

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

---

CALLED SESSION.

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CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
MONDAY, JULY 18, 1870, 7½ O'CLOCK P. M. }

The Common Council met pursuant to the following call.

MAYOR'S OFFICE, }  
INDIANAPOLIS, July 16, 1870. }

*To the Members of the Common Council:*

GENTLEMEN:—A special meeting of the Council will be held this Monday evening, July 18, 1870, at 7½ o'clock, in the Council Chamber, for the purpose of considering and acting upon such Appropriation Ordinances as may come before it.

Your attendance is respectfully requested.

Your obed't serv't,  
DANIEL MACAULEY, Mayor.

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

Councilmen Brown, Cottrell, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Weaver, Whitsit, Wiles and Woodburn—17.

Absent—Councilmen Thoms—1.

Special Appropriation Ordinance No. 36, 1870, entitled :

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

Was read the second time and ordered to be engressed.

The ordinance was then 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, Weaver, Whitsit Wiles and Woodburn—17.

Negative—none.

So the ordinance passed.

Mr. Brown made the following report :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The Select Committee appointed by order of the Common Council made on the 24th of March, 1870, beg leave to submit a report, setting forth the advantages of Indianapolis as a Manufacturing City, which your committee recommend be published in pamphlet form for general circulation.

Your Committee called to its aid in preparing the report, the services of Prof. R. T. Brown, who furnished much valuable information on the Geology of the State; of Ignatius Brown, Esq., who prepared the maps and collated

most of the facts contained in the report, and of Barton D. Jones, who compiled the statistics which are referred to therein. Your committee recommend allowances to these gentleman, as follows: Prof. R. T. Brown, \$50; Barton D. Jones, \$100; Ignatius Brown, \$200 for services, and \$30 for expenses, to Chicago and return.

Your committee contracted for, and had engraved, twenty five thousand maps, showing the railroads centering at and leading from Indianapolis, and, also, obtained an electrotype of a correct geological map of the State, the whole expense of the same being \$434 30, which your committee ask be allowed Luther R. Martin, who has advanced the money to pay the same.

Your committee suggest that the letter-press of the pamphlet be stereotyped, and that an edition of twenty-five thousand copies be printed for general circulation.

Respectfully submitted,

AUSTIN H. BROWN,  
W. D. WILES,  
ERIE LOCKE, Committee.

Which was received, and the allowance made:

By consent, Dr. Woodburn presented the following report:

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS  
OF CITY HOSPITAL, ENDING JULY 16, 1870

Number of patients in Hospital at last report.....	31
Number of patients received in Hospital since last report.....	2
Number of patients born in Hospital since last report.....	1
Number of patients discharged from Hospital since last report.....	7
Number of patients died in Hospital since last report.....	0
Number of patients remaining in Hospital at present report.....	27

Which was received.

Also, the following report:

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS  
OF CITY HOSPITAL, ENDING JULY 9, 1870.

Number of patients in Hospital at last report.....	33
Number of patients received in Hospital since last report.....	9
Number of patients born in Hospital since last report.....	0
Number of patients discharged from Hospital since last report.....	8
Number of patients died in Hospital since last report.....	3
Number of patients remaining in Hospital at present report.....	31

Which was received.

Also, the following report :

RECAPITULATION OF THE WEEKLY REPORT OF THE CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL ENDING JULY 2, 1870.

Number of patients in Hospital at last report .....	31
Number of patients received in Hospital since last report.....	6
Number of patients born in Hospital since last report.....	0
Number of patients discharged from Hospital since last report.....	4
Number of patients died in Hospital since last report.....	0
Number of patients remaining in Hospital at present report.....	33

Which was received.

Also, the following report :

RECAPITULATION OF THE MONTHLY REPORT OF EXPENDITURES OF THE CITY HOSPITAL, ENDING JUNE 30, 1870.

Total expenditures for the month.....	\$506 26.
Aggregate number of days for which subsistence, etc., was furnished.....	1030
Average expense per capita per diem.....	0.48

Which was received.

Also, Special Apprrpriation Ordinance No. 37, 1870, entitled :

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

Which was read the first time.

By unanimous consent, the ordinance was read the second time and ordered to be engrossed.

The ordinance was then 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, Weaver, Whitsit, Wiles and Woodburn—17.

