

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

---

REGULAR SESSION.

---

CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
MONDAY, MARCH 14, 1870, 7 o'clock P. M. }

The Common Council met in regular session.

Present—His Honor, the Mayor, Daniel Macauley, in the chair,  
and the following members :

Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kahn,  
Kennington, Locke, Marsee, Newman, Pyle, Shepherd, Thalman,  
Thoms, Weaver, Whitsit, Wiles and Woodburn—18.

Absent—none.

The proceedings of the regular session held March 7, 1870, were  
read and approved.

Sealed proposals for public works were opened and read by the  
Clerk, and referred to the appropriate Committees.

## REPORTS FROM COMMITTEES.

Mr. Wiles from the Committee on Contracts made the following report :

INDIANAPOLIS, March 14, 1870.

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

GENTLEMEN:—The Committee on Contracts to whom was referred sundry proposals, have examined the same and recommend that contracts be awarded as follows, to-wit :

*First.*—For grading and graveling Christian Avenue and sidewalks, from College Avenue to Ash street, to Samuel Hanway, at 79 cents per lineal foot front, on each side of line improved.

*Second.*—For grading and graveling Christian Avenue and sidewalks, from Fort Wayne Road or Western Avenue, to College street, to Samuel Hanway, at 82 cents per lineal foot front, on each side of line improved.

*Third.*—For grading and bouldering Alabama street from the south side of Cumberland street, to the Union Railway Company's track, to Sam'l Lefever, at one dollar and eighty-one and one-half cents per lineal foot front, on each side of line improved.

*Fourth.*—For building Station House according to plans and specifications prepared by Messrs. Enos & Huebnor, architects, to Messrs. Helm & Kutenmeyer, at seven thousand eight hundred and fifteen dollars.

*Fifth.*—The Committee would also report that the property holders in the vicinity of Pratt street, between Illinois and Tennessee street, have called on the Committee in regard to the improvement of said street. A contract was made and entered into for said improvement, with Newton Kowan, on the 27th day of September, 1869, and under said contract, he was to have the same completed by November 1st, 1869, and the same is yet incomplete. We believe nothing has as yet been done on said street, and in view of such facts we would recommend that said contract be declared forfeited, and that the City Clerk be directed to re-advertise the same.

*Sixth.*—For furnishing shade trees and boxing the same on Illinois street, from Ohio to Tinker street, for the sum of one dollar and eighty cents, for the tree and box included, to Victor Remus, he agreeing to warrant the trees for two years.

Respectfully submitted,

WM. D. WILES,  
HENRY GIMBER, } Committee.  
ISAAC THALMAN, }

Which was concurred in, with the exception of the fifth section, which was laid on the table.

Dr. Woodburn from the Committee on Claims made the following report:

INDIANAPOLIS, March 14, 1870.

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

GENTLEMEN:—The Committee on Accounts and Claims, to whom was referred the report of the Committee on Judiciary and City Attorney, relative to the proposition of Michael Maloney to sell to the city a certain lot appropriated for the purpose of straightening Pogue's Run, respectfully concur in the recommendation of said Committee.

We would, however, state that, in our opinion, the price set upon the lot, is somewhat exorbitant, but believing, that by acceding to the claim of Mr. Maloney, the city will therefore avoid litigation, we judge the concession suggested to be a most truly economical one.

Respectfully submitted.

J. H. WOODBURN,  
LEON KAHN,  
CHRIS. HECKMAN. } Committee.

Which was concurred in.

Mr. Thalman from the Committee on Streets and Alleys made the following report:

INDIANAPOLIS, March 14, 1870.

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

GENTLEMEN:—Your Committee on Streets and Alleys, to whom was referred sundry papers, would respectfully report:

*First.*—A remonstrance was referred to your Committee, signed by John Cusick and others, remonstrating against the passage of an ordinance for grading and graveling Chesapeake street, from West street, to the first alley east of West street, and as your Committee believe the property fronting on said street would not be benefitted by the proposed improvement, they would recommend that said ordinance be stricken from the files.

*Second.*—A petition was also referred to your Committee, signed by Thos. Brooks and Jesse Jones, agent, asking permission to grade and gravel in front of certain lots on Tennessee and Sixth streets. As permits granted in this way often interfere with the general improvement of the streets, and as a petition has been presented to Council to improve Tennessee street and sidewalks, from First to Tinker street, we believe permission to said parties should not be granted.

*Third.*—A remonstrance was also referred to your Committee, against the improvement of the alley running east and west between Georgia and Bates street, from Cady street to the corporation line east, believing said alley should be improved, we would report against granting the prayer of said remonstrants, and that said ordinance be passed.

