

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS,
MONDAY, JANUARY 4TH, 1868, 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, Coburn, Cottrell, Davis, Foster, Geisel, Jame-son, Loomis, MacArthur, Schmidt, Seidensticker, Stanton and Wood-
burn—13.

Absent—Councilmen Burgess, Colley, Goddard, Henschen, and Kappes—5.

The proceedings of the regular session, held Dec. 28th, 1868, were read and approved.

Mr. Davis rose to a question of privilege, and apologized for lan-
guage used at the meeting of December 28th, 1868, against several
Councilmen, and Mr. Seidensticker in particular.

REGULAR ORDER OF BUSINESS.

Mr. Brown introduced special ordinance No. 1—1869, entitled:

AN ORDINANCE to provide for the erection of lamp-posts, lamps and fixtures
complete to burn gas, except the service pipe, on Madison Avenue, be-

tween Meridian street and the south side of the alley running east and west between out-lots Nos. 16 and 25 of the City of Indianapolis.

Which was read the first time.

Mr. Brown presented the following petition :

INDIANAPOLIS, Dec. 29, 1869.

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

GENTLEMEN:—The undersigned, some time since, contracted with the Council to pave with brick and curb with stone the east sidewalk of Meridian st., between Maryland and Louisiana streets. After the work was finished, the City Engineer required extra work to be done, not mentioned or required by the contract, or by the notice to bidders. This work was bowldering a space about six inches wide, next to the curbing throughout the entire length of the contract. This bowldering had never been done heretofore, and was not specified to be done in any contract. As the estimate for the work has been made out, and this expense has not been charged up to the property holders, the expense as it now stands is borne by myself. I respectfully ask the Council to refund to me the amount spent in doing this work, which amount is \$25.25, as certified to by Mr. Jacob Rubush, who superintended the work for me. Respectfully submitted,

T. A. MORRIS.

Which was referred to the Committee on Claims.

Mr. Brown presented the following communications :

INDIANAPOLIS, Jan. 4, 1869.

To the Committee of Citizens appointed to examine the subject of the Construction of Water Works for the City of Indianapolis:

GENTLEMEN:—In accordance with the request of the Committee, made at the meeting on Thursday last, the undersigned, in behalf of the Central Canal Company, beg leave to submit for the consideration of the Committee, the following propositions; saying in the first place, however, that we have not been authorized by the Canal Company to bind them by our action, but we entertain no doubt that they will confirm any propositions we may make in their behalf.

1st. We assume, that if water works are to be built, whether by the city, or by a corporation, chartered, or to be chartered by the city, the body that constructs the works, (in case the Canal is resorted to for water or for power,) will desire to own and control the entire water power of the Canal, and we make no proposition, therefore, upon any other basis.

2d. If the city desires to take the Canal, the Company will transfer it entirely, from Broad Ripple to the south line of the city, with such leases, real estate and rights, as the Company is entitled to in connection with it, for two hundred thousand dollars, which may be paid in 7 per cent. bonds of the city, payable, with interest semi-annually, in the city of New York, at such time as the city may determine.

3d. The transfer of the Canal, if made, is to be subject to the rights of the present lessees; in other respects the title will be clear and free from incumbrances.

4th. We have stated to some of the citizens here, that, in case a chartered Company should undertake the construction of the works, and the Canal should be taken for the power, the Canal Company would take a considerable part of the value of the water power in stock of the Water Works Co.; but we have become satisfied, upon reflection, that, inasmuch as the Canal Company would own but a small part of the stock, giving them, practically,

no voice in the management of the affairs of the Water Works Company, those whom we represent would not be willing to exchange the hydraulic power, which is, to some extent, under their own control, for a minor share of stock in the Water Works Company; and they are not able to build water works from their own means, even if the opportunity to do so were offered to them.

Very respectfully yours,

H. K. SELDEN,
H. WOODRUFF.

INDIANAPOLIS, Jan. 4, 1869.

To the Committee of Citizens appointed to examine the subject of the
Construction of Water Works for the City of Indianapolis:

GENTLEMEN:—In accordance with the request of the Committee, made at the meeting on Thursday last, I submit estimates in detail for the cost of Water Works in Indianapolis, under the Holly plan:

ESTIMATE OF COST OF WATER WORKS, HOLLY SYSTEM, FOR THE CITY OF INDIANAPOLIS, WITH WATER POWER.