Negative—none.

So the ordinance passed.

## CALL OF THE ROLL.

The call of the roll was then proceeded with, for the presentation of miscellaneous business.

Mr. Brown introduced General Ordinance No. 37, 1870, entitled :

AN ORDINANCE to construct a public sewer on Illinois street between Washington and South street, and to provide for the payment of the cost of constructing the same.

Which was read the first time.

Mr. Brown presented the following communication from the City Attorney :

INDIANAPOLIS, July 18, 1870.

*C. E. Whitset, Esq., Councilman :*

DEAR SIR:—You ask an answer to this question: "Can the Common Council after a contract has been duly awarded, and the contract and bond duly executed and approved, reconsider their action and set the contract aside?"

I have no hesitancy in answering that the Common Council cannot, under such circumstances, legally annul the contract.

Respectfully,

B. K. ELLIOTT, City Attorney.

Which was received.

Also, the following motion :

That the City Clerk report in detail, to the Council at its next meeting, the names of all contractors for public work who have not yet completed their contracts, stating the date when such contracts will expire by limitation, and also, the names of all contractors who have failed to complete contracts within the time fixed by the terms of their contracts.

Which was adopted.

Also, the following motion :

That the contractor for the stone-work on the bridge over Pogue's Run on Tennessee street, be directed to make the necessary excavation for such

stone-work, and that the City Civil Engineer be authorized to include an allowance for such work, in his estimate for such work, at rates not exceeding forty cents per cubic yard.

Which was adopted.

Mr. Cottrell presented the following remonstrance :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The undersigned petitioners, most respectfully remonstrate against the passage, by your honorable body, of an ordinance entitled "An ordinance to grade and pave the sidewalks, and boulder the gutters, on Delaware street, between South and Ray streets" Believing said improvement contrary to our interests, we herewith respectfully protest against said ordinance becoming a law.

Respectfully submitted,

MADISON MUNDAY,  
ADAM SNYDER,  
CHRIS. MINGER,  
GEORGE BUTSCH,

And 61 others.

Which was referred to the Committee on Streets and Alleys.

Mr. Cottrell presented the following petition :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The subscriber, James M. Dishon, a resident of your city, respectfully petitions your honorable body, for the privilege of erecting and maintaining "bulletin boards," and plank surfaces, in and throughout your city, for the purpose of posting bills upon. The same to be erected and maintained at his expense, in certain places subject to the public eye, and not to interfere in any way with the streets and alleys or gas of said city.

Respectfully submitted,

JAMES M. DISHON.

Which was referred to a select committee composed of

Messrs. Heckman, Weaver, and Marsee.

Also, the following petition :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The undersigned, your petitioner, represents to you that he is the administrator of the estate of Rudolph Rogge deceased, that as such administrator, he has paid to the Treasurer of the city of Indianapolis, as tax on the personal property and real estate belonging to the said estate, and poll tax against said Rogge, the sum of forty-two dollars and ninety-three cents, (\$42 93) and the said personal property was assessed at the sum and value of twenty-five hundred and fifty (\$2,550) dollars, that the actual value of said personal property was not to exceed twelve hundred dollars on the 1st day of January, 1869; that said Rogge, at the time said assessment was made, was in a condition of habitual and beastly intoxication, and incapable of understanding the ordinary business affairs connected with his own estate, or estimating the value thereof; that the Assessor of the city of Indianapolis represents that he believes the said valuation to be excessive; wherefore, your petitioner prays your honorable body that an equitable proportion of the said tax paid, be refunded.

(Signed.)

WILLIAM STOLTE.

STATE OF INDIANA, }  
MARION COUNTY. } ss.

Sworn to, and subscribed before me, this 30th day of June, 1870.

[SEAL.]

AUSTIN F. DENNY,

Notary Public.

Wm. Hadley, Assessor of the city of Indianapolis, having been sworn according to law, upon oath says, that he believes the statements of the foregoing affidavit to be true.

(Signed.)

Sworn to, and subscribed before me, this — day of June, 1870.

INDIANAPOLIS, July 2, 1870.

Upon the representation of facts set forth in the affidavit of William Stolte and other confirmatory evidence, I recommend an abatement of the taxes on the personal property of Rudolph Rogge, deceased.

WILLIAM HADLEY, City Assessor.

