

Council Chamber February 26th 1859

Council met at 7 o'clock, P.M.

Present His Honor Mayor Maxwell, and the Councilmen Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter and Vandegrift.

The minutes of the last previous meeting were read and approved with the alteration next hereinafter named, viz:

On motion of Mr. Fletcher, it was moved and passed that the minutes of the last session be so amended as to show the fact that the General Ordinance for lighting the City with gas, though recorded after the two special ordinances for lighting with gas Washington Street between Pennsylvania and New Jersey Streets, and Illinois Street, between Washington and North Streets, was nevertheless passed on that evening by the Council previous to the passing of the two special ordinances aforesaid.

1st

1. Petitions

Mr. Cottrell presented the following:

Hall of Fire Association

Tuesday Evening Feby 15th 1859

"To the Honorable Common Council of the City of Indianapolis; Gentlemen;

At a stated meeting held by The Fire Association, Feby 15th 1859, the following Resolution was adopted; Resolved, That The Honorable Common Council be requested on behalf of This Association, to discountenance the attempt of J.W.Davis, Chief Fire Engineer, to substitute a pay department in place of the present volunteer department.

Very Respectfully

John Cooper, Sec'y"

On motion by Mr. North, the above was referred to the Select Committee on Fire department.

2nd By Mr. North.

"To the Honorable Mayor and members of the City Council.

We, the undersigned, would most respectfully ask of you the right to construct a Boulder Walk across Pearl Street on the West

side of Meridian Street - and also that the City Engineer be directed to set the grade stakes at the earliest possible convenience"

Respectfully
J.B.Harrison & Co.

Which petition was, on motion, laid upon the table.

3rd. By Pratt.

"Indianapolis Jan. 13. 1859

To the Common Council of the City of Indianapolis.
Gentlemen.

We, The undersigned property owners and residents of Tennessee Street, between New York and Washington Streets, would respectfully ask your Honorable Body to have Lamp posts erected along said Street, as far North as New York Street.

Francis King	33 ft 9 in.
J.M.Talbott	67 $\frac{1}{2}$ ft
John W. Dodd. Auditor of State for the State	630 feet

H.S Barnes	60 "
Barbary Donnan	33 $\frac{3}{4}$ "
A.G.Willard	67 $\frac{1}{2}$ "
G.W.Harlin	33 $\frac{3}{4}$ "
O.H.Smith	195 "
D.Bombarger	73 "
Isaac Blackford	67 $\frac{1}{2}$ "
V.Butsch	195 "
M.A.Gilligan	45 "
E.Smith	63 "
Elizabeth McCaslin	45 "

Which, on motion of Vandegrift, was laid on the table.

4th By Dunham.

"To the City Council of Indianapolis.

The undersigned property-holders, residing on the North Side of Washington Street, where the same fronts on the South line of Out-Lot, No.70, (as subdivided by John H.Vajen) would respectfully petition your honorable body, to grant them the privilege of grading the side-walk, fronting on their lots, at their own expense, without letting the same out to contractors, and your petitioners, will ever pray.

Names	Number of feet
John P.Hulings	69 feet
H.W.Tenneman	33 " (carried over)

(Continued)Names	Number of Feet
Murison & Hightel	34 Feet
Ezekiel Berryman	34 "
Charles Raible	30 "

Which, on motion, was laid on the table.

5th By North, "To The Hon. City Council of Indianapolis.

The undersigned owners of property on the western side of Illinois Street, between Maryland and Louisiana Streets, would respectfully represent that the side-walk within the bounds above named, is, and has been for a long time, in a very bad and almost impassable condition, portions of the distance not having been graded, or graveled, but is low, muddy and frequently overflowed, and rendered entirely impassable except by wading.

As there is a great amount of passing on this portion of the Streets, your petitioners most respectfully pray your honorable body to order said side-walk; commencing 65 feet south of Maryland Street and running to a point 60 feet north of Louisiana Street, to be graded and graveled; and eight feet of its width paved with good hand-burned bricks. And as in duty bound will ever pray.

N.B.Palmer	130 feet
E. Howard	
J.H.Vajen	
Wm.Glenn pr C.V.	
J.A.Hopkins	
Saml.Hetzelgesser	50 feet"

Which petition, on motion, was laid on the table.

6th By Durham.

"To the members of the Common Council of Indianapolis.

The undersigned respectfully represents to your honorable body;

That some time ago, to-wit, on the 14th day of June, 1858, he entered into a contract with the city of Indianapolis for the removal and burial of all dead animals within the city of Indianapolis.

The undersigned respectfully represents, that he entered into such contract for a low compensation under the expectation that he should have the exclusive privilege and right of removing all dead animals, and have the benefit, whatever that might be, of the body and bones of such animals, within the boundaries of the city of Indianapolis.

The undersigned now represents, that it is frequently the case that other persons interfere in this his business, and remove the dead bodies of animals, especially horses and cows, for the use that they may be put to. The

undersigned further states, that he has frequently been notified to remove dead animals, has speedily and at expense to himself, made arrangements for such removal, and on coming to the place described, has found that some other person, not authorized by law, has come before him and removed such animals.

The undersigned further states, that in this way he has been deprived of part of the advantages, in consideration of which he undertook the contract for a very low compensation, to be paid by the city; that he had to remove and bury only dead dogs, cats, &c of which he could make no use except to bury them, while cows, horses &c were removed by other persons, and put to such use as they might be, and that the undersigned frequently (after that had been done) had to remove the bones and offal of such, after that had been done, to the place prescribed by the ordinance.

In consideration of all this, the undersigned respectfully requests that the Common Council may, by a penal ordinance, prevent all other persons from interfering in his business of the removal and burial of dead animals within the city of Indianapolis. And your petitioner furthermore represents that, if such is not done, he cannot continue the contract for the removal and burial of such dead animals at the present compensation, and therefore requests that either his above Petition may be granted, his compensation increased, or his contract closed.

Jacob Wurtz.

On Motion by Mr. North, the above Petition was referred to the Judiciary Committee.

Report.

7th

From the Finance Committee.

By Mr. Fletcher.

Mr. President;

The Committee on Finance, to whom was referred the petition of Wm. Wilkinson, asking an abatement of his assessment of \$530 on a brick house on the alley, South of Washington Street, make the following Report. The building is assessed at \$1,500; but, from the best information at the hands of your committee, we found that the house cost but \$970. The Committee therefore recommend that the prayer of the petitioner be granted, and that the Clerk be directed to issue an order to Mr. Wilkinson for the amount.

(2724)

S.A.Fletcher,Jr.

J.K.English

J.Vandegrift"

On motion by Mr. Cottrell, the above Report was concurred in.

8th Report on Petitions.

