

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

---

REGULAR SESSION.

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CHAMBER OF THE COMMON COUNCIL OF THE  
CITY OF INDIANAPOLIS,  
MONDAY, JUNE 25TH, 1866, 7½ O'CLOCK, P. M. }

The Common Council met in regular session.

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

Councilmen Brown, Coburn, Glazier, Grosvenor, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker and Thompson—11.

Absent—Councilmen Allen, Colley, Emerson, Fletcher, Jameson, Schmidt and Staub—7.

The proceedings of the regular sessions held June 18th, 1866, were read and approved.

On motion of Mr. Brown, the special order of business was suspended and the regular order of business taken up.

By Mr. Brown—Petition :

INDIANAPOLIS, June 25, 1866.

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

GENTLEMEN:—We, the undersigned citizens of Indianapolis and manufacturers of various articles, respectfully solicit that your honorable body will take measures to abate the nuisance of filth, caused by a want of proper sew

erage on Illinois street, south of South street, in which vicinity our property is located. The miasma arising from the accumulated dirt, mire and filth, in the unbowldered and deeply excavated gutters, has caused a considerable amount of sickness among the employees of the different factories.

We, each and all of us, feel so deeply the evil effects of this prolific cause of disease, that we shall be compelled, in case immediate relief is not afforded, either to suspend operations and close our factories, or remove them to some other more healthful locality. Either of these alternatives your honorable body will perceive would be alike disastrous to the welfare of the city and to our individual interests; therefore, gentlemen, since we feel confident that you desire to protect the manufacturing interests of this community, permit us most earnestly to press this petition upon your notice, and ask that not a day shall be allowed to elapse before efficient measures are taken to remove the source of pestilence from our midst.

Most respectfully,

E. C. ATKINS, Proprietor Sheffield Saw Works.  
OSGOOD, SMITH & CO., Prop'rs Hub and Spoke Factory.  
YOUNG, KEMPER & CO., Proprietors Last Factory.

Mr. Brown also introduced general ordinance No 60, entitled:

AN ORDINANCE providing for constructing a sewer and drains on Illinois street, between Ohio street and Pogue's Run, and for constructing a wooden culvert on Ohio street to convey water into such sewer and drains from the Canal,

Which was read the first time by its title, and, on motion, was, together with the petition of Messrs. Gsgood, Smith & Co., and others, referred to the Committee on Streets and Alleys and City Attorney.

By Mr. Brown—Petition:

INDIANAPOLIS, June 25, 1866.

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

GENTLEMEN:—The undersigned respectfully petition your honorable body to pass an ordinance prohibiting the sounding or blowing of steam whistles within the city limits. Your petitioners beg leave to suggest the following reasons requiring, in their opinion, the passage of such an ordinance:

Many of the establishments using such whistles are located in populous parts of the city, and the sounding of such whistle is, in cases of sickness, often productive of most disastrous results. There are many cases in which rest and sleep are absolutely requisite to the preservation of life, and unless this can be obtained death inevitably ensues. Especially is this true of the diseases of children. The sounding of a steam whistle breaks the rest and prevents sleep, and causes, in many cases, death.

The blowing of steam whistles causes animals to become frightened, run away, destroy property, and endanger life. It is surely no great hardship to deprive any establishment of the use of a whistle, for a bell will answer their purpose as well; but even if it were a hardship, we respectfully submit that it is better that a few should suffer inconvenience than that the safety, comfort, and convenience of the entire community should be endangered.

Respectfully,

W. W. Wentz,  
S. W. Morgan,  
Daniel Stewart,

D. M. Boyd,  
Dr. L. D. Harlan,  
And 193 others.

Mr. Brown moved that the rules be suspended and general ordinance No. 57, prohibiting the blowing of steam whistles in the city

of Indianapolis, be taken up, read the third time and placed upod its passage.

The question being on the suspension of the rules those who voted in the affirmative were Councilmen Brown, Glazier Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub, and Thompson—10.