Machinery—consisting of six Holly's Patent Elliptical Rotary Pumps, with maximum capacity of 6,000,000 United States gallons of water in twenty-four hours, said pumps having 12 inch discharge each. Three Holly's Patent Turbine Water Wheels, with power adequate under 30 feet head to work said pumps to their maximum capacity. One heavy iron frame to contain all necessary supports, bearings, and connections for pumps, shafting and gearing. Also, all necessary shafts, gearing and all coupling and suction valves needed in connection with said pumps, wheels and machinery in pump house; all necessary water connecting pipes in pump house. One hydraulic power regulator and pressure gauge to control the pressure of water in the pipes and vary the same at pleasure for fire streams and domestic use. All bolts required. Lever valve for each pump to close aperture between pump in use and those not in use. And all other machinery or connections needed in connection therewith in said pump house. Not including suction or discharge pipes, or any work on building or foundation for said pumps, wheels and machinery. Transportation and setting same included, that it may be rendered complete in pump house.----- \$51,000 00

COST OF BUILDING.

700 yards excavation for foundation, at 25 cents -----	\$175 00
120 yards hammer dressed stone laid in wall for foundation, at \$8.00 -----	960 00
69,500 brick laid in wall, at \$9.00 -----	625 50
5,800 feet timber and rafters at \$20.00 -----	116 00
56 yards hammer dressed stone, foundation for water wheels, at \$8.00 -----	448 00
8 windows 3 by 8 feet at \$24.00 -----	192 00
3,600 feet of flooring, at \$20.00 -----	72 00
1 single door 3 by 8 feet, -----	13 00
1 single door 4 by 8 feet -----	18 00
3,800 feet of roof boards, at \$20.00 -----	76 00
Roofing -----	300 00
Cap sills and water table -----	225 00
Carpenter work and other items to complete same -----	1,250 00
Total -----	\$4,470 50

COST OF CONDUIT PIPE, BULK HEAD AND WEIR.

9,000 feet of pumping conduit, 30 inch dimensions, (wood) -----	\$11,700 00
9,000 lineal feet of excavation and laying pumping conduit -----	2,790 00
910 feet power conduit, 60 inches dimensions, (wood) -----	3,185 00
910 lineal feet of excavation and laying power conduit -----	1,365 00
Bulk head 30 by 10 and 6 feet -----	830 00
Weir and its inclosure -----	375 00
Total -----	\$20,245 00

The above pumping conduit is for the purpose of conveying water from Broad Cut Basin to the pumping works, which I think advisable, as said basin will at times, and particularly in time of turbid water, provide a settling reservoir.

COST OF CAST IRON PIPE, DELIVERED IN INDIANAPOLIS, AT SIXTY-FIVE DOLLARS PER TON OF TWO THOUSAND POUNDS.

4,050 feet 16 inch supply main, along Washington street, from pumping works to Meridian street,-----	\$17,880 00
5,550 feet 12 inch supply main, from pumping works to New York street, and along New York street from Giesendorf to Meridian street-----	14,355 00
2,500 feet 12 inch supply main, along Washington street, from Meridian street to East street-----	6,902 00
1,350 feet 10 inch supply main, along Washington street, from East street to Benton street-----	2,966 00
1,050 feet 10 inch supply main, along New York street, from Meridian to Delaware street-----	2,162 00
1,575 feet 10 inch main, along South Illinois street, from Washington street to Union Passenger Depot-----	3,462 00
2,500 feet 8 inch main, along South Illinois and Russell streets, from Union Passenger Depot to McCarty street-----	3,631 00
1,950 feet 8 inch main, along New York street, from Delaware street to Liberty street-----	2,480 00
1,575 feet 8 inch main, along South Delaware street, from Washington street to Louisiana street-----	2,029 00
2,000 feet 8 inch main, along South East street, from Washington street to South street-----	2,804 00
1,650 feet 8 inch main, along Hellen street, from Washington street to Louisiana street-----	2,450 00
3,900 feet 8 inch main along North Meridian street, from Washington to St. Clair street-----	5,172 00
3,900 feet 8 inch main, along North Alabama street, from Washington street to St. Clair street-----	5,172 00
1,500 feet 8 inch main, along Bright street, from New York to North street-----	2,076 00
1,500 feet 6 inch lateral, along North West street, from New York to North street-----	1,672 00
3,900 feet 6 inch lateral, along North Tennessee street, from Washington to St. Clair street-----	4,138 00
3,900 feet 6 inch lateral, along North Illinois street, from Washington to St. Clair street-----	4,138 00
3,900 feet 6 inch lateral, along North Pennsylvania street, from Washington street to St. Clair street-----	4,138 00
3,900 feet 6 inch lateral, along North Delaware street, from Washington street to St. Clair street-----	4,138 00
3,900 feet 6 inch lateral, along North New Jersey street, from Washington to St. Clair street-----	4,138 00
1,750 feet 6 inch lateral, along South Meridian street, from McCarty street to City Limits-----	1,901 00
2,600 feet 6 inch lateral, along South East street, from South street to Buchanan street-----	2,758 00
3,000 feet 6 inch lateral, along Virginia Avenue, from South street to Grove street-----	3,184 00
3,700 feet 6 inch lateral, along South Meridian street, from Washington street to McCarty street-----	3,925 00
3,300 feet 6 inch lateral, along South Pennsylvania street, from Washington street to Madison Road-----	3,501 00
2,900 feet 6 inch lateral, along South Alabama street, from Washington street to Merrill street-----	3,076 00
2,900 feet 6 inch lateral, along South New Jersey street, from Washington to Merrill street-----	3,076 00
3,650 feet 6 inch lateral, along South Tennessee street, from Washington to McCarty street-----	3,845 00