Presented by Mr. Fletcher.

"Mr. President:

The Finance Committee, to whom was referred the petition of A.C.Howard, asking for payment for numbering the houses in the City, make the following Report.

"On the 29th day of May 1858, the said A.C.Howard laid the following petition before the Council, for their consideration.

"Indianapolis, May 29th 1858.

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

Gentlemen:

The undersigned would respectfully ask your honorable body to grant him the privilege of numbering, with a uniform system, all the Houses within the corporate limits, of the City, and would also, if the above be granted, ask at what point the numbering shall commence.

The undersigned would not ask your Honorable Body to become responsible, as incurring a debt against the City, but he will take the property holders, as his own risk, and obligate himself in this petition to regularly number all houses at the rate of twenty five cents for each number, the number to be painted on tin or zinc. The plate to be first painted white, and the figures to be $1\frac{1}{2}$ inches in size, and painted with black.

Hoping that your Honorable Body will grant the petition.

I remain, Gentlemen, Yours.

A.C.Howard."

On motion by A.G.Porter, Esq. the above petition was referred to the Committee on Streets and alleys.

And then, to-wit on the 26th day of June, 1858, The Committee on Streets and alleys reported as follows, which, on motion, was concurred in by the Council.

" The Committee on Streets and alleys, to whom was referred the petition of A.C.Howard, asking permission to continue numbering the houses on the several Streets of this City, recommend that the said A.C.Howard, with the consent of the property-holders be permitted to number the buildings, according to a plan, already adopted by the City Council, for numbering buildings.

Thomas Cottrell)

Erie Lock (Comm.

And then, to-wit, on the 14th day of August, S.McNabb presented a petition from Henry N.McEvoy, in relation to numbering the houses in the City previous to the publishing of a City Directory now in preparation by him.

On motion by Jacob Vandegrift, the petition of Henry M. McEvoy was laid on the table, and A.C.Howard was ordered to finish numbering in Thirty days.

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In view of all these facts, The Finance Committee would respectfully report that said A.C.Howard has no claim on the City for numbering the Houses, as such permission was granted only on the condition, set forth in his petition. That he would take the property at his own risk for the same, and that the motion, ordering him to finish in thirty days, was not made and adopted under the impression that the City Council would or ever intended to, pay any money to said petitioner for said numbering."

Respectfully Submitted
S.A.Fletcher,Sr.
J.Vandegrift
Jos.K.English.

On motion, by Mr. Hadley, the above Report was received and concurred in.

9th

Report

From Finance Committee;

Presented by Mr. English.

Indianapolis. Feby 26, 1859

Mr. President;

Your Committee on Finance, to whom was referred the abatement of Taxes on Personal Property, assessed against A.Pope, recommend that the Clerk be directed to draw an order in favor of A.Pope, to the amount of said taxes on personal property, said property being outside of the City Limits.

J.K.English
S.A.Fletcher,Sr
J.Vandegrift.

On motion by Mr.Pratt, the above Report was received and concurred in.

10th

From Committee on Accounts;

Presented by Mr. Locke;

"Mr. President and Gentlemen of The Common Council of the City of Indianapolis;

The Committee on Accounts report the following Ordinance, and ask its adoption.

An Ordinance.

Appropriating money for the payment of sundry 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 opposite their respective names, from any moneys in the Treasury, not otherwise appropriated, as follows;

2621 Smith & Stevenson	Coal	15.00
2622 Indiana Free Press	Printing	11.50
2623 Daniel Moriarty	Lighting Street Lamps	46.00
	(Forward	\$ 72.50

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	Brought forward	\$72.50
2620 A.D. Rose	Sundries	2.55
2619 James Russell	Making & driving stakes	.75
		<u>\$75.80</u>

Section 2nd The City Clerk is hereby authorized and directed to issue warrants upon the City Treasury to the persons named, and for the amounts, as set forth specifically in Section first, of this Ordinance.

Section 3d. This Ordinance to take effect, and be in force from and after its passage.

The Ordinance was read the first time, and on motion of Mr. Cottrell, it was read a second time by its title. On motion of Mr. English, the Ordinance was then amended to allow D.L. Merryman One Hundred and fifty Dollars on Salary for making assessment for 1858. Mr. Locke moved that the Rules be suspended and that the Ordinance be read now the Third time. On the proposed suspension of the Rules, there was taken the following vote.
 Ayes,- Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Vandegrift 13.
 Noes None.

So the Rules were suspended, and the Ordinance was read the third time, and passed by the following vote.
 Ayes.- Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Vandegrift 13.
 Noes None.

11th From Committee on Fire Department.
 Presented by Mr. English.
 Mr. President;

Your Committee on the Fire Department, to whom was referred the Resolution recorded on page 435, proposing to

pay the balance due on the Hook and Ladder Wagon, and which Resolution reads as follows:

"Resolved, that the sum of Two Hundred and fifty Dollars be appropriated to pay the balance due on the Hook and Ladder Wagon, formerly in possession of Young America Hook and Ladder Company:"

Think that, in view of all the circumstances, the bill should be paid. We therefore, recommend the adoption of said Resolution.

The above Report was, on motion by Vandegrift, laid on the table.

12th Report from Select Committee.

By Mr. Geisendorff:

To the Honorable Mayor and City Council:

Your Committee, who were appointed to examine the weights and measures, would recommend that the

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following weights be procured, as Standard Weights, for the use of the City, viz;

Weights to consist of one ten pound, one fifteen, one twenty, one twenty-five, and ten fifty pound weights:- Also, a lot of Standard Dry Measures, to consist of one half-bushel, one peck, one half peck, and one quarter-peck; also, one Standard yard measure;- also, a Truck on which said weights and measures can be hauled from place to place.

G.W.Geisendorff)

J.Vandegrift (Committee

Which Report, on motion by Mr. Cottrell, was laid on the table.

13th Report from Select Committee;

By Mr. Geisendorff;

To the Honorable Mayor and City Council;

Your Committee, who were appointed to examine into the expediency of erecting a building suitable for city offices, and Station House, would respectfully submit the following Report.

"The facts, (as near as your Committee could obtain) are as follows:

Jail fees paid by the city for commitments &c	
per annum	\$1000.00
Rents paid by the City	500.00
Loss to the City, by not being able to collect fines	900.00
Total	<u>\$2400.00</u>

From the above facts, your Committee would recommend that the Mayor appoint a Select Committee of three, (members of this Council), with instructions to select a suitable locality for a City Prison and offices, and also to provide a plan for said building, and report to this Council."

On motion by Mr. Cottrell, the above Report was concurred in, and the Mayor appointed, as a Committee for such purpose, Messrs Geisendorff, McNabb and Vandegrift.

