

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS,
Monday, May 22d, 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, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—21.

Absent—Councilmen Darnell, Kenzel, McGill, Poudet and Thomas—5.

The proceedings of the regular session held May 15th, 1876, were read and approved.

Sealed proposals for grading and paving with brick the west sidewalk on West street from Merrill to McCarty streets were received, opened, read and referred to the Committee on Contracts.

REPORTS FROM CITY OFFICERS.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, May 22, 1876.

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 John W. Smith, for grading and paving with brick the north sidewalk on Ohio street, from Central Canal to West street—

195 lineal feet at 49 cents..... \$95 55

Also, a first and final estimate allowed Samuel J. Smock, for grading and graveling Peru street, and paving with brick the sidewalks thereon, from Lincoln avenue to Seventh or Tinker street—

1219.66 lineal feet at 97 cents.....\$1,183 07
3 yards extra gravel at 70 cents..... 2 10

Total.....\$1,185 17

Also, a first and final estimate allowed James Mahoney, for grading and graveling the alley between Hoyt and Fletcher avenues, running from Dillon street to Linden street—

2,122 lineal feet at 14½ cents..... \$312 99

Also, a first and partial estimate allowed John H. Forrest, for grading and graveling Ellis street and sidewalks, between Maryland and Georgia streets—

491 lineal feet at 80 cents..... \$392 80

Also, a first and final estimate allowed M. A. Huffington, for grading and graveling the first alley north of Fletcher avenue, from Dillon to Laurel streets—

2,130 lineal feet at 20 cents..... \$426 00

Also, a first and final estimate allowed James W. Hudson, for grading and paving the west sidewalk of Linden street between Prospect and Orange streets—

840 lineal feet at 49 cents..... \$411 60

Also, a first and final estimate allowed William Sonnefield, for grading and graveling the alley between Waters and Greer streets, running from McCarty street to the first alley south of Stevens street—

819½ lineal feet at 19 cents \$155 70

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 John W. Smith, for grading and paving with brick the north sidewalk on Ohio street, from Central Canal to West street, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed Samuel J. Smock, for grading and graveling Peru street, and paving with brick the sidewalks thereon, from Lincoln avenue to Seventh or Tinker 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, Buehrig, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reed,

Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed James Mahoney, for grading and graveling the alley between Hoyt and Fletcher avenues, running from Dillon street 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, Buehrig, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and partial estimate allowed John H. Forrest, for grading and graveling Ellis street and sidewalks between Maryland and Georgia 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, Buehrig, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur and Wright, William G.—20.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed M. A. Huffington, for

grading and graveling the first alley north of Fletcher avenue, from Dillon to Laurel 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, Buehrig, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reed, Schmidt, Stelnhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed James W. Hudson, for grading and paving the west sidewalk of Linden street, between Prospect and Orange 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, Buehrig, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed William Sonnefield, for grading and graveling the alley between Waters and Greer streets and running from McCarty street to the first alley south of Stevens 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, Buehrig, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reed,

Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

Also, the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—Being directed to estimate the cost of repairing the Sellers Farm road, I have examined the same and find that it can be put in good condition with good coarse gravel at a cost of about five hundred dollars (\$500.00).

I would recommend that bids be advertised for to do this work, and that it be let by the cubic yard.

I would also recommend that the Street Commissioner be instructed to go over said road in three or four weeks after completion of repairs, and fill in where cut by travel.

Respectfully submitted.

BERNHARD H. DIETZ,
City Civil Engineer.

Which was concurred in.

The City Attorney submitted the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—In the matter of the petition of James Frank, referred to me at your last meeting, I would report that it is my opinion that the Common Council have no power to grant the prayer of the petitioner.

R. O. HAWKINS,
City Attorney.

Which was concurred in.

Also, the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—In the matter of general ordinance No. 28, 1876, which was referred

to me at your last meeting, I would report that it is my opinion that the ordinance is such a one as the Council have the right and power to pass.

