

## Council Chamber November 13th 1858

Council met at 7 oclock P.M.

Present his Honor Mayor Maxwell and Councilmen Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Gelesendorff, Hadley, Locke, McNabb, North, Porter and Pratt.

The minutes of the previous meeting were read and adopted.

## Petitions

By Mr. Dunlap.

A petition from John O'Kane in relation to assessment on his property for the year 1857, and on motion the petition was referred to the finance Committee.

By Mr. Dunlap.

A petition from William Tinsley in regard to property belonging to him being Sold for taxes for the year 1856 amt \$5.39 which he asked to have refunded. On motion by Mr. Dunlap the above petition was also referred to the finance Committee.

By Mr. Locke.

A petition from H.N. McEvry in relation to the purchase of One Hundred copies of his City directory by the City Council. On Motion by Mr. Locke the above petition was referred to the Finance Committee.

By Mr. Pratt.

A petition from George W. Mears asking the city council to reduce assessment on his property for the year 1857, which was referred to Select Committee Consisting of Messrs Dunlap, Locke and Pratt.

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Mr. Pratt presented the following

To the Common Council of the City of Indianapolis Gentlemen.

If you will Consent for me to put up a Gas post in front of my house, I will at any time you direct take it down.

Your Obedient Servant

Andrew Wallace

Indianapolis Novr. 13th 1858



On motion by Mr. Pratt privilege was granted to the above petitioner on the condition named in the petition.

By Mr. Pratt,

To the City Council.

The undersigned as agent of Masonic being desirous of Settling for work done as Such agent on Tennessee and other Streets, and to Settle up the back taxes on the Hall property in just terms, respectfully asks that a committee be appointed to make Such Settlement as may be right in the premises.

Respectfully  
November 13th 1858 William Sheets

On motion by Wm North the above petition from William Sheets Esqr was referred to a Select committee consisting of Messrs North, Dunlap, and Hadley, to confer with the petitioner.

By Mr. Giesendorff,

A petition from I. Springsteen late city Marshall asking to be reimbursed for money paid to policeman for Services on municipal Election day of 1857 to the amount of Seven dollars and fifty cents, which on motion was referred to the Committee on accounts.

#### Reports from Officers

From Chief Fire Engineer

Indianapolis November 13th 1858

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November 13th 1858

To the Honorable Mayor and Common Council of the City of Indianapolis.  
Gentlemen

I beg leave to Submit the following report to wit. our Engines are all in good order except the Conquerer. She is out of Service now in consequence of having broken her Suction at the last fire the No 2 Company were compelled to get their Engine Victory from the Rover Company Consequently that Company have no machine to operate with, we now have in our cisterns a good Supply of water all except three being about full, two of which leak, and one of the new cisterns has never been filled in consequence of there not being enough water in the well to Supply a pump twelve minutes. I would Suggest that you cause the well to be dug deeper the gas pipes you ordered put in the No 5 engine house have been put in and all complete. I herewith present the bill and reccommend its payment with a deduction of three per cent on the One hundred and three feet of pipe as I understand it was to be put in at 25¢ per foot. all of which is respectfully Submitted.

Joseph W. Davis  
Chief Fire Engineer



On motion by Mr. Locke the part of the above report in relation to Rover Fire Company was referred to the fire department, and on motion by Mr. Durham the Chief Fire Engineer was instructed to have well as mentioned in the report to contain no water dug deeper.

From Treasurer  
James M. Jameson

1858	In a/c with Treasury	Dr
Oct 31st	Tax Collections of Delinquent list of 1857	\$776.38
" "	" " " " " " " "	1856 107.63
" "	" " " " " " " "	" 1855 89.52
" "	" " " " " " " "	" 1854 12.62
" "	" " " " " " " "	" 1853 3.36
Treasurers assessment for 1857	"	1857 2.00
	Printing on precepts	3.79
October 1st Balance in Treasury		<u>347.21</u>
		\$ 1347.51

1858	Same	Cr
Octr 31st	By Orders presented and canceled	\$767.84
" "	" Balance reported to be in Treasury	579.67
		<u>\$1347.51</u>

On motion by Mr. Fletcher the above report was accepted.

