

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
MONDAY, JULY 13TH, 1868, 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 Coburn, Davis, Foster, Geisel, Goddard, Henschen,
Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker and
Woodburn—13.

Absent—Councilmen Brown, Burgess, Colley, Cottrell and Stan-
ton—5.

The proceedings of the regular session held July 6th, 1868, were
read and approved.

REGULAR ORDER OF BUSINESS.

Mr. Coburn presented the following communication :

INDIANAPOLIS, July 13, 1863.

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

The undersigned a Committee of the Board of Trade of this city, respectfully submit to your honorable body the following resolution passed by said Board at its regular meeting on the ninth instant :

Resolved, That this Board heartily endorse the railroad enterprise from Peru, by way of Warsaw and Goshen to the pine and plaster sections of Michigan, as of manifest and unquestionable advantage to our city, and we earnestly commend the matter to our City Council as worthy of careful investigation by a committee of that body ; and further, if the facts are as reported and believed, that the Common Council should aid in the extension of the Peru and Indianapolis railroad north, by a liberal subscription to the stock of said extension, to be guarded so as to insure the completion of the roads.

Resolved, That a Committee of five be appointed to present a memorial to the Common Council on this subject.

The Committee would state, in addition, that the facts on which the above resolution is based are briefly as follows :

That one hundred and ninety miles north of Indianapolis the immense plaster beds of Michigan are situated ; and two hundred and seventeen miles north, we penetrate deep into the as yet scarcely opened pine regions of the same State. There is now built, and in actual operation on this route, one hundred and thirty-seven miles of railway, viz.: from Indianapolis to Peru seventy-two miles, and from White Pigeon, Mich., to the pine regions, sixty-five miles, leaving a gap of eighty miles from Peru, via Warsaw and Goshen to White Pigeon, yet to be built. Of this we understand that twenty miles, from Goshen to White Pigeon, is already provided for, leaving sixty miles, from Peru to Goshen, projected and organized with a subscription of \$216,000 already made, but needing material additional aid, in order to insure its completion. This road, from Peru to Warsaw, (thirty-six miles) is laid out through one of the richest timbered sections of our State, abounding in poplar, oak, maple, walnut, hickory and beech ; and from Warsaw to Goshen, twenty four miles, through one of the most fertile and well developed farming portions of the State.

When this road is completed it will tend to make the northern part of Indiana, which is now tributary to Chicago and Toledo, directly and largely tributary to Indianapolis, which would then become to the citizens on a great portion of the route, their most natural and convenient market town. It is further estimated that the pine lumber of Michigan could then be transported to Indianapolis, and sold at equal or less cost than it is now delivered and sold by the cargo at Chicago or other lake ports. It is further stated that the salt from the Saginaw works in Michigan could be sold in our market at ten to twelve per cent. less than competing salt from any other point, and that the plaster from the Michigan beds becoming cheap and abundant here, would add greatly to the fertility of our soil, aside from its value in the various arts. Other important products on this route would, it is believed, find their most profitable market here.

We respectfully unite with the Board of Trade in requesting that a committee of your body be appointed to confer with those interested in this route, and ascertain whether the advantages which it opens to our citizens are such as to warrant a liberal subscription from the City Council.

T. B. ELLIOTT,	} <i>Committee.</i>
FIELDING BEELER,	
J. C. FURGASON,	
FRED. P. RUSCH,	

Which was referred to the Committee on Railroads.

Mr. Geisel introduced special ordinance No. 59—1868, entitled :

AN ORDINANCE to provide for grading and graveling Michigan street and sidewalks between Winston and Davidson streets.

Which was read the first time.

Mr. Geisel presented the following remonstrance :

INDIANAPOLIS, July 13, 1868.

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

The undersigned owners of property on the first alley east of Liberty and between Lockerbie and Vermont streets, in out-lot 54, would respectfully request your honorable body to delay the improvement of said alley till after Lockerbie street is improved. The improvement of said street is greatly needed in winter time, being almost impassible.

Andrew Kramer, Christian Neerman,
Henry Hoffmeyer, Frederick Dietz.

Which was referred to the Board of Public Improvements.

Mr. Geisel introduced general ordinance No. 153—1868, entitled :

AN ORDINANCE granting a license to Mark L. Hare for Concert Hall on Court Street in the city of Indianapolis.

Which was read the first time.