14th

Report: from
Street Commissioner.

Indianapolis, Feby 26th 1859

To the Honorable, the Mayor & Common Council of the City of
Indianapolis:

The undersigned, Street Commissioner, respectfully submits the following Report:

Thomas Ferreter,	for hauling gravel at the west side of East Market House; also on Delaware Street, for hauling gravel on Market street crossing Pennsylvania Street	
2617	one hand, 1½ days, at \$1.25 per day	\$21.47
2615 Wm. Smithers	For hauling at Third Ward School House	7.20
2616 John Connolly	For hauling gravel on Illinois Street	2.00
2614 Jerry Shea	For hauling gravel on West Street and on Market Street	7.50
2613 Rocher Shea	For 2 days, at 1.25 per day	2.50
2612 Cornelius Shea	For 1 day, at 1.25 per day	1.25
2611 Thomas Shea	For 1½ days, at 1.25 per day	1.87
2610 John Shope	For 4½ days, at 1.25 per day; 1.00 for extra work	6.62
2609 Henry Shope	For 4 days, at 1.25 per day	5.00
	Forward	\$ 55.41

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	Brought forward	\$ 55.41
2608 Lorence Henry;	For ½ day	.50
2607 George Hineinger	For 6 days at 1.25 per day	7.50
	Total	\$ 63.41

Henry Colestock;
Street Commissioner

On motion by Mr. North, the above report was concurred in, and the Clerk directed to draw an order for the amount.

15th Sexton's Report.

Report of Interments in all the Burying Grounds of Indianapolis; from the 1st of January to the 1st of February 1859.

"	"	"	"	"	"	"	"	"	year	11
"	"	"	"	"	"	"	"	"	between the ages of 5	
"	"	"	"	"	"	"	"	"	and 10	--
"	"	"	"	"	"	"	"	"	the ages " 10 and	
"	"	"	"	"	"	"	"	"	20	3
"	"	"	"	"	"	"	"	"	"20 and 30	3
"	"	"	"	"	"	"	"	"	"30 "	40 6
"	"	"	"	"	"	"	"	"	"40 "	50 2
"	"	"	"	"	"	"	"	"	"50 "	60 --
"	"	"	"	"	"	"	"	"	"60 "	70 2
"	"	"	"	"	"	"	"	"	" over 70	--

John Moffitt; Sexton."

Which Report, on motion, was accepted.

16th Report of Civil Engineer.

The Civil Engineer respectfully reports to the City Council, 1st That the Proposals for executing various Street improvements, ordered to be advertised, are herewith submitted." Said proposals were, by order of the Council, thereupon opened and read by the Clerk; as follows.

For grading and graveling side-walk on the North side of Kentucky Avenue, between the east side of Tennessee Street and the west side of West Street, with coarse river gravel.			
M.O.Connor	Security	J.T.Wright	grading 12½ graveling 55
J.Russell		"	15 " 51
H.Slavin	J.Kennedy	"	16 " 58
J.Kennedy		A.Stewart	14 " 59
Jno.Stewart		A.Stewart	13 " 47½
E.C.Craas		"	15 " 55
Thos.Fenter		T.A.Morris	16 " 70
W.& R.Johnson		G.W.Pitts	14 " 60
J.Shea		P.Worncr	17 " 63

Also, for grading and graveling the side walk on south side of Washington Street, between the Canal and the West side of West Street, with coarse river gravel.

Bidders	Security	grading	14	graveling	55	R.Gravel
M.O.Connor	J.T.Wright	"	15	"	59	" "
Jas.Russell	R.Greenfield	"	16	"	60	" "
J.Smith	Jno.Thorne	"	15	"	60	" "
E.C.Croas	"	"	18	"	65	" "
S.J.Patterson	B.Pottage	"	16	"	65	" "
W & R Johnson	G.W.Pitts	"	17	"	63	" "
J.Shea	P.Worner	"				

Also, for building a stone wall across New Jersey Street, at its junction with Virginia Avenue

A.F.Richter Security	W.Richter	\$4.85	per cubic yard
H.Helmer & Co.	" G.W.Durham	4.08	" " "
John Stumph	" John B.Stumph	4.50	" " " and 25 cents extra

for hammerdressed, and 15 cents extra for flagging.

Also, for lamp-posts, lamps and fixtures, on Washington Street, between Pennsylvania & New Hersey Streets.

Pat Burns	at \$28.00	per lamp
C.F.Brown	" 29.00	" "
Geo.H.Cleary	" 24.00	" "

Also, for lamp-posts, lamps and fixtures, on Illinois Street between Washington and North Streets.

Pat Burns	at \$ 29.00	per lamp
C.F.Brown	" 30.00	" "
Geo.H.Cleary	" 27.00	" "

On motion by Mr. Vandegrift, the bids for the improvements of streets abovesaid were referred to the Committee on Streets and alleys and to the Civil Engineer, to award contracts to the lowest responsible bidder; and the bids on gas-fixtures to the Committee on gas, in like manner to award contracts to the lowest responsible bidder.

"2nd. The Council, at last meeting, instructed the Civil Engineer to make an Estimate for a Bridge over Pogue's Run, at crossing of Washington and Noble Streets, which is herewith submitted.

Estimate for Bridge aforesaid, & of two stone walls extending diagonally across said Streets, and side walks.

Excavation in foundations under water level,	290	
	cubic yards @ 75 cents	\$217.50
"	above water level 1,520 cubic yards	
	@ 20 cents	304.00
Sills for foundations, 3,870 lineal feet at 12½		
	cents	483.75
Flooring " "	8,000 feet at \$2.00 per	
	hundred feet	160.00

Masonry in walls and counterforts, 474 cubic yards at \$5.00	2370.00
Stringers, 7,720 lineal feet, at 15 cents per foot	1158.00
Flooring, 36,585 square feet, at \$2.00 per hundred feet	731.70
Total	<u>\$5424.95</u>

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17th

On motion by Durham, there was offered the following Resolution.

"Resolved, That the Civil Engineer is hereby directed to advertise, by publication for ten days in the Indiana Daily Journal, and by posting up printed notices in not less than five of the most public places in the City, that sealed proposals will be received by the Common Council, at their meeting to be held on the 12th day of March next, for building a bridge over Pogue's Run, on Washington Street, according to specifications now in the office of the Civil Engineer."

On motion by Mr. Fletcher, the above Resolution was so amended as to give to the Civil Engineer authority to reject all bids, and the Resolution was then adopted by the following vote.

Yeas:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and Vandegrift 12.

Noes None.