R. O. HAWKINS,
City Attorney.

Which was concurred in.

Also, the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—In the matter of the report of the City Commissioners in relation to the extension of West Washington street by condemning the gravel road owned by the Central Plank Road Company, I herewith submit the following resolution, as directed by your honorable body, and recommend its adoption.

Respectfully submitted,

R. O. HAWKINS,
City Attorney.

Which was concurred in.

Also, the following resolution :

Resolved, That the report of the City Commissioners, assessing the benefits and damages by reason of the extending of Washington street, and condemning for the purpose of a street the gravel road owned by the Central Plank Road Company, from a point three hundred (300) feet west of the Washington street bridge over White River to the western boundary line of the city of Indianapolis, be and the same is hereby accepted and adopted, and the real estate necessary for the same be and the same is hereby appropriated for that purpose ; and the City Clerk is hereby directed to deliver a certified copy of said assessment of benefits and damages to the City Treasurer, and the City Treasurer is hereby ordered and directed to tender to the Central Plank Road Company the damages assessed as shown by said report.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Buehrig, Bugbee, Craft, Duffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reasner, Schmidt, Steinhauer, Stratford, Thalman, and Wright, William G.—16.

Negative—Councilmen Byram, Case, Reed, Webster and Wright, Arthur L.—5.

The City Clerk submitted the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—I hereby report the following affidavit now on file in my office for the collection of street assessments by precept, to wit :

John J. Palmer vs. Robert Craighead for.....\$135 62

And respectfully recommend that you order the precept to issue.

BENJ. C. WRIGHT,

City Clerk.

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

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Duffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—21.

Negative—None.

Also, the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—I respectfully report that on the 17th day of May, 1876, I transmitted to the City Commissioners petition of Fred. Fells and others, in the matter of laying out and opening Harrison street from Ittenbach street to Dillon 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 the owners of property.

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was approved.

Also, the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—I respectfully report that on the 17th day of May, 1876, I transmitted to the City Commissioners petition of D. D. Long and others, in the matter of laying out and opening an alley twelve (12) feet in width, commencing at the first alley east of East street, in out lot No. 93, and running east to the west line of out lot No. 92, the center of said alley to be 148 feet 4 inches from the south line of said out lots, 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 Street Commissioner submitted the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—I herewith submit for your approval the name of Daniel Shearer as a suitable person to take charge of the chain-gang, and would recommend that he receive for his salary the sum of \$2.25 per day.

Respectfully submitted,

LEA A. FULMER,

Street Commissioner.

Which was concurred in.

The late Street Commissioner submitted the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—Since my last report made to Council April 24th, 1876, I have collected and paid into the City Treasury the sum of two hundred and fourteen dollars and twenty-five cents, for which I herewith submit said Treasurer's receipt, making total amount collected and paid into City Treasury during the last year four hundred and six dollars and twenty-five cents (\$406.25).

I have turned over to the City Attorney for collection the following accounts in favor of the city, viz :

Barnabas Coffin.....	\$127 55
Citizens' Street Railway Co.....	113 00
I. C. & L. R. R. Co.....	18 00
C. H. G. Bals.....	36 00
A. Smith.....	10 00
Total.....	\$304 55

I have also filed with the City Clerk the accounts against the city, viz :

Pat Naughton, labor.....	\$7 00
W. H. Hilderbrand & King, for lumber.....	24 25
Total.....	\$31 25

Which are all the accounts against the city, unsettled, as far as I know.

Respectfully,

STEPHEN MATTLER,
Late Street Commissioner.

Which was referred to the Committee on Finance.

The Board of Health submitted the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—The Board of Health respectfully recommends :

1. That the Street Commissioner be authorized to raise and reboulder the gutter on the corner of Massachusetts avenue and New Jersey street, in front of Hogan & Hammel's tea store.