Mr. Goddard offered the following motion :

That the Street Commissioner be authorized to notify the Terre Haute Railroad Company to put a culvert under their track on West street, across Louisiana street, on the east side of West street.

Which was adopted.

Dr. Jameson offered the following motion :

That the Marshal be and is hereby directed to notify the adjacent property owners to remove all obstructions, filth, and all articles from an alley running between real estate owned by J. M. W. Langsdale, J. K. Sharpe, and George E. Carter, being the first alley north of the northwest corner of Washington and Delaware streets. That in case of their failure so to do, the said Marshal shall at once enter prosecutions against the occupants of the premises from which such obstructions come.

Which was adopted.

Dr. Jameson introduced general ordinance No. 154—1868, entitled :

AN ORDINANCE to prevent the firing of cannons, &c.

Which was read the first time.

Mr. Kappes presented the following communication :

INDIANAPOLIS, July 13, 1868.

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

Alfred S. Foster respectfully represents to you, that having finished a boiler built on the plan of his patent, he will attach a portable engine to it, and now desires to make an exhibition of it to your Committee, and to show them that it will make steam enough to move the gauge in one minute and three-quarters, twenty pounds of steam in four minutes, thirty pounds in five minutes, and increases in the same ratio as long as the heat is kept up.

If the boiler proves satisfactory he will sell it to the city as it stands in the yard, at any price that can be agreed on. The city then will have to pay for putting it into the frame. The expenses of this job will not be very great. If, however, the city desires it, he will put it into the frame at any price that can be agreed on between him and them.

Hoping that this proposition may meet your approbation, he respectfully requests that a time and place may be designated for the exhibition of the said boiler.

ALFRED S. FOSTER.

Which was referred to the Committee on Fire Department.

Mr. Loomis introduced special ordinance No. 60—1868, entitled :

AN ORDINANCE to provide for the erection of fixtures, posts or pipes to burn gas on Pearl street, between Meridian and Pennsylvania streets.

Which was read the first time.

Mr. MacArthur introduced general ordinance No. 155—1868, en-

AN ORDINANCE creating the office of Meat and Fish Inspector, and prescribing the duties thereof.

Which was read the first time.

Mr. MacArthur presented the following petition :

INDIANAPOLIS, July 13, 1868.

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

WHEREAS, Your honorable body, at a late meeting, levied a tax of ten cents on each one hundred dollars' worth of taxable property in the city, for support of public schools within the city limits;

AND WHEREAS, A large number of the colored citizens of Indianapolis are property holders and tax payers;

AND WHEREAS, Many hundred poor colored children are kept out of school and caused to run the streets idle because they either have no parents, or their parents are too poor to send them to school;

AND WHEREAS, There has never been any provision made for the education of such children, only such as the colored people have made themselves, which is quite inadequate to the necessities of these children; therefore,

We, the undersigned property holders of the city of Indianapolis, do respectfully pray your honorable body to appropriate a proportionate amount of the public school revenue of the city to the support of schools for the special instruction of the poor colored children of the city.

We further pray that your honorable body place the control of such schools under a Board of five colored men, to be elected as you may direct, (and at

such time,) and that you provide that no money shall be paid for such colored schools without an order from this (colored) Board, properly endorsed by said Board.

We, your petitioners, would further pray that your honorable body so regulate the qualifications of the members of the above named Board, as to require each member of said Board to be able to read and write a legible hand in the English language.

To this end your petitioners will continue to pay.

William Walden,	John Endicutt,
W. R. Revels,	Wm. Franklin, Jr.
Wm. Franklin, Sr.,	And 46 others.

Which was referred to the Committee on Public Schools.

Mr. MacArthur offered the following motion :

That the Marshal be re-instructed to notify Messrs. Gay and Aldrich to remove all the impediments on the sidewalk of Missouri street between Michigan and North streets, on the east side.

Which was adopted.

Mr. MacArthur introduced special ordinance No. 61—1868, entitled :

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

Which was read the first time.

Dr. Woodburn presented the following remonstrance :

INDIANAPOLIS, July 13, 1868.

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

The undersigned would again respectfully represent that owning a considerable portion of the property on Ohio street east of Pogues Run, therefore petition your honorable body against the passage of an ordinance requiring the grading and graveling of that portion of Ohio street. We deem that it is not at all necessary as a matter of public utility or convenience, and of but small local importance, owing to the fact that there are but four houses on the street east of Davidson street. There being no bridge across the creek on Ohio street, no continuation of the street east of the corporation line, and no access to Market street east of Winston street, must render it at once apparent to your honorable body that the improvement can be dispensed with, for the present year at least.