"3rd. The City's portion of the Estimate allowed Martin L. Comer, for grading and graveling Tennessee Street and sidewalks, between West Georgia and Garden Streets amounts to \$107.04." (2605)

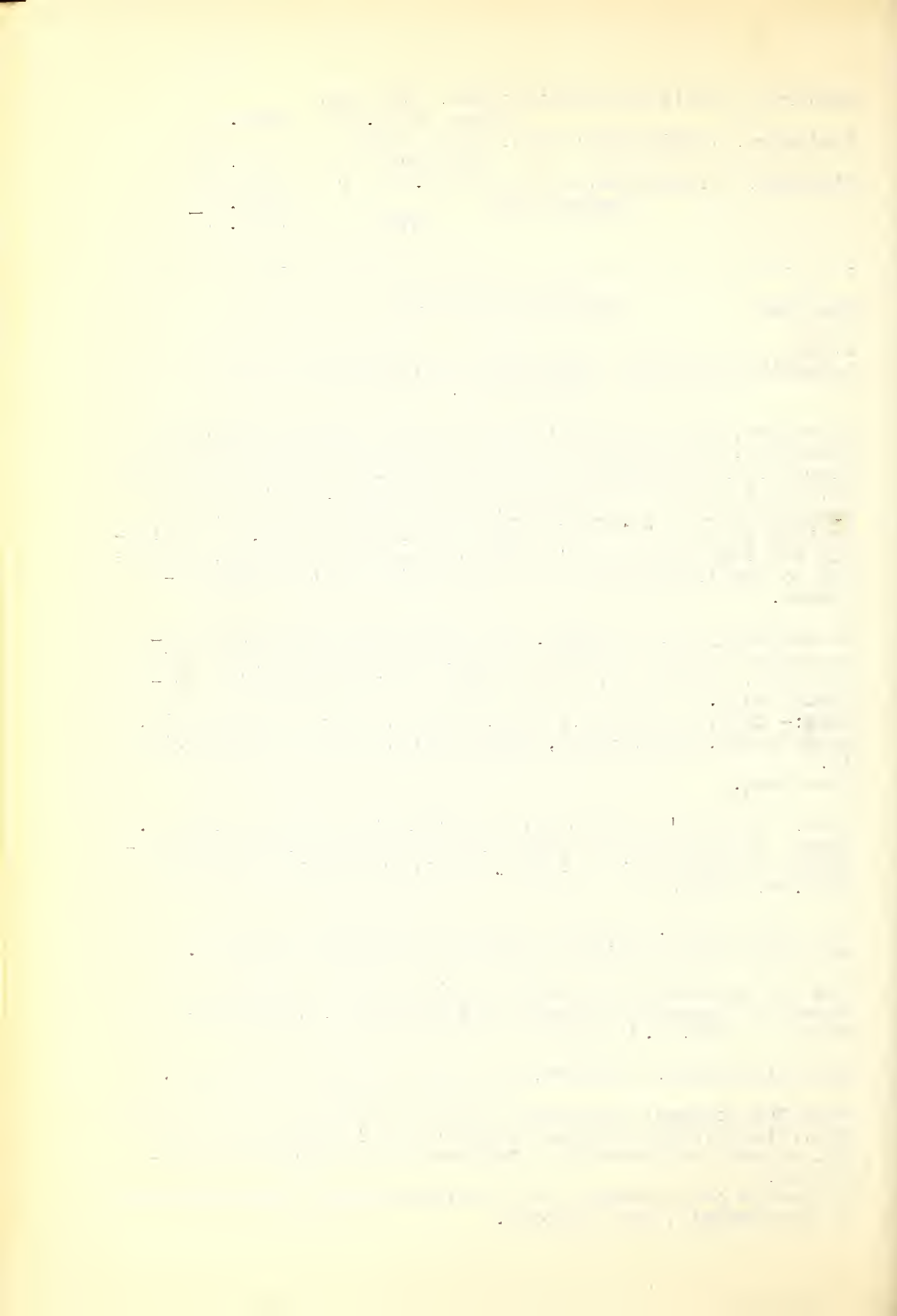
On motion by Mr. Fletcher, the above amount was allowed, and the Clerk directed to issue an order for the same.

4th The bouldering of gutter on west side of Pennsylvania Street at crossing of Market executed by K.A. Looker amounts to \$74.68." (2624)

On motion by Mr. Fletcher, the above amount was allowed.

"5th The Contract and Bond of Andrew Stewart for grading and graveling Virginia Avenue, between the Donation Line and Elk street, are herewith submitted to the Council for approval."

On motion the contract and Bond above-stated, were submitted to the Council, and approved.



18th

Contract.

The Contract of John P. Childers, to construct a well near Pogue's Run, with the Bond accompanying, both signed on the 15th of February 1859, were presented to the Council by Mr. Cottrell and on motion were approved and accepted.

19th

An Ordinance

To provide for the lighting of Indiana Avenue, between Illinois and West Streets.

"Section 1st Be it ordained by the Common Council of the City of Indianapolis, That Indiana Avenue, between Illinois and West Streets, lighted with gas, according to the general plan of lighting the city with gas, adopted by this Council, and that the expense of furnishing and putting up, ready for use, to the approval of the city Engineer, the lamp-posts, lamps, and all the necessary apparatus (except the pipes) according to said plan, to

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burn gas" &c &c was presented to said Council, and read the first time, and, on motion of Mr. Vandegrift, was read a second time, by its title, and laid on the table.

20th

An Ordinance

"To provide for lighting Washington Street and the National Road between Tennessee Street and the waste-way of the Central Canal", was read before the Council the first time, and then, on motion of Mr. Geisendorff, was read a second time by its title, and laid on the table.

21st

An Ordinance,

"To provide for the lighting of New Jersey Street between Washington and Ohio Streets.

Section 1. Be it ordained by the Common Council of the City of Indianapolis, That New Jersey Street between Washington and Ohio Streets, shall be lighted with gas, according to the general plan of lighting the city with gas, adopted by this Council, and that the expense of furnishing and putting up, ready for use, to the approval of the City Engineer, the lamp-posts, lamps, and all the necessary apparatus, according to said plan, to fit the same to burn gas, (except the main pipes) be assessed against and collected from the owners of the lots bordering on said street, between the limits aforesaid, and the city, as to the crossings of streets and alleys, according to the provisions of sections 66 to 69, inclusive, of the City Charter.

Section 2. The Civil Engineer is hereby directed to advertise by publication for ten days in the Indianapolis Daily Journal, and by posting up printed notices in not less than five of the most public places of the city, that sealed proposals will be received by the Common Council, at the meeting of the Council to be held on the 12th day of March 1859, for the furnishing and putting up, ready for use, to the approval of the City Engineer, the lamp-posts, lamps, and all the apparatus (except the main pipes) necessary, according to said plan, to fit the same to burn gas.

