

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
Monday, May 29th, 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, Diffley, Izor, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—24.

Absent—Councilmen Pouder and Morse—2.

The proceedings of the regular session held May 22d, 1876, were read and approved.

Sealed proposals for grading and paving with brick the east sidewalk of Kentucky avenue, from south side of Georgia street to South street, 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 29, 1876.

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

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

A second and final estimate allowed John H. Forrest, for grading and graveling Ellis street and sidewalks between Maryland and Georgia streets—

911 lineal feet at 80 cents.....	\$728 80
Less former payment.....	392 80
	<hr/>
Present paument.....	\$336 00

Also, a first and partial estimate allowed George Wm. Seibert, for grading and graveling Madison avenue, and paving the sidewalks with brick, from Delaware to Nebraska streets—

2,796.26 lineal feet gravel at 53 cents.....	\$1,482 01
2,531.29 lineal feet paving at 66 cents.....	1,670 65
85.44 cubic yards gravel at 80 cents.....	68 35
34.04 square yards bouldering at 70 cents.....	23 82
25 cubic yards embankment at 50 cents.....	12 50
4 joints sewer pipe (including laying) at \$2.50.....	10 00
	<hr/>
Total.....	\$3,267 33

Also, a first and partial estimate allowed Irwin & Hanna, for grading and graveling Everson street and sidewalks from Prospect to Orange streets—

870 lineal feet at 57 cents.....	\$495 90
----------------------------------	----------

Also, a first and final estimate allowed W. H. Study & Co., for grading and graveling the first alley south of St. Clair street, between the C., C. & I. R. R. Company's grounds and Winston street—

667 lineal feet at 26 cents.....	\$173 42
----------------------------------	----------

Respectfully submitted.

BERNHARD H. DIETZ,
City Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

Resolved, That the foregoing second and final 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, Bugbee, Byram, Case, Darnell, Diffley, Kenzel, McGill, McGinty, Reed, Schmidt, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—17.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and partial estimate allowed George Wm. Seibert, for grading and graveling Madison avenue, and paving the sidewalks with brick, from Delaware to Nebraska 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, Darnell, Diffley, Kenzel, McGill, McGinty, Reed, Schmidt, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—17.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and partial estimate allowed Irwin & Hanna, for grading and graveling Everson street and sidewalks from Prospect to Orange 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, Darnell, Duffley, Kenzel, McGill, McGinty, Reed, Schmidt, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—17.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed W. H. Study & Co., for grading and graveling the first alley south of St. Clair street, between the C., C., C. & I. R. R. Company's grounds and Winston 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, Bugbee, Byram, Case, Darnell, Duffley, Kenzel, McGill, McGinty, Reed, Schmidt, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—20.

Negative—None.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, May 29, 1876.

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

Gentlemen:—I was directed to report the cause of the worthlessness of the cistern located at corner of Patterson and Michigan streets, and whether or not it be the fault of the contractor, and if so, who is the contractor?

The cistern referred to was built by Messrs Anderson & Devenish. After it was completed, the Chief Fire Engineer filled it with water and found it would not hold. The contractors were notified and they endeavored to stop the leak, but on a second trial, by the Chief Fire Engineer, the result was the same as in the first. The con-

tractors were again notified and they reported that it would be impossible to get the cistern to hold water, on account of the dampness of the ground, but as soon as the water disappears from the ground, the leak can be stopped.

There is yet due the contractors, \$154.35, for building said cistern, which balance will not be paid until the work is completed satisfactorily.

SECOND.

On motion of Mr. Geiger, I was directed by the Council to prepare and make for the use of the Chief Fire Engineer, a chart or map showing the location of fire plugs, cisterns, etc. I have completed the map and a record book accompanying the same and herewith present them to your honorable body.

THIRD.

I was directed to examine the locality at the intersection of St. Clair and Charles street and report to your honorable body the best method of draining the large pool of stagnant water concentrated at said point. I would report, that in my opinion, the best and cheapest plan would be to run a two (2) foot pipe from the east side of Peru avenue, in and along St. Clair street, to Railroad street sewer and connecting with said sewer. The drainage of John street, Oxford street, Peru avenue on the north end, Charles street on the north, St. Clair street on the east and Winston street on the south, flows into said pool, which has no outlet, and in consequence has become a nuisance, and very injurious to the health in that locality.

The amount of pipe required would be about four hundred feet.

FOURTH.

I was directed to report to your honorable body the number of feet of the Madison avenue sewer that can be tapped, and the owners of property adjoining the same; also the number of feet that can not be tapped, and the owners of property adjoining the same.

I have made the necessary examination, and report as follows :

Number of feet that can be tapped and owners of property adjoining.

EAST SIDE OF STREET.

C. E. & M. Moriarty.....	62	feet.
James Frank.....	62	"
Lizetta Werbe.....	62	"
Catharine Brill.....	31	"
Thos. F. Ryan.....	93	"
Max. Schiller.....	31	"

Mary Kropp	31	feet.
Chris. Thompson	31	"
Peter Mueller.....	31	"
Frederick Brink.....	43.04	"
Peter Zimmer.....	43.04	"
Victor Plogstreth	43.04	"

WEST SIDE OF STREET.

Frederick Dietz.....	76	"
Margaret McCarty.....	565.14	"

Total number feet that can be tapped.....1204.26 "

Number of feet that can not be tapped and the owners of property adjoining :

EAST SIDE OF STREET.

Brown, Frank & Ketcham.....	81.04	feet.
Ignatz Brown.....	40	"
James Frank	40	"
Mads Hanson ..	42.08	"
Wm. H. and M. Shearer.....	42.07	"
Kate Noble estate.....	277.03	"

WEST SIDE OF STREET.

Thos. Edwin and J. C. Dean	208.04	"
Western Furniture Co.....	219.	"
Freerick Dietz.....	153.66	"

Total number feet that can not be tapped... 1103.92 "

FIFTH.

I was instructed to report to your honorable body the number of catch-basin traps required to supply the most offensive catch-basins. The following is a list of the number required and locality.

- 1 on Virginia avenue, first alley north of Stevens' street.
- 1 at southeast corner School street and Fletcher avenue.
- 2 on Fletcher avenue, between Noble and Cedar streets.
- 2 at crossing of Cedar street and Fletcher avenue.
- 1 at southeast corner Fletcher and Virginia avenues.
- 1 at southeast corner East and South streets.
- 1 at crossing New Jersey and South streets.
- 2 at crossing Alabama and South streets.

- 1 at northeast corner Kentucky avenue and South street.
- 1 at southwest corner Maryland and Illinois streets.
- 1 at northeast corner Pennsylvania and Washington streets.
- 1 at northwest corner New York and Illinois streets.
- 1 at northwest corner Michigan and Illinois streets.
- 1 at northeast corner North and Illinois streets.
- 1 northeast corner St. Clair and Illinois streets.
- 1 northwest corner Pennsylvania and Ohio streets.

 25

Respectfully submitted,

BERNHARD H. DIETZ,
City Civil Engineer.

The first clause was concurred in; the second clause was referred to Fire Board; the third clause was referred to the Committee on Sewers. The subject matter spoken of in the fourth clause was referred to the Committee on Judiciary and City Attorney, with instructions to report next Monday night as to whether the city can legally exempt a portion of the assessment for such sewer, and charge the balance against the property owners. In regard to the fifth clause, Dr. Stratford moved that the Engineer be instructed to purchase the number of catch basin traps recommended in his report, and place them in position.

Which motion was adopted by the following vote:

Affirmative—Councilmen Buehrig, Bugbee, Craft, Diffley, Izor, Kenzel, Laughlin McGinty, Reasner, Reed, Schmidt, Steinhauer, Stratford and Wright, William G.—14.

Negative—Councilmen Byram, Case, Darnell, McGill, Ransdell, Thalman, Thomas, Webster, and Wright, Arthur L.—9.