2. That immediate steps be taken to drain or fill up the pond on South East street, between 224 and 246, upon the property of Joseph L. Fatout, said pond being in our opinion injurious to the health of the neighborhood. Mr. Fatout has been legally notified, but has neglected so far to take any steps toward abating the nuisance.

3. That the Police Board be empowered to appoint an additional sanitary policeman in place of officer J. J. Cameron, who still holds his place by direct action of the Council. We are satisfied that until October next, at least, it will be impossible for one officer to do the work.

The Board acknowledges the receipt of an order from the Council, instructing them to inquire into the cause of certain stinks, and will report thereon as soon as possible.

Respectfully submitted,

J. W. MARSEE,
Secretary Board of Health.

The first and second clauses were concurred in, the third clause was referred to the Board of Police with power to act, and the fourth clause was received.

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 13th day of May, to 6 o'clock P. M. on the 20th day of May, 1876.

Under 1 year.....	7
1 to 2 years.....	0
2 to 3 ".....	2
3 to 4 ".....	0
4 to 5 ".....	2
5 to 10 ".....	2
10 to 20 ".....	2
20 to 30 ".....	3
30 to 40 ".....	3
40 to 50 ".....	0
50 to 60 ".....	1
60 to 70 ".....	1
70 to 80 ".....	1
80 to 90 ".....	2
90 to 100 ".....	0
Above 100 ".....	0
Unknown	0
—	
Total.....	22

F. M. HOOK, M. D.,
President Board of Health.

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

Which was received.

His Honor, the Mayor, submitted the following report :

INDIANAPOLIS, May 22, 1876.

To the Common Council of the City of Indianapolis :

Gentlemen:—The amount of fines collected by me during the month of April, 1876, due the City Treasury, is \$75.00, which amount I have paid to the City Treasurer, as will appear from his duplicate receipt herewith.

Respectfully submitted.

JOHN CAVEN,

Mayor.

FORFEITURES collected by John Caven, Mayor of the city of Indianapolis, during the month of April, 1876, due the City Treasury :

Docket 26, No. 477.....	\$3 00
Docket 26, No. 476.....	95
Docket 26, No. 446.....	3 00
Docket 25, No. 817.....	3 00
Docket 25, No. 984.....	8 00
Docket 25, No. 788.....	75
Docket 26, No. 481.....	3 00
Docket 26, No. 484.....	3 00
Docket 26, No. 490.....	1 00
Docket 26, No. 467.....	75
Docket 26, No. 498.....	3 00
Docket 26, No. 499.....	30
Docket 26, No. 505.....	1 00
Docket 26, No. 509.....	3 00
Docket 26, No. 533.....	5 00
Docket 26, No. 534.....	1 00
Docket 26, No. 535.....	1 00
Docket 26, No. 537.....	2 70
Docket 26, No. 538.....	1 70
Docket 26, No. 543.....	2 00
Docket 26, No. 544.....	3 00
Docket 26, No. 550.....	3 00
Docket 26, No. 551.....	70
Docket 26, No. 552.....	2 75
Docket 26, No. 558.....	3 00
Docket 26, No. 567.....	3 00
Docket 26, No. 574.....	1 70
Docket 26, No. 575.....	2 70
Docket 26, No. 587.....	1 00

Docket 26, No. 591.....	3 00
Docket 26, No. 592.....	1 00
Docket 26, No. 593.....	3 00

\$75 00

I certify the foregoing to be correct to the best of my knowledge and belief.

J. CAVEN,

Mayor.

Which was approved.

The Mayor presented the following communication :

CUYAHAGA FALLS, O., May 18th, 1876.

To the Common Council of the City of Indianapolis :

Gentlemen :—The undersigned is prepared to make balloon ascensions the coming season for those desiring it. I have two balloons. The one I used last fall at Akron, which exploded with me at the height of 7,000 feet, I have reduced in size as a one man balloon, and constructed a new one of 25,000 cubic feet capacity on the most approved form.