Those who voted in the negative were Councilmen Coburn, Grosvenor and Jameson—3

So the rules were not suspended for want of two-thirds vote.

On motion of Mr. Brown, the matter was then laid over until the regular order of business should be called for ordinances on third reading.

By Dr. Jameson—Petition :

INDIANAPOLIS, June 25, 1866.

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

We, the undersigned property owners, would respectfully ask your honorable body to grant us and our customers to pass over the sidewalk on the west side of Blake street, between the National Road and Coffin's Pork House.  
C. E. GEISENDORFF & CO.

Which, on motion, was referred to the Committee on Revision of Ordinances with instructions to report an ordinance in compliance with the prayer of the petitioners.

By Mr. Glazier—Petition :

INDIANAPOLIS, June 21, 1866.

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

GENTLEMEN:—The undersigned, butchers of the City of Indianapolis, would respectfully petition for the enactment of an ordinance, as a matter of justice, requiring all persons who cut and vend meat at the Markets to confine themselves to the stalls of the Market House. We simply wish all persons who sell cut meats at the Markets to be placed on an equality as to expense. So long as we pay stall rents to the city, we deem it but simple justice that we should be protected as against those who do not. Or, if you please, compel the outsiders, by ordinance, to pay license equal to stall rent. In all cities that we have any knowledge of, the Butchers occupying stalls in the Markets are so protected, and, unless such protection is given us, we may feel compelled to abandon our stalls, in order to be able to compete with outsiders. Respectfully submitted,

Levi Davis,  
Fred. Borst,  
Louis Hahn,

John Yorger,  
Anton Mayer,  
And 25 others.

Which, on motien, was referred to the Committee on Markets.

By Dr. Thompson—Petition :

INDIANAPOLIS, June 25, 1866.

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

GENTLEMEN:—The Government of the United States is desirous to flag the pavement in front of the Post Office Building. I therefore pray your honorable body to cause the grade stakes to be placed by the Civil Engineer, that the pavement may be laid according to Government order. I pray you to permit the use of such a portion of the street surrounding said building as may be necessary to accommodate the completion of said work.

HENRY NELSON,

*Gov't Agent for Repairs and Alterations on Post Office Building.*

On motion the prayer of the petitioner was granted, and the Civil Engineer directed to set the grade stakes.

By Dr. Jameson—Petition :

INDIANAPOLIS, June 25, 1866.

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

GENTLEMEN:—The undersigned, in behalf of the Board of Trustees of the City Hospital, respectfully petition your honorable body to so alter section 5 of the ordinance governing the Hospital as to relieve the members of the Board from personal liability for hospital property. All the members of the Board will cheerfully give their time and services without compensation, and they expect to use proper diligence in taking care of the property by holding the Steward to a strict accountability for all that may come into his possession, but more than this they do not feel willing to do.

Your attention is also directed to the fact that it will become necessary to purchase many articles for the hospital, in addition to those purchased by Mr. Hannaman, before patients can be received. A large cooking stove and cooking utensils will be needed, facilities for washing will have to be provided, and bed-spreads, basins, knives, forks, spoons, stands, dishes and many other things unnecessary to mention, will be required. It is the design of the Board to use strict economy in the management of the Institution, but it is obvious that a decent outfit must be immediately provided. Authority should also be given the Board to dispose of superfluous property, as Mr. Hannaman was compelled, in his purchases, to buy more of certain articles than will be needed. Respectfully,

J. M. KITCHEN,	} <i>Executive</i>	
F. S. NEWCOMER,		} <i>Committee.</i>
L. B. WILSON,		

On motion so much of the petition as refers to the amendment of section 5 of the City Hospital ordinance, was referred to the Committee on Revision of Ordinances, with instructions to report an ordinance in compliance with the request of the Board of Directors, as embraced in the petition.

On motion so much of the report as refers to the purchase of articles for the use of City Hospital was referred back to the Board with instructions to specify the articles indispensably necessary for the fitting up of the Hospital, and also specify, particularly, such articles, purchased by Mr. Hannaman, as are not necessary or useful in the Hospital, and that can be dispensed with.