*Fourth.*—A petition was also referred to your Committee, signed by Frank Smith and others, asking the Council to pass an ordinance to improve Tennessee street and sidewalks, from Second to Tinker street, by grading and graveling. The Committee herewith report an ordinance for the said improvement.

*Fifth.*—A remonstrance was also referred to your Committee against the improvement of the first alley south of McCarty street, running from Virginia Avenue to the west line of lots 42 and 43 in Greer and Waters' sub-division, believing that said alley should be improved, we recommend that the ordinance be passed for its improvement.

*Sixth.*—A petition was also presented from Franklin Hall and others, asking for the improvement of Mississippi street from First to Seventh street, and as permission has been granted to the property holders to improve the square between First and Second street, we herewith report an ordinance to improve the street from Second to Tinker street.

Respectfully submitted,

ISAAC THALMAN, }  
JOHN L. MARSEE, } Committee.  
C. HECKMAN, }

Which was concurred in.

And the following ordinances introduced by Mr. Thalman were read the first time, and laid over until the first of May, 1870.

Special ordinance No. 42, 1870, entitled :

AN ORDINANCE to provide for grading and graveling Tennessee street and sidewalks, from Second to Tinker street.

Special ordinance No. 43, 1870, entitled :

AN ORDINANCE to provide for grading and graveling Mississippi street and sidewalks, from Second to Tinker street.

By consent Mr. Brown offered the following motion :

That the City Civil Engineer be directed to prepare plans and specifications for building a wooden bridge forty feet wide over Pogue's Run, on Tennessee street, with two stone abutments, and that the City Clerk advertise for proposals for the said work.

Which was referred to the Committee on Bridges :

Mr. Newman presented the following report :

INDIANAPOLIS, July 1st, 1869.

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

GENTLEMEN:—The Finance Committee, to whom was referred the report of the Mayor, Treasurer and Deputy City Clerk, made to your honorable body May 17th, 1869, have made an examination, as directed to do, as per motion of Austin H. Brown, Esq., of same date.

We find that in 1864, \$25,000 worth of bonds were issued, and a receipt given to the Clerk by Theo. P. Haughey, then Chairman of the Finance Committee of the Common Council. The bonds above named were sold to the banks and the citizens, and the sum for which they were sold was paid over to the City Treasurer, Joseph K. English, by Theo. P. Haughey, Esq., as the Treasurer's report to the Common Council, June 6th, 1864, will show, which can be found on page 25 of the printed proceedings of that year. The above bonds, when due, were paid by Joseph K. English, then City Treasurer; and you will see that Mr. English was paid the money paid out for their redemption by an order on the Treasury, numbered 5,465, May 9th, 1865, in Order Book No. 4, for authority to issue said bonds. See action of the Common Council, December 14th, 1863.

For next bonds issued, see Council proceedings February 22d, 1865, for authority to do so; and to show how said bonds were disposed of, see report of special committee, the first made to Council August 24th, 1868, and can be found on page 238 of printed proceedings, which report is as follows, to-wit:

His Honor, the Mayor, from Special Committee, made the following report:

INDIANAPOLIS, August 17, 1868.

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

GENTLEMEN:—We, the undersigned Committee, who were directed by your honorable body to cancel and destroy certain bonds issued by the former Clerk, C. S. Butterfield, have performed that duty, and have canceled all of the bonds issued by him with the exception of \$40,000 now held by the First National Bank of this city as collateral security for a loan of \$30,000 made last spring.

Respectfully submitted,

DANIEL MACAULEY, *Mayor.*

ROBERT S. FOSTER, *City Treasurer.*

JOHN G. WATERS, *Deputy City Clerk.*

Which was concurred in.

The report of the committee above shows that there were at that date \$40,000 of said bonds, issued by authority of the Common Council, in the hands of the First National Bank, as collateral security for a loan of \$30,000 from said bank for disposal of said last \$40,000 worth of said bonds, see report same committee as above, which can be found on page 26 of the printed proceedings, dated May 17th, 1869, which is as follows, to-wit:

His Honor, the Mayor, presented the following report:

OFFICE OF CITY CLERK, }  
Indianapolis, May 11, 1869. }

GENTLEMEN:—We, the undersigned, respectfully report to your honorable body that we have this day canceled and burnt Forty Thousand Dollars of

City bonds which had been deposited in the First National Bank of this city as collateral security for a loan of Thirty Thousand Dollars for one year by an order from your honorable body on the 26th of January, 1868. We also destroyed on a former occasion, by order of the Common Council, \$310,000, making in all \$350,000, all that were issued under an order of the Common Council February 22d, 1865.