Which was referred to the Committee on Finance, and the City Assessor.

Mr. Cottrell introduced Special Ordinance No. 138, 1870, entitled :

AN ORDINANCE to provide for grading and bouldering the gutters on the west side of New Jersey street, and curbing the outside edge of the sidewalk with white-oak curbing, from the south line of lot number six, in out-lot 22, to south end of lots one, two and three, in out-lot 19.

Which was read the first time.

Mr. Cottrell offered the following motion :

That the Street Commissioner fill up with gravel, the low places on New Jersey street, immediately south of South street, and also to remove the large boulder stones laying on said street.

Which was adopted.

Also, the following motion :

That the Street Commissioner notify the Citizens Street Railway Company to so place their track, at the corner of Tinker and Illinois streets, as to conform to section 9 of their charter.

Which was adopted.

Also, the following motion :

That the Street Commissioner notify the Indianapolis, Cincinnati and Lafayette Railroad Company, to raise the planking to the top of the tracks at the crossing of Louisiana street with Virginia avenue; and, also, to plank the same at the crossing of the first alley west of New Jersey street on Louisiana street, and on failure of said Railroad Company to do so, after ten days notice, the said officer is hereby directed to do the work, and collect the cost of same from said Company.

Which was adopted.

Also, the following motion :

That the City Marshal give written notice to the Indianapolis Starch Company to cease running their slop into Pogue's Run, and on their failure to do so, to enforce the ordinance in regard to persons or corporations committing nuisances.

Which was referred to the Board of Health.

Mr. Cottrell offered the following resolution :

*Resolved*, That the City Marshal shall have the control of the Station House when the the some shall have been completed.

Which was referred to the Board of Police.

Mr. Harrison offered the following motion :

That permission be and the same is hereby granted, to Joanna Kessler, the owner of lot No. 1, in Young's subdivision, to pave with brick the sidewalk in front of her said property, on St. Clair street, on Massachusetts avenue, and on Plum street; the same to be done at her own expense, and under the direction of the City Civil Engineer.

Which was adopted.

Also, the following motion :

That the City Gas Inspector be and he is hereby instructed to change the location of the lamp posts on North street, between Delaware and Alabama street, so as to light the alleys, in conformity to the existing ordinance on the subject.

Which was adopted.

Mr. Harrison presented the following petition :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The undersigned respectfully request you to vacate so much of the first alley west of Jackson street or Park avenue, as lies between lots 28 and 29, in out-lot 180, and lot 67, in out-lot 181, being that part of said alley that extends from the first alley south of Cherry street, and east of East street, or the second alley south of Cherry street, and east of East street.

We ask this, because the part of said alley which we desire vacated, is not, and never can be, of any available use to the public, or to any adjacent property holders; inasmuch as, that, precisely the same convenience for ingress and egress to and from all the lots lying on said alley, (except the three lots above specified,) will still remain after said vacation as now exist; and because that part of said alley which we desire vacated, is, and must ever remain, (if kept open,) a source of inconvenience and expense to the parties who may own and occupy the three lots above specified, inasmuch as it will compel them to maintain two fences instead one. For further particulars, you are referred to the accompanying plat.

Respectfully submitted,

L. M. WHITMAN,

JOHN FEARY,

And 11 others.

Which was referred to Committee on Streets and Alleys.

Also, the following petition :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—Your petitioner would respectfully represent that the firm of Harding, Morton & Finch, of which he was a member, are charged with a tax of \$44 for the year 1868, upon the property held by them in the *Daily Evening Mirror*, which upon misinformation as to what was properly taxable, was estimated by John R. Morton, to be of the value of \$4,000. The property belong to the firm at that time consisted wholly of type, printing material and office furniture, and was worth less than one thousand dollars. Mr. Morton estimated the value of the unearned business on the books when he made the return, and hence the discrepancy.

Your petitioner would respectfully ask that the return be corrected to one thousand instead of four thousand dollars, and the City Treasurer be instructed to make the consequent correction on the assessment.

Respectfully submitted,

JOHN A. FINCH.

John A. Finch upon oath says, that the statements of the within petition are true, as he verily believes.

JOHN A. FINCH.

Subscribed and sworn to before me, this 13th day of June, 1870.

TEMPLE C. HARRISON,

Notary Public.