Should you desire any further information, please address the undersigned at Cuyahaga Falls, Summit county, Ohio.

Yours brotherly,

J. C. JOHNSTON.

Which was received.

Also, the following communication :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—By direction of the State Board of Agriculture, I herewith present the enclosed bill for rebuilding bridge over the State ditch at Exposition grounds, and request an early consideration and payment of the same.

Respectfully,

JOHN L. HANNA,

General Superintendent.

EXPOSITION BUILDING, Aug. 23, 1875.

Amount of labor and team work on bridges in State Fair grounds.....	\$151 75
3,640 feet lumber used for same at \$16 per 1,000.....	58 24
	<hr/>
	\$209 39

Which was referred to the Committee on Accounts and Claims.

Also, the following communication :

FORT WAYNE, IND., May 19, 1876.

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

Gentlemen.—We submitted a proposition to your Committee on Gas some time ago, in reference to lighting a part of your street lamps with coal oil, but we have heard nothing from them.

The said proposition was as follows: To adapt your street lamps to burn coal oil, and use the P. S. Underhill patent attachments in same, and for the sum of \$5.00 each, the number of lamps to be so changed to be not less than 800: *Provided*, The city would give us the contract of one year or longer of furnishing the oil, do the lighting, cleaning and repairing, and furnishing all material used in repairs of said lamps, the city to be under no expense whatever, for and in consideration of which the city shall pay us the sum of nineteen dollars (\$19) per annum per post.

Many cities are using our lamp, and they are giving universal satisfaction wherever introduced.

Your city authorities tried them last winter, and expressed themselves as well pleased with the result.

These lamps will give you equally as good light as you are getting now, and light furnished all night at one half the present expense.

We are satisfied that if you try our lamps in your suburban districts that you will be pleased with them and adopt them for lighting the majority of your streets.

Respectfully submitted,

STOPHLET & CO.

Which was referred to the Committee on Gas Light.

Also, the following communication :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen.—Having remonstrated against the improvement of Linden street,

between Prospect and Huron streets, and having since examined the ground, I think I am in error in remonstrating, and hereby ask for an economical improvement of the three squares between Prospect and Huron street.

Respectfully,

H. A. JACKSON.

Which was referred to the Committee on Streets and Alleys.

INTRODUCTION OF ORDINANCES.

Mr. Byram introduced general ordinance No. 30, 1876, entitled :

An ordinance relative to contracts for fuel, material, provisions and other articles furnished to the city of Indianapolis.

Which was read the first time.

Mr. Byram moved to suspend the rules for the purpose of reading the second and third times, and placing upon its passage the above entitled ordinance.

Mr. Reed moved as a substitute to refer the ordinance to the Committee on Revision of Ordinances.

Mr. Byram moved to amend by instructing the Committee to report next Monday night.

Which amendment was adopted.

The substitute as amended was adopted.

Mr. Reed moved to suspend the rules for the purpose of taking up general ordinance No. 28, 1876, placing the same on its second and third reading and final passage.

Which motion was adopted by the following vote :

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reasner,

Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—21.

Negative—None.

General ordinance No. 28, 1876, entitled :

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

Was read the second time.

Mr. Adams moved to strike out section two of the ordinance.

Which motion failed to pass by the following vote :

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Laughlin, Reasner, Thalman, Webster, Wright, Arthur L. and Wright, William G—10.

Negative—Councilmen Case, Craft, Diffley, Izor, Morse, McGinty, Ransdell, Reed, Schmidt, Steinhauer and Stratford—11.

The ordinance was then ordered engrossed.

By consent, Mr. Ransdell offered the following amendment :

Moved, To amend 1st section : That in all contracts to be let by the Common Council, resident contractors shall be preferred.

Which was adopted.

By consent, Mr. Byram offered the following amendment :

Amend to 1st section : *Provided,* That it can be done on as advantageous terms.