The City Attorney submitted the following report:

INDIANAPOLIS, May 29, 1876.

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

Gentlemen:—I respectfully report that I have collected the claim of \$36.00 against

Charles H. G. Bals, transferred to me by ex-Street Commissioner Mattler, and have paid said amount into the City Treasury.

I herewith submit duplicate receipt No. 99 of the City Treasurer for the same.

R. O. HAWKINS,
City Attorney.

Which was concurred in.

The City Clerk submitted the following report :

INDIANAPOLIS, May 29, 1876.

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

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

John Greene vs. Agedius Naltner for	\$34 88
John Greene vs. Agedius Naltner for	34 88
John Greene vs. Agedius Naltner for	34 88
John Greene vs. Agedius Naltner for	34 88
John Greene vs. Agedius Naltner for	34 88
John Greene vs. Agedius Naltner for	34 88
John Greene vs. Agedius Naltner for	41 62

And respectfully recommend that you order the precepts to issue.

BENJ. C. WRIGHT,
City Clerk.

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

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

Negative—None.

The City Clerk submitted the following statement :

INDIANAPOLIS, May 29, 1876.

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

Gentlemen:—The City Clerk respectfully submits the following detailed statement of the bonded indebtedness of the city of Indianapolis.

Respectfully submitted,
BENJ. C. WRIGHT,
City Clerk.

BONDED INDEBTEDNESS.

Bonds have been issued by the Common Council as follows:

RAILROAD BONDS.

January 1st, 1869, due January 1st, 1889, twenty year bonds, to the Indianapolis and Vincennes Railroad Company, bearing six per cent. interest per annum, payable annually at the office of the City Treasurer.....	\$60,000 00
January 1st, 1869, due January 1st, 1889, twenty year bonds to the Junction Railroad Company, bearing six per cent. interest, payable annually at the office of the City Treasurer.....	50,000 00
January 1st, 1870, due January 1st, 1890, twenty year bonds to the Danville and Crawfordsville Railroad Company, bearing six per cent. interest, payable annually at the office of the City Treasurer	45,000 00
Total railroad bonds.....	\$155,000 00

SELLERS FARM BONDS.

Aprsl 1st, 1873, due April 1st, 1893, twenty year bonds to Wm. H. English, on account of purchase of Sellers Farm, bearing eight per cent. interest. per annum, payable semi-annually at the office of Winslow, Lanier & Co., New York	\$21,000 00
--	-------------

LOAN BONDS.

July 1st, 1873, due July 1st, 1893, "Series A," twenty year bonds, bearing 7 3-10 per cent. interest, payable semi-annually at Winslow, Lanier & Co., New York—

To McKim & Co., Baltimore.....	\$200,000 00	
To David Baldwin, Baltimore.....	10,000 00	
To Indianapolis Banking Co., Indianapolis	90,000 00	\$300,000 00

July 1st, 1873, due July 1st, 1893, "Series B," twenty year bonds, bearing 7 3-10 per cent. interest, payable semi-annually at the office of Winslow, Lannier & Co., New York—

To Smith & Hannaman, Indianapolls.....	\$25,000 00	
To Drexell & Co., Philadelphia.....	5,000 00	
To Wm. R. Newbold & Son, Aertsen & Co., Philadelp'a	165,000 00	
To Swan & Barrett, Portland, Me.....	15,000 00	
To T. O. Enders, Pres't Aetna Life Ins. Co., Hartford, Conn.....	90,000 00	\$300,000 00

PARK PURCHASE BONDS.

January 1st. 1874, due January 1st, 1894, twenty year bonds bearing 7 3-10 per cent. interest, payable semi-annually at office of Winslow, Lanier & Co., New York—

To N. R. Ruckle, Indianapolis.....	\$109,500 00
------------------------------------	--------------

LOAN BONDS.

July 1st, 1874, due July 1st, 1894, "Series C," twenty year bonds bearing 7 3-10 per cent. interest, payable semi-annually at office of Winslow, Lanier & Co., New York—

To T. O. Enders, President Ætna Life Insurance Co., Hartford, Conn	\$230,000 00	
To Woollen, Webb & Co., Indianapolis.....	20,000 00	
To Jos. A. Moore & Bro., Indianapolis.....	50,000 00	\$300,000 00

July 1st, 1875, due July 1st, 1895, "Series D," twenty year bonds bearing 7 3-10 per cent. interest, payable semi-annually at office of Winslow, Lanier & Co., New York—

To C. Knefler, Indianapolis.....	\$150,000 00	
To Smith & Hannaman, Indianapolis.....	50,000 00	\$200,000 00

FIRE DEPARTMENT BONDS.

July 1st, 1875, due July 1st, 1895, twenty year bonds bearing 7 3-10 per cent. interest, payable semi-annually at office of Winslow, Lanier & Co., New York—

To W. W. Northrup, Indianapolis, (on account of purchase of real estate for Fire Department purposes).....		\$7,000 00
--	--	------------

LOAN BONDS.

January 1st, 1876, due January 1st, 1896, "Series E," twenty year bonds bearing 7 3-10 per cent. interest, payable semi-annually at office of Winslow Lanier & Co., New York—

To E. B. Martindale, Indianapolis.....		\$8,000 00
--	--	------------

FIRE DEPARTMENT BONDS.

January 1st., 1876, due January 1st, 1886, ten year bonds, bearing 7 3-10 per cent. interest, payable semi-annually at office of Winslow, Lanier & Co., New York—

To John J. Palmer, Indianapolis, (on account of purchase of two steam fire engines).....		\$9,000 00
--	--	------------

RECAPITULATION.

Total bonds bearing six per cent. interest :

Railroad bonds.....		\$155,000 00
---------------------	--	--------------

Total bonds bearing seven and three-tenths per cent interest :

Loan bonds, "Series A"	\$300,000 00	
Loan bonds, "Series B"	300,000 00	
Loan bonds, "Series C"	300,000 00	
Loan bonds, "Series D".....	200,000 00	
Loan bonds, "Series E".....	8,000 00	\$1,108,000 00
Park purchase bonds.....	109,500 00	
Fire Department bonds.....	16,000 00	1,233,500 00

Total bonds bearing eight per cent interest :

Sellers Farm bonds.....	\$21,000 00
Total	<u>\$1,409,500 00</u>

Annual interest on above bonds, and date of maturity :

On \$45,000.00 railroad bonds due January 1st, 6 per cent. interest, payable annually.....	\$2,700 00
On \$1,108.00 loan bonds, due January 1st, 7 3-10 per cent. interest, payable semi-annually.....	40,442 00
On \$100,500.00 park purchase bonds, due January 1st, 7 3-10 per cent interest, payable semi-annually	3,996 75
On 16,000.00 Fire department bonds, due January 1st, 7 3-10 per cent interest, payable semi-annually	584 00
Total amount of interest due January 1st.....	<u>\$17,722 75</u>

On \$110,000 railroad bonds, due April 1st, 6 per cent. interest, payable annually.....	\$6,600 00
On \$21,000 Sellers Farm bonds, due April 1st, 8 per cent interest, payable semi-annually	840 00
Total amount of interest due April 1st.....	<u>7,440 00</u>

On 1,108,000 loan bonds, due July 1st, 7 3-10 per cent. interest, payable semi-annually.....	\$40,442 00
On \$109,500 park purchase bonds, due July 1st, 7 3-10 per cent interest, payable semi-annually.....	3,996 75
On \$16,000 Fire department bonds, due July 1st, 7 3-10 per cent. interest payable semi-annually.....	584 00
Total amount of interest due July 1st.....	<u>45,022 75</u>

On \$21,000 Sellers Farm bonds, due October 1st, 8 per cent interest payable semi-annually.....	840 00
Total amount of annual interest.....	<u>\$101,025 50</u>

Which was referred to the Committee on Finance.

Also, the following annual report :

INDIANAPOLIS, May 29, 1876.