Hoping that this appeal may meet with a favorable consideration from your honorable body, we would ever pray, &c.

Winston P. Noble,
Mary E. Noble,
E. S. Alvord.

Mr. Davis presented the following remonstrance on the same subject :

INDIANAPOLIS, July 13, 1868.

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

This Company is the owner of lots 261 and 285 in Noble's sub-division of out-lots No. 56 and 61, fronting 292 feet on Ohio street, between Davidson,

street and the corporation line. In view of the fact that there are but three houses on Ohio street, east of Davidson street, and that the Council has properly decided not to incur, at this time, the expense of a bridge over Pogue's Run, we respectfully remonstrate against the passage of the ordinance now pending for the grading and graveling of said street between the points named.

The C. C. C. & I. Railway Co.,

By E. King, Vice President.

On motion by Mr. Seidensticker, both the petitions were laid on the table until the ordinance can be called up.

Dr. Woodbrn offered the following motion :

That the Chief Fire Engineer be and is hereby directed to place the No. 3 engine in the house on South street, and to remove the new engine at the No. 1 engine house while the No 1 engine is being repaired.

Mr. Geisel moved to lay the motion on the table until the report of the committee could be heard.

Mr. MacArthur called for the ayes and noes.

The question being to lay the motion on the table, those who voted in the affirmative were Councilmen Coburn, Geisel, Henschen, Jamesson, Kappes, Loomis, Schmidt and Seidensticker—8.

Those who voted in the negative were, Councilmen Davis, Foster, Goddard, MacArthur and Woodburn—5.

So the motion to lay on the table was adopted.

His Honor the Mayor presented the following communication :

JEFFERSONVILLE, IND., May 21, 1868.

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

GENTLEMEN:—In behalf of the Common Council of the city of Jeffersonville, and by their instructions, I have the honor to present to you a map of our city together with its surroundings.

Respectfully,

C. R. McBRIDE,
Clerk C. J.

Which was received, and the thanks of the Council tendered to the donor.

On motion the City Clerk was directed to place Asher & Adams' map of the city, now in the Clerk's office, in the Council Chamber.

By unanimous consent the City Clerk presented the following report from the City Commissioners :

INDIANAPOLIS, July 13, 1868.

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

The undersigned Commissioners appointed to appraise and assess damages

and benefits in cases of opening streets and alleys, to whom was referred the petition for the opening of a street through Rousett's subdivision of out-lot 107, from McCarty street to Wyoming street, by appropriating lots number fifty-three (53) and thirty-eight (38,) in Rousett's subdivision of the north-west quarter of out-lot 107, in the city of Indianapolis, said street to be fifty-two (52) feet in width, report that in pursuance of notice they met at the office of the City Clerk, on Monday, the 13th day of July, 1868, at 9 o'clock A. M., and proceeded to hear evidence in the matter, and to view the grounds to be appropriated for the purpose of opening said street.

1. They find the whole amount of damages sustained to be eight hundred and fifty (\$850) dollars, which is assessed as follows:

Tim Lyon's Lot 38, in out-lot 107 -----\$850 00

2. That no part of the benefits arising from the opening of said street shall be assessed against the City of Indianapolis.

3. That the benefits accruing to the owners of lots by the opening of said street is \$850. Which is assessed as follows:

C. F. Schmidt owner of out-lot 107-----\$850 00

Said Schmidt having donated lot fifty-three (53) in out-lot No. 107, for the purpose of opening said street.

All of which is respectfully submitted.

SAMUEL M. SEIBERT,	} Commissioners.
JAMES N. RUSSELL,	
JAMES C. YOHN,	
THOMAS SCHOOLEY.	
WILLIAM BRADEN,	

In reference to which Mr. Seidensticker offered the following resolution:

Resolved, That the report of the City Commissioners be concurred in, and the property described to-wit: Lot 38 and 53 in Rousett's sub-division of out-lot 107, in the city of Indianapolis, for opening Alabama street from McCarty to Wyoming street, be appropriated, and that the damages be awarded and the benefits assessed in accordance with the report of the City Commissioners.