Which was adopted.

By consent, Mr. Laughlin offered the following amendment :

That also the Street Commissioner employ only bona fide residents of the city.

Which was adopted.

The ordinance as amended was read the third time and passed by the following vote:

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—21.

Negative—None.

Dr. Stratford introduced special ordinance No. 48, 1876, entitled :

An ordinance to provide for grading and graveling the alley between Lexington avenue and Pleasant street, running east and west from Dillon to Linden streets.

Which was read the first time.

By unanimous consent, the rules were suspended for the purpose of calling the roll for the introduction of new business.

Mr. Adams offered the following motion :

WHEREAS, The Council passed a resolution in September last, and the City Marshal properly served the same, ordering the owners of lots 3 and 4, Talbot's addition to the city of Indianapolis, to fill the same, and the owner thereof has paid no attention to above resolution and the said lots are a receptacle for garbage and filth, greatly endangering the health of the city; therefore,

Moved, That the Marshal again notify the owners of the above lots to properly fill the same, and in case the same is not done in ten days, the Street Commissioner be and is hereby directed to immediately fill the same, keeping an account of the expense of said work, and collect the cost of same from the aforesaid lots 3 and 4, Talbot's addition.

Which were adopted.

Also, the following motion :

Moved, That the Committee on Contracts be and are hereby directed to reject all bids for the construction of an iron bridge over the State Ditch at crossing of Central

avenue, and the City Engineer is further instructed to prepare plans and advertise for proposals for the construction of a wooden bridge over the State Ditch, at the intersection of Central avenue.

Which was adopted.

Also, the following motion :

Moved, That the City Clerk be and is hereby authorized to furnish the newly elected Councilmen with one copy of the city charter and ordinances.

Which was adopted.

Also, the following motion :

Moved, That Samuel Strong be granted 30 days additional time in which to complete his contract for the improvement of Ninth street.

Which was adopted.

Also, the following motion :

Moved, That the Street Commissioner be and is hereby directed to place a wooden culvert at intersection of Plum street and Massachusetts avenue.

Which was adopted.

Also, the following motion :

Moved, That the ordinance letting the city work for street cleaning by contract, be made the special order on next Monday night.

Which was adopted.

Mr. Bugbee offered the following motion :

Moved, That the Street Commissioner be directed to build wooden culverts at the crossing of Eighth street and Alvord avenue ; also at the crossing of Columbia avenue and Ninth street.

Which was referred to the Committee on Streets and Alleys.

Mr. Byram offered the following motion :

Moved, That Robertson & Dawson be granted a license as auctioneers at Nos. 94 and 96 East Washington street, for a period of six months.

Which was adopted.

Also, the following motion :

Moved, That the City Attorney be and is hereby directed to prepare a list of the penal ordinances of the city, properly arranged and indexed, for the purpose of publication in book form, and that when so prepared the Committee on Printing and Stationery are hereby directed to have 200 copies of the same printed, and insert therein the rules and regulations of the Police Force.

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

By consent, Mr. Craft introduced general ordinance No. 31, 1876, entitled :

An ordinance defining the duty of Policemen and Street Commissioner in regard to the repair of streets.

Which was read the first time and referred to the Committee on Revision of Ordinances.

Mr. Craft offered the following motion :

Moved, That the Market Master is hereby instructed to prevent all loitering or lounging on the benches inside of the Market House.

Which was adopted.

Mr. Izor offered the following motion :

Moved, That the City Civil Engineer be and he is hereby directed to examine the locality at the intersection of St. Clair and Charles streets, and report to this Council on next Mouday night the best method of draining the large pool of stagnant

water concentrated at said point, the same being very injurious to the health of the locality mentioned.

Which was adopted.

Also, the following motion :

Moved, That the City Marshal be instructed to notify George F. Adams to open the alley now occupied by said Adams as a lumber yard, the aforesaid being the first alley north of John street, between the C., C., C. & I. R. R. and Archer street.

