

PROCEEDINGS
OF THE
COMMON COUNCIL.

ADJOURNED SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS,
THURSDAY, MARCH 22D, 1866, 7 O'CLOCK, P. M. }

The Common Council met in adjourned session.

Present—His Honor, the Mayor, John Caven, in the chair; and the following members at first roll-call :

Councilmen Allen, Boaz, Brown, Coburn, Glazier, Grosvenor, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—13.

Absent—Councilmen Colley, Emerson, Fletcher and Jameson—4.

By Mr. Kappes—Petition :

INDIANAPOLIS, March 22, 1866.

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

The undersigned, being the owners of that part of out-lot 107 situate between McCarty and Grove, or Bicking street, and East and High streets, and desirous to subdivide said part of out-lot 107 in a more advantageous manner, respectfully petition that the subdivision of the south part of said block, made by George H. Bicking during his lifetime, be vacated.

J. H. KAPPES,
ADOLPH SEIDENSTICER.

Mr. Seidensticker moved—

That the petition of Seidensticker and Kappes, and also all other papers on file in reference to vacations, be referred to the Committoe on Streets and Alleys.

Which motion was adopted.

By Mr. MacArthur—Petition :

INDIANAPOLIS, March 12, 1866.

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

The undersigned would respectfully petition your honorable body to refund the sum of \$15.00, taxes erroneous by assessed against him on lot 15, out-lot 151, in Maguire's subdivision, the same being assessed at \$1,500, which is a mistake of \$1,000. And your petitioner will ever pray, &c.

G. F. MEYER,
By H. M. GOE.

Which, on motion, was referred to the Finance Committee.

By Mr. Coburn—Communication :

INDIANAPOLIS, March 16, 1866.

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

This certifies that the assessment made against John A. Brouse, on east half of lot 5, in square 44, is erroneous, for the reason that it is not appraised in proportion with the lots adjacent, an error of \$2,500, which it would be right to abate.

WM. HADLEY, *City Assessor*

Which, on motion, was referred to the Finance Committee.

By Mr. MacArthur—Petition :

INDIANAPOLIS, March 22, 1866.

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

GENTLEMEN:—The undersigned would respectfully petition your honorable body to refund to them the sum of nine dollars, being the amount erroneously taxed on personal property. Also, the amount of poll tax for the year 1865. And your petitioners will ever pray, &c.

A. McOUAT'S HEIRS,
Per J. B. MACARTHUR.

Which, on motion, was referred to the Finance Committee.

By Mr. MacArthur—Petition :

INDIANAPOLIS, March 22, 1866.

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

We, the undersigned, owners of real estate fronting on the west side of Mississippi street, between Washington street and Indiana Avenue in the City of Indianapolis, would represent that we have understood that there is a petition presented to your honorable body praying that you order an improvement of the sidewalk on the west side of said street, between Washington street and Indiana Avenue, by grading and paving the same, &c. Now,

the undersigned property holders on the west side of said street, would respectfully remonstrate against any such improvement being made at this time.

Stephen Smith,	John Jordan,
H. C. Newcomb,	James Swain,
For D. George's estate,	Robert George,
John A. Heidlinger,	And 11 others.

Which, on motion, was referred to the Board of Public Improvements.

By Mr. Staub—Remonstrance :

INDIANAPOLIS, March 22, 1866.

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

The undersigned property holders, living on Vermont street, between the Peru Railroad track and Winston street, respectfully remonstrate against the grading and graveling of that street at this time.

C. Ganter,	John Rahe,
John Pardew,	W. F. Winkle.
Philip Prulmein,	

Which, on motion, was referred to the Board of Public Improvements.

By Mr. Kappes—Petition :

INDIANAPOLIS, March 22, 1866.

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

We, the undersigned, being the owners of lots numbered three (3) and four (4), in square thirty-six (36), in the City of Indianapolis, request the privilege of grading and graveling the alley between the said lots, three and four.

Margaret McCarty,
J. M. Youart.

On motion, the prayer of the petitioners was granted, provided the graveling be extended to the centre of the cross alley.

By Mr. Allen—Petition :

INDIANAPOLIS, March 17, 1866.

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

GENTLEMEN :—The undersigned wishes to rent or lease the old brick house, known as the old Hook and Ladder House, on the East Market Space. I will give you \$100 rent for the same per year, provided I can get the same for the term of 3 or more years, so as to enable me to have the same repaired with a new roof, new flooring, and other repairs necessary.