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

Gentlemen :—The City Clerk respectfully reports to your honorable body the amount of orders issued on the City Treasurer for the fiscal year ending May 15th 1876 :

Bonds redeemed	\$136 00
Home for Friendless Women	5,337 00

Interest	\$91,581 99
School Fund (for the fiscal year ending May 13, 1875).....	233,258 75
School Fund, (for the fiscal year ending May 12, 1876).....	200,616 02
Sellers Farm note.....	10,000 00
Temporary Loan, warrants redeemed.....	250,000 00
Treasurer's percentage, (for the fiscal year ending Msy 13, 1875).....	16,027 30
Treasurer's percentage, (from May 13, to December 31st 1875).....	1,701 46
Board of Health.....	912 98
Bobb's Free Dispensary.....	1,500 00
Bridges.....	40,590 45
City Assessor, assistants.....	2,522 50
City Civil Engineer, assistants.....	6,517 00
City Clerk, assistants.....	500 00
City Commissioners.....	1,134 00
City Dispensary.....	1,600 00
City Hospital and Branch.....	22,730 00
City Marshal, assistants.....	290 00
Cisterns.....	5,632 38
Costs.....	1,501 98
Damages.....	18,620 34
Donations.....	7,000 00
Elections.....	681 75
Fire Department.....	118,165 77
Fountains.....	319 60
Fuel.....	115 04
Gas.....	68,656 81
Gas fixtures and repairs.....	4,286 90
Ice.....	102 60
Incidentals.....	1,831 78
Insurance.....	200 00
Lighting and extinguishing public lamps.....	7,025 37
Levee.....	5,055 68
Markets.....	1,056 45
Nuisances.....	700 00
Office fixtures.....	1,079 19
Parks.....	1,365 25
Police.....	78,411 25
Posting bills.....	274 00
Printing, stationery and advertising.....	13,847 76
Rent.....	2,000 00
Street repairs.....	70,280 82
Street improvements.....	23,970 47
Station House.....	3,559 72
State Ditch.....	870 00
Steam Road Roller.....	48 75
Salary.....	20,540 50
Sewers.....	31,583 09
Taxes refunded.....	644 69

Tomlinson estate, annuity and repairs.....	\$8,914 32
Transfers	958 60
Tunnels	35 00
Water rent.....	18,486 50
Total.....	\$1,404,777 81

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was referred to the Committee on Finance.

The City Treasurer submitted the following annual report :

REPORT of the City Treasurer showing receipts and disbursements for the year ending May 12, 1876 :

RECEIPTS.

Balance on hand, May 13, 1875.....	\$11,681 58
From current tax collected.....	802,264 99
From delinquent tax collected.....	93,240 28
From tax sales.....	35,378 58
From auctions.....	200 00
From benefits	2,442 00
From boarding U. S. prisoners.....	4 80
From Butterfield note.....	906 66
From City Hospital, (pay patients)	584 51
From City Attorney, (For Robinson).....	75 00
From drays, license.....	238 00
From dogs' license.....	1,114 25
From express licenses.....	774 00
From fines and fees.....	3,958 77
From House of Refuge.....	3 00
From hacks	907 00
From interest, C. Ahrens & Co.....	72 00
From loans	251,560 00
From market rents.....	2,224 25
From old material sold.....	699 34
From peddler's license.....	1,166 00
From printing on precepts.....	905 50
From Street Commissioner, Mattler, (dirt sold, etc).....	192 00
From show license.....	575 00
From Seller's Farm rents.....	1,342 50
From tapping sewers.....	570 00
From unclaimed money, (returned by City Marshal West).....	5 10
From wood sold S. Park by I. W. Stratford.....	12 00
Total	\$1,213,097 11

DISBURSEMENTS.

Assisting City Assessor	1,761 92
Assisting City Civil Engineer.....	6,185 03
Assisting City Clerk	514 67
Assisting City Marshal.....	264 48
Bridges	43,074 94
Board of Health.....	985 95
Bobb's dispensary	1,558 59
Bonds and interest.....	339,917 99
Costs	1,477 05
Cisterns.....	7,674 91
City Commissioners.....	1,161 52
City dispensary	811 20
Damages.....	17,274 78
Donations	7,869 21
Engine houses.....	7,060 71
Elections.....	528 83
Fountains.....	321 44
Fuel	78 53
Fire.....	113,926 80
Gravel roads.....	420 93
Gas and gas fixtures.....	74,010 38
Home of the Friendless.....	5,461 36
Hospitals.....	22,605 90
Incidental.....	1,733 89
Insurance.....	202 30
Ice.....	98 21
Levees.....	5,175 59
Lamp lighting.....	6,735 15
Markets	1,083 91
Nuisances	712 33
Office fixtures.....	1,081 67
Printing	13,143 06
Parks.....	1,097 98
Posting bills.....	260 77
Police.....	75,561 72
Real estate.....	46 36
Rent	2,058 50
Sewers.....	34,952 29
Street sprinkling.....	231 20
Sellers' farm and interest.....	11,800 00
Steam road roller.....	50 75
State ditch.....	875 61
Street repairs	70,253 97
Salary.....	20,888 63
Street improvement.....	23,077 68
School Board.....	200,616 02

Station House	3,397 26
Tunnels	37 77
Tomlinson estate..	8,982 08
Taxes refunded.....	867 85
Transfers	971 91
Water rents.....	18,922 26
Treasurer's per cent.....	12,801 70
Balance on hand, May 12, 1876	40,431 57
<hr/>	
Total	\$1,213,097 11

The balance on hand is disposed of by ordinance, as follows :

Tomlinson semi-annual annuity, June 1, 1876.....	3,500 00
Railroad interest coupons redeemed May 12, 1876. Vouchers not received in time for Report.....	3,600 00
Sinking Fund.....	27,041 97
To be applied to payment of interest.....	6,289 60
<hr/>	
	\$40,431 57
Leaving an indebtedness to the Interest Fund of.....	\$69,427 91

HENRY W. TUTEWILER,
City Treasurer.

To the Mayor and Members of the Common Council,
of the City of Indianapolis:
INDIANAPOLIS, May 29, 1876.

Which was referred to the Committee on Finance.

Also, the following report :

INDIANAPOLIS, May 29, 1876.

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

Gentlemen :—I herewith submit my annual report, giving an itemized statement of receipts and disbursements for the year ending May 12th, 1876.

In addition to the City Clerk's statement of the city's indebtedness I would report the following, that it may become a matter of record :

The College Fund holds a mortgage on out lots 2 and 3, out-lot 42, for five hundred dollars (\$500.00) and seventy dollars interest on same. The interest has since been paid. The principal is due April 28, 1877. Also Railroad coupons amounting to \$3,600.00 presented for payment since the 12th inst., and paid as per mention in my report. In estimating my fees as per report, I have charged 5 per centum on

delinquent taxes and 6 per centum on tax sales upon the written opinion of City Attorney that I am entitled by law to said fees. The interest on the city's deposits for the past year was not received in time to be incorporated in the report.

Respectfully submitted,

HENRY W. TUTEWILER,

City Treasurer.

Which was referred to the Committee on Finance.

Also, the following report :

INDIANAPOLIS, May 29, 1876.

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

Gentlemen:—I have the honor to report that the damages in the matter of widening and laying out the first alley east of East street and running from McCarty street to the first alley north of Bachanan street to a uniform width of fifteen feet, have been tendered to the proper parties and by them accepted, amounting to sixty dollars (\$60.00).

Respectfully submitted,

HENRY W. TUTEWILER,

City Treasurer.

Which was concurred in.

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 ask permission to move their office to the Council Committee Room as the present office, which they share with City Commissioners, is totally unfit for their purpose.

J. W. MARSEE,

Secretary Board of Health.

Which was referred to the Committee on Public Buildings.

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 20th day of May, to 6 o'clock P. M. on the 27th day of May, 1876.