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From Street Commissioner  
Indianapolis November 13th 1858

To the Honorable the Mayor and Common Council of the City of Indianapolis. the undersigned Street Commissioner respectfully submits the following report.

For graveling Side walk on Louisiana Street, also for cleaning gutters on Mississippi Street and Illinois and Michigan Street, also for opening gutter at the east market house, also for cleaning gutter on Market Street also for Scrapeing Crossings on Washington Street, also for making foot bridges on West Street.

2084	Thomas Feriter	For Hauling river gravel	\$ 8.00
2085	Thomas Wren	" " " "	10.80
2086	Hiram Louis	" " " "	13.60
2083	Looker & Lefever,	for takeing up and repairing the alley on North Side of Washington Street	13.00
2102	George Heininger	18 $\frac{1}{2}$ days work at 150 per day	18.75
2100	John Schoup	6 " " " " " "	9.00
2099	Henry Schoup	2 $\frac{1}{2}$ " " " " " "	3.75
2105	Jerre Shea	For Hauling	5.25
2081	Michel Shea	3 days work at 150 per day	4.50
2106	Henry Colestock	Cash paid out for Hauling	5.25
		Total amount	<u>\$91.90</u>



Respectfully Submitted  
Henry Colestock  
Street Commissioner

On motion by Mr. Durham the above report was recieved and the Clerk was ordered to issue orders to the persons named in the report.

From Clerk.

Reporting orders outstanding November 1st 1858 amounting to forty Thousand Eight hundred and Fifty Seven dollars and ten cents.

On motion the above report was accepted.

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From Captain of the Watch

Indianapolis November 13th 1858  
Report of the Night police October 9th to November 12th 1858  
Number of days Served

2122 Thomas Amos	35 nights at	150	5250
2064 Halcen Davis	35 "	" 150	5250
2093 Charles E. Carter	35 "	" 150	5250
2049 Richard Ware	33 "	" 150	4950
2059 W.H. Culbertson	30 "	" 150	4500
2039 J.S. Russell	35 "	" 150	5250
2087 Hubbard Adams	35 "	" 150	5250
2031 Samuel Lafever Capt	35 "	" 175	6125
2037 Hanibal Taffe Extra	7 "	" 150	1050
2038 David Anderson	5 "	" 150	750
	Total amount		<u>\$436.25</u>

N.B. David Anderson Served during State fair and was omitted in the last months report.

	Number of arrests	
For Intoxication		30
" Assault and Battery		9
" Disturbing the peace		4
" Feeding in Streets		7
" Petit Larceny		3
" Violating Shade tree ordinance		4
" Prostitution		3
" Gambling		1
	Total	<u>61</u>

The above is correct

Samuel Lafever  
Captain Night Police

On motion by Mr. Durham the above report was recieved and the clerk was ordered to issue orders on the Treasurer for the amounts named in the report to each individual.





From Civil Engineer

The Civil Engineer reports to the City Council

1st That he along with Mr.Pratt, examined the embankments of the

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Ditch north of the city for conveying water from the Swamp to Fall creek and found them insecure in Several places, would reccommend deepening the ditch So as it would have a gradual descent from a point five hundred yards, above the Fort Wayne Road where the water is Stagnant in the ditch. to a point about fifty yards beyond the bend on the property of W A.Otis, and using the dirt for Strengthening Such parts of the embankments, as are weak and insecure, and also for repairing parts which have been washed by heavy rains and high freshets, the cost of which will not exceed two hundred dollars.

On motion by Mr.Pratt a Select committee of three was appointed Consisting of Messrs Pratt Hadley and McNabb to confer with persons likely to be injured by the overflow of the ditch and See what portion they would be willing to contribute for the purpose of Strengthening the ditch named above.