JOSEPH KRUGER.

Which, on motion, was referred to the Board of Police.

By Mr. Seidensticker—Petition :

INDIANAPOLIS, March 22, 1866.

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

The undersigned respectfully requests permission to grade and gravel Massachusetts Avenue in front of her property and that of her children, she and

they being the heirs of and owners of the property of the late Philip Brown, deceased. The same to be done under the direction of the Civil Engineer.
JULIA A. BROWN.

Which, on motion, was referred to the Board of Public Improvements.

By Mr. Loomis—Petition :

INDIANAPOLIS, March 17, 1866.

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

We, the undersigned property holders on East street, between South and Bicking streets, respectfully petition your honorable body to refuse to cause said East street to be changed in grade, as petitioned for by A. G. Stevens and others. And as in duty bound your petitioners will ever pray.

Martha J. S. Ferguson,	Hiram Lewis,
John Stewart,	John L. Linder,
Mary Paff,	And 34 others.

Which, on motion, was referred to the Civil Engineer and the Councilmen from the 7th and 8th Wards, and Committee on Streets and Alleys.

By Mr. Schmidt—Petition :

INDIANAPOLIS, March 22, 1866.

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

We, the undersigned, citizens of the Second Ward of this city, would call your honorable body's attention to a mud hole on lots 193 and 195, between New Jersey and Alabama streets, which is filled with water and other substantial. We, therefore, request that said mud hole be filled up, on account of the general health of the neighborhood.

Dr. Klein,
A. Laupheimer,
R. Schmidt & Co.

Which was referred to the Committee on Revision of Ordinances, with instructions to report an ordinance (special or general, as required,) in compliance with the prayer of the petitioners.

By His Honor, the Mayor—Communication :

EVANSVILLE, Ind., March 10, 1866.

To the Mayor of the City of Indianapolis :

DEAR SIR:—I send you inclosed herewith a copy of a memorial which will be presented to the Common Council of the City of Evansville at its next meeting, and recommend that the matter be presented to the Common Council of your city, if you deem it of sufficient importance.

Yours truly, H. Q. WHEELER.

To the Common Council of the City of Evansville :

By the School Law of 1865, one tenth of one mill on each dollar in value, of the taxable property of the State, is assessed for Township School Libraries, and that the tax shall be exclusively applied for the purchase of books for such libraries, under the direction of the Board of Education. The purchase of the books to be made by the Superintendent of Public Instruction

of the State, under such regulations as the Board of Education may adopt. The State Board consists of the Governor, the State Superintendent, the President of the State University, and the Superintendents of Public Schools of Indianapolis, Evansville and Fort Wayne.

We, therefore, represent to the Common Council the propriety of petitioning the State Board of Education to provide, that after the books to be purchased, shall have been selected from catalogues to be procured, public notice shall be given, inviting sealed proposals from those engaged in the trade, so that competition may be secured and the contract for furnishing the books may be let to the lowest bidder.

Which, on motion, were referred to the Committee on Education and Professor A. C. Shortridge, Superintendent of Public Schools.

By Dr. Thompson—Petition:

INDIANAPOLIS, March 15, 1866.

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

We, the undersigned, owners of lots Nos. 11 and 12, in square 54, City of Indianapolis, respectfully represent that we shall this summer build a brick block of four (4) rooms on the corner of Tennessee and Market streets, fronting 80 feet on Tennessee street, and on the south side of said building we desire to boulder a crossing on the sidewalk, as provided by ordinance regulating such crossings, said crossing to be used as a private driveway, to be 13 feet wide, running from Tennessee street through to the alley east side of said lots; and on the south side of said driveway we purpose to build a brick building to be used as a grain warehouse, &c., thus occupying all the Tennessee front of said lots Nos. 11 and 12. And whereas in digging cellars for said building we shall have plenty of gravel for graveling sidewalk, &c., we petition your honorable body to grant us the privilege of grading and paving the sidewalk on Tennessee and Market streets opposite the said lots 11 and 12; the work to be done in a manner acceptable to the City Engineer, and to be completed on Tennessee street this summer.

W. P. & E. P. GALLUP.

Which, on motion, was referred to the Board of Public Improvements.

By Mr. Coburn—Petition:

INDIANAPOLIS, March 22, 1866.