## By Dr. Thompson—Petition :

INDIANAPOLIS, June 25, 1866.

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

We, the undersigned, Hackmen of the City of Indianapolis, Ind., respectfully represent that the present place assigned for the standing of Hacks is such a one as to be of no source of profit to us or convenience to the citizens who wish the use of our vehicles. We, therefore, respectfully petition your honorable body to allow us the same privilege granted to Express-men—that is, that we be allowed to stand two (2) hacks on each side of every half square, at such place as the Council may designate.

Frank Kahlor,	Samuel W. Patterson,
John Stewart,	L. Harriss,
Thomas Charles,	W. Mittay,
William Courtney,	A. Aug.

Which, on motion, was referred to the Committee on Revision of Ordinances.

## By Mr. Loomis—Petition :

INDIANAPOLIS, June 25, 1866.

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

The undersigned would respectfully represent to your honorable body that some five weeks ago there was advertised for letting the grading and bowldering of Virginia Avenue, between South and Noble streets, on which work we were the successful bidders, and the Board of Public Improvements recommended the work to be awarded to us.

The undersigned believe that a large majority of the owners of the property along this section desire the work to be done, and are ready to pay for the same upon completion. We therefore pray your honorable body to award us the contract and order the same to be done. And your petitioners will ever pray.

WHITSIT &amp; HUBBARD.

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

## By His Honor, the Mayor—Communication :

INDIANAPOLIS, June 25, 1866.

*Hon. John Caven, Mayor of the City of Indianapolis :*

DEAR SIR:—I am informed that at the last meeting of the Common Council some communication was made in relation to certain grading and bowldering on West Washington street. I have not seen the communication, but infer from the proceedings, as published in the newspapers, that some reflection, direct or by implication, was made upon the Citizens' Street Railway Company. In the absence of the President of that Company, I hope you will permit me to say to the Council, through you, that *the present management will, in good faith, perform everything required of them by their charter.* It has been represented to them that the bowldering referred to had been let at reasonable figures, but re-let at very much higher rates, merely for the purpose of reaching the Street Railroad Company; and, also, that a large majority of the property holders interested were opposed to the last letting. It is, perhaps, proper that I should say that more than three-fourths of the work necessary to grade that part of said street between the rails, and two feet on the outside, has already been done by the Company, and that the grading of the whole, and the bowldering of the two feet on the outside of each track,

can be finished within a reasonable time. As the bowldering between the rails would be highly injurious to the Company, and of but little, if any, public utility, it is hoped that the city authorities will permit that part of the work to be suspended *for the present*. If experience should prove the bowldering between the tracks to be necessary it can be done at any time. It is respectfully submitted that to bowlder between the tracks is to shorten the lives of the animals that are to travel over it, and lessen the ability of the Company to make extensions and improvements which would be of much greater value to the city. It is notorious that the Company are doing much more for the advancement of the prosperity of the city than for the immediate profit of the stockholders, and needs the liberal and fostering care and support of those in authority. For these, and other reasons, I trust an order will be made relieving the Company from bowldering between the tracks for the present.

WM. H. ENGLISH,  
Treasurer Citizens' Street Railway Co.

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

Dr. Jameson presented an account of William Hollenbeck against the City of Indianapolis for services rendered and sundries furnished City Hospital, amounting to \$141.00.

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

By Mr. Loomis—Petition :

INDIANAPOLIS, June 25, 1866.

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

GENTLEMEN:—We, the undersigned property owners on Noble street near the Central Railroad track, would most respectfully represent, that your honorable body has lately passed an ordinance, for the bowldering of the gutters on Noble street between the Indiana Central Railroad track and the first alley south of said track, and we would further represent, that, by doing this work, we are compelled to pay for two street crossings, and the crossing, of two alleys, which should have been paid for by the property owners, bordering on the whole square. We would further represent that the half square above ours, needs improving fully as bad as the one, for which the ordinance has been passed, and we would further represent, that the crossing of the Indiana Central Railroad track is in very bad condition and that it always has been so. We would therefore most respectfully pray your honorable body, that while you compel us to make this improvement, you will also give us a good crossing over the railroad track, and that you will also relieve us from paying for the bowldering of the street crossing, as that should have been done by the property owners on the whole square.