Under 1 year.....	2
1 to 2 years.....	1
2 to 3 ".....	1
3 to 4 ".....	1
4 to 5 ".....	0
5 to 10 ".....	0
10 to 20 ".....	2
20 to 30 ".....	2
30 to 40 ".....	2
40 to 50 ".....	1
50 to 60 ".....	4
60 to 70 ".....	0
70 to 80 ".....	0
80 to 90 ".....	1
90 to 100 ".....	0
Above 100 ".....	0
Unknown ".....	0
—	
Total.....	17

F. M. HOOK, 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 29, 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 land, 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 staightened, 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 17th 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 widening Harrison street from Ittenbach street to Dillon street, more fully described in the petition to us referred and hereto annexed, marked exhibit "B."

They then adjourned to meet May 22d, 1876.

3d. That they did inquire into the matter of the service of notice 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: O. Barker, by her father, Henry Hostman, Henry Boecy, Samuel Lefever, Gerhart Ittenbach, Smith & Ittenbach, Jacob Ducks and Wm. Ketlan.

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 the evidence touching the questions before them, and did also view the premises, and that they did estimate—

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

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

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

FOURTH.

Your Commissioners do further report—

1st. That the value of the land to be appropriated is, in the aggregate, ten thousand dollars (\$10,000.00).

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

Your Commissioners do further report, that the benefits to all parties, in the aggregate, will not exceed one thousand dollars (\$1,000.00), and in view of such fact, and the remonstrance hereto annexed, your Commissioners do therefore recommend that the said Harrison street be not widened as prayed.

Respectfully submitted,

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

Commissioners

Which was concurred in.

Also, the following report :

INDIANAPOLIS, May 29, 1876.

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

Gentlemen :—The undersigned respectfully report to your honorable body, that we have inquired into the legality of the matters of our report, in reference to the straitening of Sullivan street, and do respectfully report that there was no papers or evidence of remonstrance against the straitening of said Sullivan street, submitted to us : and we further think by reference to the Statute act, under which we were appointed, and are acting, it is evident to us we have the authority to recommend the condemning of property for the purpose of straightening, widening or altering of streets, etc.

Respectfully,

GEO. W. HILL,
J. S. HILDEBRAND,
R. H. PATTERSON.

Commissioners.

Dr. Stratford offered the following motion :

Moved, That the report of the City Commissioners, on the widening of Sullivan street, be referred back with the City Attorney, with instructions to examine as to the legality of vacating an alley when there is a remonstrance on file against the same, and if not legal, then the City Commissioners report the benefits and damages in the widening of said Sullivan street.

Which was adopted.

The City Commissioners submitted the following report .

INDIANAPOLIS, May 29, 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 12th 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 opening Court street from East street to Noble street, more fully described in the petition to us referred and hereto annexed, marked exhibit “B.”

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

4th. That the following named persons appeared in answer to said notices, viz : Chas. W. Nicholai, Chas. Prange, Maria E. Murray's heirs by S. P. Strong, Fred Blake, Alexander Hitchcock's heirs by F. Weber, Kreglo's heirs by H. Smith, Ann Irick by Adam Irick, M. F. Hammond, Valentine Schaaf, E. C. Brundage, Henry Ruske, Augusta Jackman, E. N. Smith, Richard Carr, Jas. Buchanan.

THIRD.

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

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

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

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

FOURTH

Your Commissioners do further report—

- 1st. That the value of the land to be appropriated is in the aggregate six thousand, seven hundred and six dollars (\$6,706.00).
- 2d. That the city should pay no part thereof.

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

Germania Building and Savings' Loan Association No. 2, lot 7 and 22 $\frac{3}{4}$ ft. north side lot 8, out lot H.....	\$500 00
Henry Reinkin, west half of east half lot 2, out lot H.....	117 00
Reihold Mueller, east half of east half lot 2, out lot H.....	117 00
Henry Rwschaupt heirs, 20 ft. north side lot 3, out lot H.....	146 00
Isaac H. Patterson, 19 ft. west of 20 ft. east side lot 3 out lot H.....	133 00
Samuel M. Brown, east third lot 3, out lot H.....	140 00
Wards & Hanson, lot 4, out lot H.....	387 00
Patrick Shea, lot 5, out lot H.....	155 00
Henry Burke, lot 5, out lot 63.....	155 00
John Hauck, lot 6, out lot 63.....	155 00
Fred. Keegle's heirs, lot 7, out lot 63.....	155 00
Alexander Hitchcock's heirs, lot 8, out lot 63.....	116 00
S. M. Seibert, lot 6, out lot 64.....	128 00
Mary J. Kinsler, lot 7, out lot 64.....	155 00
John C. Wright, west half lot 8, out lot 64.....	78 00
Augusta Jackman, east half lot 8, out lot 64.....	78 00
Catharine Buchanan, lot 9, out lot 64.....	136 00
Fred. Black, Little's sub, lot 6, out lot 65.....	78 00
William S. Smith, lot 1, out lot H.....	78 00
John Greines, west half lot 2, out lot H.....	233 00
Charles Prange, 18 ft. west side lot 10, out lot 64.....	70 00
Francis M. Beck, 16 $\frac{5}{8}$ ft. east side lot 10, out lot 64.....	97 00
George W. New, 25 x 218 $\frac{1}{4}$ south east corner out lot 64.....	176 00
Charles N. Nicholai, 25 x 184, south west corner out lot 65.....	176 00
William H. English, 140 on Washington street x 131 north side east corner, 77 x 174, north side south half out lot 65.....	899 00
Henry A. Ruske lot 5, out lot 64.....	99 00
Lora Miller, lot 4, out lot 64.....	144 00
Daniel Thayer's heirs, lot 3, out lot 64.....	144 00
Valentine Schaaf, lot 2, out lot 64.....	144 00
Charles Kutemeyer, lot 1, out lot 64.....	155 00
George G. Gabbart, 36 east of 14, from Market street, northwest corner, out lot 64.....	200 00
John W. Muir, 25 on Market street, northeast corner, out lot 64.....	116 50
John W. Muir, 14 on Market street, northwest corner, out lot 64.....	65 50

Chris. Weggmann, 100 ft. north end, lot 4, out lot H.....	300 00
Adam Irick, 100 ft. north end, lot 6, out lot H.....	300 00
Elizabeth Reed, 70 ft. south end, lot 4, out lot 63, Wilson's sub.....	38 00
Charles Dehne, 24 ft. s end, lots 1, 2 and 3, out lot 63, Wilson's sub.....	110 00

And which is of the value of six thousand, seven hundred and six dollars (\$6,706).

That we do assess damages as follows, to-wit: Upon a parcel of ground owned by the following named persons, and described as follows, viz:

Germania Building, Savings and Loan Association No. 2, 18 ft. off south side of 25 ft. north of 10 ft., lot 8, out lot H.....	\$2,500 00
Chris. Weggman, 28 ft. off south end of 100 ft. north end lot 4, out lot H.....	300 00
Chas. Dehne, 3 ft. off south side of 24 ft. south end lots 1, 2 and 3, out lot 63.....	210 00
Elizabeth Reed, 3 ft. off south ends of 70 ft. south end lot 4, out lot 63 ...	20 00
Henry Burke, 5 ft. off north end of lot 5, out lot 63.....	35 00
John Hauck, 5 ft. off north end of lot 6, out lot 63.....	35 00
Fred. Keegle's heirs, 5 ft. off north end of lot 6, out lot 63.....	35 00
Alexander Hitchcock's heirs, 5 ft. off north end of lot 8, out lot 63.....	100 00
Henry A. Ruske, 3 ft. off south end lot 5, out lot 64.....	75 00
Louisa Mueller, 3 ft. off south end lot 4, out lot 64.....	24 00
Daniel Thayer's heirs, 3 ft. off south end lot 3, out lot 64.....	24 00
Valentine Schaaf, 3 ft. off south end lot 2, out lot 64.....	24 00
Chas. Kutemeyer, 3 ft. off south end lot 1, out lot 64.....	24 00
John C. Wright, 5 ft. off north end west half lot 8, out lot 64.....	19 00
Augusta Jackman, 5 ft. off west end east half lot 8, out lot 64.....	19 00
Catharine Buchanan, 5 ft. off north end lot 9, out lot 64.....	38 00
Chas. Prange, 15 ft. off north end of 18 ft. west side lot 10, out lot 64.....	50 00
Francis Beel, 15 ft. off north end of 16' 10" east side lot 10, out lot 64....	50 00
Geo. W. New, 25' off north end 218' x 25' southeast corner out lot 64.....	110 00
Wm. H. English, triangle base 56', perpendicular 27, hypotenuse 62½, in north west corner of 77' x 17½', north side, south half.....	\$400 00
Chas. W. Murray's heirs, lot 7, out lot 65, Little's subdivision.....	1,800 00
Geo. W. Gabbert, triangle 33 base 16½', per 38½' hypotenuse, south east corner of 36 on Market, and 186½' east of 14, north west corner out lot 65.....	200 00
John W. Muir, 8 feet south end of 25' x 205', north east corner out lot 64	50 00
S. M. Seibert, 5 feet off north end, lot 5, out lot 65.....	125 00
Mary J. Kinsler, 5 feet off north end lot 7, out lot 64.....	38 00
Unknown, commencing 184' north from Washington street, 25' west of the west side 36' 11" x 25' north west corner out lot 65.....	100 00
Adam Irick, 28' off south end of 100' north end lot 6, out lot H.....	300 00
Chas. W. Nicholai, triangle 3' base 2' per 37" 26, northwest corner of 25' x 184', south west corner out lot 65.....	1 00

And which is of the value of six thousand seven hundred and six dollars (\$6,706.00).

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

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

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

TABLE "A."

Benefits to be collected.

Eliza Reed	\$18 00
Wm. S. Smith	78 00
John Grieves.....	233 00
Isaac Prange.....	20 00
F. M. Beck.....	47 00
Geo. W. New.....	66 00
Chas. W. Nicholai.....	175 00
Wm. H. English.....	499 00
Henry A. Ruske	24 00
Louisa Mueller.....	120 00
Daniel Thayer heirs.....	120 00
Valentine Schaaf	120 00
Chas. Kutemeyer.....	131 00
John W. Muir.....	132 00
Henry Rankin.....	117 00
Reinhold Mueller.....	117 00
Henry Ruschaupt heirs.....	146 00
Isaac W. Pattison.....	133 00
Samuel N. Brown.....	140 00
Wards & Hanson.....	387 00
Patrick Shea.....	387 00
Henry Burke.....	120 00
John Hauck.....	120 00
Fred Keegel's heirs.....	120 00
Alexander Hitchcock's heirs.....	16 00
S. M. Seibert.....	3 00
Mary S. Kinsler.....	117 00
John C. Wright.....	59 00
Augusta Jackman.....	59 00
Catharine Buchanan.....	98 00
Fred. Blake.....	78 00
Amount.....	\$4,000 00

TABLE "B."

Damages to be paid.

Germania Building, Savings' and Loan Association No. 2.....	\$2,000 00
Charles Dehne.....	100 00
Charles W. Murray's heirs.....	1,800 00
Unknown.....	100 00
Amount.....	\$4,000 00

Your Commissioners do therefore recommend that the said Court street be opened as prayed, and that the damages and benefits assessed be paid and collected according to law.

Respectfully,

GEO. W. HILL,

J. S. HILDEBRAND,

R. H. PATTERSON,

Commissioners.

Which was received.

Also, the following report :

INDIANAPOLIS, May 29, 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 17th 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 an alley through out lot 93, from first alley east of East street to out lot 92, 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: D. D. Long, Wm. Maisell, C. Vanduzen, A. Banke, Henry Kiel, Fred H. Miller Gerhard Ittenbach, S. B. Barth.

THIRD.

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

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

FOURTH.

Your Commissioners do further report—

- 1st. That the value of the land to be appropriated is in the aggregate eighty-four dollars (\$84.00).
- 2d. That the city should pay no part thereof.

That we do assess benefits upon the following described real estate, viz :

Ella Larner, lot 1, Landis' sub, out lot 93.....	\$3 00
William Hillman, lot 2, Landis' sub, out lot 93.....	3 00
Theresa Bange, lot 3, Landis' sub, out lot 93.....	3 00
John Schneider, lot 4, Landis' sub, out lot 93.....	3 00
Conrad Gollmeyer, lots 1 and 2, Jones' sub, out lot 93.....	6 00
Henry Witthoft, lot 3, Jones' sub, out lot 93.....	3 00
James H. Russell, lot 4, Jones' sub, out lot 93.....	3 00
Fred Hartman, lot 5, Jones' sub, out lot 93.....	3 00
Henry Gruman, lot 6, Jones' sub, out lot 93.....	3 00
William Maisel, lot 7, Jones sub, out lot 93.....	3 00
J. & H. Beuzet, lot 8 and 9, Jones' sub, out lot 93.....	6 00
George Johnson, lots 10 and 11, Jones' sub, out lot 93.....	6 00

Abbie Sullivan, lot 12' Jones' sub, out lot 93.....	3 00
Fred. Gansberg lot 13, Jones' sub, out lot 93.....	3 00
D. D. Long, 90' x 142' 4'' east of 110' southwest corner out lot 93, Jones' sub.....	9 00
John Dougherty, 30' x 142' 4'' east of 200' southwest corner out lot 93, Jones' sub.....	3 00
A. H. Baker, 65' x 142' 4'' east of 230' southwest corner, out lot 93, Jones' sub.....	6 50
William Henchen, 50' x 142' 4'' east of 295' southwest corner, out lot 93, Jones' sub.....	5 00
Peter Spitzfadden, 35' x 142' 4'' east of 345' southwest corner, out lot 93, Jones' sub.....	3 50
Wm. Henchen, 61' x 142' 4'' of the southeast corner, out lot 93, Jones' sub.....	6 00
	\$84 00

That we do assess damages as follows, to-wit, upon a parcel of ground owned by D. D. Long, and described as follows:

A triangular piece of ground whose base 8 ft. east of and 8 feet south of the northwest corner of lot 5, Jones' sub, out lot 93, together with the building thereon, and which is of the value of eighty-four dollars (\$84.00).

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

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

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

TABLE "A."

Benefits to be collected.

Ella Turner.....	3 00
Wm. Hillman.....	3 00
Theresa Banze	3 00
John Schneider.....	3 00
Conrad Golmeyer.....	6 00
Henry Witthoft.....	3 00
Jas. H. Russel.....	3 00
Fred. Hartman	3 00
Henry Gruman.....	3 00
Wm Marsel	3 00
J. & H Beuzet.....	6 00

Geo. Johnson.....	6 00
Abbie Sullivan	3 00
Fred Gansberg.....	3 00
John Dougherty	3 00
A. H. Baker	6 50
Wm. Henchen.....	11 00
Peter Spitzfadden	3 50
Total.....	<hr/> \$73 00

TABLE "B."

Damages to be paid.

D. D. Long..... \$73 00

Your Commissioners do further report that in regard to the alley now running through the south west part of out lot 92, east and west.

That the deed given by William Garver and wife, conveyed 148 feet and 4 inches from South street north, excepting $7\frac{1}{2}$ feet on the north end of said lots for the half of an alley, and the deeds given by William Garver and wife, conveyed 117 feet from Rockwood street south to an alley—not mentioning any width of alley—and that we find that the space of ground thus lying between the lots fronting on South street and those lots fronting on Rockwood street in out lot 92 is about ten (10) feet wide, and that the same is now indicated by the present inclosures of said lots in out lot 92.

Your Commissioners do therefore recommond, that the said alley, through out lot No. 93, be opened as prayed, and that the damages and benefits assessed be paid and collected according to law; and that the line of the alley through out lot No. 92, be established in accordance with the facts heretofore set forth.