Which was referred to the Committee on Finance and the City Assessor.

Mr. Harrison introduced General Ordinance No. 38, 1870, entitled :

AN ORDINANCE to amend section two 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."

Which was read the first time.

Mr. Harrison presented the following report :

OFFICE OF TRUSTEES OF PUBLIC SCHOOLS, }  
Indianapolis, July 18, 1870. }

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

GENTLEMEN:—The following is a statement of the receipts and expenditures of the School Funds for the quarter ending with this date.

RECEIPTS.

April 1, 1870,	Balance tuition fund on hand.....	\$10,656 85
" 21, "	Received from City Treasurer.....	8,000 00
May 14, "	Tuition collected .....	85 66
" 17, "	City Treasurer .....	4,000 00
" 27, "	City Treasurer .....	2,000 00
June 17, "	Marion County Treasurer, interest on T. 15, R. 3, E..	89 51
" 17, "	Interest on Common School Fund.....	1,500 00
" 17, "	Interest on Licenses .....	3,603 78
" 17, "	State Revenue for tuition.....	17,930 58
" 27, "	Special delinquent tax of 1868.....	4,113 59
Total .....		\$51,979 97

EXPENDITURES.

April 1, 1870,	Paid teachers roll.....	\$4,673 00
May 1, "	Paid teachers roll.....	4,690 47
June 1, "	Paid roll in full for the year .....	13,646 83—\$23,010 30
July 1, 1870,	Balance for tuition on hand.....	\$28,969 00

RECEIPTS.

June 27, 1870,	Received from County Treas'r Spec'l Sch'l Tax, 1868..	\$10,160 65
" " "	Received from County Treas'r Special Sch'l Tax, 1869..	47,743 15
Total .....		\$57,903 80

EXPENDITURES.

April 1, 1870,	Balance due Trustees.....	\$9,497 62
" " "	Paid account new building, Second ward..	9,266 55
" " "	Superintendent's salary.....	600 00
" " "	Clerk and messenger.....	68 25
" " "	Janitors .....	796 24
" " "	Books and Stationery.....	133 38
" " "	Printing and Advertising.....	524 60
" " "	Rent Academy of Music .....	50 00
" " "	Insurance .....	32 50

April 1, 1870,	Material and repairs	-----	\$375 45
" " "	Stoves and furnaces	-----	372 10
" " "	Gas Company	-----	32 64
" " "	Lightning rods	-----	152 10
" " "	Pumps	-----	17 50
" " "	Drayage	-----	3 00
" " "	Express and office expenses	-----	28 35
" " "	School-room furniture	-----	140 18
" " "	Brooms	-----	104 00
" " "	Gravel	-----	10 50
" " "	Fuel	-----	13 00—\$22,217 96
July 1, 1870, Balance Special Fund on hand			----- \$35,685 84

Respectfully submitted,

W. H. L. NOBLE, }  
 J. C. YOHN, } Trustees.  
 J. R. ELDER, }

Which was received.

Mr. Heckman introduced Special Ordinance No. 139, 1870, entitled :

AN ORDINANCE to provide for grading, paving with brick, the south sidewalk on Washington street, from Noble to Michigan street.

Which was read the first time.

Mr. Heckman offered the following motion :

That the Indiana Central Railway Company and the Junction Railroad Company, be respectively notified to improve and extend the planking at the crossing of Michigan Road and sidewalk; Orient street and sidewalks; South Arsenal avenue and sidewalks, and State avenue and sidewalks, in accordance with the provisions of the grants of right-of-way from the city to said companies, and that said companies without delay, make such improvements.

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

Also, the following motion :

That Christian Brand be and is hereby, permitted to plank or boulder the crossing of the sidewalk on Michigan Road, and the intersection of Washington and Orient street.

Which was adopted.

Also, the following motion :

That the City Engineer be and he is hereby instructed to lay out and establish the grade of South Arsenal avenue from Washington street to Michigan Road, and, also, East Willard street from Washington street to north side of Central Railway track; also, Blake alley from South Arsenal avenue to State avenue on east Corporation line, and that J. M. Ridenour be allowed to grade said streets so laid out and established, at his own expense, so far as the same are laid on the plat of ground owned by him.

Which was adopted.