2d The Citys portion of the First Estimate allowed Martin L. Coyner for grading and graveling Meridian Street, between North and New York Streets, amounting to \$91.80 was not reported for payment, the City Council will be pleased to allow the Same, and direct the clerk to issue the orders. (2071)

3d Advertisement has been made for the grading and graveling of Indiana Avenue, between the Canal and West Street, and for the making of an Earth Bridge across the Canal on Indiana avenue, and for filling the canal on St Clair Streets, the proposals which have been recieved are herewith Submitted.

On motion the bids were referred to the committee on Streets and alleys, with Civil Engineer to award contract to lowest responsible bidder and the bid of Samuel J.Patterson for filling central canal at St Clair Street was laid on the table.

4th The crossing on the west Side of Delaware Street at Mc Carty Street is in very bad condition, would reccommend to the Council to order the Street Commissioner to make a



gravel crossing which could be done at a Small expense, as there is a gravel pit now open within fifty yards of it.

On motion by Mr. North the Street Commissioner was instructed to make crossing on the West Side of Deleware Street at McCarty Street.

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5th Martin L Coyner being the next lowest responsible bidder for grading and graveling Maryland Street and Sidewalks, has agreed to take the contract provided the City Council will agree to extend the time of finishing the work to the first of July 1859.

A contract and bond have been prepared in accordance with this condition, which are herewith presented to council for acceptance.

James Wood  
Civil Engineer

Indianapolis Nov 13th 1858

On motion by Mr. Dunlap the bond of M.L. Coyner in accordance with the above was approved, and time extended for finishing the Street to the first day of July 1859.

#### Resolutions

By Mr. North  
Resolved,

That the Engineer is hereby instructed to give M.L. Coyner a final estimate on Washington Street Sidewalk between Tennessee Street and the waste way of the canal, when such work shall have been finished to his satisfaction, also a partial estimate on Tennessee Street between Georgia Street and Garden St.

Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geiesendorff, Hadley, Locke, McNabb, North, Porter, & Pratt. - 15

Noes - None

Adopted

By Mr. Cottrell  
Resolved

That the Civil Engineer be directed to advertise for Sealed proposals for making a Solid earth bridge across the ditch commonly called the central canal, at its junction with St Clair Street the bids to be recieved at the next regular meeting of this Council.

Ayes Messrs Cottrell, Durham, Fletcher, Greenfield, McNabb, and Mayor Maxwell - 7

Noes Messrs Dunlap, Hadley, Locke, North, Porter and Pratt - 6.

Adopted  
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By Mr. Giesendorff.

Resolved That Anthony Frank be permitted to dig a well in front of his property on bluff road and corner of McCarty Street, it to be no obstruction to the gutter and he to make a sink to carry off the waste water.

Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geiesendorff, Hadley, Locke, McNabb, North, Porter and Pratt - 13.

Noes - None

Adopted.

By Mr. Greenfield

Resolved. That the City attorney be instructed to bring Suit against the Lafayette and Indianapolis Rail Road Company for failing to Construct a good and Sufficient culvert under their track on the South Side of Washington Street.

Ayes. Messrs Cottrell, Dunlap, Durham, Fletcher, Greenfield, Giesendorff, McNabb, North, Porter and Pratt 10.

Noes. Messrs English, Hadley, and Locke - 3. Adopted

By Mr. Pratt,

Resolved. That the Civil Engineer be instructed to Set Stakes for the crossing of Washington Street on the east Side of Tennessee Street and that the Street Commissioner be instructed to boulder the Same forth with.

Ayes. Messrs Durham, Geiesendorff, & Locke. 3

Noes Messrs Cottrell, Dunlap, English, Fletcher, Greenfield, Hadley, McBabb, North, & Porter 10.

Not adopted.

By Mr. North

Resolved That the Civil Engineer be instructed to notify the Madison and Indianapolis Rail Road Company to build a culvert under their track at or near the Corporation line, Said work to be done under the instruction and Supervision of the Civil Engineer.

Ayes Messrs Cottrell,

Dunlap, Durham, English, Fletcher, Greenfield, Geiesendorff, Hadley, Locke, McNabb, North, Porter and Pratt 13.