Which was adopted.

Also, the following motion :

Moved, That Olive Marshall be granted permission to move a frame house from a point on Alabama street, between Fort Wayne avenue and St. Joe streets, two squares south on Alabama and one-half square east on Walnut streets.

Which was adopted.

Mr. McGinty submitted the following claim :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen:—The city of Indianapolis is indebted to James Mahoney for the use of his house on election day the sum of ten (\$10.00) dollars, in the Twelfth Ward.

MARTIN MCGINTY, Councilman.

Which was referred to the Committee on Accounts and Claims.

Mr. Ransdell offered the following motion :

Moved, That the Committee on Gas be instructed to investigate and report to this Council upon the feasibility of discontinuing the lighting of one street lamp in each square in the city where there are four or more lamps to the square, so that there shall not be more than three lamps to any one square.

Which was adopted.

Also, the following motion :

Moved, That the Committee on Year Book be instructed to prosecute the compilation of city officers' reports to as early completion as practicable.

Which was adopted.

Mr. Reed offered the following motion :

Moved, That George W. Parker hereby has permission to pave with brick, at his own expense, according to the stakes set by the Civil Engineer, the sidewalk in front of his property on St. Joe street, between Meridian and the Reel House.

Which was adopted.

Mr. Schmidt offered the following motion :

Moved, That the First Evangelical Church have the consent of this Council to hold a picnic in the Southern Park on the 21st of June.

Which was adopted.

Also, the following motion :

Moved, That the Street Commissioner is hereby directed to fill up chuck-holes on East Market from Noble street; also on North Winston street from East Washington.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

Moved, That the Street Commissioner is hereby directed to place a wooden culvert on Michigan street near the Arsenal grounds. The old bridge is in a dangerous condition, and this matter should be attended to at once, so as to make a safe drive for the public.

Which was referred to the Committee on Bridges.

Also, the following motion :

Moved, That the proposition of the I., P. & C. Railway Company, and the C., C., C. & I. Railway Company be made a special order for next Monday night.

Which was adopted.

Mr. Steinhauer offered the following motion :

Moved, That the Second Reform Church Sunday School be allowed the use of the Southern Park on next Thursday, May 26, 1876, to hold their annual picnic.

Which was adopted.

Dr. Stratford offered the following motion :

Moved, That the Street Commissioner be directed to raise the grade of the alleys—the one between Dougherty and Buchanan from Wright to McKernan, and the one between Wright and McKernan from Dougherty and Buchanan—at their crossings, the same having settled since the work was accepted by the Civil Engineer.

Which was referred to the Committee on Streets and Alleys.

Mr. Thalman offered the following motion :

Moved, That the Civil Engineer report to this Council the cause of the worthlessness of the cistern located corner of Patterson and Michigan streets, whether or not it is the fault of the contractor, and if so, who he is.

Which was adopted.

Also, the following petition and motion :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen:—In consideration of the fact that parties owning property in West Indianapolis through which alleys are ordered to be opened have their grounds already planted, and that there is no immediate public use for said alleys, the undersigned respectfully request that the opening of the same be deferred for the present.

V. K. MORRIS,
JOSEPH MORRIS,
JESSE WHITE,
JOSEPH T. ELLIOTT,
and 19 others.

Moved, That the City Marshal be notified to take no further action in regard to the matter until further notice from this Council.

Which petition was received and the motion adopted.

SPECIAL ORDER.

On motion, the gas proposition was postponed until Monday, June 5th, 1876, and made special order for that evening.

Dr. Stratford, from the Committee on Sewers, submitted the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—Your Committee on Sewers, to whom was referred the petition of property owners on Madison avenue against paying the assessment of a sewer in said street.