Mr. Kahn presented the following petition :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The undersigned owners of the real estate fronting on the first alley south of North street, running east and west from Noble to Sibley street, respectfully petition your honorable body to pass an ordinance providing for the grading and graveling of the same.

Respectfully submitted.

WM. TERGER,  
BERN. KOEHRING,  
JOSEPH MOORE,  
ISAAC N. SINE,  
SAMUEL RODENBERGER.

Which was received.

Mr. Kahn introduced Special Ordinance No. 140, 1870, entitled :

AN ORDINANCE to provide for grading and graveling the first alley south of North street, running east and west from North to Liberty street, through out-lot 49.

Which was read the first time.

Mr. Kahn offered the following motion :

That John Knight, appointed by the Common Council to superintend the laying of the wooden block pavement on Delaware street, be and is hereby empowered to employ one or more persons, (not exceeding two,) to assist him in superintending said work, at a cost not exceeding two dollars each per day.

Which was adopted.

Also, the following motion :

That the City Marshal notify the Citizens' Street Railway Company to stop the reckless manner of dragging their cars over the bouldered streets, when off the track, the same being very damaging to the streets, and very cruel to the horses and mules.

Which was adopted.

Also, the following motion :

That in appointing overseers to superintend the laying of the block pavement on Delaware street, the Council nevertheless reserves the right to reject the work, if the same is not done according to contract.

Which was adopted.

Also, the following motion :

That the Street Commissioner be instructed to clean the gutters on Pennsylvania street, between Washington and North streets; also, all gutters needing cleaning.

Which was adopted.

Mr. Locke presented the following petition :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The undersigned, owners of the real estate fronting on Center street and sidewalks, between Elm and Douglass streets, respectfully petition your honorable body to pass an ordinance providing for the grading and graveling of the above named street and sidewalks, according to stakes set by the Civil Engineer.

Respectfully submitted,

JOHN A. BENSON,  
CONRAD LAHRMAN,  
CHRISTIAN F. MEIER,  
RICHARD HARDIN.

Which was referred to the Committee on Streets and Alleys.

Mr. Locke offered the following motion :

That the Clerk, (through the City Marshal,) notify in writing, the I. C. & L. & I. Railroad Company, that they will be required to let down the track of their road along the east bank of the Central Canal, between Michigan and Washington streets, to the grade of the streets, under direction of the City Civil Engineer, and that said work must be done within sixty days from this date.

Which was referred to the Committee on Streets and Alleys.

Mr. Marsee presented the following petition:

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The undersigned would respectfully represent to your honorable body, that he leased the tan yard situated on the corner of Washington and Benton streets, from Harvey Bates. That in opening Davidson street, from Market to Washington, it took thirty feet off his tan yard, with the following damages, to-wit:

Garden .....	\$15 00
Fence .....	10 00
Tan vat.....	50 00
Privy .....	25 00
Four years lease of thirty feet .....	480 00
	<hr/>
Total.....	\$580 00

I would respectfully ask that you allow me damages in the above named sum.

Respectfully submitted,

FRED WILL.

Which was referred to the Committee on Finance:

Mr. Marsee offered the following motion:

That the sum of five hundred dollars be placed in the next claim ordinance the same to be paid out on the order of the Police Board.

The question being on the adoption of the motion:

Those who voted in the affirmative were, Councilmen Harrison, Kahn, Locke, Marsee, Newman, Thalman, Wiles and Woodburn—8.

Those who voted in the negative were, Councilmen Brown, Cottrell, Heckman, Kennington, Pyle, Reagan, Shepherd and Whitsit.—8.

There being a tie vote, His Honor, the Mayor, voted in the affirmative.

So the motion was adopted.

Mr. Newman offered the following motion :

That the contractor for building the Meridian Street Methodist Episcopal Church, corner of Meridian and New York streets, be notified by the City Marshal to remove the stone and rubbish from Meridian and New York streets, adjacent to said building, placed there by and under him, within eight days, and in default of his so doing, that the Marshal remove the same at the expense of the contractor.

Which was adopted.

Also, the following motion :

That the City Clerk cause the passage of the ordinance in regard to hogs running at large, and prescribing the penalty therefor, to be duly published according to law.

Which was adopted.

Mr. Pyle introduced Special Ordinance No. 141, 1870, entitled :

AN ORDINANCE to provide for grading and bowldering the alley running north and south in square 57.