2,900 feet 6 inch lateral, along South Mississippi street from Washington to Merrill street-----	\$3,076 00
2,900 feet 6 inch lateral, along South West street, from Washington street to Merrill street-----	3,076 00
3,900 feet 6 inch lateral, along North Mississippi street from Washington to St. Clair street-----	4,138 00
2,900 feet 6 inch lateral, along South Delaware street, from Louisiana to Bicking street-----	3,079 00
1,100 feet 6 inch lateral, along North Meridian street, from St. Clair street to City Limit-----	1,166 00
1,200 feet 6 inch lateral, along Alabama street, from St. Clair to City Limit-----	1,272 00
1,200 feet 6 inch main, along Washington street, from Benton street to City Limit-----	1,272 00
2,000 feet 6 inch main, along New York street, from Liberty street to City Limit-----	2,119 00
3,075 feet 4 inch lateral, along South Noble street, from Washington street to Virginia Avenue-----	2,183 00
3,800 feet 4 inch lateral, along North Noble street, from Washington street to Massachusetts Avenue-----	2,698 00
6,900 feet 4 inch lateral, along Market street, from North West street to Winston street-----	4,899 00
4,900 feet 4 inch lateral, along Ohio street, from West street to East street-----	3,479 00
3,000 feet 4 inch lateral, along Vermont street, from Mississippi street to Alabama street-----	2,130 00
10,080 feet 4 inch lateral, along Michigan street, from West to East City Limit-----	7,156 00
4,950 feet 4 inch lateral, along North street, West street to East street-----	3,514 00
8,700 feet 4 inch lateral, along St. Clair street, from Indiana Avenue to East City Limit-----	6,177 00
2,400 feet 4 inch lateral, along Indiana Avenue, from West street to Athon street-----	1,704 00
1,950 feet 4 inch lateral, along Massachusetts Avenue, from East street to Ash street-----	1,384 00
4,800 feet 4 inch lateral, along Maryland street, from Hellen street to Alabama street-----	3,408 00
3,000 feet 4 inch lateral, along Georgia street, from West street to Pennsylvania street-----	2,130 00
2,475 feet 4 inch lateral, along Louisiana street, from West street to Meridian street-----	1,757 00
2,775 feet 4 inch lateral, along Louisiana street, from Delaware street to Cady street-----	1,970 00
6,000 feet 4 inch lateral, along South street, from West street to Noble street-----	4,260 00
4,700 feet 4 inch lateral, along Merrill street from Mississippi street to Virginia Avenue-----	3,337 00
4,950 feet 4 inch lateral, along McCarty street, from Tennessee street to Virginia Avenue-----	3,514 00
4,224 feet 4 inch lateral, Hydrant Pipe-----	2,999 00
Total-----	\$199,063 00

COST OF STOPS, GATES, HYDRANTS AND CONNECTIONS.

252 Double Hydrants	\$50 00-----	\$12,600 00
100 Single Hydrants	40 00-----	4,000 00
Freight and Cartage on same	1 00-----	352 00
50 Stop Gates. On the average	40 00-----	2,000 00
Extra charge on elbows, crosses, Ts, Ys, sleeves etc.	-----	1,585 00
Total-----		\$20,537 00

COST OF TRENCHING, MAKING JOINTS AND REFILLING.