Noes None

Adopted.

By Mr. Porter.

Resolved, That the Civil Engineer be instructed to advertise in the Indianapolis daily journal for one week Successively, and by hand bills for Sealed proposals for the construction of a boulder gutter on the west Side of Delaware Street at the crossing of Market Street, and a boulder gutter on the west Side of Pennsylvania Street at the crossing of Market Street, Said culverts to be constructed in



Such manner as Said Engineer Shall Specify. Said proposals to be received at the next regular meeting of this council.

Ayes. Messrs Durham, English, Flet r, Greenfield, Geiesendorff, Hadley, Locke, McNabb, North, Porter and Pratt - 11.

Noes. Messrs Cottrell and Dunlap - 2.

Adopted.

By Mr. Geiesendorff,

Resolved That the Street Commissioner be and is hereby directed to fill the mud hole on Indiana Avenue at the intersection of St Clair Street Sufficient for a waggon track.

Ayes, Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Giesendorff, Locke, McNabb, North, Porter and Pratt - 12.

Noes. Messrs Hadley - 1. Adopted.

By Mr. Giesendorff,

Resolved That the Street Commissioner be directed to procure three inch plank Sufficient to cover the bridge over the Canal on Washington Street.

Ayes Messrs Dunlap, Durham, English, Fletcher, Greenfield, Giesendorff, Hadley, Locke, McNabb, North, Porter and Pratt 12

Noes Messrs Cottrell 1. Adopted

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By Mr. North,

Resolved, That the Civil Engineer be instructed to make estimates for flag foot Stone crossings on Washington Street and also on Meridian Street, also estimates for boulder Stone foot crossings on the Said Streets according to Such Specifications as Said engineer may make.

Ayes Messrs Cottrell, Durham, English, Fletcher, Greenfield, Giesendorff, Hadley, Locke, McNabb, North, Porter and Pratt, 13.

Noes None.

By Mr. Hadley

Resolved, That the Committee on Streets and alleys be instructed to examine and report at the next meeting wether Suit ought immediately to be instituted on the bond of contractor for the grading and graveling of North Street between Illinois and Delaware Streets, for a failure on his part to **Comply** with his contract, and wether Said Contract ought to be declared forfeited for a failure of the contractor to complete Said work within the time Stipulated.

Ayes. Messrs Cottrell, English, Fletcher, Geiesendorff, Hadley, Locke, North, Porter and Pratt - 9.

Noes Messrs Dunlap, Durham, Greenfield and McNabb - 4. Adopted.

By Mr. Cottrell

Resolved, That the Civil Engineer be instructed to give A. & F. Richter a final estimate on their Contract with the City





provided they may have completed thier contract to the Satisfaction of the City Engineer.

Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Giesendorff, Hadley, Locke, McNabb, North, Porter and Pratt 13.

Noes None. Adopted.

By Mr. Porter

Resolved, That the judiciary committee be instructed to enquire wether the tax paid for the year 1857 upun the property of St Johns Church

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and the german catholic church was excesive, by reason of an assessment of a part of Such property exempt by law from taxation.

Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Giesendorff, Hadley, Locke, McNabb, North Porter, and Pratt

13

Noes None.

Adopted.

By Mr. North

Resolved, That the Civil Engineer be instructed to make estimates for flag Stone foot crossings on Washington Street and also on Meridian Street, also estimates for boulder Stone foot crossings on the Said Streets acording to Such Specifications as Said Engineer may make.

Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Giesendorff, Hadley, Locke, McNabb, North, Porter and Pratt - 13 -

Noes None.

Adopted.

By Mr. Locke,

Resolved That the City attorney be and is hereby instructed to Commence Suit immediately against the owners of the Indiana Central canal for the recovery of all legal claims due the city of Indianapolis.

Mr. Giesendorff moved that the resolution be laid on the table which prevailed by the following vote.

