

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS, }
SATURDAY, JULY 16, 1870, 7½ 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, Harrison, Heckman, Kahn, Kenning-
ton, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman,
Thoms, Weaver, Whitsit, Wiles and Woodburn—18.

Absent—none.

The proceedings of the regular session held July 9, 1870, were read
and approved.

Business was resumed in the order in which it was left off at last meeting, viz.:

ORDINANCES ON THIRD READING.

Special Ordinance No. 91, 1870, entitled:

AN ORDINANCE to provide for grading and paving with brick the sidewalks on Ohio street, from Meridian to Noble street.

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 104, 1870, entitled:

AN ORDINANCE to provide for grading and paving the sidewalks, and curbing the outside edge with Flat Rock or Putnamville stone, the sidewalks, on Pearl street from Meridian to Illinois street.

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 105, 1870, entitled:

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Cumberland street between Delaware and New Jersey.

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 107, 1870, entitled :

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Blake street between the National Road and New York street.

Was read a third time and placed upon its passage.

The question being, shall the ordinance pass ?

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 108, 1870, entitled :

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Massachusetts avenue between Ash street and the Corporation line north.

Was read the third time and placed upon its passage.

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 109, 1870, entitled :

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on the north side of St. Mary street, between Delaware and Alabama streets.

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

Negative—none.

So the ordinance passed.

Special Ordinance No 110, 1870, entitled :

AN ORDINANCE to provide for grading and graveling the alley running north and south from Pratt to St. Joseph street, and between Delaware and Alabama street.

Was read the third time and placed upon its passage.

The question being, shall the ordinances pass ?

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 111, 1870; entitled :

AN ORDINANCE to provide for grading and graveling Davidson street and sidewalks, from the north side of North street, to Peru Railroad street.

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 113, 1870, entitled :

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Cherry street between Jackson and Plum streets.

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 114, 1870, entitled :

AN ORDINANCE to provide for grading and paving with brick, the sidewalks of Georgia street from East to Noble street.

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 117, 1870, entitled:

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas except the service pipe, on Michigan street between Meridian and Blackford street.

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 118, 1870, entitled:

AN ORDINANCE for grading and graveling the first alley east of Liberty street running north and south from Vermont to Michigan street, through outlot 51.

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, Cot-

trell, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—18.

Negative—none.

So the ordinance passed.

Special Ordinance No. 120, 1870, entitled :

AN ORDINANCE to provide for grading and paving with brick, and curbing the outside edge with stone, the west sidewalk on Illinois street, from Washington to South street, where not already curbed and paved.

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 121, 1870, entitled :

AN ORDINANCE to provide for grading, paving with brick, and curbing the outside edge with Flat Rock or Putnamville stone, the South sidewalk on Washington street, from Missouri street to the western arm of the Canal.

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

Negative—none.

So the ordinance passed.

Special Ordinance No. 129, 1870, entitled :

AN ORDINANCE to provide for grading and paving with brick, the east side walk on Tennessee street, between North and First street.

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

Negative—none.

So the ordinance passed.

General Ordinance No. 3, 1870, entitled:

AN ORDINANCE to amend section one of an ordinance, entitled "An Ordinance prescribing rules and regulations for the government of the City Council, its officers, and officers connected with the city government," ordained July 19, 1869.

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

Negative—none.

So the ordinance passed.

General ordinance No. 29, 1870, entitled :

AN ORDINANCE amending an ordinance entitled "An ordinance amending an ordinance entitled 'An ordinance prescribing rules and regulations for the government of the City Council, its officers, and officers connected with the city government,'" passed —, 1870.

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

Negative—none.

So the ordinance passed.

General Ordinance No. 31, 1870, entitled :

AN ORDINANCE prohibiting any person or persons from loitering, loafing or lounging, in Military Park, University Square, Cemetery Grounds, or Market Houses in the city of Indianapolis.

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

Negative—none.

So the ordinance passed.