180,329 feet excavating trench for pipe and refilling, at 13 cents per lineal foot	\$23,442 00
162,500 pounds of lead for making joints in pipe, at 10 cents	16,250 00
Oakum, fuel, &c.	450 00
Setting 352 hydrants, at \$6.00	2,112 00
Setting 50 stop gates, at \$3.00	150 00
Total	\$42,404 00
Cost of making 15,027 joints (labor only)	\$11,270 00

RECAPITULATION.

Water power, machinery, wheels and pump complete, set up ready for use	\$51,600 00
Cost of building	4,470 50
Cost of conduit pipes, bulk head and weir	20,245 00
Cost of iron pipe delivered in Indianapolis	199,063 00
Cost of stop gates, hydrants and connections	20,537 00
Cost of trenching, making joints and refilling	52,674 00
Total	\$344,989 50

A maximum capacity of 6,000,000 U. S. gallons of water per diem, will, at all times, give Indianapolis an adequate supply for fire protection in addition to that used for culinary and all domestic purposes.

And I am authorized by the builders of the Holly Water Works Machinery to state, that with the above capacity of machinery and pumps they will guarantee to throw eight streams of water at one time from fire hydrants, each stream through a one inch nozzle one hundred feet vertically, at localities where said fire hydrants may be set.

A class of machinery, with water power, under the Holly system, comprising three water wheels, four pumps and all parts and connections complete, with a maximum capacity of 4,000,000 U. S. gallons of water in twenty-four hours, transportation paid, and said machinery set up in a workmanlike manner within a pump house in the City of Indianapolis, will cost \$34,000.00.

ESTIMATE OF COST OF ENGINES, PUMPS AND MACHINERY FOR STEAM POWER UNDER THE HOLLY SYSTEM, THE FOLLOWING WILL BE REQUIRED.

Six of Holly's Elliptical Rotary Pumps, with maximum capacity of 6,000,000 U. S. gallons of water in 24 hours, said pumps having 12 inch discharge each. One double cylinder piston engine 400 horse power. Engines attached to same crank. One rotary engine 150 horse power. All supports, gearing and connections between engines and pumps. One donkey engine. Three of Holly's patent boilers and all steam pipes connecting engines and boilers. All water connection pipes. All valves. Hydrostatic power regulator. And all machinery and connections needed to render said engines, pumps, boilers, &c., &c., complete and set up in a workmanlike manner in pumping works, not including suction pipes in pumping well, or discharge pipes from pumps to supply mains, \$77,000.00.

It will further be seen that if steam power is used an additional expense must be incurred by erecting larger and more expensive building, which may be estimated as follows:

Cost in addition to water power building	\$6,000 00
Cost of smoke stack, or chimney	2,800 00
Cut stone capping for machinery	350 00
Cut stone floor in both engine and boiler rooms	1,260 00
Total	\$10,410 00

A class of machinery using steam power under the Holly system comprised of three engines, four pumps, and all parts and connections complete, with a maximum capacity of 4,000,000 U. S. gallons of water per diem, transportation paid and said

machinery and pumps set up in a workmanlike manner, within a pump house, in the City of Indianapolis, will cost \$52,000.00.

I am also requested by Charles Keep, Esq., Secretary of the Holly Manufacturing Company, to annex to these estimates terms of payment for such machinery as they may furnish, which are as follows:

Sixty-two and one-half per cent. to be paid in monthly estimates as the work progresses, previous to shipment, and the balance, thirty-seven and one-half per cent. when the work is set up in Indianapolis and tested.

One-third of the above sums may be paid in twenty year seven per cent. bonds of the City of Indianapolis, interest payable semi-annually in the City of New York. Bonds to be taken for part of last thirty-seven and one-half per cent.

In submitting these estimates, I would say that the time allowed me was so limited as to prevent explanation in detail on some items that may not be clearly understood or comprehended.

I would also say, in conclusion, that a power only sufficient to furnish 4,000,000 gallons of water per diem might, as I think, be adequate to supply the ordinary demands of the city and at the same time furnish a sufficient power for the extinguishment of conflagration.

Respectfully yours,

WM. C. WEIR, H. E.

In reference to which Mr. Brown offered the following motion :

That the communications on the subject of Water Works be referred to a Select Committee of five, to be appointed by the Mayor, which committee shall be empowered to visit some city where Water Works are now under operation under the Holly plan, and shall report the result of their investigations to this Council for further action.

Which was adopted.

His Honor appointed as such committee Councilmen Brown, Jameson, Loomis, Kappes and Cottrell.