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

The undersigned, owners of property on Vermont street, between Meridian and Alabama streets, would respectfully petition your honorable body that bids be received, and the contract be let by the lineal foot, upon said Vermont street, (instead of by the cubic yard,) for the grading and graveling of said street and sidewalks, believing that this plan of contracting for said work will be entirely satisfactory to all concerned.

D. B. McDonough,

J. A. Bradshaw,

Mrs. B. A. Wiseman,

Mrs. Wm. A. Holliday,

J. P. Southard,

And 6 others.

On motion, the prayer of the petitioners was granted, and the Civil Engineer directed to advertize for proposals for the improvement of said Street by the "lineal foot."

Mr. Boaz, asked and obtained leave of absence.

Mr. Coburn presented an account against the city of Indianapolis in favor of A. Curtis, late Justice of the Peace, for costs in causes against the city and sundry persons, amounting to \$18.75.

Which, on motion, was referred to the City Attorney.

By Mr. Brown—Petition :

INDIANAPOLIS, March 22, 1866.

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

GENTLEMEN:—The undersigned would respectfully represent that McNabb street is now 75 feet in width, and that a street 50 feet in width would answer for all practicable purposes. They, therefore, petition your honorable body to pass an order directing the vacation of so much of said street as is described as follows: twelve and a half ($12\frac{1}{2}$) feet off of the north side of said street, and twelve and a half ($12\frac{1}{2}$) feet off of the south side of said street, both strips to run the full length of said street from Meridian street and Illinois street.

E. J. PECK, *President*
Union R. R. Association.

Which, on motion, was referred to the Committee on Streets and Alleys

Dr. Jameson offered the following motion :

That the Street Commissioner be directed to remove the earth scraped off bowlder streets north of Ohio street to North street, between Alabama and East streets.

Which, on motion, was referred to the Board of Public Improvements.

Mr. Brown moved—

That the Street Commissioner notify the parties who have obstructed Garden street, between Illinois and Tennessee streets, with saw logs and timbers, to promptly remove the same, or suffer the penalties of the law.

Which motion was adopted.

Dr. Thompson moved—

That the Street Commissioner be directed to cause the chain-gang to scatter the loads of dirt now on West Market Square; and that the City Engineer be directed to report to this Council what additional amount of dirt should be deposited on said square to complete its proper grade.

Which motion prevailed.

Mr. Allen offered the following motion :

That the Street Commissioner be directed to bowlder the gutters on both sides of Noble street from the first alley south of Meek street to the Indiana Central Railroad. Also, that he erect foot bridges at the crossing of Meek and Benton streets, and Meek and Noble streets.

Which, on motion, was referred to the Board of Public Improvements.

Dr. Jameson offered the following motion :

That the Street Commissioner be directed to make a culvert across Washington street at the crossing of East street, on the west side of the same.

Which motion was referred to the Board of Public Improvements.

Mr. Kappes, offered the following motion :

That the Civil Engineer be, and is hereby, authorized to purchase a set of tools for the city lamp lighters, to enable them to make the necessary repairs of city lamps and fixtures.

Which, on motion, was referred to select committee consisting of Councilmen Allen, Glazier and Grosvenor.

Mr. Emerson offered the following motion :

That the Committee on Accounts be requested to insert in the next ordinance the claim of Levi Comegys, which is fifty-two dollars for repairing Engine House No. 3, done about one year and a half ago.

Which motion was referred to the Committee on Accounts and Claims.

Mr. Emerson moved—

That Benjamin Pottage be permitted to clean out the gutter in front of his property on market street.

Which motion was adopted.

Mr. Brown offered the following motion :

That the Street Commissioner build a crossing for wagons over the gutter on the west side of Illinois street, at its intersection with Garden street.

Which motion was referred to the Board of Public Improvements.

Mr. Loomis offered the following motion :

That the Committee on Bridges be directed to examine the bridge over Pogue's Run at Liberty street between Noble and East streets and report to this Council what improvements, if any, are necessary.

Which motion was referred to the Committee on Bridges.

Mr. Loomis moved—

That the City Attorney be, and is hereby, directed to cause the proper notice to be served upon the "Citizens' Street Railway Company," of the pendency of an ordinance to bowlder Virginia Avenue, between South and Bradshaw streets, should he find such notice to be necessary to be so served.

Which motion prevailed.

Mr. Kappes introduced special ordinance No. 26—1866, entitled :
AN ORDINANCE to provide for furnishing and erecting lamp-posts, lamps and fixtures on Alabama street, between New York and North streets,

Which was read the first time by its title, and, on motion, was read the second time.

