

# PROCEEDINGS

OF THE

# COMMON COUNCIL.

---

## REGULAR SESSION.

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CHAMBER OF THE COMMON COUNCIL }  
OF THE CITY OF INDIANAPOLIS, }  
*Monday, Jan. 30, 1871, 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, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit and Wiles—17.

Absent—Councilman Woodburn.

The proceedings of the regular session, held January 23, 1871, were read and approved.

Mr. Harrison introduced general ordinance, No. 2, 1871, entitled:

An Ordinance to extend the limits of the First, Second and Ninth Wards of the City of Indianapolis.

Which was read the first time.

Mr. Newman, from the Committee on Judiciary, made the following majority report:

INDIANAPOLIS, Jan. 30, 1871.

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

GENTLEMEN:—Your Committee on the Judiciary, and the City Attorney, to whom was referred a resolution instructing them to inquire into the expediency of reporting an ordinance providing for working city prisoners and transient paupers, have considered the subject, and a majority of said committee are of the opinion that an ordinance providing for the working of city prisoners would be expedient and proper; but that the Common Council has no power to provide for the working of transient paupers. A majority of said committee therefore take the liberty of reporting the accompanying ordinance providing for working city prisoners, and recommend that it be passed. Your committee also report the accompanying resolution in relation to transient paupers, and recommend its adoption.

JOHN S. NEWMAN,

TEMPLE C. HARRISON,

*Committee.*

J. S. HARVEY,

*City Attorney.*

Which was received.

Mr. Cottrell, from the same Committee, made the following minority report:

INDIANAPOLIS, Jan. 30, 1871.

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

GENTLEMEN:—The undersigned, a minority of your Judiciary Committee, to whom, with the City Attorney, was referred a resolu-

tion instructing said committee to inquire into the expediency of reporting an ordinance providing for working city prisoners and transient paupers, has considered the subject of said resolution, and respectfully reports, that in his opinion it is inexpedient to report an ordinance on the subject, and he therefore dissents from the action of the majority of said committee in reporting an ordinance providing for working city prisoners. He concurs with action of said majority of said committee in reporting a resolution in relation to transient paupers.

THOMAS COTTRELL.

Which was received.

Mr. Newman introduced general ordinance No. 3, 1871, entitled:

An Ordinance providing for the working of City Prisoners.

Which was read the first time.

The City Clerk made the following report:

INDIANAPOLIS, Jan. 30, 1871.

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

GENTLEMEN:—The City Clerk respectfully reports the following affidavits for the collection of street assessment by precept, to-wit:

John Richardson vs. Nicholas McCarty's heirs, for \$49.60.

D. Root & Co., vs. M. R. Gillespie, for \$20.35.

D. Root & Co., vs. M. R. Gillespie, for \$3.50.

D. Root & Co., vs. George Buchter, for \$20.82.

And would recommend that you order the precepts to issue.

Respectfully submitted,

D. M. RANSDELL,

*City Clerk.*

Which was concurred in and precepts ordered to issue.

The Sewerage Engineer made the following report:

INDIANAPOLIS, Jan. 30, 1871.

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

GENTLEMEN:—The following is the third and partial estimate allowed J. W. Dodd & Co., on account of Illinois Street Sewer:

893 Lineal feet of Sewer, 3.25.....	\$2,902.25
387 Lineal feet of Sewer, 4.50.....	1,741.50
101 House Connections, .75.....	75.75
5 Manholes, 30.00.....	150.00
	<hr/>
	\$4,869.50
Less 15 per cent.....	730.42
	<hr/>
	\$4,139.08
Less former payments.....	2,359.39
	<hr/>
Present Payment.....	\$1,779.69

Respectfully submitted.

J. W. BROWN.

Which was concurred in.

The City Commissioners made the following report:

INDIANAPOLIS, Jan. 30, 1871.

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

GENTLEMEN:—The petition of Charles Welling and 14 others, asking the extension westward of Vermont Street from the first alley west of Bright Street to the Donation line, having been referred to us, we have, after viewing the premises and hearing testimony, agreed on the following report and assessment of damages and benefits:

The proposed extension will require the condemnation of the following ground and improvements, a more detailed description being given, with the names of the several owners, in the schedule hereinafter contained.

Between the first alley west of Bright Street, and Blake Street, the proposed extension will take a strip 60 feet wide by about 435 feet long, east and west, in out-lot No. 151. From Blake to Agnes street it takes all of lots 7, 14, 27 and 34, and also a strip 25 feet in width

off the north side of each of lots 8, 13, 28 and 33, all in Ray's subdivision of out-lot No. 150.

From Agnes Street west to the donation line, the proposed street takes a strip 60 feet wide by about 570 feet long, of unimproved, undivided ground, in the west part of out-lot No. 150.