Ayes. Messrs Dunlap, Durham, Fletcher, Greenfield, Giesendorff, Hadley, McNabb, and Pratt. - 8 -

Noes Messrs Cottrell, Locke, North and Porter -4-

By Mr. Locke

Resolved, That the contract on Indiana Avenue be awarded to E C. Croas and that the Civil Engineer Set the grade Stakes. On motion the above resolution was laid on the table.



## From Committees

From Finance Committee

Indianapolis October 23d 1858

To the Mayor and Common Council of the City of Indianapolis Gentlemen your committee on finance which was instructed by you to enquire on what terms a loan could be affected, report that in the opinion of your committee as manny as one third of the City orders now outstanding could be converted into bonds payable in one and two years, bearing Six per cent interest we the therefore report the following ordinance, and reccommend its passage.

S.A.Fletcher Jr )  
 Jos K.English ( Com

On motion the above report was accepted.

## Ordinances

By Mr.English

An Ordinance to provide for a loan for the benefit of the city and prescribing the duties of the Mayor clerk and Treasurer in relation thereto,

The Ordinance was read a first time and on motion read a Second time by its title.

On motion by Mr.English the blank was filled with Six per cent, and on motion the ordinance was referred to the judiciary Committee.

By Mr.Porter,

An ordinance to provide for filling up of the lots adjacent to the north Side of north Street, between Pennsylvania and Deleware Street.

Section 1st Be it ordained by the common council of the city of Indianapolis, that the owners of lots adjacent to the North Side of North Street, between Pennsylvania and Deleware Streets, Shall by the first day of April 1859 cause Said lots to be filled up with earth to a level with the grade of Said north Street, as established by ordinance, and if the Same Shall not be filled up within the time, aforesaid that it Shall be the

Street commissioner to have Said lots filled as aforesaid, and the expense of the filling up of each of Said lots, Shall be collected from the owner or owners of Such lots respectively by action in the corporate name of the City.



Section 26 This ordinance Shall take effect and be in force from and after its publication for two weeks successively in the Indiana Journal.

On motion the ordinance was read a first time, and on motion was read a second time by title, and on motion the rules were Suspended by the following vote.

Ayes Messrs. Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter, and Pratt - 13-

The ordinance was then read the third time and ordained by the following vote

Ayes Messrs. Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter, & Pratt 13 -

Noes None.

By Mr. Locke,

The committee on accounts report the following Ordinance and ask its adoption.

An ordinance appropriating money for the payment of Sunday claims against the City of Indianapolis

Section 1st Be it ordained by the Common Council of the city of Indianapolis, that the following named persons be allowed the amounts Set oppisite their respective names from any moneys in the treasury not otherwise appropriated as follows,

2708	James R. Shea	St Improvement	18.00
2701	Martin L. Coyner,	First Estimate for grading & graveling Meredian St	91.80
2076	Root Deake & Co	Castings for Fire No 2	6.05
2072	Richard Heninger	Printing	39.00
2079	James R. Shea	St Improvement	8.25
2080	George W. Pitts	Ice	3.50
2077	James Mahoney	Gas fixtures in Engine House No 5.	38.75
2070	N Simon	Filling cisterns	30.62
2074	James M. Jameson	Street Scrip Redeemed	4.00
2073	do do do	Firemans certificate reedeemed	14.00
2075	do do do	Interest paid on orders	18.21
2107	Gas Light & Coke Co.	Gas Light to July 1st 1858	590.75
		Total amt	<u>\$862.93</u>



Section 2d The city clerk is hereby authorized and directed to issue warrants upon the city Treasury to the persons named, and for the amounts, Set forth Specifically in Section first of this ordinance..

On Motion the ordinance was read a first time and on motion was read a Second time by its title and on Motion by Mr. Locke the rules were Suspended by the following vote.  
Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Giesendorff, Hadley, Locke, McNabb, North, Porter and Pratt 13- Noes None.

The ordinance was then read the third time and ordained by the following vote.  
Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Giesendorff, Hadley, Locke, McNabb, North, Porter and Pratt 13 - Noes - None -

#### Miscellaneous business

By Mr. Dunlap

A report from the School Trustees which was read and on his motion was referred to the committee on education.