Your Committee have examined the matter, and find that more than one-half of the sewer is not available for house connections, the depth not being sufficient. At Ray street the top of the sewer is only 1.85 ft. from top of ground, and for 700 ft. the deepest place is only 6 feet, and 100 feet of the sewer from Yeizer street the same is only 6 feet.

We are therefore of the opinion that a majority of the property along the line of said sewer is not in the least benefitted by it, neither for drainage or for house connections, and we therefore report in favor of granting the prayer of the petitioners, i. e., that they may be relieved from payment of the assessment, the work having been done over protest of a large majority of the property owners.

Respectfully submitted,

I. W. STRATFORD,

W. G. WRIGHT,

F. SCHMIDT,

Committee on Sewers.

Mr. Craft offered the following motion :

Moved, That the report be referred to the Civil Engineer, to report to this Council on next Monday night the number of feet of the sewer that can be tapped, and the owners of property adjoining the same; also the number of feet that cannot be tapped, and the owners of property adjoining the same.

Which was adopted.

The following special order was taken up:

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 25, 1871.

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

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Izor, Morse, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Thalman, Webster, Wright, Arthur L. and Wright, William G.—18.

Negative—Councilmen Diffley, Laughlin and Stratford.—3.

Mr. Adams moved that the Council now proceed to the election of three members of the Hospital Board.

Which was adopted.

The Chair appointed Councilmen Schmidt and Izor as tellers.

Mr. Byram nominated Daniel M. Ransdell, Mr. Schmidt nominated John J. Diffley, and Mr. Adams nominated Isaac Thalman.

A ballot was had which resulted in Mr. Ransdell receiving 18 votes, Mr. Thalman 18 votes, and Mr. Diffley 17 votes, scattering 3 votes.

Messrs. Ransdell, Thalman and Diffley each having received a majority of all the votes cast, were declared duly elected members of the Hospital Board.

By consent, Mr. Thalman, from the Committee on Parks, submitted the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—Your Committee on Parks, to whom was referred a motion by Dr. Stratford, that the present occupant of the dwelling house on Southern Park be notified by the City Attorney to vacate said premises, we would recommend that the motion be concurred in, such notice be given to take effect within 10 days, and that M. M. Burns be allowed to move into and occupy said house.

Respectfully submitted,

WM. BUEHRIG,
ISAAC THALMAN,
T. J. MORSE,

Committee on Parks.

Which was concurred in.

REPORTS FROM COMMITTEES.

Mr. A. L. Wright, from the Committee on Finance, submitted the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—Your Committee, to whom was referred the complaint of Geo. Sutter, would respectfully report that they have examined into the matter complained of, and find the following :

The city assessment bears date January 1, 1875, and the property was assessed at \$1,500. Subsequently the property was damaged by high water, and the county assessment bearing date April 1, 1875, was for \$1,000.

In the opinion of your Committee, the assessment made by the City Assessor was a fair valuation of this property, at the time the assessment was made.

Respectfully submitted,

A. L. WRIGHT,
N. S. BYRAM,
I. W. STRATFORD,
J. C. LAUGHLIN,

Committee on Finance.

Which was concurred in.

Mr. Byram, from the Committee on Benevolence and Hospitals, submitted the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—Your Committee on Benevolence and Hospitals, to whom was referred the communication of J. W. Marsee, M. D., Secretary pro tem. of Board of Health, made to this Council on the 15th inst., relative to the incomplete mortality record kept by the former Board of Health. We would recommend that the Secretary of the former Board of Health be required to complete said record, and that the City Clerk be instructed to withhold any orders that may be due him from the city until such record is completed.

Respectfully submitted,

N. S. BYRAM,
J. W. BUGBEE,

Committee on Benevolence and Hospitals.

Which was concurred in.

The Mayor, from Special Committee on Year Book, submitted the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—Your Committee on printing the report of the City Civil Engineer, would beg leave to report that in their judgment 100 copies of said report should be printed for circulation among Councilmen and others.