Respectfully submitted,

DANIEL MACAULEY, Mayor.  
ROBERT S. FOSTER, City Treasurer.  
JOHN G. WATERS, Deputy City Clerk.

Which was received, and in reference to which Mr. Brown offered the following motion :

That the report be referred to the Committee on Finance, with instructions to make a thorough examination of the records of the late City Auditor's office and of the City Clerk's office, and report as to the number of bonds that have been issued since January, 1862, and what disposition has been made of such bonds.

Which was adopted.

For third lot of bonds issued, see authority for said issue of bonds February 22d, 1865, when the City Clerk, C. S. Butterfield, was directed to issue to persons bonds on presentation of city warrants to him, and for which he issued city bonds amounting to \$27,000 to certain persons. See report made by him, and dated April 2d, 1866. For payment of said bonds see orders issued to Robert S. Foster, City Treasurer, as follows, to-wit :

Order No.	Amount.
518	\$ 2,000 00
521	2,000 00
918	500 00
1174	2,500 00
1541	3,000 00
1542	3,000 00
1543	3,000 00
1544	3,000 00
1545	3,000 00
1546	3,000 00
1789	500 00
1852	500 00
1853	500 00
1854	500 00
Total	\$27,000 00

For the fourth lot of bonds issued, by order of the Common Council, September 3d, 1866, \$82,000 worth of city orders were paid into the hands of William H. Craft, Esq, by the persons hereafter named, to whom ten per cent. warrants were issued, which amounts you will find charged to said Treasurer on pages 38, 49, and 51, Register of Receipts :

Oct. 1,	Harvey Bates, Sr.	\$ 6,000 00
" 1,	John M. Kitchen	7,000 00
" 1,	John C. New	1,000 00
" 1,	Trustees Center Lodge I. O. O. F.	300 00
" 1,	John M. Kitchen	1,000 00
" 1,	Hume, Adams & Co.	1,000 00
" 1,	W. H. English, President	14,190 73
" 1,	"	11,309 27
Nov. 6,	Sam P. Daniels	603 35
" 8,	" " "	204 24
" 8,	Indiana Gas Light & Coke Co.	23,242 78
" 12,	Newton Kellogg	1,618 66
" 20,	S. A. Fletcher	2,535 42
" 21,	Rev. N. A. Hyde	5,069 43
" 15,	J. H. Ross	303 75
" 17,	Newton Kellogg	405 22
1867.		
Jan. 19,	A. Ford Williams	1,130 56
" 19,	Allen Fletcher	206 16
Feb. 12,	W. Y. Wiley	5,498 75
Total		\$82,618 31

You will see, also, by an examination of the Board Register, that the ten per cent warrants were issued to the persons above named, as follows, to-wit:

Oct. 1,	Harvey Bates, Sr.	\$ 6,000 00
" 1,	John M. Kitchen	7,000 00
" 1,	John C. New	1,000 00
" 1,	Trustees of Center Lodge I. O. O. F.	300 00
" 1,	John M. Kitchen	1,000 00
" 1,	Hume, Adams & Co.	1,000 00
" 1,	W. H. English, President	14 500 00
" 1,	"	11,000 00
Nov. 1,	Sam P. Daniels	600 00
" 8,	" " "	200 00
" 8,	Indiana Gas Light & Coke Co.	23,000 00
" 12,	Newton Kellogg	1,600 00
" 20,	S. A. Fletcher, Jr.	2,500 00
" 21,	Rev. N. A. Hyde	5,900 00
" 15,	J. H. Ross	300 00
" 17,	Newton Kellogg	400 00
1867.		
Jan. 19,	A. Ford Williams	1,100 00
" 19,	Allen Fletcher	200 00
Feb. 22,	W. Y. Wiley	5,300 00
Total		\$82,000 00

Those bonds, or ten per cent warrants have all been redeemed by the City Treasurer, Robert S. Foster, Esq., and he has been paid back the money, as the Register of Orders will show by referring to the following numbered city warrants:

Order No. 386,	Robert J. Foster	-----	\$ 5,000
" " 387,	" "	-----	5,000
" " 388,	" "	-----	5,000
" " 389,	" "	-----	5,000
" " 390,	" "	-----	5,000
" " 391,	" "	-----	5,000
" " 392,	" "	-----	5,000
" " 393,	" "	-----	5,000
" " 394,	" "	-----	1,900
" " 396,	" "	-----	10,000
" " 397,	" "	-----	10,000
" " 398,	" "	-----	2,400
" " 382,	" "	-----	13,400
" " 674,	" "	-----	100
" " 520,	" "	-----	4,200
Total			-----
			\$82,000