By Mr. Porter.

A communication from Judge McCarty in reference to filling up the Central Canal opposing the measure on legal grounds and claiming the Same to be owned by him.

On Motion by Mr. North the Treasurer was directed to file the paper carefully away in the archives of the City for the benefit of generations yet unborn.

The following account were presented and referred to the committee on accounts.

City of Indianapolis		
1858	To Joseph Kruger	Dr
Novr 4th	To making cistern gutter at Roberts chapel	\$ 4.37
"	" " " 23 ft gutter at cistern on Alabama St	25.95
"	" " " Platform for Same	2.50
"	" " " Making gutter and repairing well at M & I depot	5.00
	Total amount	\$37.82

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By Mr. English

Resolved. That James Russell be allowed thirty dollars of the citys portion of the Second estimate on Noble Street. 2082

Ayes Messrs. Dunlap, Durham, English, Greenfield, Giesendorff, Locke, McNabb, North, Porter, and Pratt - 10 -  
Noes Messrs, Cottrell, Fletcher, and Hadley 3 - Adopted.

#### Bids

Bids for grading and graveling Indiania avenue and Side walks, between West Street, and the Canal coarse river gravel

S.J.Patterson	Graveling	68.	grading	18
John Conway & Co.	"	13 $\frac{3}{4}$	"	69
John Kelleher	"	70	"	13
Thomas Baine	"	74	"	20
E.C.Croas	"	66	"	16
James L.Catterson	"	70	"	17
Jerry Shea	"	15	"	69

#### Precepts.

On motion the clerk was ordered to issue a precept in favour of R.A.Looker against Overhalls heirs for bouldering of the gutter on the South Side of Washington Street between Tennessee Street and the canal, on the west part of lot No three in Square Sixty nine forty five feet on Washington Street, also in favour of M.L.Coyner for grading and graveling Virginia avenue between South and McCarty Street, against One hundred and Sixty Eight feet and Six inches Owned by C.Whitset and brother amounting to Thirty three dollars and ninety three cents, also in favour of the Same for grading and graveling Meridian Street between New York and North Street against the North part of Square fifteen for Twelve dollars and fifty cents also against Ira Davis for grading and graveling Meridian Street on the South part of Square 16, between New York and North Street amounting to ten dollars and twelve cents, also against J.Mansur for grading and graveling of Meridian Street between New York and North Street, against the South part of Square Sixteen amounting to Twelve dollars and fifteen cents, also against Robert B.Duncan for grading and graveling of Meridian Street between New York and North Street against the North part of Square fifteen, amounting to the Sum of thirty dollars and thirty Seven cents, also against J.Mansur for grading and graveling of Meridian Street between

New York and North Street, amounting to thirty dollars and thirty Seven and one half cents against the South part of Square Sixteen, also in favour of Thos.Feriter for grading



and graveling of Washington Street and Sidewalks between Alabama and New Jersey Street, against the heirs of Millkels estate for Sixteen dollars, and Sixty Six cents, against Seventeen feet front on Washington Street in Square Sixty Two, owned by Said heirs.

Mr. Locke, presented the following which was laid on the table.

Indiana Central Canal			Dr
1858	In s/c with the City of Indianapolis		
To the erection of	1. Bridge at North Street		\$700.00
" " "	" 1 do " Mich do		700.00
" " "	" 1 do " Vermont do		700.00
" " "	" 1 do N. York do		800.00
" " "	" 1 do Side walks Ohio do		900.00
" " "	" 1 do Market do		800.00
" " "	" 1 do Maryland do		850.00
" " "	" 1 do Georgia do		750.00
" " "	" 1 do Louisiana do		1000.00
" " "	" 1 do South do		700.00
" " "	" 1 do & Side walks West St do		950.00
	Total Amt		<u>\$8850.00</u>

On Motion Council adjourned

Attest

John G. Waters

City Clerk

Samuel D. Maxwell

Mayor