The question being on the passage of the resolution, those who voted in the affirmative were, Councilmen Coburn, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, Loomis, MacArthur, Seidensticker and Woodburn—12.

No Councilman voting in the negative.

So the resolution passed.

The City Clerk also presented the following from the City Commissioners:

INDIANAPOLIS, June 23, 1868.

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

The undersigned Commissioners appointed to appraise and assess damages and benefits in cases of opening streets and alleys, to whom is referred the petition for the opening of Jackson street, between St. Clair street and the corporation line through the middle part of out-lot 181 from its northern terminus north of Arch street to intersect the north end of said Jackson street, south of Vine street.

That pursuant to the notices issued and served, they met at the office of the City Clerk on the 22d day of June, 1868, and proceeded to view the ground

proposed to be appropriated for the purpose of opening said street. 1st. They find the whole amount of damages sustained is three hundred dollars (\$300,) which is assessed as follows:

Stanley F. Tebbs, owner of the five (5) acre piece of ground, being a part of out-lot No. one hundred and eighty-one (181,) being two hundred and fifty feet wide (250), and running across said out-lot in parallel lines from the east to the west lines thereof, as designated on the plat of Wm. Young as an addition to the city of Indianapolis, \$300.

That no part of the expense of said opening of such street shall be borne by the city of Indianapolis.

That the persons below named are benefitted upon the real estate described in the sums set opposite their respective names.

Stanley F. Tebbs, owner of the five (5) acre piece of ground, being a part of out-lot number one hundred and eighty-one (181), being two hundred and fifty feet (250) wide, and running across said out-lot in parallel lines from the east to the west lines thereof, as designated on the plat of Wm. Young as an addition to the city of Indianapolis, \$300.

All of which is respectfully submitted.

SAMUEL M. SEIBERT, JAMES C. YOHN, WILLIAM BRADEN, JAMES N. RUSSELL,	}	Com'rs.
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In relation to which Mr. Geisel offered the following resolution:

Resolved, That the report for opening Jackson street, by the City Commissioners, be concurred in, and that the real estate proposed to be appropriated for said street be appropriated, and that the damages as assessed by the Commissioners be awarded, and the benefits assessed in accordance to the report of the Commissioners.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Coburn, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker and Woodburn—13.

No Councilman voting in the negative.

So the resolution passed.

Also the following from the City Commissioners:

INDIANAPOLIS, July 13, 1868.

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

The undersigned, Commissioners appointed to appraise and assess damages and benefits in case of opening streets and alleys, to whom was referred the petition for the opening of Plum street, would state that having met at the Council Chamber to hear evidence, having viewed the premises, would respectfully state that the street as laid out on the plat to be opened is not in accordance with the wishes of the petitioners and property holders, and at the request of said petitioners respectfully return the case without action. That said petitioners wish to have their plat and petition changed.

All of which is respectfully submitted.

JAMES N. RUSSELL, JAMES C. YOHN, SAMUEL M. SEIBERT, WILLIAM BRADEN.
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Which was concurred in.

Sealed proposals for public improvements were opened and read by the City Clerk and referred to the Board of Public Improvements.

REPORTS FROM BOARDS.

Mr. Davis from the Board of Public Improvements made the following report :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, July 6, 1868. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the bids were referred, would respectfully report to your honorable body that we find that Thomas H. Williams is the lowest bidder for grading and graveling Michigan street and sidewalks, between East and Liberty streets, his bid being forty-nine cents per lineal foot on each side of the street. Also, that Feary & Dillon are the best bidders for the grading and paving of the east sidewalk of Illinois street, between North and First streets, their bid being sixty-three cents per lineal foot.

Also, that James Mahoney is the lowest bidder for the grading and graveling of Maple street and sidewalks between McCarty street and the corporation line, his bid being thirty-eight cents per lineal foot on each side of the street.

Also, that Richard Carr is the lowest bidder for repairing Delaware street with screened gravel, his bid being one dollar and ten cents per yard.

Also that Hiram Seibert is the lowest bidder for repairing Merrill street and sidewalks, between Delaware and Alabama streets, with screened gravel, his bid being one dollar and ten cents per yard.

Also, that Samuel Hanway is the lowest bidder for grading and graveling the west alley running north and south through square 41, his bid being twenty-three cents per lineal foot.