Mr. Cottrell offered the following motion :

That the Street Commissioner be instructed to gravel the sidewalk near the crossing of Louisiana street and Virginia Avenue.

Which was adopted.

Mr. Davis offered the following motion :

That the Street Commissioner be directed to place two or three loads of gravel on the sidewalk at the corner of Market and Illinois streets, south-east corner.

Which was adopted.

Mr. Foster introduced general ordinance No. 1—1869, entitled :

AN ORDINANCE relative to placing a flagman at the intersection of Louisiana and West streets.

Which was read the first time.

Dr. Jameson presented the following bill:

INDIANAPOLIS, Jan. 4, 1869.

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

The City of Indianapolis, To Porter, Harrison & Fishback, Dr.
February 8, 1867. For services before a Committee of the Legisla-
ture, in the controversy about University Square, - - - \$250 00

Which was referred to the Committee on Claims.

Mr. Loomis offered the following motion:

That the Street Commissioner be directed to cover the roughest places on Virginia Avenue with coarse sand, in order to facilitate the packing of the newly graveled street.

Which was referred to the Civil Engineer.

Mr. Loomis presented the following petition:

INDIANAPOLIS, Jan. 2, 1869.

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

GENTLEMEN:—The undersigned respectfully represents to your honors that on the 18th day of May, 1868, he contracted with your honorable body for the grading and graveling of that certain street, or avenue, lying north of Pogue Run, in Square number ninety-eight (98), between South Pennsylvania and South Delaware streets. On the 4th day of June, 1868, an injunction was granted by the Judge of the Marion Circuit Court forbidding the execution of the contract, the notice of which was served upon the city authorities, but not conveyed to me until after I had expended the sum of one hundred and thirty-four dollars and thirty-nine cents (\$134.39) in the progress of the work towards completion.

I therefore request that the honorable Common Council reimburse us for the amount of our expenses incurred. For which relief we will ever pray.

Very respectfully,

RICHARD CARR.

Which was referred to the Finance Committee and Civil Engineer.

Mr. Stanton offered the following motion:

That H. W. Caldwell be permitted to curb and pave in front of property No. 180 West Washington street, the same to be done under the direction of the City Civil Engineer.

Which was adopted.

His Honor, the Mayor, presented the following petition:

INDIANAPOLIS Jan. 4, 1869.

To the Mayor and Common Council of the City Indianapolis:

GENTLEMEN:—The Editors and Publishers of the various Daily and Weekly newspapers published in the State of Indiana, will meet in this city to-morrow for the purpose of forming an Editorial Association. We respectfully petition your honorable body for the use of the Council Chamber during their session.

Respectfully,

JOSÉPH J. BINGHAM, Sentinel.

WM. R. HOLLOWAY, Journal.

Which was granted.

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

REPORTS FROM BOARDS.

Mr. Seidensticker, from the Board of Police, made the following report :

INDIANAPOLIS, Jan. 4, 1869.

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

The Board of Police respectfully report, that in consequence of the intimations made public at the last session, to the effect that charges would be preferred against members of the Police, if called for, they ordered a public investigation for last Saturday. Mr. Cottrell appeared and announced that he would prefer formal charges by Tuesday at 2 o'clock. As no other charges were preferred or announced, the investigation was adjourned to that time.

The Board respectfully asks for authorization to employ a short hand Reporter for recording the evidence. We deem this important to avoid any future misunderstanding as to the facts, and as the public seem to take a deep interest in the investigation. Respectfully,

A. SEIDENSTICKER, Chairman.

Which was concurred in, and the request for a Reporter granted.

REPORTS FROM COMMITTEES.

Mr. Geisel, from the Committee on Benevolence, presented the following :

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL, ENDING DECEMBER 26, 1868.

Number of patients in the Hospital at last report.....	16
Number of patients received in the Hospital since last report.....	4
Number of patients born in Hospital since last report	0
Number of patients discharged from Hospital since last report.....	1
Number of patients died in the Hospital since last report.....	0
Number of patients remaining in the Hospital at present.....	19

Also, the following :

RECAPITULATION OF THE MONTHLY REPORT OF THE CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL ENDING DECEMBER 31, 1868.

Number of patients in Hospital at last report	21
Number of patients received in Hospital since last report.....	12
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	3
Number of patients remaining in Hospital at present report.....	18

Also, the following :

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL, ENDING JANUARY 2, 1868.

Number of patients in Hospital at last report.....	19
Number of patients received in Hospital since last report.....	2
Number of patients born in Hospital since last report.....	0
Number of patients discharged from Hospital since last report.....	2
Number of patients died in Hospital since last report.....	1
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 DECEMBER 31, 1868.