Dr. Jameson introduced special ordinance No. 27—1866, entitled :

AN ORDINANCE to provide for grading and graveling the alley running north and south through square No. 22, and between New York and Vermont streets.

Which was read the first time by its title, and, on motion, was read the second time.

Dr. Jameson introduced special ordinance No. 28—1866, entitled :
AN ORDINANCE to provide for grading and graveling Liberty street and sidewalks between North street and Massachusetts Avenue,

Which was read the first time by its title, and, on motion, was read the second time.

Dr. Jameson introduced special ordinance No. 29—1866, entitled :
AN ORDINANCE to provide for grading and graveling Michigan street and sidewalks, between Alabama and East streets,

Which was read the first time by its title, and, on motion, was read the second time.

Dr. Jameson introduced special ordinance No. 30—1866, entitled :
AN ORDINANCE to provide for grading and bouldering New Jersey street, and curbing the sidewalks thereof with white or burr oak plank, between Massachusetts Avenue and Fort Wayne Avenue.

Which was read the first time by its title, and, on motion, was read the second time, and referred to the City Attorney.

Mr. Glazier introduced special ordinance No. 31—1866, entitled :
AN ORDINANCE to provide for grading and graveling Merrill street and sidewalks between Pennsylvania and East streets,

Which was read the first time by its title, and, on motion, was read the second time.

Mr. Glazier introduced special ordinance No. 32—1866, entitled :
AN ORDINANCE to provide for grading and graveling the first alley south of Pogue's Run, running east and west between New Jersey and East streets,

Which was read the first time by its title, and, on motion, was read the second time.

Mr. Seidensticker introduced special ordinance No. 33—1866, entitled :

AN ORDINANCE to provide for grading and graveling Vermont street, between Liberty and Noble streets, and also the sidewalks of said street,

Which was read the first time by its title, and, on motion, was read the second time.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, March 21, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the bids were referred, would respectfully report to your honorable body that Hiram Seibert is the best bidder on the grading and graveling of the west sidewalk of Missouri street, between South and Merrill streets, at 45 cents for grading and 89 cents for graveling.

John Stumph to bowlder, curb and pave the alley running east and west through square 57; bowlder \$1.35 per superficial yard; paving 92½ cents per superficial yard, and 92 cents per lineal foot for curb. We recommend that the contracts be awarded them.

HENRY COBURN, }
AD. SEIDENSTICKER, } Board.
W. CLINTON THOMPSON. }

Which, on motion, was concurred in, and the contracts awarded as recommended.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, March 21, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the ordinance for the grading and graveling of North street, in reference to which a petition and remonstrance has been referred to us, ought to be passed as a matter of public necessity, said street being at the present time entirely impassable, in consequence of the high bank of the railroad and the log yard occupying it, and that said street is necessary as a public thoroughfare for the convenience and protection of the property and residents east and north of us.

HENRY COBURN, }
AD. SEIDENSTICKER, } Board.
W. CLINTON THOMPSON, }

Which, on motion, was concurred in.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, February 21, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the ordinance for the improvement of the alley running north and south through

out-lot 170, between Pratt street and Corporation line, together with the petition of J. M. Tomlinson and others, be laid on the table for the present.

Also, that the petition of W. M. Smith, to grade and gravel his sidewalk on the west side of Missouri street, south of South street, be not granted, as there is an ordinance passed to do the same

HENRY COBURN,
AD. SEIDENSTICKER,
W. CLINTON THOMPSON, } *Board.*

Which, on motion, was concurred in.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, March 21, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the petitions and remonstrances for and against the improvement of North street, between Blackford and Minerva streets, are signed by persons who are not property owners on the street but live on adjacent streets. We have no means of knowing whether two-thirds petition or not. We would recommend that it be referred to the Councilmen of that Ward for settlement.

HENRY COBURN,
AD. SEIDENSTICKER,
W. CLINTON THOMPSON. } *Board.*

Which, on motion, was concurred in.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, March 21, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the ordinance providing for the painting of the names of the streets on the lamps at the street corners, be laid on the table. We believe that the cheapest and best plan would be to paint the names of the streets on a tin or wood sign, and fastened to the buildings. The glass in the lamps are liable to be broken, and in a short time entirely destroyed. We suggest that when the Council determine to do this much needed improvement, it be done on tin or board signs fastened to the buildings on the corners.