Respectfully,

GEO. W. HILL.

J. S. HILDEBRAND,

R. H. PATTERSON,

Commissioners.

Which was received.

The City Attorney submitted the following report :

INDIANAPOLIS, May 29, 1876.

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

Gentlemen :—We would report upon the motion of Mr. Byram, in relation to the printing of penal ordinances and police regulations that was referred to us last

Monday night. That we recommend that the same be passed, excepting so much of it as requires the books to be indexed.

J. C. ADAMS,
J. J. DIFFLEY,
Committee on Judiciary.

R. O. HAWKINS,
City Attorney.

Which was concurred in.

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

INDIANAPOLIS, May 29, 1876.

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

Gentlemen.—Your Committee on Contracts, to whom was referred the proposals submitted to Council, May 22, 1876, for grading and paving with brick the west sidewalk on West street, from Merrill to McCarty streets, have examined the same and find them to be as follows, to-wit:

James A. Garner & Co., 56 cents per lineal foot front.

James W. Hudson, 52 cents per lineal foot front.

James Mahoney, 52 cents per lineal foot front.

George W. Buchanan, 51 cents per lineal foot front.

Elton B. Elliott, 50 cents per lineal foot front.

Henry C. Roney, 48 cents per lineal foot front.

William T. Holmes, 47 cents per lineal foot front.

William L. White, 45 cents per lineal foot front.

John Schier, 45 cents per lineal foot front.

We, your Committee, find that Wm. L. White, being the lowest and best bidder, recommend he be awarded the contract.

J. W. BUGBEE,
ROBT. C. MCGILL,
Committee on Contracts.

Mr. Kenzel moved that the report be not concurred in and the bids be rejected.

Which motion failed to pass by the following vote :

Affirmative—Councilmen Buehrig, Kenzel, Laughlin, McGinty, Reasner, Thalman, Thomas and Wright Arthur L.—8.

Negative—Councilmen Adams, Bugbee, Byram, Case, Craft, Darnell, Diffley, Izor, McGill, Ransdell, Reed, Schmidt, Steinhauer, Stratford, Webster and Wright, William G.—16.

Mr. Laughlin moved to refer to the Committee on Streets and Alleys.

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

Affirmative—Councilmen Adams, Bugbee, Byram, Case, Craft, Darnell, Izor, McGill, Ransdell, Reasner, Reed, Steinhauer, Stratford and Wright, William G.—14.

Negative—Councilmen Buehrig, Diffley, Kenzel, Laughlin, McGinty, Schmidt, Thalman, Thomas, Webster and Wright, Arthur L.—10.

The report was then concurred in and the contract awarded.

Mr. Reed introduced general ordinance No. 32, 1876, entitled :

An ordinance providing for the election of a City Judge in the city of Indianapolis, and appropriating money to procure the necessary books and stationery, and proper rooms for holding the City Court.

Which was read the first time.

Mr. Steinhauer presented the following petition :

INDIANAPOLIS, May 22, 1876.

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

Gentlemen:—The undersigned owners of the real estate fronting on Japan street (South East street), between Morris street and Lincoln or Texas street, respectfully petition your honorable body to pass an ordinance providing for the grading and graveling of said Japan street (South East street), except the sidewalks, from said Morris street to said Lincoln or Texas street.

This said Japan street is now in a very bad condition and needs the immediate attention of your honorable body without any further delay.

By granting this our request, your petitioners will ever pray.

Peter Fritz, A. S. Patterson, L. A. Geis, David Mezger,
Frederick Schilling, John Vondersaar, J. Schiek-
tanz, Jacob Fritz and Peter Dewes.

Which was received.

Mr. Steinhauer introduced special ordinance No. 49, 1876, entitled :

An ordinance to provide for grading and graveling Japan or East street from Morris to Nebraska streets, and the sidewalks thereon where not already graded and graveled.

Which was read the first time.

As a question of privilege, Mr. Thomas offered the following resolution :

Resolved, That the Clerk give notice that elections will be held in the First, Second, Tenth and Eleventh School Districts, for the election of one School Commissioner in each of the above districts, the election to take place on Saturday, the 10th day of June, 1876, and that the election be held at the following places :

In the First District, at School House No. 1, at the corner of New Jersey and Vermont streets.

In the Second District, at School House No. 2, corner Delaware and Walnut streets.

In the Tenth District, at School House No. 10, corner of Ash street and Forest Home avenue.

In District No. 11, corner of Fourth and Tennessee streets.

The Committee recommend the following persons for officers of the election :

In First District—Inspector, Joseph M. Sutton; Judges, Andrew Wallace and Martin Igoe.

In Second District—Inspector, William Coughlan; Judges, Horace Parrott and Wood G. Tousey.

In Tenth District—Inspector, John P. May; Judges, Volney G. Hatch and William W. Noland.

In Eleventh District—Inspector, Omer Rodebaugh ; Judges, Thomas C. Darnell and Fleming J. Jones.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Darnell, Diffley, Izor, Kenzel, Laughlin, McGinty, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—22.

Negative—None.

Dr. Stratford introduced general ordinance No. 33, 1876, entitled :

An ordinance amendatory to an ordinance entitled "An ordinance to provide for tapping public sewers and drains, and making connection therewith," ordained October 30th, 1871.

Which was read the first time.

Dr. Stratford moved to suspend the rules and read the above entitled ordinance the second and third times and place the same on its final passage.

Which motion was adopted by the following vote :

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Darnell, Diffley, Izor, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—24.

Negative—None.

General ordinance No. 33, 1876, was read the second time and engrossed, and read the third time and passed by the following vote :

Affirmative—Councilmen Adams, Buehrig, Bugbee, Byram, Case, Craft, Darnell, Diffley, Izor, Kenzel, Laughlin, McGill, McGinty,

Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Thalman, Thomas, Webster, Wright Arthur L. and Wright William G.—24.

Negative—None.

SPECIAL ORDERS.

On motion by Mr. Adams, general ordinance No. 43, 1875, providing for the letting of street work by contract, was postponed until such time as the Committee on Revision of Ordinances may report the same to Council.

The proposition of the C., C., C. & I. R. R. Co. and the I., P. & C. R. R. Co., submitted to Council April 10th, 1876, was taken up.

Mr. Reed moved that the proposition be postponed until the evening of June 12th, 1876, and be made special order for that evening.

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

Affirmative—Councilmen Adams, Bugbee, Byram, Case, Craft, Darnell, Izor, Ransdell, Reasner, Reed, Schmidt, Steinhauer, Stratford, Thalman, Webster, Wright, Arthur L. and Wright, William G.—17.

Negative — Councilmen Buehrig, Duffley, Kenzel, Laughlin, McGill, McGinty and Thomas—7.

Dr. Stratford moved to refer to a Special Committee of three, with instructions to report next Monday night.

Which motion was not adopted.

Mr. Adams offered the following motion :

Moved, That the matter of removal of the I. P. & C. R. R. tracks from Railroad street from Market street to North street be postponed for one week and be made

the special order for next Monday night, and the City Attorney be instructed to report to this Council on next Monday night whether the city can legally assess and collect the benefits that will accrue to the property on Railroad street from Market to North street, by reason of the proposed change and consolidation.

Which motion was adopted by the following vote :

Affirmative—Councilmen Adams, Bugbee, Byram, Case, Craft, Darnell, Diffley, Izor, Kenzel, McGill, McGinty, Ransdell, Reasner, Reed, Steinhauer, Stratford, Thalman, Thomas, and Wright, William G.—19.

Negative—Councilmen Laughlin, Schmidt, Webster and Wright, Arthur L.—4.

Mr. Diffley, from the Committee on Revision of Ordinances, submitted the following report :

INDIANAPOLIS, May 29, 1876.