Lot 7, in Ray's subdivision above named, had on it, at the time this petition was filed, a partially constructed brick house, belonging to Austin H. Lintner, but this has been removed to make way for the contemplated street, and in the schedule of damages, we have allowed him the fair cash cost of removing and replacing his improvements, on the adjoining lot No. 6. There is on each of lots 27 and 28 above named, a small frame house, with fences &c., owned by James O'Meare. We have allowed him the present fair cash value of these improvements. They can, after condemnation, be sold by the city, and the proceeds go into the treasury. We have charged the city in the schedule of benefits with the sum of four hundred dollars, the amount we estimate said improvement should bring at said sale. The real estate and improvements set forth in the following schedule have been estimated as to their values, and the benefits charged according to our own judgment and the weight of the testimony taken in the case.

The damages for ground taken, we estimate as follows:

To William Y. Wiley. For a strip of land 60 feet wide, north and south, by about 435 feet long, east and west, from the present west end of Vermont Street, west to Blake Street, in out lot No. 151.....	\$1,980.00
To Amos H. Lintner. For lot 7, in Ray's subdivision of out-lot 150.....	\$375.00
For improvements removed from said lot, and all damages resulting from said removal.....	225.00
	————— \$600.00
To A. A. Bowen. For 25 feet strip off north side lot 8, Ray's subdivision out-lot 150.....	275.00
To James P. Ananalt. For lot 14, Ray's subdivision out-lot 150.....	262.50
To Wallace Donnan. For 25 feet off north side of lot 13, Ray's subdivision out-lot 150.....	187.50

To James O'Meara. For lot 27, Ray's subdivision of out-lot 150.....	\$262.50	
For 25 feet strip off north side lot 28, out-lot 150.....	187.50	
For Frame House and Improvemets on lot 27, out-lot 150.....	450.00	
For Frame House and Improvements on lot 28, out-lot 150.....	500.00	
		—\$1,400.00
To William H. Hubbard. For lot 34, Ray's subdivision out-lot 150.....	80.00	
For 25 feet strip off north side lot 33, in Ray's subdivision out-lot 150.....	130.00	
		— 310.00
To Albert Reissner. For a strip of land 60 feet wide north and south, by about 570 feet long east and west, from Agnes street west to the donation line in the west part of out-lot No. 150.....	600.00	
		—
Total Damages allowed.....		\$5,615.00

The benefits resulting from the opening of the new street have been assessed at the following amounts against the several lots named, and owned by the several parties named as follows:

William Y. Wiley. On tract 345 feet on new street, by 210 feet deep, north of the street, in out-lot 151, being 345 feet new frontage.....	\$1,000.00
William Y. Wiley. On strip about 13 feet wide, by 345 feet long, south of new street in out-lot 151.....	100.00
Richard J. Bright. On lot 72, out-lot 155, Bright, Powell & Ellis' sub-division.....	5.00
E. W. H. Ellis, lot 71, out-lot 155, B. P. & E.'s subd'n.....	2.00
Dan'l. P. Monroe, lot 73, out-lot 155, B. P. & E.'s subd'n.....	5.00
E. W. H. Ellis, lot 74, out-lot 155, B. P. & E.'s subd'n.....	2.00
Douglass Maguire, lot 108, out-lot 155, B. P. & E.'s subd'n...	6.00
Frederick Judd, lot 107, out-lot 155, B. P. & E.'s subd'n.....	3.00
Charles Melling, lot 11, out-lot 151, Douglass heirs' subd'n....	80.00
Charles Melling, lot 10, out-lot 151, Douglass heirs' subd'n....	65.00
Geo L. D. Ropker, lot 9, out-lot 151, Douglass heirs' subd'n..	50.00
Ellen B. Douglass, lot 8, out-lot 151, Douglass heirs' subd'n..	38.00
Ellen B. Douglass, n. pt. lot 7, outlot 151, Douglass heirs' subd'n.....	4.00

