor presented the following communication :

INDIANA STATE BUILDING, PHILADELPHIA, May 4, 1876.

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

*Gentlemen* :—The State Officers have subscribed in sums of ten dollars each a sufficient amount to procure a flag-staff and flag, and to pay for a State panel in this building. Barely sufficient funds have been raised to put the State exhibit in position and to complete the house. Now that it is completed no Indianian need feel a doubt of a favorable comparison with other buildings upon the grounds although the general standard is very high. The grounds require ornamentation and a fountain in the front will add much to its present appearance. May we not reasonably ask of your Honorable Body and the City Officers, acting as individuals, a subscription to amount of (\$150.) one hundred and fifty dollars, or about \$5.00 each for this purpose and to include a panel in the Memorial room of the building, setting forth the organization of the City Government and presenting the names of all Officers in this Centennial year. Other cities will be similarly represented in connection with their panel of city statistics. The latter has been provided for by the liberality of a few members of the Real Estate Exchange for your city.

Very respectfully submitted,

For the State Board of Managers,

CHAS. W. GREEN,

State Agent.

An early response and an answer by telegraph so soon as action is taken is desirable.

C. W. G.

Which was referred to Committee on Year-Book.

Mr. Ransdell offered the following motions :

*Moved*, That the Finance Committee and City Treasurer be instructed to ascertain in what manner the sinking fund, now in the city treasury, can be best invested and report to this Council at as early a day as possible.

*Moved*, That the Board of Health be and are hereby directed to at once investigate the causes of the intolerable stenches that have filled the atmosphere of the city for the past month, and if the causes are found to be within the city limits, to at once prosecute the parties responsible for such stenches, under the ordinances governing such cases, and if found to be at Sellers farm, or other places outside the city limits, to recommend to this Council such action as will immediately and forever abate this abominable nuisance.

Which were adopted.



## ROLL CALL.

Mr. Byram presented the following petition :

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

*Gentlemen:*—I am the owner and driver of a certain hack, numbered 34. While pursuing my business on Saturday night, May 6th, 1876, when driving certain passengers to their homes, said night being very dark and stormy, when at the corner of Illinois and First streets, my hack ran into a rut, gulley and hole, and was badly broken and injured, one wheel being split at the hub, one spring broken to pieces, and one band broken. My injury and damage in the sum of sixteen dollars, said sum being the net cost of the repair thereof. I am also further damaged in the sum of fifteen dollars for the time I was forced by said accident to remain idle. The rut and hole above mentioned was one caused by the Water Works Company, while they were placing certain water pipe at said street crossing, they having failed to properly fill the trench made by them.

I can further say that at the time of said accident I was perfectly sober, as I can readily prove by good and responsible citizens of this city, and that said accident was neither in whole or in part caused by any fault or neglect on my part.

I therefore ask your honorable body to have the city pay me the sum of my damage, to-wit: thirty-one dollars. I take this method of bringing the matter to your notice, rather than by suit against the city, believing this to be the better way, but in case you see fit to decide against my claim, I shall have to resort to the law, however much against my inclination.

Respectfully yours,

LOUIS BRADAHOFT.

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

Mr. Adams offered the following motion :

*Moved,* That the Germans of the city and State be and are hereby granted permission to use the Southern Park on July 4th, 1876, for the purpose of celebrating the one hundredth anniversary of the adoption of the Declaration of Independence.

Which was adopted.

Also, the following resolution :

*Resolved,* That the owners of the following described real estate, to-wit: A. L. Wright's 1st add. lot No. 4 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, Buehrig, Byram, Case, Craft, Darnell, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Webster, Wright, Arthur I. and Wright, William G.—19.

Negative—None.

Also, the following resolution :

*Resolved*, That the owners of the following described real estate, to-wit: certain real estate situate on west side of S. East street, commencing about 223 feet south of South street, and extending to lots 11 and 12 Stevens' place add. to the city of Indianapolis 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, Buehrig, Byram, Case, Craft, Darnell, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner,

Reed, Schmidt, Steinhauer, Stratford, Webster, Wright, Arthur L. and Wright, William G.—19.

Negative—None.

Mr. Buehrig offered the following motion :

*Moved*, That the Street Commissioner place a stone crossing on the east side of Meridian street at the intersection of Georgia.

• Which was laid on the table.

Mr. Darnell offered the following motion :

*Moved*, That the Finance Committee examine a lot of ground belonging to George Suter, wherein he claims an erroneous assessment on the part of the city—the city assesses at \$1,500.00; the State and county at \$1,000.00.

Which was referred to the Committee on Finance.

Also, the following motion :

*Moved*, That I. B. Bullock have permission to pave the sidewalk in front of his lots No. 198 and 199, on Huron street, between Grove and Cedar streets, on south side, the work to be done at his own expense and under the direction of the City Civil Engineer.

Which was adopted.

Also, the following petition :

INDIANAPOLIS, March 29, 1876.

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

*Gentlemen* :—We, the owners of real estate in said city would respectfully petition your honorable body to widen the alley running north and south on the west side of lot number twenty-four (24) in Henderson's addition to the city, to a width of fifteen (15) feet. And your petitioners further ask that an alley be opened a width of fifteen feet, running north and south between lot number twenty-four in Henderson's addition to the city, and lot number seven in Morrison's sub-division of lot twenty-

three in Henderson's addition, the location of which will more fully appear by reference to a map filed herewith and made part hereof, marked "A."