Which was read the first time.

Mr. Reagan introduced Special Ordinance No. 142, 1870, entitled :

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

Which was read the first time.

Mr. Reagan offered the following motion :

That the Street Commissioner be directed to notify the Union Railroad Company to open the culvert on the west side of Louisiana and Tennessee streets, and build said culvert with rock, from the north side of Louisiana street to the railroad.

In case said Union Railroad Company fail to comply with this order, the Street Commissioner be directed to proceed with said work without further orders.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

That a bridge be built across Pogue's Run on McCarty street. It is also recommended that it be built with, and arched over with rock. The said bridge to be twenty-four feet wide, and the Civil Engineer be instructed according to the general plan of bridges, and report back to this Council the estimate of the same.

Which was referred to the Committee on Bridges.

Mr. Thalman offered the following motion :

That Charles Kuhn be allowed to dig a well, and put in a pump, in front of his property on Indiana avenue, he complying with the ordinance governing the same.

Which was adopted.

Also, the following motion :

That the Lafayette and Indianapolis Railroad Company be notified to immediately put in culverts under their track on the north and south side of First street, which is now being improved.

Which was adopted.

Mr. Thalman introduced Special Ordinance No. 143, 1870, entitled :

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Vermont street from California to Bright street.

Which was read the first time.

Also, Special Ordinance No. 144, 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 from Indiana avenue to New York street.

Which was read the first time.

Mr. Thalman presented the following petition :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The undersigned, owners of the real estate fronting on Blake street, between Rhode Island street and Indiana avenue, and adjoining said streets, respectfully petition your honorable body to pass an order vacating ten feet of ground off the east ends of lots 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17, in Athon and Elliott's sub-division of out-lot 158, for the purpose of making Blake street a uniform width of sixty feet, the same now only being fifty feet from Rhode Island street to Indiana avenue.

Respectfully submitted,

J. S. WOOD,  
S. W. PATTERSON,  
HILPAT HARIS,  
DAVID HOOVER,  
And 4 others.

Which was referred to the City Commissioners.

Mr. Weaver offered the following motion :

That the Street Commissioner be instructed to raise or lower the track of the Citizens' Street Railway Company, on Illinois street, between First and Seventh streets, so as to conform to the grade of the street.

Which was adopted.

Mr. Weaver introduced Special Ordinance No. 145, 1870, entitled :

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Third street from Illinois to Tennessee street.

Which was read the first time.

Mr. Wiles offered the following motion :

That the City Gas Inspector is hereby directed to superintend the re-location and re-erecting of the intermediate public gas lamps on North Delaware street, between Massachusetts avenue and St. Clair street, to the line of the new curbing, and at the mouths of the alleys; and that the Street Commissioner be authorized to furnish the first named officer with the requisite number of men to do the digging and removing, that may be consequent upon these changes.

Which was adopted.

Also, the following motion :

That a special committee of three be appointed by the President, whose duty it shall be to locate hydrants on the lines of the water mains.

Which was adopted.

And a committee appointed composed of, Messrs. Wiles, Brown and Woodburn, to act in conjunction with the Committee on Water Works.

Also, the following motion :

That the Street Commissioner be instructed to put in the necessary culverts at the intersection of Massachusetts avenue and Delaware street, and North and Delaware streets, in advance of the Nicholson pavement.

Which was adopted.

Also, the following motion :

That the intermediate gas lamp on the west side of North Delaware street, north of Court street, be discontinued, and the newly erected one, located at the north corner of said Court street, be placed in service in its stead: and that the post of the proposed discontinued lamp be appropriated and removed by the city, to be used elsewhere.

Which was adopted.

Mr. Wiles presented the following petition :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN :—The undersigned, owners of the real estate fronting on Winston street, respectfully petition your honorable body to pass an ordinance providing for the grading and graveling on Winston street from the old terminus of Winston street to St. Clair street.

The street has but recently been opened by an order of your honorable body, and as it is in very bad condition, we would respectfully pray that the same be improved as soon as practicable.

Respectfully submitted,

CHRISTIAN LIME,  
CHARLES LAUER,  
JOHN HELM,  
HENRY FOUT,

And 6 others.

Which was received.