Allen E. Phelps, s. pt. lot 7 and n. pt. lot 6, out-lot 151, Douglass heirs' subd'n.....	\$22.00
Charles Melling, 16 feet s. side lot 6 and 16 feet n. side lot 5, out-lot 151, Douglass heirs subd'n.....	14.00
Jemima Feifer, s. pt. lot 5 and n. pt. lot 4, out-lot 151, Douglass heirs' subd'n.....	9.00
Malinda Griswold, 32 feet s. side lot 4, out-lot 151, Douglass heirs subd'n.....	5.00
Sinker & Yandes, lot 12, out-lot 151, Douglass heirs' subd'n	80.00
Wm. A. Onsely, lot 13, out-lot 151, Douglass heirs' subd'n....	65.00
Patrick O'Donnel, lot 14, out-lot 151, Douglass heirs' subd'n	50.00
Donnelly Hazelton, lot 15, out-lot 151, Douglass heir's subd'n	38.00
Wm. Coughlen, lot 16, out-lot 151, Douglass heirs' subd'n ....	20.00
Wm. A. Onsley, 8 feet s. side lot 16 and 24 feet n. side lot 17, out-lot 151, Douglass heirs' subd'n.....	14.00
Sarah Richey, 16 feet s. side lot 17 and 16 feet n. side lot 18, out-lot 151, Douglass heirs' subd'n.....	9.00
Maria Harness, 24 feet s. side lot 18, out-lot 151, Douglass heirs' subd'n.....	6.00
Maria Harness, 24 feet s. side lot 19, out-lot 151 Douglass heirs' subd'n.....	4.00
Charles Hastings, lot 33, out-lot 151, Douglass heirs' subd'n	80.00
Eliza T. Steffans, lot 32, out-lot 151, Douglass heirs' subd'n	65.00
Eliza T. Steffans, lot 31 and n. pt. 30, out lot 151, Douglass heirs' subd'n.....	52.00
Charles J. M. Koster, s. pt. lot 30, out-lot 151, Douglass heirs' subd'n.....	36.00
William Mahoney, lot 29, out-lot 151, Douglass heirs' subd'n	26.00
G. H. W. Stewart, lot 28, out-lot 151, Douglass heirs' subd'n	14.00
W. Ramsey, lot 27, out-lot 151, Douglass heirs' subd'n.....	9.00
Charles Hastings, lot 26, out-lot 151, Douglass heirs' subd'n	5.00
A. H. Lintner, lot 6, out-lot 150 Ray's subd'n.....	100.00
Sarah Hendricks, lot 5, out-lot 150, Ray's subd'n .....	50.00
Rachel M'Kenzie, lot 4, out-lot 150, Ray's subd'n .....	43.00
Rachel M'Kenzie, lot 3, out-lot 150, Ray's subd'n.....	30.00
Wm. M'Kenzie, lot 2, out-lot 150, Ray's subd'n.....	20.00
Wm. M'Kenzie, lot 1, out-lot 150, Ray's subd'n.....	12.00
Jno. E. Ferris, lot 1, out-lot 156, Elliott's addition.....	7.00
A. G. Porter, Ben Harrison and W. P. Fishback, lot 2, out-lot 156, Elliott's addition.....	3.00

A. A. Bowers, 10 feet off s. side lot 8, out-lot 150, Ray's sub..	40.00
John W. Stephenson, lot 9, out-lot 150, Ray's subd'n.....	75.00
Adaline C. Railsback, lot 10, out-lot 150, Ray's subd'n.....	52.00
Albert Reissner, lot 41, out-lot 150, McC's subd'n.....	35.00
Albert Reissner, lot 42, out-lot 150, McC's subd'n.....	25.00
George H. Eggman, lot 43, out-lot 150, McC's subd'n.....	20.00
Charles L. Wachs, lot 44, out-lot 150, McC's subd'n.....	15.00
Charles L. Wachs, lot 45, out-lot 150, McC's subd'n.....	8.00
Evans & Brown, lot 46, out-lot 150, McC's subd'n.....	4.00
James McDonald, lot 15, out-lot 150, Ray's sub'n.....	75.00
James McDonald, s. $\frac{1}{2}$ lot 16, out-lot 150, Ray's subd'n.....	26.00
Sam Laing, n. $\frac{1}{2}$ lot 16, out-lot 150, Ray's subd'n.....	16.90
Sam Laing, lot 17, out-lot 150, Ray's subd'n.....	26.00
Wm. C. Raly, lot 18, out-lot 150, Ray's subd'n.....	20.00
Eberhard Kunz, lot 19, out-lot 150, Ray's subd'n.....	14.00
Sophia Dochat, lot 20, out-lot 150, Ray's subd'n.....	9.00
Sophia Hoffenberth, lot 40, out-lot 156, Elliott's subd'n.....	6.00
Wm. S. Hubbard, lot 39, out-lot 156, Elliott's subd'n.....	3.00
Wallace Donnan, 10 feet s. side lot 13, out-lot 150 Ray's sub	28.00
J. W. Stephenson, 10 feet s. side lot 12, out-lot 150 Ray's sub	55.00
Charles Melling, 10 feet s. side lot 11, out-lot 150, Ray's sub	37.00
J. B. McChesney, 10 feet s. side lot 60, out-lot 150, McC's sub	28.00
James B. McChesney, lot 59, out-lot 150, McChesney's subd'n	17.00
James B. McChesney, lot 58, out-lot 150, McChesney's subd'n	12.00
James B. McChesney, lot 57, out-lot 150, McChesney's subd'n	9.00
James B. McChesney, lot 56, out-lot 150, McChesney's subd'n	6.00
S. E. Perkins, Jr., lot 55, out-lot 150, Ray's subdivision.....	3.00
Mary J. Conner, lot 26, out-lot 150, Ray's subdivision.....	55.00
George W. Perkinson, lot 25, out-lot 150, Ray's subdivision	30.00
George W. Perkinson, lot 24, out-lot 150, Ray's subdivision	23.00
Ralph Hinton, lot 23, out-lot 150, Ray's subdivision.....	18.00
Joseph R. Overman, lot 22, out-lot 150, Ray's subdivision	14.00
Joseph R. Overman, lot 21, out-lot 150, Ray's subdivision	10.00
1st Nat. Bank, Ind'polis, lot 41, out-lot 156, Elliott's subd'n	7.00
Dr. Pearce, lot 42, out-lot 156, Elliott's subdivision.....	3.00
James O'Meara, 10 feet s. side lot 28, out-lot 150, Ray's sub	22.00
Robert Browning and G. W. Sloan, 10 feet s. side lot 29, out- lot 150, Ray's subdivision.....	40.00
Robert Browning and G. W. Sloan, 10 feet s. side lot 30, out- lot 150, Ray's subdivision .....	30.00