General Ordinance No. 30, 1870, entitled :

AN ORDINANCE relating to the opening, laying out and widening streets and alleys.

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, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, New-

man, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—18.

Negative—none.

So the ordinance passed.

General Ordinance No. 4, entitled :

AN ORDINANCE to amend an ordinance entitled "An ordinance prescribing rules and regulations for the government of the City Council, its officers, and officers connected with the city government," ordained July 19, 1869.

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, Harrison, Heckman, Kahn, Kennington, Locke, Mursee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—18.

Negative—none.

So the ordinance passed.

General Ordinance No. 16, 1870, entitled :

AN ORDINANCE to repeal sections 31, 32, 34, 35, 45 and 58, of an ordinance entitled "An ordinance regulating the Markets within the City of Indianapolis, defining the duties of the Market Master, and prescribing certain rules and regulations relative to the sale of provisions, produce and other articles in the markets, and other portions of said city," ordained November 30, 1863.

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, Harrison, Heckman, Kennington, Locke, Reagan, Thalman, Weaver, Whitsit, Wiles and Woodburn—11.

Those who voted in the negative were, Councilmen Kahn, Marsee, Newman, Pyle, Shepherd and Thoms—7.

So the ordinance passed.

By consent, Dr. Woodburn introduced Special Appropriation Ordinance, No. 36, 1870, entitled :

AN ORDINANCE appropriating money for the payment of sundry claims against the City of Indianapolis.

Which was read the first time.

By consent, the Civil Engineer made the following report :

OFFICE OF CITY CIVIL ENGINEER, }
Indianapolis, July, 9, 1870. }

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

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

Richard Carr, for grading and graveling the alley running north and south from Michigan to North street, through out-lot 49.

Length on east side.....	429 ft. 5 $\frac{3}{4}$ in.	
Length on west side.....	429 ft. 5 $\frac{3}{4}$ in.	
	—————	
Total length.....	858 ft. 11 $\frac{1}{2}$ in.	
At forty-nine cents per lineal foot.....		\$420 89

Also, Newton Kowan, for grading and graveling Muskingum alley from Pratt to First street.

Length on east side.....	564 ft. 9 in.	
Length on west side.....	563 ft. 3 in.	
	—————	
Total length.....	1128 feet.	
At thirty-five cents per lineal foot.....		\$349 80

Also, Robert H. Patterson, for grading and graveling Gregg street and sidewalks, from Jackson street to the first alley west.

Length on north side.....	40 feet.	
Length on south side.....	40 feet.	
	—————	
Total length.....	80 feet.	
At seventy-five cents per lineal foot.....		\$60 00

Also, partial estimate on Cistern No. 16, to John A. Whitsit.

729.29 barrels at sixty-four cents per barrel.....	\$466 74
Deduct fifteen per cent	70 00
Present payment.....	\$396 74

Respectfully submitted,

R. M. PATTERSON, Civil Engineer.

Which was concurred in.

By consent, the City Clerk made the following report :

OFFICE OF CITY CLERK, }
Indianapolis, July 16, 1870. }

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

The City Clerk respectfully reports to Council,

First.—The first and final estimate of Hanway & Rubush, for grading and graveling Alabama street, from Massachusetts avenue to North street.

Second.—Contract and bond of August and Frederick Richter, for building stone abutments for bridge over the arm of the Central Canal, at the crossing of Washington street.

Third.—Contract and bond of Helm & Russe, for building stone abutments for bridge over the Canal at the crossing of New York.

Fourth.—First and final estimate in favor of Richard Carr, for grading and graveling the alley running north and south from Michigan to North street, through out-lot 49.

Fifth.—First and final estimate in favor of Newton Kowan, for grading and graveling Muskingum alley, from Pratt to First street.

Sixth.—First and final estimate in favor of Robert H. Patterson, for grading and graveling Gregg street and sidewalks, from Jackson street to the first alley west of Jackson street.

Respectfully submitted,

D. M. RANSELL, City Clerk.

Which was concurred in.