ENOS B. REED,
J. CAVEN,

Committee on Year Book.

Which was concurred in.

Mr. Schmidt moved that the Council now proceed to the election of four Captains of Police.

Which motion was adopted.

Messrs. Izor and Schmidt were appointed as tellers.

Mr. Schmidt nominated Joseph R. Forbes, Mr. Craft nominated Jesse T. Murphy; Mr. Adams nominated Robert Campbell, Mr. Morse nominated Warren Ohaver, Mr. Duffley nominated John F. Hennessy, Timothy Griffin, Albert Duckett, and Mr. Laughlin nominated Jeff. Springstein.

A ballot was then had, which resulted in Mr. Forbes receiving 16 votes, Mr. Murphy 15 votes, Mr. Campbell 15 votes, Mr. Ohaver 13 votes, Mr. Hennessy 4 votes, Mr. Griffin 3 votes, M. Duckett 4 votes, Mr. Springstein 4 votes.

Messrs. Forbes, Campbell, Murphy and Ohaver having received a majority of all the votes cast, were declared duly elected Captains of Police.

By consent, Dr. Stratford, from the Committee on Sewers, sub-
the following report :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen :—Your Committee on Sewers, who were directed to confer with O'Brien & Neiswander with reference to supplying catch-basin traps, would report that we have propositions from them which are herewith submitted, and would recommend that a sufficient number of them be purchased to supply the most offensive basins.

I. W. STRATFORD,
W. G. WRIGHT,
F. SCHMIDT,
Committee on Sewers.

Also, the following propositions :

COLUMBUS, O., February 3, 1876.

Dr. I. W. Stratford, Chairman Council Committee, Indianapolis, Indiana:

Sir :—In reply to your favor of the 31st ult., our prices for catch basins and sewer traps on board cars at this place are as follows :

24 inch traps.....	\$40 00 each.
28 inch traps.....	42 00 "
30 inch traps.....	44 00 "

This schedule of prices only apply, however, to lots of fifty or more. We are not contracting, to place traps in basins, as it has been our experience that City Engineers prefer to do that part of the work under their own supervision.

Respectfully,

O'BRIEN & NEISWANDER.

COLUMBUS, O., March 15, 1876.

Dr. I. W. Stratford, Chairman Common Council, Indianapolis, Indiana :

Dear Sir :—As Chairman of your Committee, we authorize you to state to your Council that we will introduce our patent in the State of Indiana, furnish 100 catch-basin traps to your city at 25 per cent. discount from our regular price list, which we gave you some time since. This, provided we get the order within 30 days from this date. Will you please submit this offer to your body, and favor us with early reply.

Respectfully,

O'BRIEN & NEISWANDER.

Which matter was referred to the City Civil Engineer, with instructions to report how many catch basins will be needed.

Mr. Byram moved to suspend the rules to take up and place on its passage special ordinance No. 197, 1875.

Which motion was adopted by the following vote :

Affirmative—Councilmen Adams, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

Special ordinance No. 197, 1875, entitled :

An ordinance to provide for grading and graveling Ninth street and sidewalks, from Illinois to Tennessee streets.

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

Affirmative—Councilmen Adams, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morce, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

Mr. Schmidt moved to suspend the rules for the purpose of taking up and placing on its passage special ordinance No. 20, 1876.

Which motion was adopted by the following vote :

Affirmative—Councilmen Adams, Bugbee, Byram, Case, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

Special ordinance No. 20, 1876, entitled :

An ordinance to provide for grading and graveling the alley between Washington and Market streets, running from Arsenal avenue west to the east line of J. M. Ridenour's homestead, thence north to Market street.

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

Affirmative—Councilmen Adams, Bugbee, Byram, Craft, Diffley, Izor, Laughlin, Morse, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—19.

Negative—Councilmen Case—1.

On motion, the Council adjourned.

J. Soren Mayor.

Attest :

Benj. Wright Clerk.