J. H. Shartley, 10 feet s. side lot 61, out-lot 150, McC's sub	22.00
Hannah Billings, 10 feet s. side lot 62, out-lot 150, McC's sub	18.00
J. B. McChesney, 10 feet s. side lot 63, out-lot 155, McC's sub	13.00
J. B. McChesney, 10 feet s. side lot 64, out-lot 150, McC's sub	7.00
J. B. McChesney, 10 feet s. side lot 65, out-lot 150, McC's sub	4.00
Andrew B. Ford, lot 35, outlot 150, Ray's subdivision.....	35.00
Wm. Smith, lot 36, out-lot 150, Ray's subdivision.....	25.00
Sarah A. Marsh, lot 37, out-lot 150, Ray's subdivision.....	20.00
Sarah A. Marsh, lot 38, out-lot 150, Ray's subdivision.....	17.00
John B. McNeeley, lot 39, out-lot 150, Ray's subdivision.....	14.00
John B. McNeeley, lot 40, out-lot 150, Ray's subdivision.....	10.00
Gilbert W. Davis, lot 80, out-lot 156, Elliott's subdivision.....	6.00
Napoleon B. Taylor, lot 79, out-lot 156, Elliott's subdivision..	3.00
Wm. H. Hubbard, 10 ft. s. side lot 33, out-lot 150, Ray's sub	15.00
Wm. H. Hubbard, 10 ft. s. side lot 32, out-lot 150, Ray's sub	25.00
Wm. H. Hubbard, 10 ft. s. side lot 31, out-lot 150, Ray's sub	20.00
J. B. McChesney, lot 80, out-lot 150, McC's subdivision.....	17.00
J. B. McChesney, lot 79, out-lot 150, McC's subdivision.....	15.00
J. B. McChesney, lot 78, out-lot 150, McC's subdivision.....	13.00
J. B. McChesney, lot 77, out-lot 150, McC's subdivision.....	10.00
J. B. McChesney, lot 76, out-lot 150, McC's subdivision.....	7.00
J. B. McChesney, lot 75, out-lot 150, McC's subdivision.....	5.00
J. B. McChesney, lot 74, out-lot 150, McC's subdivision.....	3.00
Albert Reissner, tract on north side of proposed extension of said street in west part of out-lot 150.....	400.00
Albert Reisner, tract on shuth side of proposed street, in the west part of out-lot 150.....	200.00
Henry Bixler, tract in west part of out-lot 150, south of the new street, and fronting 100 feet on Agnes street.....	125.00
John Bixler, tract in west part of out-lot 150, south of the new street, and fronting 63 feet on Agnes street.....	60.00
Casper Mans. tract in west part of out-lot 150, south of new street, and fronting 186 feet on Agnes street.....	15.00
John Carlisle, lot 41, out-lot 151, Maguire's addition.....	60.00
Mary Walker, lot 42, out-lot 151 Maguire heir's addition.....	30.00
Mary Bowen, lot 43, out-lot 151, Maguire heir's addition.....	20.00
Charles Dearer, lot 44, out-lot 151, Maguire heirs' addition...	14.00
Marceline Smith, lot 45, out-lot 151, Maguire heirs' addition	8.00
Alva D. Way, lot 46, out-lot 151, Maguire heirs' addition.....	3.00
Sarah J. Sinker, lot 40, out-lot 151, Maguire heirs' addition	60.00