Most respectfully,

Anton Hirne,  
G. W. Stilwell,  
William Sonnefield,

Michael O'Conner,  
Gotlieb Krug,  
And 2 others.

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

By Mr. Glazier—Remonstrance :

INDIANAPOLIS, June 23, 1866.

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

GENTLEMEN:—The undersigned respectfully remonstrate against the grading and graveling of Merrill street, between East street and Virginia Avenue, and respectfully represent that there are many property owners living along the line of said street who are utterly unable to pay the cost of such an improvement.

Respectfully,

William Love,

William Williams,

N. E. Smith,

V. Foland,

P. T. Monaghan,

Jacob Coffman,

M. E. Downie.

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

By Mr. MacArthur—Remonstrance :

INDIANAPOLIS, June 25, 1866.

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

The undersigned, owners of property on West Washington street, between Missouri street and the first alley west of West street, respectfully represent that the letting of the grading and bowldering of that part of Washington street was made without their consent, and they respectfully request that all further work under the contract with Hubbard & Whitsit be suspended. The undersigned represent the property fronting on that part of said street.

John Carlisle,

F. L. Werbe,

Wm. Braden,

John M. Gaston,

S. E. Perkins,

And 4 others.

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

Mr. McNabb moved—

That Mr. Lewis to whom a licence has been granted be allowed to occupy the sidewalk on Georgia street, between Tennessee and Mississippi streets for the term of two (2) days.

Which motion was adopted.

Mr. Brown moved—

That Charles Kemker be allowed the privilege of paving with brick the sidewalk on the Bluff Road fronting his property, provided the same be done to the satisfaction of the Civil Engineer.

Which motion was adopted.

Mr. Coburn moved—

That Andrew Curtis be allowed to pave the sidewalk in front of his property on Delaware street, between North and St. Clare streets under the direction of the Civil Engineer.

Which motion was adopted.

Mr. Seidensticker moved—

That the Street Commissioner be directed to lower the gutter on the east side of the southern end of Delaware street, so as to drain the water standing in said gutters between Merrill and McCarty streets.

Which motion was adopted.

Mr. Loomis moved—

That Charles Barnitz be allowed to grade and gravel the sidewalk in front of his property on Harrison street, at his own expense, under the direction of the Civil Engineer.

Which motion was adopted.

Mr. Glazier offered the following motion :

That the Indianapolis and Cincinnati Railroad Company be permitted to build a House for the flagman on their track, and will set the same where the Civil Engineer may direct.

Which was referred to the Board of Public Improvements.

Mr. Brown moved—

That so much of the Chief Fire Engineer's Report, as relates to the building of cisterns, the purchasing of new apparatus, and the matters of receipts and disbursements, be referred to the Committee on Fire Department.

Which motion was adopted.

Mr. Grosvenor moved—

That the City Auditor be instructed to advertise for proposals for furnishing a Hay Scale for East Market Space.

Which motion was adopted.

Mr. Loomis moved—

That the Civil Engineer notify the contractors for grading Elm street, to grade the entire width thereof, inclusive of sidewalks, and that unless the entire width of said street, inclusive of sidewalks be graded, no estimates will be allowed.

Which motion was adopted.

Mr. McNabb moved—

That the Street Commissioner be instructed to send the city prisoners to Illinois street to clean the gutters from Washington street to Pogue's Run, and to request the proprietor of the Bates House to flood the gutters with clean water.

Which motion was adopted.

By Dr. Jameson :

First and partial estimate allowed Messrs. Williams & Bernauer for grading and graveling Michigan street and sidewalks, between Delaware and East streets. Made at 40 cents per lineal foot.