Also, the following resolution :

Resolved, That the foregoing first and final estimate allowed Robert H. Patterson, for grading and graveling Gregg street and sidewalks, from Jackson to the first alley west of Jackson 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.

The question being on the adoption of the resolution :

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

Negative—none.

So the resolution was adopted.

Also, the following resolution :

Resolved, That the foregoing first and final estimate allowed Richard Carr, for grading and graveling the alley running north and south from Michigan to North street, through out-lot 49, be and the same is hereby adopted as the estimate this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution :

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

Negative—none.

So the resolution was adopted.

Also, the following resolution :

Resolved, That the foregoing, first and final estimate allowed Hanway and Rubush for grading and graveling Alabama street, from Massachusetts avenue to North 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.

The question being on the adoption of the resolution :

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

Negative—none.

So the resolution was adopted.

Also, the following resolution :

Resolved, That the foregoing first and final estimate allowed Newton Kowan, for grading and graveling Muskingum alley from Pratt to First 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.

The question being on the adoption of the resolution :

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

So the resolution was adopted.

Mr. Marsee moved that the rules be suspended for the purpose of hearing and acting upon the report of the Committee on Sewers ; on the subject of awarding the contract for building sewers on Kentucky avenue and South street.

The ayes and noes being demanded, the vote resulted as follows :

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Heckman, Kennington, Locke, Marsee, Reagan, Shepherd, Thalman, Weaver, Whitsit and Woodburn—12.

Those who voted in the negative were, Councilmen Kahn, Newman, Pyle, Thoms and Wiles—5.

So the rules were suspended.

Mr. Marsee presented the following report :

INDIANAPOLIS, July 16, 1870.

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

GENTLEMEN :—Your committee to whom was referred the proposals for the construction of the Kentucky avenue and South street Sewers, would respectfully report that they have examined the same, and find that Jacob Wirth & Co., of Cincinnati, Ohio, are the best bidders on said work, and recommend that they be awarded the contract. We herewith submit their bond and contract for approval.

Respectfully submitted,

JOHN L. MARSEE, }
 ERIE LOCKE, } Committee.
 C. E. WHITSIT. }

Mr. Newman moved to refer the report to a special committee.

Mr. Marsee moved to lay the motion of reference on the table.

Which motion was adopted by the following vote :

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Heckman, Kennington, Locke, Marsee, Shepherd, Thalman, Thoms, Weaver and Whitsit—11.

Those who voted in the negative were, Councilmen Harrison, Kahn, Newman, Pyle, Reagan, Wiles and Woodburn—7.

Mr. Wiles moved to postpone.

Mr. Marsee moved to lay the motion to postpone on the table.

Which motion was adopted by the following vote :

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Heckman, Locke, Marsee, Shepherd, Thalman, Thoms, Whitsit and Woodburn—10.

Those who voted in the negative were, Councilmen Harrison, Kahn, Kennington, Newman, Pyle, Reagan, Weaver, and Wiles—8.

The report was then concurred in, by the following vote :

Those who voted in the affirmative were, Councilmen Brown, Heck-

man, Kennington, Locke, Marsee, Shepherd, Thalman, Thoms, Whitsit and Woodburn—10.

Those who voted in the negative were, Councilmen Cottrell, Harrison, Kahn, Newman, Pyle, Reagan and Weaver—7.

Mr. Wiles being excused from voting.

Mr. Brown introduced General Ordinance No. 36, 1870, entitled :

AN ORDINANCE to construct a public sewer in Kentucky avenue between South street and White River, and to provide for the payment of the cost of constructing the same.

Which was read the first time.

Also, General Ordinance No. 37, 1870, entitled :

AN ORDINANCE authorizing the construction of a public sewer on Kentucky avenue, between Washington and South streets.

Which was read the first time.

Also, General Ordinance No. 38, 1870, entitled :

AN ORDINANCE authorizing the construction of a public sewer in South street and Fletcher avenue, between Kentucky avenue and the East Corporation line.