Also, that James Mahoney is the lowest bidder for grading and graveling the first alley west of Noble street, running north and south between Vermont and Lockerbie streets, his bid being fifty cents per lineal foot.

Also, that James Stewart is the lowest bidder for grading and graveling the first alley east of Liberty street, running north and south between Vermont and Lockerbie streets, his bid being forty-seven cents per lineal foot.

Also, that Feary & Dillon are the best bidders for grading and paving the north sidewalk of North street, between Alabama and Delaware streets, their bid being sixty-five cents per lineal foot.

Also that Feary & Dillon are the lowest bidders for building the brick sewer on Ray street, from Delaware street to Pogues Run, their bids being:

For the 36 inch.....	\$3 24
For the 42 inch.....	3 55
For the 48 inch.....	3 90
For the 60 inch.....	4 68

We respectfully recommend that the contracts be awarded to said parties.

J. W. DAVIS,
SAMUEL GODDARD, } Board.

Which was concurred in and contracts awarded, with the exception of the last paragraph, relating to sewers.

Mr. Davis from same Board made the following report :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, July 13, 1868. }

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

GENTLEMEN:—The Board of Public Improvements, to whom was referred the remonstrance of property holders on Virginia avenue, between South and Stevens street, against the bowldering of said avenue between said points, would, in view of the fact that a great many of the property holders along the line are unable to pay for said improvement, and that a large majority of feet of property along said line is represented on the remonstrance, respectfully report against bowldering said avenue, and ask to submit the following ordinance in lieu of the one now pending before this body.

Respectfully,

J. W. DAVIS, }
SAM'L GODDARD, } *Board.*

Which was received.

Also special ordinance No. 62—1868, entitled :

AN ORDINANCE to provide for repairing Virginia Avenue and sidewalks between South street and Stevens street.

Which was read the first time.

Mr. Davis from same Board made the following report :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, June 29, 1868. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the several matters were referred, would report—

1st. That D. Root & Co., are the lowest bidders for the erection of lamp posts, fixtures, &c., on East street, between Ohio and Washington streets, and on North street, between Meridian and Illinois streets, their bid being for the corner posts \$36, and for the intermediate posts \$34 per post.

2d. That the petition of D. Root et al., asking for the improvement of Dougherty street, between East and Wright streets, and also the petition of Chas. H. Folkening et al., asking for the improvement of Coburn street, between East and Wright streets, be not granted, and that the ordinances providing for such improvement be indefinitely postponed, as, in our opinion, said improvement is inexpedient.

Respectfully,

J. W. DAVIS, }
SAMUEL GODDARD, } *Board.*

The first part of the report was concurred in and the contract awarded; the last part of the report was not concurred in.

REPORTS FROM COMMITTEES.

Mr. MacArthur from the Committee on Markets made the following report :

INDIANAPOLIS, July 13, 1868.

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

GENTLEMEN:—The Committee on Markets, to whom was referred the butcher's petition, would respectfully report that the prayer of the petition-

ers be granted, and that the Committee on Revision of Ordinances be instructed to so amend the Market ordinance as to conform with the second clause of said petition.

Respectfully submitted,

JOHN B. MACARTHUR, }
 SAMUEL GODDARD, } *Committee.*
 WM. H. HENSCHEN, }
 GID. B. THOMPSON, *Market Master.*

Which was concurred in.

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

INDIANAPOLIS, July 13, 1868.

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

GENTLEMEN :—Your Committee beg leave to introduce the monthly report of the Superintendent of the Hospital, together with an ordinance appropriating \$463 28 on account of City Hospital.

Respectfully,

J. HENRY KAPPES, }
 W. H. LOOMIS, } *Committee.*
 HENRY GEISEL, }

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL, ENDING JUNE 30, 1868.

Number of patients in Hospital at last report.....	21
Number of patients received in Hospital since last report.....	11
Number of patients born in Hospital since last report.....	0
Number of patients discharged from Hospital since last report.....	12
Number of patients died in Hospital since last report.....	2
Number of patients remaining in Hospital at present report.....	18

Also the following :

RECAPITULATION OF THE MONTHLY REPORT OF EXPENDITURES OF THE CITY HOSPITAL, ENDING JUNE 30, 1868.

Total expenditures for the month	\$426 53
Aggregate number of days for which subsistence, etc., was furnished....	5 75
Average expense per capita per diem.....	\$0 74

Which were received.