OWNER'S NAMES.	Lot.	Square.	Feet and Inches.	Assessment.	
A. G. Porter.....	7	3	195.0	\$78 00	
J. L. Avery.....	6	3	195.0	78 00	
R. A. Taylor.....	13	2	50.0	20 00	
Mary Keely.....	12	2	50 0	20 90	
Chris. Bock.....	11	2	50.0	20 00	
Thomas McBaker.....	10	2	50.0	20 00	
M. F. Johnson's heirs.....	9	2	50.0	20 01	
John Stumph.....	8	2	50.0	20 00	
D. S. Beaty.....	7 and	6	2	100.0	40 00
Sims Colley.....	12	1	214 4	85 73	
John L. Avery.....	8	1	130.0	52 00	
M. Binton.....	1	20	120.0	48 00	
G. W. Stilwell.....	7	20	36.3	14 50	
Matthew Hartman.....	8	20	36.3	14 50	
J. C. Smith.....	12	20	202.6	81 00	
J. M. Patterson.....	2	19	204.6	81 80	
P. H. Jameson.....	1	19	150.0	60 00	
Wm. A. Holliday.....	1	18	210.0	84 00	
Wm. Braden.....	12	18	210.0	84 00	
<b>Total .....</b>			<b>2303.10</b>	<b>\$821 63</b>	

I hereby certify the above estimate correct.

JAMES WOOD, *Civil Engineer.*

*Resolved,* That the foregoing partial estimate allowed Messrs. Williams & Bernauer for grading and graveling Michigan street and sidewalks, between Delaware and East streets, be, and the same is hereby, adopted as the partial estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the resolution passed

By Dr. Jameson :

*Resolved,* That the City Auditor be directed to deliver all orders issued to the Police Force at the end of each month to the Chief or Lieutenant of Police, and take their receipt for the same; also, all orders issued to the hands in the Fire Department to the Chief Fire Engineer, who shall take and deliver them to the employees in said Department.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the resolution passed.

By Mr. Brown :

Resolved, That the following sums be allowed the Election Officers of Special Election for a Councilman for the Sixth Ward, held June 16, 1866: Geo. Koeniger, Inspector, two (2) days, at \$4 a day, \$8.00; John Johnson and John S. Russell, Judges, and Peter Lieber and William Dietrich, Clerks, one (1) day each, \$4.00 each. And that the City Auditor be directed to include these items of allowance in the next ordinance allowing claims.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the resolution passed.

By Mr. McNabb:

First and final estimate allowed John Stumph for grading, paving, and graveling the sidewalks on Massachusetts Avenue, between Pennsylvania and New Jersey streets. Made at 93 8-9 cents per lineal foot.