Susannah Glassecock, s. $\frac{1}{2}$ lot 39, out-lot 151. Maguire heirs' ad	16.00
W. A. Onsely, n. $\frac{1}{2}$ lot 39, out-lot 151. Maguire heirs' addition	14.00
John Carlisle, n. $\frac{1}{2}$ lot 38, out-lot 151, Maguire heirs' addition	20.00
Ann Judge, n. $\frac{1}{2}$ lot 37, out-lot 151, Maguire heirs' addition	14.00
John Davidson, n. $\frac{1}{2}$ lot 36, out-lot 151, Maguire heirs' addition	8.00
C. A. Meyers and J. A. Martin, lot 35, out-lot 151, Maguire heirs' addition.....	3.00
Jacob Rinehold, 33 feet west end lots 26 27 and 28, out-lot 151, Maguire heirs' subdivision.....	32.00
Sarah Rohrback, 28 feet each in middle of lots 26, 27 and 28, out-lot 151. Maguire heirs' subdivision.....	23.00
J. A. Anderson, 50 feet east end lots 26, 27 and 28, out-lot 151. Maguire heirs' subdivision.....	15.00
J. B. Flally, lot 25, out-lot 151, Maguire heirs' subdivision...	10.00
Ernest Kuhn, lot 24, out-lot 151. Maguire heirs' subdivision	6.00
Aug. H. Wells, lot 23, out-lot 151, Maguire heirs' subdivision	3.00
Ben F. Aimon, 34 feet west end lots 29, 30 and 31, out-lot 151. Maguire heirs' subdivision.....	30.00
J. A. Anderson, 84 feet east end lots 29, 30 and 31, out-lot 151. Maguire heirs' addition.....	40.00
Hester Smith, lot 32, out-lot 151, Maguire heirs' addition.....	10.00
Sarah Gallatin, lot 33, out-lot 151, Maguire heirs' addition....	6.00
Hiram R. Revels, lot 34, out-lot 151, Maguire heirs' addition	3.00
Rufus Davidson, lot 7, out-lot 151, Maguire heirs' addition....	25.00
Aaron Rozier, lot 8, out-lot 151, Maguire heirs' addition.....	15.00
Mountain Rhoads, lot 9, out-lot 151. Maguire heirs' addition	10.00
T. J. Breedlove, lot 19, out-lot 151, Maguire heirs' addition	7.00
E. G. Gibson, lot 11, out-lot 151, Maguire heirs' addition.....	5.00
E. M. Breedlove, lot 12, out-lot 151, Maguire heirs' addition	3.00
Ellen Pearson, lot 6, out-lot 151, Maguire heirs' addition.....	25.00
Lydia Fitzgerald, lot 5, out-lot 151, Maguire heirs' addition	15.00
Susan Albro, lot 4, out-lot 151, Maguire heirs' addition.....	10.00
Geo. F. Meyer, lot 3, out-lot 151, Maguire heirs addition.....	7.00
Geo. F. Meyer, lot 2, out-lot 151, Maguire heirs subdivision	7.00
Pamelia D. Sanburn, lot 1, out-lot 151, Maguire heirs subd'n	5.00
Charlotte F. Condit, lot 66, out-lot 152, Blackford's subd'n	20.00
Charlotte F. Condit, lot 67, out-lot 152, Blackford's subd'n	20.00
Charlotte F. Condit, lot 68, out-lot 152, Blackford's subd'n	15.00
Charlotte F. Condit, lot 25 out-lot 152, Blackford's subd'n	25.00
Nancy N. Davis, lot 26, out-lot 152. Blackford's subd'n.....	12.00

Wm. Coughlin, lot 27, out-lot 152, Blackford's subd'n.....	7.00
W. P. Bingham, lot 28, out-lot 152, Blackford's subd'n.....	5.00
Aaron Rozier, lot 1, Locke's subd'n. of out-lot 153 Blackford's subdivision .....	16.00
P. A. Hampton, lot 2, Locke's subd'n of out-lot 153, Black- ford's subdivision.....	12.00
Eliza Chamberlain, lot 3, Locke's subdivision of out-lot 153 Blackford's subdivision.....	10.00
James L. Sailors, lot 4, Locke's subdivision of out-lot 153, Blackford's subdivision.....	7.00
Erie Locke, lot 5, Locke's subdivision of out-lot 153, Black- ford's subdivision.....	6.00
Erie Locke, lot 6, Locke's subdivision of out-lot 153, Black- ford's subdivision.....	4.00
T. Buists' heirs, lot 24, out-lot 153, Blackford's subdivision...	25.00
T. Buists' heirs, lot 23, out-lot 153, Blackford's subdivision...	12.00
T. Buists' heirs, lot 22, out-lot 153, Blackford's subdivision...	7.00
John T. Isensee, lot 21, out-lot 153, Blackford's subdivision...	5.00
George T. Merritt, 38 feet west end lots 30, 31 and 32, outlot 153, Blackford's subdivision.....	10.00
George W. Chandler, part west end lots 30, 31 and 32; out- lot 153, Blackford's subdivision.....	9.00
Delia Gaston, part west end lots 30, 31 and 32, out-lot 152, Blackford's subdivision.....	8.00
Elizabeth Beam, east end lots 30, 31 and 32, out-lot 152, Blackford's subdivision.....	7.00
George Merritt, lot 29, out-lot 152, Blackford's subdivision	3.00
Wm. Tinsley, part west end lots 49 and 50, out-lot 152, Blackford's subdivision.....	10.00
Mary A. Woollen, part east end lots 49 and 50, out-lot 152 Blackford's subdivision.....	9.00
Calvin A. Elliott, lot 51, out-lot 152, Blackford's subdivision	5.00
Calvin A. Elliott, lot 52, out-lot 152, Blackford's subdivision	2.00
Phoebe M. Taylor, west $\frac{1}{3}$ lots 33, 34 and 35, out-lot 153 Blackford's subdivision.....	14.00
Thomas E. Chandler, middle $\frac{1}{3}$ lots 33, 34 and 35, out-lot 153 Blackford's subd'vion.....	11.00
Sarah Chandler, east $\frac{1}{3}$ lots 33, 34 and 35, out-lot 153, Black- ford's subdivision.....	9.00
A. B. Compton, lot 36, out-lot 153, Blackford's subdivision	3.00