The next lot of bonds issued was done under an ordinance passed by the Common Council May 29th, 1867, when under said ordinance \$50,000 worth of bonds were issued to persons hereafter named :

John H. Bradley, Trustee	-----	\$ 700
Indiana Gas Light & Coke Co.	-----	33,300
Newton Kellogg	-----	1,000
Adoniram Grand Lodge	-----	1,000
John C. Wright	-----	2,500
N. A. Hyde	-----	1,000
Indianapolis Gas Light & Coke Co.	-----	1,700
A. Hughes	-----	500
Metropolitan Encampment I. O. O. F.	-----	800
Philoxenian Lodge I. O. O. F.	-----	800
John B. New	-----	6,700
Total		-----
		\$50,000

You will also find by an examination of the Treasurer's books that he stands charged and has accounted for the amounts hereafter named, money paid to him for payment of said bonds :

1867.		
May 20,	John H. Bradley	-----
June 6,	Indianapolis Gas & Coke Co.	-----
" 25,	Newton Kellogg	-----
July 9,	John C. Wright	-----
" 9,	Adoniram Grand Lodge F. & A. M.	-----
" 15,	N. A. Hyde	-----
" 19,	Indianapolis Gas Light & Coke Co.	-----
Aug. 22,	Arthur Hughes	-----
Oct. 31,	Philoxenian Lodge No. 44 I. O. O. F.	-----
Nov. 7,	Metropolitan Encampment I. O. O. F.	-----
Dec. 5,	John B. New	-----
		-----
Balance		-----
		30,000
Total		-----
		\$50,000



The balance of \$30,000, to make up the \$50,000, was taken from the Gas Company in a note under the provisions of the Ordinance authorizing the issue of the \$50,000 of those bonds, and has since been paid by said Company, with interest at the same rate paid on the bonds, at time and date as follows, to-wit:

1867.					
Nov. 15,	By Cash to Robert S Foster	-----		\$11,595	06
Dec. 19,	" " "	-----		2,933	88
1868.					
Jan. 16,	" " "	-----		3,414	03
Feb. 26,	" " "	-----		3,497	70
June 13,	" " "	-----		2,038	38
" 13,	" " "	-----		1,809	92
" 13,	" " "	-----		1,906	70
" 13,	" " "	-----		1,724	29
Aug. 11,	" " "	-----		1,170	04
	Total	-----		\$30,000	00

Thirty-four thousand dollars of those bonds have been paid, as you will see by bonds herewith returned, and a warrant issued to Robert S. Foster for their redemption, numbered 4,801, July 7th, 1869, leaving sixteen thousand dollars of said bonds outstanding to the following parties hereafter named: Newton Kellogg, one thousand dollars, due July 7th, 1869; Adoniram Grand Lodge, Free and Accepted Masons, one thousand dollars, due July 27th, 1869; John C. Wright, twenty-five hundred dollars, due July 9th, 1869; N. A. Hyde, one thousand dollars, due July 15th, 1869; Indianapolis Gas Light and Coke Company, seventeen hundred dollars, due July 19th, 1869; Arthur Hughes, five hundred dollars, due August 22d, 1869; Philoxenian Lodge No. 44 I. O. O. F., eight hundred dollars, due October 31st, 1869; Metropolitan Encampment No. 5 I. O. O. F., eight hundred dollars, due November 7th, 1869; John B. New, six thousand seven hundred dollars. Total amount of bonds yet unpaid of the fifty thousand issued per order of the Common Council, May 29th, 1867, sixteen thousand dollars.

The next bonds issued were under an ordinance passed by the Common Council January 13th, 1868, and were taken by persons named as follows, to wit:

Guy Wilson	-----	\$	300
S. E. Tyler	-----		500
Andrew Wallace, Trustee	-----		200
J. H. B. Kitchen	-----		100
W. H. English, President	-----		65,000
Indianapolis Insurance Company	-----		30,000
Newton Kellogg	-----		2,700
Center Lodge No 18 I. O. O. F.	-----		1,200
	Total	-----	\$100,000

For payment see entries against City Treasurer as follows, to-wit:

1868.				
Feb. 1,	By Cash from Guy Wilson	-----	\$	300
" 5,	" " S. E. Tyler	-----		500
" 6,	" " A. Wallace	-----		200

March 2,	"	"	J. H. B. Kitchen.....	\$100
" 30,	"	"	W. H. English.....	65,000
April 1,	"	"	Indianapolis Insurance Company.....	33,900
Total.....				\$100,000

Your floating indebtedness at this date is as follows, to-wit: ten per cent. two years' warrants, held by the following named persons:

Newton Kellogg.....	\$ 1,000, due June 25th, 1869.
John C. Wright.....	2,500, due July 9th, 1869.
Adoniram G. L. F. and A. Masons.....	1,000, due July 27th, 1869.
N. A. Hyde.....	1,000, due July 15th, 1869.
Indianapolis Gas & Coke Co.....	1,700, due July 19th, 1869.
Arthur Hughes.....	500, due Aug. 22d, 1869.
Philoxenian Lodge No. 44 I. O. O. F.....	800, due Oct. 31st, 1869.
Metropolitan Encampment No. 5 I. O. O. F.....	800, due Nov. 7th, 1869.
John B. New.....	6,700, due Dec. 5th, 1869.
W. H. English, President.....	65,000, due April 1st, 1870.
Indianapolis Insurance Company.....	30,000, due April 1st, 1870.
Newton Kellogg.....	2,700, due April 1st, 1870.
Center Lodge No. 18 I. O. O. F.....	1,200, due April 1st, 1870.
S. E. Tyler.....	500, due Feb. 5th, 1870.
Guy Wilson.....	300, due Feb. 1st, 1870.
Andrew Wallace, Trustee.....	200, due Feb. 6th, 1870.
J. H. B. Kitchen.....	100, due March 2nd, 1870.
Junction Railroad Company.....	50,000,
Indianapolis & Vincennes Railroad Co.....	60,000,
Total bonded debt.....\$226,000	

The Finance Committee would respectfully recommend that the Mayor, Treasurer, Clerk and the Finance Committee be authorized to destroy the forementioned canceled bonds.

Respectfully submitted,

JOHN S. NEWMAN, }  
 J. H. WOODBURN, } Committee.  
 THO'S COTTRELL, }

In addition to \$350,000 bonds canceled on the 20th of June, 1868, the undersigned also destroyed \$100,000 belonging to the series B. and D., which had been numbered by the late Clerk but not signed by himself or the Mayor.

JOHN G. WATERS, Deputy City Clerk.  
 DANIEL MACAULEY, Mayor.  
 ROBERT S. FOSTER, Treasurer.

Which was received.

Mr. Harrison made the following report:

INDIANAPOLIS, March 14 1870.

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

GENTLEMEN:—Your Committee on revision of ordinances, to whom was re-

ferred a resolution offered by Mr. Brown, with instructions to report an ordinance to repeal the ordinance of July 30, 1866, relative to the sale of fresh meats, herewith report an ordinance, as per said instructions.

Respectfully submitted,

TEMPLE C. HARRISON, }  
ERIE LOCKE, } Committee.  
THOMAS COTTRELL, }

Which was received.

Also General ordinance No. 11, 1870 :

AN ORDINANCE to repeal an ordinance entitled "An ordinance relative to the sale of fresh meat in the market of the city of Indianapolis, ordained July 30, 1866."

Which was read the first time.

Mr. Marsee made the following report :

INDIANAPOLIS, March 14, 1870.

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

GENTLEMEN:—In pursuance of the order of the Common Council, the Committee on Fire Department, with your Select Committee, respectfully report:

That Gamwell & Co., proprietors of the American Fire Alarm and Police Telegraph, propose to put in readiness for operation their system of Automatic Fire Alarms in this city on the following terms, to wit:

They will furnish forty-six of their street boxes, and four engine house gongs, so arranged as to do the work of a street box, making a total of fifty boxes, for the sum of *Five Thousand Dollars*. They also propose to put in operation one of their Electro Magnetic bell strikers, for the purpose of striking the tower bell, for the sum of *Fifteen Hundred Dollars*. They propose to leave this on trial for six months, and if at the end of that time, it does not work to the entire satisfaction of the Council, they will take it away at their own expense. Two thousand five hundred dollars to be paid when the work is complete, and the balance in one year from date with six per cent. interest.

Your committee recommend that the proposition of Gamwell & Co., be accepted, and that the Chief Fire Engineer with the City Attorney, be directed to contract for said work.

Respectfully submitted,

JOHN L. MARSEE, }  
ISAAC THALMAN, } Committee.  
AUSTIN H. BROWN. }

THOMAS COTTRELL, }  
J. H. WOODBURN, } Select Committee.