Also special appropriation ordinance No. 35—1868, entitled :

AN ORDINANCE appropriating moneys for the payment of sundry claims on account of the City Hospital for the month of June, 1868.

Which was read the first time.

REPORTS FROM CITY OFFICERS.

The City Attorney made the following report :

INDIANAPOLIS, July 6, 1868.

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

GENTLEMEN :—I have examined the contract of Hiram Sibert, and respectfully submit : That the said contract should be rejected, because it does not conform to the ordinance.

Respectfully,

B. K. ELLIOTT, *City Attorney.*

Which was concurred in.

Also the following report :

INDIANAPOLIS, July 6, 1868.

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

GENTLEMEN:—I have examined the questions presented by the resolutions concerning the Street Railway Company, and submit the following :

The grant of the franchise to the Company became, upon its acceptance, a contract which the city could not alter without the consent of the Company. Any alteration consented to by the Company would be valid, and would be obligatory both upon the city and Company. If the ordinance relieved the Company from bowldering between the tracks, the presumption is that the Railway Company, consented and the ordinance is therefore valid.

Respectfully, B. K. ELLIOTT, City Attorney.

Which was concurred in.

Also the following report :

INDIANAPOLIS, July 13, 1868.

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

GENTLEMEN:—I have examined the report of the Board of Engineers relative to East, Jackson, Broadway and Plum streets, and respectfully submit the following :

The streets should be so located as to conform to the recorded plats. The city has no power to take and appropriate real estate for streets, except in the manner provided in the City Charter. Such real estate only as has been properly dedicated can be used for a street, unless it is condemned by proper proceedings, and paid for. If any property owner has built upon a street properly dedicated, he cannot claim compensation for buildings so erected, but will lose the money thus expended.

Respectfully, B. K. ELLIOTT, City Attorney.

Which was concurred in.

The Civil Engineer made the following report :

INDIANAPOLIS, July 13, 1868.

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

I have examined the ditch on the west side of Bright street, and south of New York street, and find that the street and adjoining lots are being very much damaged, caused by the fall of water into the canal, caving the bank and washing the earth into the canal. I would recommend that a protection wall of timber be built to prevent further injury. The wall will cost not to exceed one hundred dollars.

Respectfully, R. M. PATTERSON, Civil Engineer.

Which was concurred in.

The Civil Engineer also made the following report :

INDIANAPOLIS, July 13, 1868.

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

I hereby report the following work furnished according to contract :

Feary and Dillon, for grading and paving the west sidewalk on Illinois street, between North and First streets.

Length of sidewalk.....1,727 ft. 9 in.
At sixty-five cents per lineal foot.....\$1,123 03

Also, James Stewart, a partial estimate on Plum street, between Massachusetts Avenue and Cherry street.

Length on east side..... 708 ft.
 Length on west side..... 775 ft.

Total length..... 1,483 ft.

At fifty-four cents per lineal foot..... \$800 82

Respectfully, R. M. PATTERSON, *Civil Engineer.*

Which was concurred in.

The City Clerk made the following report :

INDIANAPOLIS, July 13, 1868.

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

The City Clerk respectfully reports to Council the contract and bond of William Kowan, and for grading and graveling Kentucky Avenue from Tennessee to Missouri st, and the southeast sidewalk on said street from Georgia to Louisiana street, is presented for your approval.

D. M. RANSELL, *City Clerk.*

Which was concurred in, and the contract and bond approved.

The City Clerk also made the following report :

INDIANAPOLIS, July 13, 1868.

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

GENTLEMEN :—I would respectfully report that there are on file in my office the following affidavits for the collection of street assessment by precept, as follows:

Daniel Mahoney vs. R. B. Johnson, for \$49 95
 James Mahoney vs. William F. Born, for..... 44 08
 James Mahoney vs. John B. Stumph, for..... 46 55
 James Mahoney vs. Martha Edwards, for..... 12 54
 S. W. & R. H. Patterson vs. John Corwine, for 26 25

And would recommend that you order the precepts to issue.

Respectfully, D. M. RANSELL, *City Clerk.*

Which was concurred in.

The City Treasurer made the following report :

INDIANAPOLIS, July 13, 1868.

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

GENTLEMEN :—I have the honor to inform you that Riley Foster has been appointed Deputy Treasurer for the purpose of collecting delinquent taxes, and I respectfully ask that you confirm him as such.