M. A. Jones, west end lot 48, and part n. side lot 47, out-lot 153, Blackford's subdivision.....	4.00
James Hill, east end lot 48, and part south side lot 47, out-lot 153, Blackford's subdivision.....	10.00
Emaline Bisbing, 36 feet n. side lot 47, outlot 153, Blackford's subdivision.....	4.00
Chenowith Robinson, 36 feet s. side lot 46, and 9 feet n. side lot 47, out-lot 153, Blackford's subdivision.....	4.00
Jacob Dickert, 17 feet n. side lot 46, and 18 feet s. side lot 45, out-lot 153, Blackford's subdivision.....	2.00
David Kreglo, 36 feet n. side lot 45, out-lot 153, Blackford's subdivision.....	2.00
City of Indianapolis, for houses and the improvements acquired in the condemnation above specified, estimated selling value.....	400.00
Total.....	\$5,615.00

The total damages, therefore, from opening said street, as prayed for amount to.....\$5,615.00

The total benefits to property in the vicinity will amount to \$5,615.00

Of this sum the city primarily, is not taxed with any part, but as she acquires property (which may be sold again) to make way for said street, we estimate its selling value at \$400.00, and charge the city with that amount, for the benefit of the property owners mentioned in this assessment.

All of which is respectfully submitted,

SAMUEL M. SEIBERT,  
IGNATIUS BROWN,  
WILLIAM S. HUBBARD,  
J. F. RAMSEY,  
*Board of City Commissioners.*

Which was received.

The City Attorney made the following report:

INDIANAPOLIS, Jan. 30, 1871.

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

GENTLEMEN:—I have to report that since your last meeting, the Judge of the Marion Civil Circuit Court has rendered a decree in the case of William H. L. Noble, James C. Yohn and John R. Elder, Trustees of the Common Schools of the City of Indianapolis, against

Cyrus C. Hizer, Trustee of Center Township, Marion County, by which the said Hizer, as such Township Trustee, is forever enjoined from in any manner interfering with certain lots with the school houses thereon, lately annexed to said city, and vesting the title thereto in said City School Trustees.

J. S. HARVEY,  
*City Attorney.*

Which was concurred in.

Mr. Wiles, from Special Committee, made the following report:

INDIANAPOLIS, Jan. 30, 1870.

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

GENTLEMEN:—The Special Committee, with the City Attorney, who were appointed to confer with Messrs. Lawyer & Hall and their counsel, in reference to a compromise of the case of said Lawyer & Hall against the city, and report the result of such conference to the Common Council, report that a majority of the Committee, with the City Attorney, have had a conference with Mr. Lawyer and John T. Dye, one of said Lawyer & Hall's Attorneys. That the Committee submitted a proposition to them which was rejected, and the Committee declined offering any further proposition, and said Lawyer & Hall offering no proposition whatever, the conference ended.

The Committee recommend that the City Attorney be directed to prosecute the appeal of said cause in the Supreme Court.

And the Committee ask to be discharged from the further consideration of the subject.

W. D. WILES,  
J. H. WOODBURN,  
*Committee.*

J. S. HARVEY,  
*City Attorney.*

I concur in the above report, with the exception that, not being present when the proposition was made by a majority of the committee, I am ignorant of its precise terms, but would say that for one I was never in favor of compromise, but in favor of taking an appeal to the Supreme Court.

AUSTIN H. BROWN.

Which was concurred in.

The City Attorney made the following report:

INDIANAPOLIS, Jan. 30, 1871.

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

GENTLEMEN:—The Sheriff of Marion county exhibited to me to-day an execution issued on the 25th of October, 1870, against the City, on the judgment of Messrs. Lawyer & Hall against the city.

The Sheriff also handed me the annexed letter, received by him from the attorneys of Lawyer & Hall, by which it will be seen, that they are disposed to enforce an early payment.

In this case, I have obtained from the Clerk a transcript for the Supreme Court, which has been abstracted and the abstract printed, and the case is being briefed for the city.

I will file the transcript to-morrow, and obtain a *supersedeas*, but to stay any further proceedings on the part of Messrs. Lawyer & Hall until the matter is determined in the Supreme Court, it will be necessary to file an appeal bond. This will give any gentleman an opportunity to manifest his confidence in the ability of the city to pay her debts, if it should be found in this instance to exist.

J. S. HARVEY,  
*City Attorney.*

INDIANAPOLIS, Jan. 28, 1871.

COL. RUCKLE, *Sheriff of Marion County,*

DEAR SIR:—You will proceed to make demand and levy in the matter of the execution of Lawyer & Hall *vs.* The City of Indianapolis, unless stayed by *supersedeas*.