Which was received and action deferred for two weeks; and the Committee instructed the other system and report.

Mr. Wiles made the following report :

INDIANAPOLIS, Feb. 28, 1870

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

GENTLEMEN:—Your Committee on Railroads, to whom was referred an ordinance requiring the Indianapolis and Terre Haute Railroad Company to place and maintain a flagman at the intersection of Louisiana and West streets, beg to report:

That an examination as to the importance of this point as a street crossing, leads us to believe that the travel at said intersection is not sufficient to justify the imposing of such a considerable tax upon said road.

We, therefore, recommend that said ordinance be stricken from the files.

Respectfully submitted,

W. D. WILES, }  
FR. THOMS, } Committee.

Mr. Shepherd made the following minority report :

INDIANAPOLIS, March 14, 1870.

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

GENTLEMEN.—The undersigned, a minority of the Committee on Railroads, would respectfully dissent from the report of the majority against the placing of a flagman at the crossing of West and Louisiana streets for the following reasons:

I. That there are about twelve crossings of roads and switches at that point.

II. That the citizens who have occasion to use that street demand a flagman at that point for their safety.

Respectfully submitted,

JAMES McB. SHEPHERD.

On motion the minority report was concurred in.

#### REPORTS FROM CITY OFFICERS.

The Civil Engineer made the following report :

INDIANAPOLIS, March 14, 1870.

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

GENTLEMEN:—I hereby report the following work finished according to contract:

James Mahoney, for grading and graveling Cumberland street and sidewalks, from Missouri to West street.

Length on north side,	-	-	-	-	-	433 ft. 6 in.
Length on south side,	-	-	-	-	-	433 ft. 6 in.
Total length	-	-	-	-	-	<u>867</u>
At 35 cents per lineal foot	-	-	-	-	-	\$303 45

Respectfully submitted,

R. M. PATTERSON, *Civil Engineer.*

Which was concurred in.

The City Clerk made the following report :

INDIANAPOLIS, March 14, 1870.

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

The City Clerk respectfully reports to Council :

*First.*—Contract and bond of Samuel Hanway for grading and graveling Christian Avenue and sidewalks, from Fort Wayne Road, or Western Avenue to College Avenue, is presented for your approval.

*Second.*—Contract and bond of Samuel Hanway for grading and graveling Christian Avenue and sidewalks from College Avenue to Ash street.

Respectfully submitted,

D. M. RANSELL, *City Clerk.*

Which was referred to the Committee on Contracts.

The City Treasurer made the following report :

OFFICE OF CITY TREASURER, }  
Indianapolis, March 14, 1870. }

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

GENTLEMEN:—I have the honor to report that I have received up to this date, the sum of \$679 52, on account gas posts furnished under the late system. The amount expended for this purpose is several thousand dollars.

Respectfully submitted,

ROBERT S. FOSTER, *City Treasurer.*

Which was referred back, with instructions to perfect the same by stating the amount paid out.

The City Clerk reported the affidavit of August Richter against Rebecca Dickons for street assessmemet by precept—amounting to \$36 66.

Which was received, and the precept ordered to issue.

The Street Commissioner made the following report :

INDIANAPOLIS, March 14, 1870.

*S.*  
To the Mayor and Common Council of the City of Indianapolis:

GENTLEMEN:—It will be seen by my mothy report that some of the ward funds are now exhausted, and the wards that are out of funds are the districts in which the first work should be done, when the season for street cleaning epens. I would, therefore, recommend that an appropriation be made for the cleaning and repairing of streets, and if it would not be out of place, I would further suggest the propriety of ascertaining, as far as may be, what work it will be necessary for the Street Department to perform the coming season, and make the necessary arrangements for the prosecution of whatever improvements or repairs that may be contemplated, as early in the season as practicable, for the following reasons :

*First.*—There is, very seldom any work that the street department has to do, that cannot be done at least twenty per cent. cheaper during the months of April, May and June, than it can be done after the first of July.

*Second*—If there is necessary work to do, the sooner it is done the better.

I find that there are at least two hundred allies throughout the city, crossing well paved sidewalks, while the alley crossings are almost impassable from mud during a great part of the year, and many of our citizens are complaining quite bitterly about this little matter. They claim that they have done their part of the work, while the city's portion is left undone.

They also claim, and I think very justly, that the city should have her part of the work finished.

I would respectfully recommend that the mouths of all allies crossing paved sidewalks be bouldered, and hereafter when a contract is let for the paving of a sidewalk, that the bouldering of the mouths of the allies be included in the contract.