H. COBURN,
AD. SEIDENSTICKER,
W. CLINTON THOMPSON, } *Board.*

Which, on motion, was concurred in.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, March 21, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that we can do

nothing to satisfy the petition of S. Secrist and others in relation to a mud hole on South Delaware street, for the reason that it is on private property.

HENRY COBURN,
AD. SEIDENSTICKER, } *Board.*
W. CLINTON THOMPSON, }

On motion, the report was received, and the matter referred to the Committee on Revision of Ordinances.

By Mr. Coburn, from Committee on Accounts and Claims :

INDIANAPOLIS, March 19, 1866.

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

GENTLEMEN:—The Committee on Accounts and Claims report the following ordinance allowing accounts for the month ending on the 19th day of March 1866, and respectfully recommend the passage of the same.

HENRY COBURN,
J. HENRY KAPPES, } *Committee.*

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

SECTION 1. *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 City Treasury not otherwise appropriated as follows, to-wit :

J. H. Ross, Pest House.....	\$6,00 00
D. Root & Co., Pest House.....	3 90
C. C. Williams, " "	120 30
Wm. Braden, Stationery.....	6,00 00
Alex. Wood, Assisting Civil Engineer.....	135 00
W. J. H. Robinson, Jail Expenses.....	564 00
Coulter & White, Street Improvements.....	44 22
James Stewart, " "	100 00
James Huffer, " "	97 01
Crossland, Maguire & Co., Lighting Street Lamps	8 25
Warren Hart, Pest House.....	30 00
Elder, Harkness & Bingham, Printing.....	74 25
Thomas Schooley, Street Improvement.....	10 20
Gas Light and Coke Co., Street Lamps	2,080 00
" " " Internal Revenue.....	235 56
" " " Lighting Street Lamps.....	140 40
Stewart and Morgan, Material furnished to repair Lamps.....	43 10
Barton D. Jones, Refunding Taxes.....	32 10
Moses McClellin, Removing Dead Animals.....	50 00
C. Smidt " "	50 00
J. M. Vanblaricum, Refunding Taxes.....	22 50
Total	<u>\$3,960 79</u>

RECAPITULATION.

Gas in Street Lamps—Gas consumed in City Lamps.....	2,080 00
Jail Expenses—Boarding City Prisoners.....	564 00
Internal Revenue on Gas—Revenue on Gas consumed in City.....	235 56
Pest House—Sundries furnished Pest House.....	214 20
Street Improvements—City's portion Sundry Estimates	251 43
Lighting and Extinguishing Street Lamps	148 65
Assisting Civil Engineer.....	135 00
Amount carried forward.....	<u>\$1,628 84</u>

Amount brought forward.....	\$1,628 84
Printing.....	74 25
Stationery—Assesment List for 1865.....	60 00
Removing Dead Animals.....	100 00
Repairing Street Lamps.....	43 10
Refunding Taxes.....	54 60
Total.....	<u>\$3,960 79</u>

SEC. 2. The City Auditor 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.

SEC. 3. This ordinance shall take effect and be in force from and after its passage.

Ordained and established this 22d day of March, 1866.

JOHN CAVEN, *Mayor*.

ATTEST:

C. S. BUTTERFIELD, *City Clerk*.

Which was read the first time by its title, and, on motion, was read the second time.

Mr. Seidensticker moved to strike out the account of Bennett Brooks of \$480.00 for labor and material on bridge over Canal at crossing of St. Clair street, and that the same be referred to the City Attorney.

Which motion prevailed.

Mr. Brown presented an account of Elder, Harkness and Bingham, for the Sentinel furnished the offices of the Mayor, City Treasury and City Clerk, some time since, and moved that the same be inserted in the ordinance on Accounts.

The question being on the adoption of the motion, the ayes and noes were called for.

Those who voted in the affirmative were Councilmen Allen, Brown, Loomis, MacArthur and Thompson—5.

Those who voted in the negative were Councilmen Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Schmidt, Seidensticker and Staub—9

So the motion to insert was not adopted.

Mr. Coburn moved that the rules be suspended, and the ordinance read the third time and placed upon its passage.

The question being on the suspension of the rules, those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Noes, none.

So the rules were suspended and the ordinance read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Noes, none.

So the ordinance passed.

By Dr. Jameson, from Finance Committee :

INDIANAPOLIS, March 22, 1866.