DYE & HARRIS,  
*Attorneys for Plaintiffs.*

Which was received, and City Attorney instructed to prepare the necessary bond, and have the same signed by members of Council.

The City Attorney made a verbal report in regard to a suit against the City and August Richter,

When Mr. Newman offered the following motion:

*Moved.* That the report of the City Attorney on the subject of the suit against the City and August Richter, late Street Commissioner, be concurred in, and that the City Attorney be authorized, in his discretion, and if he wishes aid in the defense of the city, to employ additional counsel to aid in the defense of said suit on behalf of the city only.

Which was adopted.

Mr. Harrison, from the Committee on Revision of Ordinances, made the following report:

INDIANAPOLIS, Jan. 30, 1871.

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

The Committee on Revision of Ordinances, to whom was referred a motion for the preparation of an ordinance regulating the sale of "Patent Medicines" in the streets, have had the same under consideration, and beg to report our opinion that such an ordinance is not necessary, as the 34th Section of an "Ordinance regulating and protecting Streets, Alleys, Sidewalks, &c.," on page 159, of our new printed book of Ordinances, if enforced, will cover the cases contemplated in the motion before your committee.

Respectfully submitted.

TEMPLE C. HARRISON,  
E. LOCKE,  
THOMAS COTTRELL,

*Committee.*

Which was concurred in.

Mr. Pyle, from the Committee on Markets, made the following report:

INDIANAPOLIS, Jan. 30, 1871.

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

GENTLEMEN:—YOUR Committee on Markets, to whom was referred the petition of a large number of the coal dealers of the city, asking for the appointment of a Coal Inspector, would report that we have no law providing for such an officer, and would recommend that the

petition be referred to the Committee on the Revision of Ordinances, with instructions, if they deem expedient, to report an ordinance providing for a Coal Inspector; and prescribing penalties for selling coal without first being weighed or otherwise inspected by such Inspector.

Respectfully submitted,

JOHN PYLE.  
W. W. WEAVER.  
*Committee.*

Which was received and referred to the Committee on Revision of Ordinances.

Mr. Kennington introduced general ordinance, No. 3, 1871, entitled:

An Ordinance regulating the weighing and selling of coal in the city of Indianapolis.

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

Mr. Weaver, from the Committee on Benevolence and Hospitals, made the following report:

Weekly report of contents of register of patients in City Hospital, ending January 28, 1871:

Number of patients in Hospital at last report.....	48
Number of patients received in Hospital since last report.....	8
Number of patients born in Hospital since last report.....	1
Number of patients discharged from Hospital since last report.....	5
Number of patients died in Hospital since last report.....	1
Number of patients remaining in Hospital at present report.....	51

E. HADLEY,  
*Superintendent.*

Which was received.



ORDINANCES ON SECOND READING.

The following ordinances were read the second time and ordered engrossed :

- Special appropriation ordinance, No. 3, 1871.
- Special appropriation ordinance, No. 5, 1871.
- Special appropriation ordinance, No. 6, 1871.
- Special ordinance, No. 1, 1871.
- Special ordinance, No. 2, 1871.

ORDINANCES ON THIRD READING.

Special appropriation ordinance, No. 3, 1871, entitled :

An Ordinance appropriating money for the payment of sundry claims against the city of Indianapolis,

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

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

Negative—none.

So the ordinance passed.

Special appropriation ordinance, No. 5, 1871, entitled :

An Ordinance appropriating money for the payment of sundry claims against the city of Indianapolis,

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

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

Negative—None.

So the ordinance passed.

Special appropriation ordinance, No. 6, 1871, entitled:

An Ordinance appropriating money for the payment of sundry claims against the city of Indianapolis.

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

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

Negative—None.

So the ordinance passed.

Special ordinance, No. 220, 1870, entitled:

An Ordinance to provide for planting shade trees on Michigan street, between Mississippi and Blackford streets,

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

Affirmative—Councilmen Brown, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit and Wiles—16.

Negative—Councilman Cottrell.

So the ordinance passed.

Special ordinance, No. 221, 1870, entitled:

An Ordinance to provide for planting shade trees on West street, between Washington and First streets.

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

Affirmative—Councilmen Brown, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit and Wiles—16.

Negative—Councilman Cottrell.

So the ordinance passed.

Special ordinance, 223, 1870, entitled:

An Ordinance to provide for planting shade trees on Bright street, between New York and North streets.

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

Affirmative—Councilmen Brown, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit and Wiles—16.

Negative—Councilman Cottrell.

So the ordinance passed.

Special ordinance, No. 218, 1870, entitled:

An Ordinance to provide for planting shade trees on New York street, from Indiana avenue to Agnes street,

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

Affirmative—Councilmen Brown, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit and Wiles—16.

Negative—Councilman Cottrell.

So the ordinance passed.

Special ordinance No. 2, 1871, entitled:

An Ordinance to provide for planting shade trees on New York street from Meridian street to Indiana avenue, on Vermont street from Meridian to Missouri street, on Michigan street from Delaware to Mississippi street, on North street from Meridian to Mis-

souri street and on St. Clair street from Delaware to Mississippi street.