Which was read the first time.

Mr. Marsee moved that the contracts and bonds of Wirth & Co., for building a sewer on Kentucky avenue, from Washington street to White River, and on South street from Kentucky avenue to the East Corporation line, be accepted and approved.

Mr. Kennington moved to postpone the approval of the contracts for one week.

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

Those who voted in the affirmative were, Councilmen Brown Cottrell, Heckman, Locke, Marsee, Shepherd, Thalman, Thoms, Whitsit and Woodburn—10.

accordingly, the Mayor and Common Council of the city of Indianapolis, Indiana.

Resolved, That the President and Secretary of this Company, file with the Mayor and Common Council of the city of Indianapolis, Indiana, the solemn protest of this Company against the act of the city in taking possession of that portion of the property of the Company which lies within the corporate limits of the city.

In witness whereof, said officers have hereunto appended their names and the corporate seal of the Company, the day and year above written

[SEAL.]

JOHN F. McVEY, President.

T. A. GOODWIN, Secretary.

Which was received.

By consert, Mr. Thalman presented the following remonstrance :

INDIANAPOLIS, July 16, 1870

STATE OF INDIANA, }
MARION COUNTY. }

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

GENTLEMEN :—Your petitioners, resident freeholders on and along the line of New York street, within the distance contemplated in a petition for the improvement of New York street, now pending before your honorable body, make the following representation of facts for your information and guidance, believing it will influence your action in the premises.

That New York street, west of Agnes street, is of no avail to the public, as there is no street or alley crossing New York street west of Agnes street, and that New York street after crossing Agnes street is bounded or terminated by the mill race, impassable for vehicles or persons on foot, and that there is no bridge or other means of crossing said stream or race; that there is a large cavity on the south of said New York street, and extending beyond the edge of and into New York street, and also a natural depression in the ground west of Agnes street, which would make the improvement of said New York street, west of Agnes street, a matter of very great expenditure of money.

That your petitioners, Casper Maus and — Geisendorff, are the only individuals, with a single exception, owning or occupying lands lying on New York street west of Agnes street, the State of Indiana owning the only remaining tract; that the improvement of said street west of Agnes street would be of no benefit to the public whatever. That your petitioner, Casper Maus, is now engaged in making permanent improvements on his property

fronting on Agnes street and lying along said New York street, and that the great cost of improving the street as above explained, will force him to defer the completion of the improvements, for the purpose of paying for the improvements of the street.

In consideration of the facts above set out at length, your petitioners remonstrate against the granting the privilege in full of the petitioners for the improvement of New York street, but that the improvement on New York street be ordered to terminate at the western boundary line of Agnes street.

Respectfully submitted,

CASPER MAUS,
C. E. GEISENDORFF.

Which was referred to the Committee on Streets and Alleys.

Also, the following remonstrance :

INDIANAPOLIS, July 16, 1870.

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

GENTLEMEN:—The undersigned, owners of the real estate fronting on Center street between Elizabeth and North streets, respectfully remonstrate against the passage of an ordinance providing for the grading and graveling of the said street, between the points named.

Respectfully submitted,

CATHARINE ELVAD,
MARY A. MANN,
W. A. SCHOFIELD,
N. C. MITCHELL,

And 5 others.

Which was referred to the Committee on Streets and Alleys.

Mr. Brown moved to reconsider the vote by which the contract for building the sewers on Kentucky avenue and South street, were awarded to Wirth and Company.

Pending the consideration of the motion, Mr. Marsee moved to adjourn.

Which motion prevailed by the following vote :

Those who voted in the affirmative were, Councilmen Harrison, Kahn, Kennington, Marsee, Newman, Pyle, Reagan, Thoms, Whitsit, Wiles and Woodburn—11.

Those who voted in the negative were, Councilmen Brown, Cottrell, Heckman, Locke and Shepherd—5.

DANIEL MACAULEY, *Mayor*.

ATTEST :

DANIEL M. RANSELL, *City Clerk*.