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

GENTLEMEN:—The Committee on Finance, to whom was referred Express Company's charges for returning city bonds from New York, have had that matter under consideration, and would respectfully recommend that His Honor, the Mayor, be directed to correspond with Winslow, Lanier & Co., in New York, asking that they shall explain to the Agent of the Express Company of that city in reference to the value of the bonds, and ask a reduction in the charges for expressing the same to this city.

Respectfully submitted,

P. H. JAMESON, }
C. F. SCHMIDT, } *Committee.*

Which, on motion, was concurred in.

By Dr. Jameson, from Finance Committee :

INDIANAPOLIS, March 22, 1866.

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

GENTLEMEN:—The Committee on Finance would respectfully recommend the refunding of the following taxes, levied on erroneous assessments, viz. :

A Schildmeir, seven dollars and forty cents (\$7.40.)

Samuel Binkley, thirty-two dollars and twenty-five cents (\$32.25.)

And that the Committee on Claims be directed to present an ordinance appropriating the several amounts.

Also, in relation to the claim of John M. Kemper, the late Street Commissioner, the committee would recommend that one hundred and sixty-eight dollars and forty-nine cents (\$168.49) be appropriated to said Kemper in payment of loss incurred on sale of orders, as set forth in accompanying petition, and that the proper committee be directed to present an ordinance appropriating the sum aforesaid.

P. H. JAMESON, }
C. F. SCHMIDT, } *Committee.*

Which, on motion was concurred in.

By Mr. Brown, from Committee on Streets and Alleys :

INDIANAPOLIS, March 22, 1866.

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

The Committee on Streets and Alleys, to whom was referred the petition of the Union Railway Company, relative to vacating parts of McNabb street,

report in favor of granting the prayer of the petitioners, and recommend that an order for vacating such parts of said street be passed, there being no objection to such vacation.

AUSTIN H. BROWN,
Chairman Committee on Streets and Alleys.

Which report was received.

Also the following order of vacation :

ORDER FOR VACATION OF PARTS OF McNABB STREET.

Petition of the Union Railway Company, by E. J. Peck, President.

Comes now the petitioners, the Union Railway Company, by Edwin J. Peck, their President, and files proof of publication of a notice in the Weekly Indiana State Herald, a newspaper of general circulation, published in the City of Indianapolis, for twenty days prior to the 19th day of March, 1866, of the pendency before the Common Council of a petition asking for the vacation of twelve and one-half ($12\frac{1}{2}$) feet off of the north side of McNabb street, and of twelve and one-half ($12\frac{1}{2}$) feet off of the south side of said street, which is in the following words and figures, to-wit :

STATE OF INDIANA, }
MARION COUNTY. } ss:

Personally appeared before the undersigned, Charles W. Hall, one of the publishers of the Indiana Herald, a public weekly newspaper of general circulation, printed and published in Indianapolis, in the county aforesaid, who, being duly sworn, upon his oath saith that the notice, of which the attached is a true copy, was duly published in said paper for three weeks successively, the first of which publication was on the 24th day of February, 1866, and the last on the 10th day of March, 1866.

CHARLES W. HALL.

Subscribed and sworn to before me this the 19th day of March, 1866.

F. CUNNINGHAM, *Notary Public.*

NOTICE.—Notice is hereby given that a petition is pending before the Common Council of the City of Indianapolis, for the vacation of so much of McNabb street, in said city, as is described as follows: Twelve and one-half feet in width off of the north side of said street, running the entire length of said street, and twelve and one-half feet in width off the south side of said street, running the entire length of said street.

UNION RAILWAY COMPANY.

By E. J. PECK, President.

And, also, files proof of the posting up of three copies of such notice in the vicinity of said McNabb street twenty days prior to the 19th day of March, 1866, which is in the following words and figures, to-wit :

Notice is hereby given, that a petition is pending before the Common Council of the City of Indianapolis, for the vacation of so much of McNabb street, in said city, as is described as follows: Twelve and one-half feet in width off the north side of said street, running the entire length of said street, and twelve and one-half feet in width off the south side of said street, running the entire length of said street.

UNION RAILWAY COMPANY,

By E. J. PECK, President.

STATE OF INDIANA, }
MARION COUNTY. } ss:

Ægidius Naltner, upon his oath says, that he posted three copies of the above notice in three public places of the City of Indianapolis, near the street propose to be vacated, on the 24th day of February, A. D., 1866.

ÆGIDIUS NALTNER.