Section 3. This ordinance shall take effect, and be in force from and after its passage."

On motion of Mr. English, the above ordinance was taken from the table, read the third time, and passed by the following vote.

Ayes:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadly, Locke, McNabb, North, Vandegrift 12.
Noes None.

22nd. An Ordinance

"To provide for the grading, paving and graveling of the West Side Walk on Illinois Street between Maryland and Louisiana Streets, exclusive of so much of said side-walk as is already paved," &c &c. Was presented by Mr. North to the Common Council, and read the first time, and then, on motion of said North, was read the second time by its title, and laid in the table.

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23rd. An Ordinance,

"To provide for the grading and graveling of Indiana Avenue Street between Illinois and the Canal Street, inclusive of the sidewalks.

Section 1. Be it ordained by the Common Council of the City of Indianapolis, That the whole width of Indiana Avenue Street (inclusive the sidewalks) between Illinois Street and the Canal Street, shall be properly graded, and that the Thirty feet in width of the Center of said Street shall be properly graveled with screened gravel, taken from the bed of White River, to the depth of fifteen inches in the center, and sloping to the depth of five inches at either edge, and also the sidewalks along said Street shall be graveled with coarse river gravel to the depth of five inches; and that the expense of grading and graveling such Street and sidewalks, as aforesaid, (except so much thereof as is occupied by the crossings of Streets and alleys) be assessed against, and collected from, the owners of the lots bordering on said Streets, between the limits aforesaid, according to the provisions of Sections 66 to 69 inclusive, of the City Charter.

Section 2. The City Engineer is hereby directed to set the proper grade stakes and also to advertise, by publication for ten days in the Indianapolis Daily Journal, and by posting up printed notices in not less than five of the most public places in the city, that sealed proposals will be received by the Common Council, at the meeting of the Council, to be held on the 12th day of March 1859 for the execution of said work.

Section 3. This ordinance shall take effect, and be in force, from and after its passage."

On motion of Mr. Locke, the above Ordinance was read the first time, and then the second time, by its title, whereupon Mr. Vandegrift moved to suspend the Rules, that it might be read the third time now which motion prevailed by the following vote.

Yeas:- Messrs Cottrell, Durham, English, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift 12.

Noes None.

On motion of Mr. Vandegrift, the Ordinance was then read the third time and passed by the following vote: viz:
Ayes Messrs Cottrell, Durham, English, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Vandegrift 11.
Noes None.

24th An Ordinance,
To provide for the grading and graveling of Delaware Street, between Madison Avenue and McCarty Street inclusive of the sidewalks.

Section 1. Be it ordained by the Common Council of the City of Indianapolis that the whole width of Delaware Street, (including the sidewalks) between Madison Avenue and McCarty Street, shall be properly graded, and that thirty feet in width of the Center of said Delaware Street be graveled with coarse pit gravel, to the depth of sixteen inches in the center and sloping to three inches at either edge; and that the sidewalks of said Street, between the limits named, be properly graded and graveled, to the depth of six inches; and that the

expense of grading and graveling such street and sidewalks as aforesaid, (except so much thereof as is occupied by the crossings of Streets and alleys) be assessed against, and collected from, the owners of the lots bordering on said street, between the limits aforesaid, accord-

ing to the provisions of Sections 66 to 69 inclusive, of the City Charter.

Section 2. The City Engineer is hereby directed to set the proper grade stakes, and also to advertise by publication for ten days in the Indianapolis Daily Journal, and by posting up printed notices in not less than five of the most public places in the City, that sealed proposals will be received by the Common Council at the meeting of the Council, to be held on the 12th day of March 1859, for the execution of said work.

Section 3. All ordinances and parts of ordinances heretofore passed, which are in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect, and be in force, from and after its passage."

On motion of Mr. Cottrell, the above ordinance was read the first time, and, on motion of Mr. North, it was read a second time, by its title and on motion by the same the Rules were suspended for the third reading now by the following vote.

Ayes: Messrs Cottrell, Durham, English, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift 12.
Noes None.

It was thereupon read the third time, and passed by the following vote.

Ayes: Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift 13.
Noes None.

25th An Ordinance,

"To provide for the grading and graveling of Massachusetts avenue, between New Jersey and Ash Street, (inclusive of the sidewalks)" &c, &c. Was, on motion of Mr. English, read the first time, and then, again, it was read the second time, by its title, and laid on the table.

26th An Ordinance

"To provide for the grading and graveling of Michigan Street, between California and Blackford Streets, (inclusive of sidewalks)." &c, &c. Was presented by Mr. Locke to the Council, read the first time, and then, on motion of said Locke, read the second time, by its title, and laid on the table.

27th By Mr. Porter. Petition.

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

Gentlemen;

The undersigned, property-owners on New York Street between Delaware and New Jersey Streets, would petition to have the sidewalks on both sides of New York Street, between the above named streets, graded and graveled with

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coarse River or Fall Creek gravel, and that the crossings be raised, of gravel of the same kind, sufficiently high to make good walks, between the east side of Delaware and the east side of New Jersey Streets; the whole to be done in the best and most permanent manner, according to the provisions of the Ordinance, and under the direction of the City Engineer, and on granting our petition, we will ever pray; &c.

Names	No. of Feet
John R. Elger	195
Thos. E. Holbrook	195
John W. Hamilton	195
Thos. G. Alford	33
John H. Chr: for Trustees of English Lutheran Church	67
E. Dumont	33
A. Brouse	100
Sarah Brouse; by A. Brouse	200
H. Coburn	195
Total No. of feet	1213

Mr. Cottrell moved that said Petition be laid on the table, which prevailed; and then was presented by Mr. Porter the following

Ordinance.

"To provide for the grading and graveleving of the sidewalks on each side of New York Street, between Delaware and New Jersey streets.

Section 1. Be it ordained by the Common Council of the City of Indianapolis, That the sidewalks on each side of New York Street, between Delaware and New Jersey Streets shall be properly graded and graveleving with coarse River or Fall Creek gravel, to the depth of eight inches, and that the expense of grading and graveleving such sidewalks as aforesaid (except so much thereof as is occupied by the crossings of streets and alleys) be assessed against and collected from the owners of the lots bordering on said Street, between the limits aforesaid, according to the provisions of Sections 66 to 69, inclusive of the City Charter.

Section 2. The Civil Engineer is hereby directed to set the proper grade stakes, and also to advertise by publication for ten days in the Indianapolis Daily Journal, and

by posting up printed notices in not less than five of the most public places in the City, that sealed proposals will be received by the Common Council, at the meeting of the Council to be held on the 12th day of March 1859, for the execution of said work.

Section 3. This Ordinance shall take effect, and be in force, from and after its passage."