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

Affirmative—Councilman Brown, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit and Wiles—16.

Negative—Councilman Cottrell.

So the ordinance passed.

Special ordinance No. 1, 1871, entitled :

An Ordinance to provide for planting shade trees on Meridian, Tennessee and Mississippi streets, between Ohio and Seventh streets,

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

Affirmative—Councilmen Brown, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit and Wiles—15.

Negative—Councilman Cottrell.

So the ordinance passed.

Special ordinance No. 222, 1870, entitled :

An Ordinance to provide for planting shade trees on Indiana avenue between West and Locke streets,

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

Affirmative—Councilmen Brown, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit and Wiles—16.

Negative—Councilman Cottrell.

So the ordidance passed.

ROLL CALL.

Mr. Heckman offered the following motion :

*Moved,* That the City Attorney be instructed to inquire into the charter and franchise of the Central Canal Company, as at present organized, and with the view of vacating the canal from Market street to the southern boundary of the city limits, to report whether said company have not forfeited their franchise, and all rights therein and thereto.

Which was adopted.

Mr. Kahn offered the following motion :

*Moved,* That the City Marshal be and is hereby instructed to open Michigan street east, through the old Bellefontaine Railroad property to the east end of Michigan street, in Davidson's Addition, as per report of City Commissioners, made to Council Sept. 5th, 1870.

Which was adopted.

Mr. Kahn offered the following motion :

*Moved,* That no committee or officer of the city be allowed to buy or order any furniture or other room fixtures for city purposes without first a motion to that effect having passed the City Council.

Which was adopted.

Mr. Harrison presented the following bill :

*The City of Indianapolis,*

To WILLIAM J. WALLACE, CLERK, *Dr.*

To making transcript for Supreme Court in case of City of Indianapolis vs. Herman Sturm and others, for annexation .....	\$18 00
For 5 Maps.....	7 50
	<hr/>
	\$25 50

The above account is correct, and should be paid.

CITY ATTORNEY.

Which was referred to the City Attorney, with instructions to have the same examined by a Master in Chancery.

Mr. Kennington offered the following motion :

*Moved.* That a committee of three be appointed to re-district and re-bound the Wards of the City, and to report an ordinance; and that such committee be composed of Messrs. Woodburn, Marsee and Brown.

Which was lost by the following vote :

Affirmative—Councilmen Brown, Cottrell, Heckman, Kennington, Shepherd and Whitsit—6.

Negative—Councilman Harrison, Kahn, Locke, Marsee, Newman, Pyle, Reagan, Thalman, Thoms, Weaver and Wiles—11.

Mr. Marsee offered the following motion :

*Moved.* That the Committee on Printing and Stationery be instructed to contract for no more advertising in German for one week from this date.

Which was adopted.

Mr. Reagan presented the following petition :

INDIANAPOLIS, Jan. 30, 1871.

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

GENTLEMEN—I have a deed for the following lots, which have been used for straightening Pogue's Run, viz: Five feet off of the south side of lot eight, and twenty feet off of the north side of lot nine, in out-lot 27 of McKernan and Pierce's Sub-division in the city of Indianapolis, sold to you by one Maloney.

I hope you will devise some means by which I can get my money back, and you get a good title, and oblige.

Your humble servant,

G. W. ALLRED.

Which was referred to the City Attorney.

Mr. Shepherd offered the following motion :

*Moved.* That a special committee of three, with the City Civil Engineer, be appointed by the Mayor, to investigate the best mode for the construction of street and alley crossings on Missouri street from Market street to the corporation line, and report to this Council plans and the cost of construction of said crossings, as near as they can determine.

Which was adopted, and Messrs. Shepherd, Locke and Newman were appointed as such committee.

On motion by Mr. Kahn sundry bills against the city were referred to a special committee, composed of Messrs. Kahn, Brown and Marsee.

Mr. Thalman offered the following motion :

*Moved,* That O. H. P. Bly be allowed until June 1st, 1871, to complete his contract for grading and paving with brick the sidewalks of West New York street from Mississippi street to canal.

Which was adopted.

Mr. Wiles presented the following petition:

INDIANAPOLIS, Jan. 30, 1871.

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

GENTLEMEN—Your petitioners would respectfully represent that the city of Indianapolis holds our bond for sixty (60) stand of arms and accoutrements, which said arms and accoutrements were destroyed by fire in the burning of Morrison's Opera Hall.

Therefore we respectfully ask that our bond be cancelled and we be released from further liability, as the loss of said arms was wholly unavoidable upon our part, as we had used due diligence and care for their preservation.

JOHN L. HANNA,

JOHN REYNOLDS,

LEE A. FULMER.

Which was referred to the City Attorney, with instructions

to prepare the necessary memorial, and have the same presented to the General Assembly.

On motion, the Council adjourned.

DANIEL MACAULEY,  
*Mayor.*

ATTEST:

D. M. RANSELL,  
*City Clerk.*