Subscribed and sworn to before the undersigned, a Notary Public, this 22d day of March, A. D., 1866.

ADOLPH SEIDENSTICKER,
Notary Public.

And, also, files the written consent, duly acknowledged, of all the property owners whose property fronts on said McNabb street, to such vacation, which is in the words and figures as follows, to-wit:

STATE OF INDIANA, }
MARION COUNTY. } ss:

The undersigned, owning the lots on both sides of McNabb street, in the City of Indianapolis, between Illinois and Meridian streets, hereby consent to the proposed vacation of twenty-five feet of said street, as petitioned for in a petition now pending before the honorable Common Council of the City of Indianapolis.

In witness whereof, we have hereunto set our hands and seals this 22d day of March, A. D. 1866.

E. J. PECK, Pres't
Union Railway Co.
J. H. KAPPES,
JOHN WACHTSTETTER.

STATE OF INDIANA, }
MARION COUNTY. } ss:

Before the undersigned, a Justice of the Peace in and for said County and State, on the 22d day of March, 1866, E. J. Peck, President of the Union Railway Company, J. H. Kappes, and John Wachtstetter, acknowledged the execution of the above instrument.

Witness my hand and seal, this 22d day of March, 1866.

CHARLES COULON, J. P.

And there being no remonstrance or objection presented to the Common Council against such proposed vacation, and the Common Council having full knowledge of all the facts in the case, do hereby order that the following described portions of McNabb street be declared vacated, viz: a strip of ground twelve and one-half ($12\frac{1}{2}$) feet in width off of the north side of McNabb street, running the full length of said street from Meridian street to Illinois street, and a strip of ground twelve and one-half ($12\frac{1}{2}$) feet in width off of the south side of McNabb street, running the full length of said street from Meridian street to Illinois street, in the City of Indianapolis, and State of Indiana. Such vacation will leave said McNabb street fifty (50) feet in width, instead of seventy-five, as established prior to such vacation. This order to have full force and effect whenever the persons or corporation owning property fronting on said McNabb street shall have caused a certified copy of this order, with a copy of their written consent to such vacation, to be recorded in the records of the Recorder of Marion county.

The question being on the adoption of the order of vacation, those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—13.

Councilmen Grosvenor voting in the negative—1

So the order of vacation was adopted.

From Dr. W. C. Thompson :

INDIANAPOLIS, March 22, 1866.

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

GENTLEMEN:—Owing to professional duties, I am compelled to resign my position as member of the Board of Public Improvements.

Very respectfully,

W. CLINTON THOMPSON.

On motion the resignation was accepted.

Mr. Brown moved that the Council proceed to an election to fill the vacancy.

Which motion prevailed.

His Honor, the Mayor, appointed Councilmen Coburn, and Kappes as tellers.

Councilman Grosvenor received.....	11	votes.
Councilman Loomis received	1	“
Councilman Schmidt received	1	“

Councilmen Grosvenor having received a majority of all the votes cast was declared duly elected a member of the Board of Public Improvements of the City of Indianapolis.

From the Civil Engineer—Report :

INDIANAPOLIS, March 22, 1866.

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

The Civil Engineer would respectfully report the contract and bond of James Stewart, for grading and graveling North Mississippi street between North street and the Corporation line north, is respectfully submitted for your approval.

Also, the contract and bond of Messrs. O'Conner & Dorsey, for grading and graveling Washington street, exclusive of the sidewalks and gutters, between Noble street and the Corporation line east, is also respectfully submitted for your approval.

JAMES WOOD, *Civil Engineer.*

On motion the contracts and bonds as reported by the Civil Engineer were accepted and approved.

From the City Marshal—Report :

INDIANAPOLIS, March 11, 1866.

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

GENTLEMEN:—I disposed of the city orders placed in my hands, and made the following disposition of the proceeds, viz :

Paid Munson & Johnson, as per receipt herewith filed,	-	-	-	\$20	90
Paid Joseph A. Yancey, for wood, as per receipt,	-	-	-	350	00
Paid Jacob Voegtle, for stove, &c., as per receipt,	-	-	-	16	40
Paid to W. H. Craft, balance remaining after above payments,	-	-	-	8	60

\$395 00

The amount of orders placed in my hands was four hundred and seventy-five dollars, which I disposed of at the best prices I could possibly obtain.

Respectfully,
JOHN UNVERSAW, *City Marshal.*

Which, on motion, was accepted and approved.