The above Ordinance was read the first time, and, on motion by Mr. Porter, it was read the second time by its title. Mr. Porter then moved that the Rules be suspended, and the Ordinance read the third time now. The rules were suspended by the following vote.

Yeas: Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift 13. Noes None.

The Ordinance was then read the third time and passed by the following vote:

Yeas: Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift 13. Noes None.

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23th By Mr. Geisendorff.

An Ordinance,
concerning the compensation of the City Sealer.

Section 1. Be it ordained by the Common Council of the City of Indianapolis, That the fees of office to be paid to the City sealer, as prescribed by Section 17 of "An Ordinance relative to the officers of the City and their duties," passed August 23, 1853, shall be paid by the owner or owners of the scales, beams, weights or measures, as the case may be, which shall be sealed; and that in all other cases, where the city sealer shall seal any article, in conformity with the provisions of this ordinance, such sealing shall be paid for by the owner of such article.

Section 2. This ordinance shall take effect, and be in force, from and after its passage."

The above Ordinance was read the first time, and, on motion of Mr. Vandegrift, it was read the second time by its title.

Mr. Geisendorff then moved that the Rules be suspended, and the Ordinance read the third time, now. The Rules were suspended by the following vote:

Yeas: Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift 13. Noes None.

The Ordinance was accordingly read the third time, and, on motion, referred to the same Committee to whom was referred the communication from J.G. Hanning, city sealer, at the last previous meeting of the Council.

29th

By Mr. Hadley: An Ordinance,
"To provide for the grading and graveling of Fort Wayne Street, between Pennsylvania and Alabama Streets, (inclusive of sidewalks)," &c. &c. Was read the first time, and, on motion of Mr. Hadley, it was read a second time, by its title, and laid on the table.

By Mr. North

30th

An Ordinance,
"To provide for the grading and paving and curbing of the Gutters on Meridian Street, between Washington and Louisiana Streets;" &c. &c. Was read the first time, and then, on motion of Mr. North, it was read a second time, by its title, and laid on the table.

By Mr. Pratt

32nd

An Ordinance,
"To provide for the lighting of Tennessee Street, between Washington and New York Streets," &c. Was read the first time, and, on motion of Mr. Pratt, it was read a second time, and laid on the table.

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By Mr. North

33rd.

An Ordinance.
"To provide for the Grading and graveling of Delaware Street, between Maryland and South Streets, inclusive (exclusive of the West sidewalk), and including the sidewalk on the east side of said Street;" &c. Was read the first time, and, on motion of Mr. North, was read a second time by its title, and laid on the table.

34th.

On motion of Mr. North, there was taken from the table the following Ordinance,
To provide for the grading and graveling of Pennsylvania Street, between Pogue's Run and Madison Avenue Streets,

(inclusive of the sidewalks).

Section 1. Be it ordained by the Common Council of the City of Indianapolis, That the whole width of Pennsylvania street, (including the sidewalks) between Pogue's Run and Madison Avenue Streets, shall be properly graded, and thirty feet of the center of said Street shall be graveled with coarse river gravel, to the depth of 12 inches in the center, sloping to 8 inches at the sides; and the sidewalk thereof shall be gravelled with pit gravel to the depth of 8 inches; and that the expense of grading and graveling such Street and sidewalks, as aforesaid, (except so much thereof as is occupied by the crossings of Streets and Alleys, be assesseg against, and collected from, the owners of the Lots bordering on said Street, between the limits aforesaid, according to the provisions of Sections 66 to 69 inclusive, of the City Charter.

Section 2. The Civil Engineer is hereby directed to set the proper grade-stakes, and also to advertise by publication for ten days in the Indianapolis Daily Journal, and by posting up printed notices in not less than five of the most public places in the City, that sealed proposals will be received by the Common Council, at the meeting of the Council, at the meeting of the Council, to be held on the 12th day of March 1859, for the execution of said work.

Section 3. This Ordinance shall take effect, and be in force, from and after its passage.

Mr. North moved to amend the ordinance by striking out 12 and inserting 16, and striking out 8 and inserting 4, which prevailed. The ordinance was then read the third time, and passed by the following vote; viz;
 Ayes:- Durham, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift 11.
 Noes Cottrell, English 2.

By Mr. Porter; 35th
 A Resolution.

Resolved, That R.A. Looker, the contractor for the construction of a boulder gutter on the West side of Delaware Street, be authorized to construct across Delaware Street, at the crossing of the South side of Market Street, if he will construct the said gutter on the same terms as he is to boulder the gutter first mentioned. And the Civil Engineer is hereby directed to set the proper grade stakes.

On motion, the foregoing Resolution was passed by the following vote; viz.

Ayes: Cottrell, Durham, English, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift 11
Noes Fletcher, Greenfield: 2.

On motion by Mr. Vandegrift the foregoing Resolution was, by common consent, reconsidered.

36th

Mr. Vandegrift proposed the following, Resolution.

"Resolved, That William Henderson, agent for the Aetna Insurance Company, be permitted to build a cistern in the alley at the rear of the building now in progress of erection by said Company on Pennsylvania Street, provided there be no obstruction to the alley."

Which Resolution was concurred in by the following vote, Viz.

Ayes:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift 13

Nays:- None. Adopted.

By Mr. Hadley: 37th

"Resolved, That Hardin Parrish be permitted to grade and gravel, under direction of the Civil Engineer, the sidewalk on the west side of Delaware Street between Michigan and North Streets at his own expense, and that the Civil Engineer be directed to set the proper grade stakes and receive the work, when completed to his satisfaction. The work to be completed in 60 days."

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

Noes:- None. Adopted.

By Mr. McNabb. 38th

"Resolved, that the owners of property on the east side of Mississippi Street, between South and Garden Streets, be permitted to grade & gravel their sidewalk, and the Civil Engineer is hereby directed to set the grade stakes for the same."

Yeas:- Messrs. Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift:-13..

Noes:- None. Adopted.

By Mr. Cottrell. 39th

"Resolved, That when the Fire Engineer shall be satisfied that John P. Childers has completed his contract for building the well on Delaware Street, near the bank of Pogue's Run, that he shall order the City Clerk to draw a warrant

on the City Treasurer, for the full amount due said John P. Childers." (2630)

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

Noes:- None.

Adopted.

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February 26th 1859

By Mr. Locke 40th.

"Resolved, That the Street Commissioner notify J.D. Carmichael, proprietor of the Palmer House, to replace immediately the public gas post and lamp on Louisiana Street, near the American House - said post and lamp having been destroyed in consequence of a driver of an omnibus, belonging to the Palmer House, running his vehicle against it."

Yeas:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift:- 13.

Noes:- None.

Adopted.