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

Gentlemen :—Your Committee on Revision of Ordinances, to whom was referred an ordinance introduced by Councilman Byram, entitled, " An ordinance relative to contracts for fuel, material provisions and other articles furnished to the city of Indianapolis," and upon which your Committee was instructed to report at this meeting, May 29, respectfully submit the following :

We have had the various points contemplated in the ordinance under consideration at one meeting of the Committee, and find them of such importance and requiring so much investigation, that we could not in the short time allowed us give the whole matter the attention it deserves. We are of the opinion that there are many articles now bought by private purchase that might be advertised for, and that the coal for the entire public use of the city could be advantageously contracted for, by making not more than a single advertisement, but as there are many articles necessary for the use of the various departments that could not very well be procured by advertisement, and as it will require some little time from those who are or will be experienced in the purchasing of supplies to arrange so important an ordinance, we recommend the reference of said ordinance to a special committee, consisting of the Police, Fire and Hospital Boards, or the Chairmen thereof, with instructions to report within two weeks, if possible.

J. J. DIFFLEY,
A. L. WRIGHT,
J. W. BUGBEE,
Committee.

Which was referred to the Special Committee recommended in the above report.

By consent, Mr. Reed offered the following motion :

Moved, That it is the sense of this Council, that the city printing, heretofore done in German, shall continue to be printed in the German language and be given to the lowest and responsible bidder.

Which motion failed to pass by the following vote :

Affirmative—Councilmen McGill, Reasner, Reed and Schmidt—4.

Negative—Councilman Adams, Bugbee, Byram, Case, Craft, Darnell, Diffley, Izor, Kenzel, Laughlin, McGinty, Ransdell, Steinhauer, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—19.

Mr. Schmidt moved to reconsider the vote by which the report of the Committee on Parks was adopted at last meeting of Council, instructing the City Attorney to notify Mr. Fancher to vacate the house in the Southern Park.

Which motion failed to pass by the following vote :

Affirmative—Councilmen Byram, Darnell, Izor and Schmidt—4.

Negative—Councilmen Adams, Bugbee, Case, Craft, Diffley, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reasner, Reed, Steinhauer, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—19.

Mr. Craft moved to suspend the rules to call the roll for the introduction of new business.

Which motion failed to pass by the following vote :

Affirmative—Councilmen Byram, Craft, Darnell, Izor, Laughlin, McGill, McGinty, Schmidt, Steinhauer, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—15.

Negative—Councilmen Adams, Bugbee, Case, Diffley, Kenzel, Ransdell and Reed—7.

By consent, Mr. Craft presented the following petition :

STATE OF INDIANA, COUNTY OF MARION.

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

Christopher Hilgenberg, would respectfully represent, that on the 18th day of November, 1872, a petition asking the Common Council of said city, to open a street (50) feet wide, from Indiana avenue, running south to Elizabeth street, by adding ten feet along the west side of Locke street, where it runs on the east side of the Hospital, and continuing the same of a uniform width to Elizabeth street.

This petition was received, and the City Clerk instructed to give notice to the City Commissioners and property owners as required by law. Afterwards said Commissioners reported according to law.

That afterwards, on the 23d day of February, 1873, the report of said commissioners was adopted by said City Council. That afterwards, to-wit, on the 7th day of April, 1873, said City Council passed an ordinance appropriating the following described real estate, belonging to Mary Ann Day, to-wit :

One half of the west one-half of the west one-half of ($w\frac{1}{2}$ of $w\frac{1}{2}$ of $w\frac{1}{2}$), square No. six (6), in out lot No. one hundred and fifty-seven (157), in the city of Indianapolis, County of Marion, and State of Indiana.

That in pursuance to said ordinance, said street was so constructed. That said above described real estate, was in pursuance to said appropriation, all except seventeen (17), inches used in opening and constructing of said Locke street. That afterwards, to-wit, on the 11th day of May, 1874, and long after said City Council had appropriated all of the said above described real estate, except the seventeen inches aforesaid, for the uses and purposes aforesaid, on estimate allowed Pattison & Dunning, contractors for constructing the street aforesaid. The said above described real estate, belonging to the said Mary Ann Day, was assessed for the sum of one hundred and thirty-four and 56 one hundredth dollars for the improvement of said Lock street. That said above described real estate was afterwards returned among other tracts in the office of the City Clerk as delinquent, for the non-payment of the street assessment aforesaid, and the Common Council of said city, on the 17th day of June, 1874, and long after said City Council had appropriated all of said above described real estate, except the seventeen (17) inches aforesaid, for the uses and purposes aforesaid, caused a precept to issue for the collection of such assessment directed to the Treasurer of said city, commanding him to make such an assessment according to law, which said precept came to the hands of said Treasurer, on the 17th day of June, 1874, and said Treasurer not being able to make or collect such assessment, as in said precept, otherwise commanded on the 25th day of June, 1874, laid said precept on said tract or parcel of land as hereinbefore described an having advertised the same for sale, according to law, did on the 18th day of August, 1874, and long after said City Council had appropriated said above described real estate, except the seventeen (17), inches aforesaid, sell said lot or parcel of land, as hereinbefore described, to your petitioner, Hilgenberg, for the sum of one hundred and forty-nine and 85-hundredth dollars, all of which will more

fully appear by reference to the street improvement deed, a copy of which deed is attached hereto and made part of this petition.

Therefore, it will appear from the foregoing, that the city, through her Treasurer, professed to sell to your petitioner, a lot or parcel of land, 224 feet long and—feet broad, when in truth, and in fact, she only sold him seventeen (17), inches of said lot or parcel as aforesaid. Now your petitioner would respectfully represent that the seventeen inches aforesaid is utterly useless and worthless to him; that he is unable to use it himself or make any disposition of it for any value whatever.

Therefore, in consideration of the premises, your petitioner prays that he may have back the one hundred and forty-nine and 85-hundredths dollars which he paid into the Treasury of said city, and other and proper relief.

CHRISTOPHER HILGENBERG,

By Wm. F. Brown, his Attorney.

Which was referred to the Committee on Judiciary.

Also, the following petition:

INDIANAPOLIS, May 22, 1876.

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

Gentlemen:—Herewith please find papers in relation to the taxation of the stock and personal property of our Company.

We aver that therein we are unjustly and erroneously taxed, and would respectfully ask that an opportunity be offered us to give an explanation of our affairs, at the time of taxation.

Very respectfully, yours,

JOHN F. WOOD,

Vice President.

Which was referred to the Committee on Judiciary.

By consent, Dr. Stratford introduced general ordinance No. 34, 1876, entitled:

An ordinance to provide for the construction of a sewer in and along Sanders street from Shelby street to the west line of lot No. 1.

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

By consent, Mr. Steinhauer offered the following resolution :

Resolved, That we, the idle working men, residents of this city, do hereby petition your honorable body to take some immediate action to afford the hundreds of suffering families in this city immediate relief, and

WHEREAS, Many of the laboring men who are out of employment are notified to vacate the houses in which they now live, therefore,

Resolved, That we respectfully request some action of your honorable body that will protect such idle working men as are now or shall hereafter be notified to vacate their present places of abode.

C. H. WHITE,
Chairman of the Committee.

Which was referred to the Committee on Finance.

ORDINANCES ON THIRD READING.

Special ordinance No. 17, 1876, entitled :

An ordinance to provide for grading, bouldering and curbing the gutters on Vermont street between Illinois and Tennessee streets.

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

Affirmative—Councilmen Adams, Bugbee, Byram, Case, Craft, Darnell, Duffley, Izor, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reed, Schmidt, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—21.

Negative—None.

Special ordinance No. 37, 1876, entitled :

An ordinance to provide for grading and graveling the alley running north and south through out lot 33, between Walnut and St. Clair streets.

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

Affirmative—Councilmen Adams, Bugbee, Byram, Case, Craft, Darnell, Duffley, Izor, Kenzel, Laughlin, McGill, McGinty, Rans-

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

Negative—None.