From City Attorney—Report :

INDIANAPOLIS, March 11, 1866.

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

GENTLEMEN:—I have examined the questions presented by the petition of Charles N. Todd, and respectfully submit the following opinion ;

If the taxes mentioned by Mr. Todd were paid under protest duly made, they should be refunded. The statement of Mr. Todd is made upon oath, and is that "the said taxes were paid under protest."

Respectfully,

B. K. ELLIOTT, *City Attorney.*

Which, on motion, was received, and the matter referred to the Finance Committee.

From City Attorney—Report :

INDIANAPOLIS, March 11, 1866.

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

GENTLEMEN:—In order to obtain the facts respecting the claim of William Kowan, I addressed the Engineer the communication herewith submitted, and received the accompanying answer.

I think that upon the facts stated by the Engineer, Mr. Kowan's claim should be allowed.

Respectfully,

B. K. ELLIOTT, *City Attorney.*

On motion, the report was received, and the account referred to the Committee on Accounts and Claims for allowance.

Mr. Loomis called up special ordinance No. 19—1866, entitled :

AN ORDINANCE to provide for grading and graveling Pratt street and sidewalks, between Pennsylvania and Delaware streets,

Which was read the third time and placed upon its passage.

The question being on the passage of the ordinance those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Noes, none.

So the ordinance passed.

Mr. Seidensticker called up special ordinance No. 8—1866, entitled :

AN ORDINANCE to provide for the grading and graveling of North street and sidewalks, between Noble and Winston streets,

Which was read the third time, and placed upon its passage.

The question being on the passage of the ordinance those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Noes, none.

So the ordinance passed.

Dr. W. C. Thompson called up special ordinance No. 17—1866, entitled :

AN ORDINANCE to provide for the paving of the north sidewalk of Vermont street, between Illinois and Tennessee streets,

Which was read the third time and placed upon its passage.

The question being shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Noes, none.

So the ordinance passed.

Dr. Jameson called up special ordinance No. 11—1866, entitled :

AN ORDINANCE to provide for grading and graveling of North street and sidewalks, between Alabama and East streets.

Which was read the third time and placed upon its passage.

The question being on the passage of the ordinance, those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Noes, none.

So the ordinance passed.

Dr. Jameson called up special ordinance No. 12—1866, entitled :

AN ORDINANCE to provide for grading and graveling East street and sidewalks, between St. Clair and Cherry streets,

Which was read the third time, and placed upon its passage.

The question being on the passage of the ordinance, those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Noes, none.

So the ordinance passed.

Mr. Brown called up special ordinance No. 13—1866, entitled :

AN ORDINANCE to provide for grading and graveling Madison Avenue and sidewalks, between the Madison R. R. track and the corporation line south,

Which was read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Noes. none.

So the ordinance passed.

Mr. Coburn called up special ordinance No. 7—1866, entitled:

AN ORDINANCE to provide for the grading and graveling of Vermont street and sidewalks, between Meridian and Alabama streets,

Which was read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Noes, none.

So the ordinance passed.

Mr. Seidensticker called up special ordinance No. 1—1866, entitled:

AN ORDINANCE to provide for furnishing and erecting Lamp-posts, lamps, and fixtures on Market street, between Liberty and Noble streets,

Which was read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Noes, none.

So the ordinance passed.

Mr. Grosvenor called up special ordinance No. 14—1866, entitled:

AN ORDINANCE to provide for grading and graveling Illinois street and sidewalks, between McCarty and Ray streets,

Which was read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Noes, none.

So the ordinance passed.

Mr. Emerson called up special ordinance No. 23—1866, entitled:

AN ORDINANCE to provide for grading and graveling Blake street and sidewalks, between the National Road and the north side of New York street,

Which was read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Nöes, none.

So the ordinance passed.

Mr. Seidensticker called up special ordinance No. 15—1866, entitled:

AN ORDINANCE to provide for the grading and graveling of St. Clair street and sidewalks, between the Peru Railroad track and the west line of East Second street,

Which was read the third time and placed upon its passage.

The question then being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—14. Nöes, none.

So the ordinance passed.

On motion of Mr. Brown, the Council adjourned.

Present at roll-call on adjournment: Councilmen Allen, Boaz, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Staub and Thompson—15.

JOHN CAVEN, *Mayor*.

ATTEST:

C. S. BUTTERFIELD, *City Clerk*.