There is a growing demand for more cross-walks, and especially at the following points: At the crossings of Delaware and Washington streets, Virginia Avenue and Washington, Georgia and Meridian, Maryland and Meridian, Illinois and Louisiana, Illinois and Market, Meridian and Circle, opposite Sentinel building, also Pennsylvania and Market, and Market and Circle, opposite the Journal office. There are many other places that they are needed, and would add much to the comfort of the public, if we had them but they are the most needed at the places mentioned.

We have no forester only as the Street Commissioner, or some other official has been made such, for a special purpose. Nor have we any rule or law regulating the planting and rearing of shade trees in the streets, consequently we have them in all shapes and conditions, from the ornamental stub of a dead locust, to a silver-leaf poplar, with branches drooping to the earth, obstructing the light from the street lamps, and the free passage of

people on the sidewalks. I would suggest that an ordinance be passed requiring that all trees planted upon the streets be trimmed to a height of at least ten feet, that is about the height of our lamp posts.

Economy is the cry in these days of declining markets and resumption of specie payment, and economy should be the practice. But I fear that the course we have been pursuing is not the true one of economy. It would be economy to do when we do do it, in the best manner possible; and when a hole is found in the street to fix it as soon as practicable, and not leave it until it becomes large enough to bury a horse in. A hole that would to-day require but a few shovels full of gravel to fill, will take a wagon load in a month from now; a brake in the bouldering that a man would fix in fifteen minutes just now, will take a man a half day in six weeks from this time.

We make new streets, and they are not looked after when once made, until they become full of holes, and the citizens begin to complain bitterly about them, and it will cost, perhaps, hundreds of dollars to fix them as they should be, when a little attention, with a small out-lay in the proper time, would have left it in good condition.

North Illinois street was re-graveled last season, and a good job was done on it, but a person passing over it now, can see that it is not entirely level. It has settled more in some places than others, and small chuck holes and ruts are forming in it. It would be economy to level Illinois street up soon.

I would also call your attention to the manner in which the men are paid, who work in the Street department, as a matter of some importance.

As the law now stands, the laborers are required to go the City Treasurer's Office to get their pay, and for that purpose must come between the hours of eight a. m. and four p. m., and thereby lose from one to two working hours every pay day, and the city cannot well ask the laborers to lose the time she occupies in paying them. I would therefore suggest that measures be taken to pay our hands on the streets, unless some other way can be devised whereby this loss of time may be avoided.

The hogs are actively at work upon the streets, but the public do not seem to appreciate their work, and express a desire to have them *enjoined*. The hog ordinance ought to speedily enforced, if we have one of any effect. If not, there should be one made that will drive them from the streets if not from the city.

Respectfully submitted,

AUGUSTUS BRUNER. *Street Commissioner.*

Which was received and referred to the Committee on Streets and Alleys, along with the following motion made by Mr. Cottrell:

That the City Attorney be instructed to report an ordinance to authorize the Street Commissioner to advertise for proposals to sell the scrapings from the streets.

Mr. Thalman introduced Special Appropriation ordinance No. 13, 1870, entitled :

AN ORDINANCE appropriating money for the cleaning and repairing of streets.

Which was read the first time.

The City Commissioners made the following report :

INDIANAPOLIS, March 14, 1870.

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

The Board of City Commissioners, to which was referred the petition of A. F. Prange, and fifty-two others (property holders in the vicinity), asking the opening of Davidson street to the width of sixty feet, between Market and Washington streets, and the vacation of Benton street, between the same streets, would submit the following report, together with an assessment of damages and benefits:

After viewing the premises we are of opinion that the opening of said street would be of great benefit to that part of the city. We therefore recommend that the prayer of the petitioners be granted, and that Davidson street be opened, sixty feet wide, on a line south from its present south end, through out lot 68, between Washington and Market streets; and that upon said opening Benton street, between the same streets, be vacated.

We submit the following estimate of damages and benefits resulting to property holders from said opening :

Damages to Mr. Hervey Bates-----	\$2,000
Amount of benefits assessed to other parties-----	2 000

All of which is respectfully submitted,

SAMUEL M. SEIBERT,	} Board of City Commissioners.
J. F. RAMSAY,	
IGNATIUS BROWN.	

Which was received.

The City Sexton made the following report :

INDIANAPOLIS, March 7, 1870.