EARL REID.  
JAMES A. TARLTON.  
L. N. ANDREWS.

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

Also, the following petition :

INDIANAPOLIS, April 24, 1876.

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

*Gentlemen* :—The undersigned, owner of the real estate fronting on the north-east corner of Illinois and Fourth streets, respectfully petitions your honorable body for the permission of erecting a bay window to the south side of his business house, situated on the south-east corner of Illinois and Fourth streets. The same will occupy a space of four feet off the sidewalk of Fourth street, leaving yet a pass way of nearly four feet which is well and neatly paved and curbed. Your petitioner begs to state that said bay window having already been erected and extended upon said sidewalk four feet under the impression and belief that he was entitled to so much of said walk for the use of cellar ways, show-windows, etc. Said bay window cost nearly \$350, is neatly built and an ornament to the corner of said street. It would be an entire loss to your petitioner if the same should be ordered down, and he respectfully asks for the above grant.

And your petitioner will ever pray, etc.

JAMES FRANK.

Which was referred to the City Attorney.

Mr. Kenzel offered the following motion :

*Moved*, That Fred. Kissel be and is hereby granted permission to put down a coal vault in front of his property on the south side of McCarty street.

Which was referred to the City Civil Engineer.

Mr. Laughlin offered the following motion :

*Moved*, That the Cincinnati, Hamilton & Indianapolis Railway Co. be and is hereby instructed to improve the sidewalks fronting their property on Virginia ave-

nue and New Jersey street within fifteen days, and if not done within the time specified that the Street Commissioner be and is hereby instructed to do the same and collect the costs thereof from said company.

Which was adopted.

Mr. W. G. Wright presented the following remonstrance :

INDIANAPOLIS, May 4, 1876.

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

*Gentlemen* :—The undersigned, owners of the real estate fronting on Linden, between Huron street and Prospect street, respectfully remonstrate against the passage of an ordinance providing for the grading and graveling of the same, for the following reason, viz : On account of the scarcity of money, therefore oppressive to the majority of property holders on the said street, and not necessary to the community. And your petitioners will ever pray, etc.

J. Dougherty, J. S. Surby, E. L. Jones, G. D.  
Lemmon, and 12 others.

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

Also, the following petition :

INDIANAPOLIS, May 10, 1876.

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

*Gentlemen* :—The undersigned, property owners and residents on Linden street and in the neighborhood, would respectfully petition for the immediate passage of an ordinance providing for the grading and graveling of Linden street and sidewalks from Prospect street to Lexington avenue, introduced March 27, 1876, for the following reasons, viz :

There has been, and still is, a large pond of water at the intersection of Linden street and Lexington avenue, several feet in depth and covering, not only the street, but the major portion of two lots, and said pond can not be drained without the improvement of the said street. The health of the neighborhood has been greatly impaired by the existence of the pond, and the approach of warm weather will greatly increase the sickness should the cause remain.

Again, the street is improved north from Lexington avenue and only requires the improvement of the three squares prayed for in the petition to open it for general travel from Prospect street to English avenue.

Again, there are no streets improved running north and south from Prospect street to Lexington avenue between Olive street and the east corporation line, which fact completely cuts off the large and rapidly growing population north of Lexington

avenue from the advantages of schools and churches in muddy weather. We would also call your attention to the fact that the cross streets are all improved so that the city will be required to pay for nothing but the alley ways.

Wm. Patterson, T. C. Faries, D. B. Hosbrook,  
J. L. Potter, F. M. Ramsey, B. Johnson, S.  
Biddle, T. Burns and 15 others.

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

Also, the following petition :

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

The undersigned, citizens and residents of said city, living in Woodlawn and South-east additions, would respectfully request of your honorable body that you take proper action in the premises, or direct the Street Commissioner to immediately fix, repair or improve the gutter and intended out-let for the water on the west side of Reed street between Prospect street and Woodlawn avenue, which is now so filled up and obstructed by caving in of dirt as to prevent the water passing off and from the east end of Woodlawn avenue, leaving it stand covering the street most of the time and sometimes about two feet deep and becoming obnoxious to the residents in that vicinity. The improvement of Woodlawn avenue resulted in leaving the east end thereof at Reed street about two feet lower than it was, and that much lower than the grade of Reed street, and this gutter which has become obstructed is the only out-let to let off the water, otherwise it must stand as a pond, covering the street at that end. We therefore request that such action may be taken by your honorable body as will remove this nuisance, which, in our opinion, can be best done by putting in large cement pipes, so as to prevent it being filled up by caving in from time to time.

Wm. Patterson, H. Peters, J. J. Cameron,  
Andrew Patterson, W. H. Reynolds, Ernst  
Kattman and 10 others.

Which was referred to the Committee on Streets and Alleys.

Mr. Schmidt offered the following motion :

*Moved*, That Mrs. M. Mabb have the consent of this Council to boulder the gutter on Court street in front of her property, stakes to be set by City Engineer (width of four feet), work to be done at her own expense.

Which was adopted.

REPORTS FROM COMMITTEES.

No reports submitted.

ORDINANCES ON SECOND READING.

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

Special ordinance No. 197, 1875.

Special ordinance No. 17, 1876.

Special ordinance No. 37, 1876.

Special ordinance No. 38, 1876.

On motion, the Council adjourned.

J. H. Baren Mayor.

Attest :

Benj. Wight Clerk.