ROBT. S. FOSTER, *City Treasurer.*

The question being on confirming, those who voted in the affirmative were, Councilmen Coburn, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker and Woodburn—13.

No Councilman voting in the negative.

So Riley Foster was delared Deputy City Treasurer of the City of Indianapolis.

The Street Commissioner made the following report :

INDIANAPOLIS, July 13, 1868.

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

GENTLEMEN:—I have honor to transmit herewith a receipt of the City Treasurer for money paid into the Treasury for the following articles sold, to-wit:

Joseph Kruger, sand	\$20 00
Hiram Seibert, sand	10 00
Old planks, sold to different persons.....	5 00
Total	\$35 00

Respectfully submitted,

AUGUST RICHTER, *Street Commissioner.*

Which was concurred in.

Also the following report :

INDIANAPOLIS, July 13, 1868.

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

The following work I done from June 8th up to July 5, 1868:

1. Repaired the tumbler on Washington and Noble streets.
2. Laid thirty-three yards of brick pavement on East and Washington streets.
3. Cleaned Delaware street, between Market street and Pogue's Run.
4. Cleaned Illinois street, between Market and Ohio streets.
5. Cleaned Virginia Avenue, between Washington street and Pogue's Run.
6. Cleaned Pennsylvania street, between Washington and New York streets.
7. Cleaned Meridian street, between Ohio and New York streets.
8. Cleaned Market street, between Delaware and Alabama streets.
9. Cleaned the culverts on Massachusetts Avenue and Delaware street.
10. Cleaned the culverts on Massachusetts Avenue and Alabama street.
11. Built a wooden tumbler on South street and Pogue's Run.
12. Built a stone culvert on Meridian and Georgia streets, and took up 215 yards of bouldering and replaced them.
13. Built a stone culvert on Pennsylvania and Georgia streets.
14. Opened the gutters on Fort Wayne Avenue, between Pennsylvania and New Jersey streets.
15. Opened the gutters on St. Joseph street, between Pennsylvania and Delaware streets.
16. Opened the gutters on New York street, between Alabama and Delaware streets.
17. Opened the gutters on Alabama street, between Market and St. Joseph streets.
18. Opened the gutters on Vermont street, between Delaware and New Jersey streets.
19. Opened the gutters on Ohio street, between Delaware and New Jersey streets.
20. Opened the gutters on Market street, between Alabama and East streets.
21. Opened the gutters on Illinois street, between Ohio street and the corporation line north.
22. Opened the gutters on Pratt street, between Illinois and Meridian streets.
23. Opened the gutters on Meridian street, between Ohio street and the corporation line north.
24. Opened the gutters on Michigan street, between Meridian and Mississippi streets.

25. Opened the gutters on North street, between Meridian and Mississippi streets.
26. Opened the gutters on Walnut street, between Meridian and Tennessee streets.
27. Opened the gutters on St. Clair street, between Meridian and Tennessee streets.
28. Opened the gutters on Tennessee street, between Market street and the corporation line north.
29. Opened the gutters on Vermont street, between Meridian and Mississippi streets.
30. Opened the gutters on New York street, between Meridian and Mississippi streets.
31. Opened the gutters on Indiana Avenue, between Illinois and Mississippi streets.
32. Opened the gutters on Ohio street between Meridian and Mississippi streets.
33. Opened the gutters on Market street, between Illinois street and the canal.
34. Opened the gutters on Ohio street, between Mississippi street and the canal.
35. Opened the gutters on New York street, between Mississippi street and the canal.
36. Opened the gutters on Vermont street, between Mississippi street and the canal.
37. Opened the gutters on Michigan street, between Mississippi street and the canal.
38. Opened the gutters on Mississippi street, between Washington street and the corporation line north.
39. Opened the gutters on Indiana Avenue, between Michigan street and Fall Creek.
40. Opened the gutters on California street, between New York and North streets.
41. Opened the gutters on New York street, between West and California streets.
42. Opened the gutters on New Jersey street, between Market and Fort Wayne Avenue.
43. Opened the gutters on Vermont street, between West and California streets.
44. Opened the gutters on Gregg streets, between East and New Jersey streets.
45. Opened the gutters on Walnut street, between Liberty and New Jersey streets.
46. Opened the gutter on North street, between Noble and New Jersey streets.
47. Opened the gutters on New York street, between East and New Jersey streets.
48. Opened the gutters on East street, between Washington and Cherry streets.
49. Opened the gutters on Market street, between New Jersey and Liberty streets.
50. Opened the gutters on Ohio street, between New Jersey and Liberty streets.
51. Opened the gutters on Spring street, between Market and North streets.
52. Opened the gutters on Winston street, between Washington and Michigan streets.
53. Opened the gutters on Market street, between Pogue's Run and the corporation line east.
54. Raised the bouldered gutter on Washington and New York streets.
55. Bouldered the crossings on Washington and Delaware streets.
56. Built a platform at the No. 2 Engine House.
57. Built two culverts on Kentucky Avenue and West street.
58. Built two foot bridges on West and South streets.
59. Built one foot-bridge on New York street and Indiana Avenue.
60. Built two foot-bridges on Fort Wayne Avenue and North street.
61. Built two foot-bridges on Fort Wayne Avenue and Alabama street.
62. Built one foot-bridge on Fort Wayne Avenue and Walnut street.
63. Repaired the foot-bridge on New York street across the canal.
64. Cleaned Washington street, between Tennessee street and the National Road west.
65. Cleaned Washington street, between Alabama and Noble streets.