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

GENTLEMEN:—The following interments have been made in the City Cemeteries during the month ending February 23, 1870:

Interments under 5 years-----	13
Between 10 and 20 "-----	2
"    30 and 40 "-----	4
"    40 and 50 "-----	1
Over 100 years-----	2
Total-----	22

All of which is respectfully submitted,

JAS. H. HEDGES, *City Sexton.*

Which was received.



ORDINANCES ON SECOND READING.

General ordinance No. 10, 1870, entitled : +

W'

AN ORDINANCE establishing and bounding the wards of the city of Indianapolis.

Was read the second time and ordered to be engrossed :

Ordinances on third reading being in order, the above ordinance was read the third time and placed upon its passage.

The question being, shall the ordinance pass?

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—18.

Negative—none.

So the ordinance passed.

Also Special Appropriation ordinance No. 12, 1870—entitled :

AN ORDINANCE appropriating money for the payment of sundry claims on account of City Hospital, for the month of February, 1870.

C'

Was read the third time and placed upon its passage.

The question being, shall the ordinance pass?

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—18.

Negative—none.

So the ordinance passed.

Special ordinance No. 28, 1870, entitled :

AN ORDINANCE to provide for the paving with what is known as the Nicholson or Wooden Block pavement, Delaware street from Washington street to the North side of Massachusetts Avenue.

Mr. Wiles presented the following communication :

INDIANAPOLIS, March 14, 1870

*W. D. Wiles, Esq., Councilman Second Ward, Indianapolis, Ind.:*

DEAR SIR:—With reference to the improvement of Delaware street, in this city, with the Nicolson pavement, and that the Council may have a distinct proposition on which to act, I submit for your and their consideration the following propositions :

I will put down the improvement mentioned on Delaware street, forty feet wide, in strict accordance with the specifications and requirements of the Nicolson patent, under the directions of the City Civil Engineer, at a cost to the property holders and the city of five dollars and fifty cents (\$5 50) per foot front on each side of the street.

And for an improvement of said street, or any part thereof, in like manner, for a width of sixty feet, at a cost to the property holders and the city of eight dollars and twenty-five cents (\$8 25) per foot front on each side of the street.

To remove any supposition—if any such exists—that I have, in consequence of holding the patent, proposed an exorbitant charge for the construction of this improvement, I submit the following proposition :

The city may let the improvement to the lowest bidder, subject to a royalty of thirty-one cents a square yard, to be paid me by the city.

In case, however, the latter proposition is accepted, it must be subject to the condition that I have supervision of the work in connection with the city officers. As the work, whether done by myself or another, must be according to the specifications I furnish, it is of the greatest importance to me that they shall be strictly complied with.

Respectfully submitted,

WALTER R. DAVIES.

Which was received.

Also numerous communications from parties living on said Delaware street, who had previously remonstrated against the laying of the Nicholson pavement, withdrawing their objections.

Mr. Brown moved that the ordinance, and all papers pertaining thereto, be referred to the Committee on Streets and Alleys, with instructions to report the number of feet in favor of said improvement in each ward.

The ayes and noes were demanded.

Those who voted in the affirmative were Councilmen Brown, Gimber, Kahn, Newman, Pyle, Whitsit and Woodburn—7.

Those who voted in the negative were Councilman Cottrell, Harrison, Heckman, Kennington, Locke, Marsee, Shepherd, Thalman, Thoms, Weaver and Wiles—11.

So the motion to refer was lost.

The ordinance was then read a third time and placed upon its passage.

The question being, shall the ordinance pass?

Those who voted in the affirmative were Councilmen Cottrell, Gimber, Harrison, Heckman, Kennington, Locke, Marsee, Newman, Pyle, Shepherd, Thalman, Weaver and Wiles—13.

Those who voted in the negative were Councilmen Brown, Kahn, Thoms, Whitsit and Woodburn—5.

So the ordinance passed.

Special ordinance No. 29, 1870, entitled :

AN ORDINANCE to provide for the paving, with what is known as the Nicholson, or wooden block pavement, Delaware street, from the north side of Massachusetts Avenue to the south side of St. Mary's street. 2

Was read the third time and placed upon its passage.

The question being, shall the ordinance pass?

Those who voted in the affirmative were Councilmen Cottrell, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Pyle, Shepherd, Thalman, Thoms, Weaver and Wiles—13.

Those who voted in the negative were Councilmen Brown, Gimber, Newman, Whitsit and Woodburn—5.

So the ordinance passed.

On motion the Council adjourned.

*Daniel Macauley*  
DANIEL MACAULEY, Mayor.

ATTEST:

*A. M. Russell*  
~~A. M. Russell~~, City Clerk.