Special ordinance No. 38, 1876, entitled :

An ordinance to provide for grading and graveling the alley running north and south through square nine (9), from Michigan to north streets.

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

Affirmative—Councilmen Adams, Bugbee, Byram, Case, Craft, Darnell, Diffley, Izor, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reed, Schmidt, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—21.

Negative—None.

By consent, Mr. Craft offered the following motion :

Moved, That Chris. Neirman have permission to pave with brick and curb with stone the sidewalk in front of his property on Lockerbie street, between Liberty and Noble streets, at his own expense, under the direction of the City Engineer, who is hereby directed to set the proper grade stakes, to be done within thirty days.

Which was adopted.

Mr. Reed offered the following motion :

INDIANAPOLIS, May 29, 1876.

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

Moved, That Charles W. Moody be allowed the privilege to curb and pave sidewalk in front of his property on Indiana avenue, also New York street, at his own expense, and that the City Civil Engineer be directed to set the stakes for the same, the work to be done within the next sixty or ninety days.

Which was adopted.

Mr. A. L. Wright offered the following motion :

Moved, That that the property holders adjoining the alley running east and west from Delaware to Pennsylvania streets, between Walnut and St. Clair street, have permission to grade the same and gravel with pit gravel at their own expense, under the direction of the City Civil Engineer, who is hereby directed to set the proper grade stakes, the work to be completed within two weeks from the granting of permission.

Which was adopted.

Mr. Thomas offered the following motion:

Moved, That the Street Commissioner be instructed to examine South Illinois street from the Union Railroad to Maryland street, along the line of the sewer lately built, and report whether the contractor has fulfilled his contract with the city in leaving the surface of the street in its present condition, and report to this Council next Monday evening.

Which was adopted.

Mr. Craft moved to suspend the rules for the purpose of calling the roll, allowing each member to present one paper.

Which motion was adopted by the following vote :

Affirmative—Councilmen Bugbee, Byram, Case, Craft, Darnell, Diffley, Izor, Kenzel, McGinty, Ransdell, Reed, Schmidt, Steinhauer, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—19.

Negative—Councilmen Adams, Laughlin and McGill—3.

Mr. Bugbee offered the following motion :

Moved, That the City Civil Engineer examine the ditch running along the property of J. M. Sindlinger, on the east side of Shelton street between Montana and Eighth streets, and see what can be done to relieve the property from said ditch, and report the same as soon as possible.

Which was adopted.

Mr. Byram offered the following motion :

Moved, That the City Marshal is hereby directed to notify the Citizens' Street Railroad Company, to remove the remaining rails left on St. Joseph street, between Illinois and Meridian streets, the same to be done within ten days from date of notice.

Which was adopted.

Mr. Case offered the following motion :

Moved, That the Street Commissioner be and is hereby ordered to purchase dip-pers and supply all the public fountains with same.

Which was adopted.

Mr. Craft offered the following motion :

Moved, That the Market Master be authorized to have the posts and railing repaired on the south side of Market street, for the accomodation of the market peodle, also to repair stalls and stands.

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

Mr. Darnell offered the following motion :

Moved, That the Chair appoint a committee of three to confer with Frederick Baker to see on what condition the city can lease a piece of ground to move the No. 9 Hose Reel House on, as the lease runs out in September, 1876.

Which was referred to the Committee on Fire Board.

Mr. Diffley offered the following motion :

Moved, That H. Schoendorff be and is hereby granted permission to fill the low places and holes on the West Market space, without cost to the city, under direction of the City Civil Engineer.

Which was adopted.

Mr. Izor presented the following petition :

INDIANAPOLIS, May 29, 1876,

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

Gentlemen :—You are all aware how the property owners fronting on both sides of Delaware street from Washington to New York street was treated by the Council for years since they passed an experimental improvement on us at great cost sold the boulders and gravel to other contractors for which we received nothing for it.

Now we, the property owners on the above named three (3), squares, pray your honorable body to take up those rotten blocks and place our street in as good condition as it was when you removed it. We ask you to do this at the city expense as it would be unjust to have us do the work at our expense.

ANDREW WALLACE.

Which was referred to the Committee on Streets and Alleys.

Mr. Laughlin offered the following motion :

Moved That the Street Commissioner be and is hereby instructed to place a wooden culvert over the sidewalk on Madison avenue at Nebraska street.

Which was referred to the Committee on Streets and Alleys.

Mr. McGill offered the following motion :

Moved, That when this Council adjourns it adjourns to meet on Thursday evening next at half past seven P. M., for the purpose of taking action on ordinances on second and third reading.

Which was adopted.

Mr. Reed offered the following motion :

Moved, That that the street now known as Mayhew, west of West street, being a continuance of Third street, be in future known as Third street.

Which was adopted.

Mr. Schmidt offered the following motion :

Moved, That Mr. Duncan Dewar have the privilege of tapping the sewer on the corner of East Market and Arsenal avenue, for the purpose of draining his cellar, and that there be no charge made for tapping the same, such work to be done under direction of Civil Engineer.

Which was adopted.

Mr. Steinhauer offered the following resolution :

Resolved, That the owners of the following described real estate, to-wit: Lots No. 29 and 30, Vajen's sub, out-lot 108 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, Bugbee, Byram, Case, Craft, Darnell, Diffley, Izor, Kenzel, Laughlin, McGill, McGinty, Ransdell, Reed, Schmidt, Steinhauer, Stratford, Thalman, Thomas, Webster, Wright, Arthur L. and Wright, William G.—22.

Negative—None.

Dr. Stratford offered the following motion :

Moved, That we are in favor of pushing forward all necessary improvement, which will have to be done at an early date, and by so doing, we will be able to give employment to many deserving laboring men whose families are actually suffering.

Which was adopted.

Mr. Thalman offered the following motion :

Moved, That the City Marshal notify the I. C. & L. R. R. Company, that the ordinance prohibiting the blowing off of steam at street crossings will be rigidly enforced, and that they be requested to warn their engineers against such violations, especially the engineers on the Lafayette line of their road.

Which was adopted.

Mr. Webster presented the following petition :

INDIANAPOLIS, May 29, 1876.

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

Gentlemen :—We hear complaint every day that carpenters and other mechanics and laboring men are out of employment that they must have work at some price, for a half a loaf is better than none.

It would be a good time to build a City Hall and Market House. It can be built now for say half the price of former years. I would recommend that you advertise for the best plan and for the least money.

You can make a loan on the Tomlinson property or in the name of the city, and at some future time sell the Tomlinson estate and pay the debt so far as it will go. The tax payers of the city want the improvement, as there will be a large income to the city from such an investment.

Truly yours,

ANDREW WALLACE.

Which was referred to the Committee on Public Buildings.

Mr. A. L. Wright presented the following petition :

INDIANAPOLIS, May 29, 1876.

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

Gentlemen :—We have purchased and set up at our own expense, a public fountain, located on Massachusetts avenue between New York and Vermont streets, in this city, and do hereby request that the city shall pay for the water of said fountain.

Yours respectfully,

SHOVER & CHRISTIAN.

Which were referred to the Committee on Water Works.

Mr. W. G. Wright offered the following motion :

Moved, That the Street Commissioner be and is hereby directed to notify the Citizens' Street Railway Company to fill between their tracks on Virginia avenue, and on failure to do the work within the next ten days, that he, the Street Commissioner, do the work and collect the cost of the same from said company.

Which was adopted.

Mr. Adams offered the following motion :

Moved, That the Street Commissioner be and is hereby directed to grade and gravel the point at the intersection of Clifford avenue and Massachusetts avenue or Pendleton Pike, so as to conform to the grades of the adjoining streets, and the Civil Engineer is hereby directed to set the stakes for the above work.

Which was referred to the Committee on Streets and Alleys.

On motion, the Council adjourned to meet on Thursday evening, June 1st, 1876, at 7½ o'clock P. M.

..... *J. H. Green* Mayor.

Attest :

..... *Reynolds* Clerk.