By Mr. English. 41st

"Resolved, That Mr. A.D. Scott be permitted to cross the graveled sidewalks, in going in and out of his wood-yard, between Meridian and Pennsylvania streets, so long as he shall keep the sidewalks, so crossed, in good repair."

Noes.- Messrs Cottrell, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift:- 11.

Yeas:- Durham, English:- 2.

Not Adopted.

42nd.

On Motion, Resolved, That no account shall be allowed except at the first regular meeting of the Council hereafter, in each month.

By Mr. Cottrell: 43rd.

Resolved, That the School Trustees be requested to tender to the Germans of Indianapolis, that one of the public school-houses in the first or seventh wards, to be used by them, until otherwise ordered by the City Council.

Mr. North moved to amend as follows; That one of the School Houses in the 7th Ward be tendered to the Germans, as a School House.

The Resolution, as amended, was adopted by the following vote.

Yeas:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter, Vandegrift:- 13

Noes:- None.

By Mr. Fletcher. 44th

Resolved, That contractors for erecting gas-lamps be required to give bond and security, in the sum of \$100, to the City, (such bond and security to be approved by the Common Council) that they will not injure the mains of the Gas Company, and that they will, within a reasonable time, repair such portion of any Street or alley as they may have broken up, in such manner as shall be acceptable to the Street Commissioners.

Adopted by the following vote.- Yeas:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter.
Noes None.

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Resolution 45th (recorded before on
page 458)

Resolved, That the sum of Two Hundred and fifty dollars be appropriated to pay the balance due on the Hook and Ladder Wagon, formerly in possession of Young America Hook and Ladder Company."

On motion of Mr. English, the above resolution was taken from the table, and passed by the following vote: viz.

Yeas: Durham, English, Fletcher, Geisendorff, Hadley, Locke, McNabb, North S.

Noes:- Messrs Cottrell, Greenfield 2. Adopted. (2641)

By Mr. Fletcher: 46th

"Resolved, That J. Marsee be allowed to grade and gravel the sidewalk and street in front of his property on New Jersey street, and that the City Engineer is hereby directed to set the proper stakes. Said work to be done within sixty days."

Yeas:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter:-11

Nays:- None. Adopted.

By Mr. North. 47th

"Resolved, That J.B. Harrison & Co. be permitted to boulder the crossing of Pearl Street, on the west side of Meridian Street, (it being the crossing on Meridian Street of the alley between Maryland and Washington Streets), at their own expense, and under the direction and supervision of the Civil Engineer, who is hereby directed to set the proper grade stakes and superintend said work."

Yeas: Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, McNabb, North, Porter.-11.
Noes.-None. Adopted.

By Mr. Hadley. 48th

"Resolved, That John S. Dunlap be permitted to grade and gravel, at his own expense, the alley in the rear of Lots 3 & 4, and Lots 23 & 24, in Square 5, between Michigan and North Streets, and that the Civil Engineer be hereby directed to set the grade-stakes, and receive the work when completed to his satisfaction, in sixty days."

Yeas:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter.-11.
Noes-None. Adopted.

By Mr. Porter. 49th

"Resolved, That H.C. Newcomb be allowed the sum of \$50.00 as part of the sum of \$100 stipulated to be paid to him, by resolution of this Council, for legal services for one year after the passage of said resolution." (2640)

Yeas:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter;-11.
Nays-none. Adopted.

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By His Honor, The Mayor. 50th

"Resolved, That the Street Commissioner be directed to make a gravel walk, with coarse River gravel, from the South West side of Virginia Avenue to Washington Street."

Yeas:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter.-11.
Noes-None. Adopted.

By Mr. Dunlap, (or His Honor the Mayor) 51st.

"Resolved, That the City Engineer be directed to set the grade-stakes on Maryland Street, between Virginia Avenue and West Street."

Yeas:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter -11.
Noes None. Adopted.

By Mr. Fletcher. 52nd.

"Resolved, That the Street Commissioner be directed to repair the bridge over "Virginia River" on East Street."

Yeas:- Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter-11.
Noes None. Adopted.

By Mr. Locke. 53rd.

"Resolved, That the Mayor be requested to prohibit smoking in the Council Chamber, during the session of the Common Council."

Mr. McNabb moved to amend by adding "And that the Marshal be instructed to purchase chairs for the use of the Council."

The Resolution, as amended, was voted on as follows.

Ayes:- English, Fletcher, Hadley, Locke, McNabb.-5

Noes:- Cottrell, Durham, Greenfield, Geisendorff, Porter, North-6

Not adopted.

By Mr. Hadley; 54th
Petition.

Indianapolis, Feby 15th 1859

To His Honor, the Mayor, and the Common Council of Indianapolis.

Gentlemen:

Mr. Frederick Ostermeier would respectfully ask your honorable body to abate the assessment of Personal Property, \$155.00, and Poll Tax- he not being a resident of the City at the time of listing. Also the Trustees of St. Paul's Lutheran Church ask an abatement of \$500- their property being assessed that much over what they think is the value of said property."

Yours very respectfully.

Jas. M. Jameson: C. Tr.

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By Mr. Hadley.

"Resolved, That an order of one dollar and forty three cents (\$1.43) be drawn in favor of Frederick Ostermeyer for illegal assessment of personal property and poll-tax.

Also, That an order be drawn in favor of "the Trustees of St. Paul's German Lutheran Church", for (\$3.00) Three dollars, illegal assessment on said property."

On motion by Mr. Cottrell, the petition and resolution were referred to the Committee on Finance.

By Mr. Fletcher. 55th

"Resolved, That when this Council adjourn, it adjourn to meet on next Saturday evening at 7 o'clock.

Yeas:- Messrs Cottrell, Durham, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter-10.

Noes: Mr. English. Adopted.

By Mr. Cottrell. 58th

"Resolved, That the Civil Engineer be instructed to notify the Madison R.R.Co. to open a Culvert under their Track, in order to prevent the water from running down said Track into Square 98."

Yeas:- Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter:-11.

Noes:- None. Adopted.

By Mr. Hadley. 59th

"Resolved, That the contract for grading North street, between Illinois and Delaware Streets, be let to the next lowest and best bidder, and that the Civil Engineer, and the Committee on Streets and alleys, be hereby authorized to contract with Jeremiah Shae, by giving his approved security for the completion of the work."

On motion, The above Resolution was referred to a select Committee, which was constituted by the Mayor as follows: viz. Messrs. Hadley, English & Greenfield.

By Mr. Cottrell. 60th

Whereas, There appears to be a great dissatisfaction among the property-holders on Maryland Street, in consequence of an ordinance being passed for grading and graveling the above-named street between West Street and Virginia avenue:- Therefore, be it

"Resolved, That the Civil Engineer notify the Contractor on said Street that, unless he shall agree to complete such contract within the specified time, the Council will consider the contract forfeited and abandoned by said contractor."