Mr. Wiles introduced Special Ordinance No. 146, 1870, entitled :

AN ORDINANCE to provide for grading and graveling Winston street, from the old terminus of said street to St. Clair street.

Which was read the first time.

Also, the following remonstrance :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The undersigned, owners of the real estate fronting on the first alley south of Illinois street, between Louisiana and South street, respectfully remonstrate against the passage of an ordinance providing for the bowldering of said alley.

Respectfully submitted,

SAMUEL HETSELGESSER,  
JOHN M. GASTON,  
UNION RAILWAY CO.,  
J. BUTSCH.

Which was received.

Mr. Wiles introduced Special Ordinance No. 147, 1870, entitled ;

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on North street from East to West street, except such squares as are already lighted.

Which was read the first time.

Dr. Woodburn offered the following motion :

That the Chief of Police be instructed to strictly enforce the ordinance requiring dogs to be licensed, and to kill dogs unlicensed.

Which was adopted.

Also, the following motion :

That the Trustees of Odd Fellows' Hall be granted permission to place a protection wall and a flag-stone pavement on Washington street, in front of said property, the same to be done under the direction of the City Civil Engineer, and to be completed within ninety days.

Which was adopted.

Dr. Woodburn presented the following petition :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The undersigned would respectfully ask the Common Council of the city of Indianapolis, to grant him the privilege of grading and graveling his sidewalk on the south side of Second street between Meridian and Illinois streets, under the supervision of the City Engineer.

With the surplus earth and ground which he has on Illinois street, he can do it to advantage at this time.

Respectfully submitted,

WM. S. HUBBARD.

Which was granted.

Also, the following petition :

INDIANAPOLIS, July 18, 1870.

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

GENTLEMEN:—The undersigned, owners of the real estate fronting on Second street, between Illinois and Meridian streets, respectfully petition your honorable body to pass an ordinance providing for the grading and graveling of Second street and sidewalks, between Illinois and Meridian streets.

Respectfully submitted,

GEO. W. JOHNSTON,  
J. W. COPELAND,  
WM. S. HUBBARD

Which was received.

Dr. Woodburn offered the following resolution :

*Resolved*, That the owners of the following described real estate, to-wit: lots Nos. 1 and 2, in out-lot No. 18 of McKernan and Pierce's subdivision of Drake's addition, be and they are hereby required to fill and 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 and 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 23, 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 drain or fill said excavation, as provided in said ordinance.

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, Weaver, Whitsit, Wiles and Woodburn—17.

Negative—none.

So the resolution was adopted.

Dr. Woodburn introduced Special Ordinance No. 148, 1870, entitled :

AN ORDINANCE to provide for grading and paving with brick, the sidewalks on Mississippi street, from Indiana avenue and North street.

Which was read the first time.

Mr. Cottrell moved to reconsider the vote by which the awarding of the contract for building a sewer on Illinois street, was postponed for one week.

Which motion was adopted by the following vote :

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Harrison, Heckman, Kennington, Marsee, Pyle, Reagan, Shepherd, Thalman, Whitsit, Wiles and Woodburn—13.

Those who voted in the negative were, Councilmen Locke and Newman—2.

Mr. Newman moved to adjourn.

Which was lost.

Dr. Woodburn moved the rules be suspended, and that the ordinance providing for building a Sewer on Illinois street from Washington to South street, and providing for the payment of the same, be read the second and third times, and passed.

Which motion was adopted by the following vote :

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Heckman, Kennington, Locke, Marsee, Pyle, Reagan, Shepherd, Thalman, Whitsit, Wiles and Woodburn—13.

Those who voted in the negative were, Councilmen Harrison and Newman—2.

The above ordinance was then read the second and third times and passed by the following vote :

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Heckman, Kennington, Locke, Marsee, Newman, Pyle, Thalman, Whitsit Wiles and Woodburn—12.

Those who voted in the negative were, Councilmen Harrison, Reagan and Shepherd—3.

On motion by Mr. Cottrell, the report of the Committee on Sewers, made to the Council, July 16, 1870, awarding the contract for building a Sewer on Illinois street, from Washington to South street, was concurred in, and the contract and bond of John W. Dodd, was accepted and approved.

On motion the Council adjourned.

DANIEL MACAULEY, *Mayor*.

ATTEST :

DANIEL M. RANSELL, *City Clerk*.