66. Cleaned Illinois street, between Market and Tennessee streets.
 67. Cleaned all the bouldered alleys in the city.
 68. Repaired the sidewalks on Huron street which were damaged by the overflow.
 69. Filled the crossings on Alabama and St. Clair street with gravel.
 70. Filled the crossings on Fort Wayne Avenue and St. Clair street with gravel.
 71. Filled the crossings on Alabama and Market streets with gravel.
 72. Filled the crossings on Tennessee and Ohio streets with gravel.
 73. Filled the crossings on Delaware and Market streets with gravel.
 74. Filled the crossings on Pennsylvania and Maryland streets with gravel.
 75. Hauled 112 yards of gravel with the intersection of Georgia and Pennsylvania streets.
 76. Hauled 186 yards of gravel on Kentucky Avenue and West street.
 77. Filled the holes on South street, between Delaware and Alabama streets with gravel.
 78. Filled the mouth of the alley, the second alley south-east of South street.
 79. Filled the holes on New Jersey street, between Market and Ohio streets, with gravel.
 80. Filled the holes on North street, between Illinois and Tennessee streets, with gravel.
 81. Filled the crossings on Mississippi and North streets with gravel.
 82. Filled the crossings on Michigan and Mississippi streets with gravel.
 83. Filled the mud hole on Ohio street, between New Jersey and Alabama streets, with gravel.
 84. Filled the crossings on North and Market streets with gravel.
 85. Filled the crossings on New Jersey and South streets with gravel.
 86. Filled the crossings on Georgia and Meridian streets with gravel.
 87. Filled the crossings on Washington and Cady streets with gravel.
 88. Repaired the sidewalk on East street, between Stevens and McCarty streets, with gravel.
 89. Built a culvert on Ohio and Pennsylvania streets, took up 400 yards of bouldering and replaced the same.
 90. Built two wooden walls on east Market street near the corporation line, 148 feet long each.

The following is a statement of all expenditures for work to each Ward from June 8 up to July 5, 1868, and the balance of credit to each Ward from balance of old account, which were allowed until May 1, 1868:

WARDS.	Balance from June 8 up to July 5, 1868.	Balance credit to each Ward on balance from old account.
1st Ward	\$267 00	\$375 90
2d Ward	177 00	76 75
3d Ward	414 00	102 30
4th Ward	118 00	436 39
5th Ward	10 00	339 52
6th Ward	57 00	165 63
7th Ward	153 00	327 41
8th Ward	38 00	326 29
9th Ward	87 00	279 08

Respectfully submitted,

AUGUST RICHTER, *Street Commissioner.*

Which was received.

ORDINANCES ON SECOND READING.

Mr. MacArthur called up general ordinance No. 155—1868, creating the office of Meat and Fish Inspector—which was read the second time

and referred to the Committee on Revision of Ordinances with instructions to report at next meeting.

Dr. Jameson called up general ordinance No. 154—1868, entitled :
AN ORDINANCE to prevent the firing of canons, &c.

Which was read the second time and ordered to be engrossed.

On motion by Mr. Davis, the Council adjourned.

DANIEL MACAULEY, *Mayor*.

ATTEST:

D. M. RANDELL, *City Clerk*.