Yeas: Messrs Cottrell, Durham, English, Fletcher, Geisendorff, Hadley, Locke:-7.

Noes: Messrs. Greenfield, McNabb, North, Porter:-4.

Adopted.

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61st

Mr. Porter moved to take from the table the following.

Ordinance: which prevailed.

To prevent injuries to Sidewalks.

"Section 1. Be it ordained by the Common Council of the City of Indianapolis; That, if any person shall ride, drive or lead any horse, mare, or gelding, mule, ass or ox, or drive any carriage, wagon, dray, or cart, or other vehicle, on or across any sidewalk within this city, which has been improved by graveling, paving, planking, or otherwise, or on or over any unfinished pavement, or sidewalk prepared for paving,

while the work is in progress, or who shall pull up, or break down, any post or stake, or remove any rope or chain, materials or other things used by persons in making sidewalks or pavements, during the progress of the work, shall, on conviction thereof, be fined in any sum not exceeding ten dollars. Provided, that where, by reason of the want of an alley, adjacent to any lot, or part of lot, there is no convenient mode of access thereto, otherwise than by crossing the sidewalk, it shall be lawful for the owner or occupant of such lot or part of a lot, or any person in his employ or service, to drive upon the sidewalk for the purpose of discharging wood, coal, provender, or other needful article, upon such lot or part of a lot, or to ride, lead or drive, as aforesaid, for the purpose of entering upon such lot, or part of a lot, if, at the point, where such riding, leading or driving shall be done, the sidewalk shall have been well planked or paved with flag-stone, boulder-stone, or bricks set upon edge, so that such riding, leading or driving shall not be injurious to the sidewalk, and if the free passage of persons passing upon foot shall not be interrupted. And it shall also be lawful for livery-stable keepers, lumbermen, and others, whose ordinary business requires them to cross the sidewalks with vehicles, and for persons in their service or employ so to cross the same therewith, if the sidewalk, at the place to be crossed, shall first have been planked or paved with flag-stone, as aforesaid, and if the passage of persons passing upon foot shall not be interrupted.

Section 2. All ordinances and parts of ordinances, conflicting with the provisions of this ordinance, are hereby repealed.

Section 3. This Ordinance shall take effect and be in force from and after its publication for two weeks successively in the Indianapolis Daily Journal."

The Ordinance was read the first time, and, on motion of Mr. Porter, it was read the second time by its title. Mr. Geisendorff then moved that the Rules be suspended, and the Ordinance read the third time now; which motion prevailed by the following vote: viz.

Yeas. Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter.-11.
Noes.-None.

So the Rules were suspended, and the ordinance read the third time, and passed by the following vote: viz:

Yeas: Messrs Cottrell, Durham, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North, Porter.-11
Noes-none. Passed

62nd.
Affidavits.

On motion of Messrs. Cottrell and North, the City Clerk was instructed on the corresponding affidavits, as presented by them, to issue precepts, as follows, viz: Two precepts in favor of Thomas Ferriter, for grading and graveling Washington Street, and grading and graveling the south sidewalk, and paving the north sidewalk of said street, between Alabama and New Jersey Streets, against Mikel's Estate, which is part of lot one, being seventeen feet, in square Sixty two:-

Said precepts being for \$16.65 and \$9.69 respectively, and both amounting to - \$26.34

One precept in favor of Michael O'Connor, for grading and graveling Alabama street, and sidewalks, between South and Merrill streets, against William, on Lot three(3) out lot twenty-three(23) for the amount of twelve dollars and thirty cents. - 12.30

One precept in favor of Michael O'Connor, for grading and graveling sidewalks on West street, between Washington and North Streets, against Henry Turner's Heirs, on South half of Lot nine(9), in square eleven (11) for the sum unpaid of 4.50

One precept in favor of Michael O'Connor, for grading and graveling New Jersey street and sidewalks, between Michigan and St. Clair street, against A.B. Condit, on South half of Lot sixty seven(67) Out Lot forty(40), for the amount due of 11.94 $\frac{1}{2}$

Total amount \$ 55.08 $\frac{1}{2}$

By Mr. Hadley.

63rd.

"Resolved, That the Street Commissioner be instructed to inquire whether the crossings of Washington Street can be scraped at less expense by horse-scrappers than by men, and if so, to employ the cheapest mode."

Ayes:- Messrs. Cottrell, English, Fletcher, Greenfield, Geisendorff, Hadley, Locke, McNabb, North.-9.

Noes.-none.

Adopted.

64th

On motion of Mr. Cottrell, the communications in the possession of the Mayor, from G. Sherman, W.A. Otis, et al. by their agent J.N. Phipps, and R.R. Underhill, agent for Lot, offering on certain terms to sell th the City certain grounds, for the purposes of a cemetery, were opened and read.

On motion of Mr. Locke, it was resolved that the proffers, or bids, be referred to a Select Committee of three.

Whereupon, the Mayor appointed Messrs Locke, Cottrell and North, to act as such Committee.

And then, The Council Adjourned.

Samuel D. Maxwell, Mayor.

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Council Chamber March 5th 1859

Council met this Evening at 7 $\frac{1}{2}$ O'clock P.M. pursuant to adjournment, present his Honor Mayor Maxwell and Councilmen Cottrell, Durham, English, Fletcher, Greenfield, Geiesendorff, Pratt, Hadley, Locke, McNabb, North, and Vandegrift.

The minutes of the previous meeting were read and approved as amended in Some particulars.

No 1

No. 1.

By Mr. North

To the Honorable Mayor and Common Council Gentlemen,

Your petitioner would respectfully represent that the assessment, made by me of my personal property was at least One Thousand dollars too much, as I had at least that much property belonging, and on my farm, outside the corporation, and which remained, there consisting of young horses, Cattle, Corn, Hogs, Farming utensils &c I would therefore, ask that an order, be drawn in my favour, exempting me the city taxes, on the above amount for the year 1858.

March 5th 1859

George W. Pitts.

On Motion by Mr. North the above petition was referred to the finance Committee.

No-3-

By Mr. Greenfield.

To the Honorable Council of the City of Indianapolis Your petitioners Shew that the foregoing Statements, taken from the books of the City Treasurer this day, exhibit valuation, assessed firstly against Margeret Sage of \$1300.00 when Mr. Greenfield and probably Mr. Geiesendorff and others know that J.M.Sage own but 1/4 of 2/3 of the East 1/2 of out lot 143, with about 150 or 200 dollars worth of buildings, and F.Stout owning just three times as much as J.Margeret Sage, is assessed on-