Total expenditures for the month	\$480 44
Aggregate number of days for which subsistence, etc., was furnished.....	599
Average expense per capita per diem.....	\$0 80
Amount received from patients \$40.00.	

Which were received.

Also, special appropriation ordinance No. 1—1869, entitled :

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

Which was read the first time.

Mr. Brown, from the Committee on Printing and Stationery, introduced special appropriation ordinance No. 2—1869, entitled :

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

Which was read the first time.

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

INDIANAPOLIS, Jan. 4, 1869.

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

The Committee on Streets and Alleys recommend the adoption of the accompanying motion with reference to the petition of H. Clarke and others.

AUSTIN H. BROWN, }
HENRY COBURN, } Committee.
J. W. DAVIS, }

Also, the following motion :

That the City Marshal cause the building now standing in an alley in out-lot 160, referred to in the petition of H. Clarke and others, to be removed at the expense of the owner thereof.

Which was adopted.

Mr. Loomis, from the Select Committee, made the following report :

INDIANAPOLIS, Jan. 4, 1869.

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

GENTLEMEN:—Your Committee, to whom was referred the preamble and resolution adopted by Council December 28th, 1868, have had the matter under consideration, and ask to submit the following report :

That we have had two meetings and notified Mr. Davis and the Reporters of the Press. Mr. Davis said he had no witnesses, nor had he made any charges against Mr. Seidensticker, or other members of Council.

Your Committee were present in Council when the offensive language was used, and understood Mr. Davis as follows: "There are members on this floor who are paid attorneys of the Roads, who are here to put a swindle on the people of the city;" this remark was repeated several times, with some variation of language, when Mr. Seidensticker inquired "who was meant." To which Mr. Davis replied, "You, sir, you are one of them,"

Afterwards Mr. Davis, in explanation, said he made no charge, but believed what he had said was true, that it was his faith.

Herewith attached are the sworn statements of the Reporters of the Press, written in their own hands.

J. H. Holliday, Reporter for the Indianapolis Daily Sentinel, Gideon B. Thompson, Compositor and Reporter for the Indianapolis Daily Journal, W. B. Vickers, Editor Daily Evening Mirror, and John W. Brough, Reporter for the Indianapolis Daily Sentinel, being severally sworn, say:

We were in Council on the evening of the 28th December. Mr. Davis said, in debate, (so far as I recollect,) that the ordinance was a swindle upon the people, involving an outlay of \$150,000 with outany material benefit accruing therefrom. Also, that it appeared to him that certain members of this Council had been feed to vote the ordinance through.

Mr. Seidensticker called attention to the general charge conveyed in Mr. Davis' language, and demanded to know who was meant? Mr. Davis replied "You are one of them, sir." But afterwards explained that he charged nothing for it; it was simply a matter of faith; did not intend it as a direct charge, and was personally responsible.

JOHN H. HOLLIDAY,
WM. B. VICKERS,
GID. B. THOMPSON.

In the Council proceedings of December 28th, 1868, Mr. Davis, after alluding to the measure as being a gigantic swindle that would increase the burthen of taxation upon the citizens to the amount of one hundred and fifty thousand dollars, said that from the wording of the ordinance and the evident anxiety to push it through, without time for a full discussion, he believed there were members of the Council who were feed and acting as attorneys for the Roads.

Mr. Seidensticker inquired to whom had the gentleman reference? Mr. Davis replied, I believe you are one of them. JNO. W. BROUGH.

Your Committee are of the opinion that such language is highly reprehensible, alike a disgrace to Council and to the City, prejudicial to the honor of the latter and a direct insult to the former, and that Mr. Davis has shown himself to be a libeler, and unworthy to occupy a seat in Council.

Your Committee very much regret the necessity for the use of such strong language, and would not have resorted to it, even upon this occasion, but for the fact that Mr. Davis has upon sundry other occasions used like language in Council. All of which is respectfully submitted.

WM. H. LOOMIS,
JNO. B. MACARTHUR, } Committee.
HENRY COBURN,

Which was received and ordered to be spread upon the minutes.

On motion by Dr. Woodburn, seconded by Mr. MacArthur, the apology of Mr. Davis was accepted.

On motion, the Council adjourned until Friday, January 8th, 1869, at 3 o'clock P. M.

DANIEL MACAULEY, *Mayor.*

ATTEST:

D. M. RANDELL, *City Clerk.*