OWNERS' NAMES AND DESCRIPTION.	Lot.	Square.	Feet and Inches.	Assessment.
John M. Wood.....	6	37	179.11	\$168 92 19-108
Jeremiah Mansur.....	5	37	47.10	44 91 2-108
Jeremiah McChervey.....	5	37	35.7	33 40 95-108
J. K. Sharpe.....	4	37	34.4	32 23 56-108
Joel S. White.....	5	37	80.0	28 16 72-108
John H. Bradley.....	3	37	77.1	72 37 29-108
M. McBride.....	6	23	79.11	75 03 31-108
James Dever.....	6	23	100.0	93 88 96-108
Sarah Howard.....	5	23	40.5	37 94 73-108
Arthur L. Wright.....	5	23	43.0	40 37 24-108
.....	5	23	32.0	30 04 48-108
Joseph M. Sutton.....	6	23	32.0	30 04 48-108
Joseph McCord's heirs.....	7	23	32.0	30 04 48-108
D. B. McDonough.....	8	23	32.0	30 04 48-108
Mary L. Drew.....	9	23	40.0	37 55 60-108
Isaac E. Johnson.....	9	23	60.0	56 33 36-108
Kate M. Patterson, widow James M. Patterson, William O. Patterson, George E. Patterson, Charles B. Patterson, James C. Patterson, Kate D. Patterson, David M. Patterson, Francis D. Patterson, minor heirs of James H. Patterson, deceased, and Mary A. W. Patterson, the first named person being the owner in fee of said real estate, and said Mary A. W. Patterson having a dower right therein.....	6	19	158.9	149 04 93-108
.....except 50 feet off north end)				
Mary P. Youngerman.....	5	19	85.0	79 80 60-108
James M. Patterson.....	4	19	50.0	46 94 48-108
Albert G. Willard.....	3	19	76.2	71 51 22-108
James M. Patterson.....	2	19	134.11	126 67 19-108
John Sutherland.....	19		230.0	215 94 48-108
J. D. & J. M. Tomlinson.....	19		86.6	81 21 42-108
James T. Boyd.....	19		36.0	33 80
Benlak Wallace.....	19		86.4	81 05 80-108
Nancy A. Powell.....	19		66.0	61 96 72-108
A. & W. F. Clem.....	12	23	95.0	89 19 48-108
Henry Tutewiler.....	12	23	84.11	79 72 79-108
.....	11	23	83.5	78 31 97-108
.....	10	23	64.4	60 40 20-108
Wiley M. Lowry.....	9	23	55.1	51 71 77-108
John Wilkins.....	2	23	48.1	45 14 53-108
John A. Brouse.....	1	23	73.0	68 53 96-108
W. E. Gillespie.....	12	37	179.11	168 92 10-108
.....	11	37	68.11	64 70 55-108
Annie B. McGuire.....	11	37	14.6	13 61 42-108
John M. Gaston.....	13	37	20.00	18 77 84-108
John E. Foudray.....	7	37	88.8	83 24 89-108
Common Council.....				461 20
Total.....			2781.7	\$3,072 79

I hereby certify the above estimate correct.

JAMES WOOD, Civil Engineer.

*Resolved*, That the foregoing corrected estimate reported by the Civil Engineer for the grading, paving and graveling the sidewalks on Massachusetts Avenue, between Pennsylvania and New Jersey streets, be, and the same is hereby, approved and adopted as the estimate of this Council, and the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the resolution passed.

Dr. Jameson introduced the following ordinance, to-wit :

AN ORDINANCE appropriating the sum of one thousand dollars for the payment of the semi-annual interest on bonds issued by the City of Indianapolis.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis*, That the sum of one thousand dollars is hereby appropriated to pay the semi-annual interest on bonds issued by the City of Indianapolis, due July 2d, 1866.

SEC. 2. The City Auditor is hereby ordered and directed to issue an order on the City Treasurer, to any party or parties holding coupons, they being the *bona fide* owners of the same, until the above appropriation is expended and the City Treasurer is hereby directed to pay the warrants so issued in cash when presented, and it shall be the duty of the City Auditor to cancel said coupons for city orders so issued, to any party or parties, and file them away with the receipts of the party or parties to whom the warrant is issued.

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

Ordained and established this 25th day of June, 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.

Dr. Jameson then 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 Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. 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 Brown, Coburn, Glazier, Gros-

venor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNab, Seidensticker, Staub and Thompson—13. Noes, none.

So the ordinance passed.

Mr. Brown introduced general ordinance No. 61, entitled:

AN ORDINANCE requiring the owners or occupants of property fronting on Illinois street, between Market and South streets to keep the gutters of said street cleaned from day to day.

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

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, June 13, 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 bid of J. S. Coyner to do extra work on East Market House, is as low as it probably can be done for, and we would recommend that he be instructed to proceed with the work.

We would report against the petition of Gates, Pray & Co. to erect Hay Scales on the alley of the East Market Space, as it is the intention of the city to put in Scales for the use of the public on this square.

We would further report against allowing Mrs. Ringer and A. D. Wood to pave in front of their property on Market street, as there is an ordinance passed for the same.

HENRY COBURN,  
J. A. GROSVENOR, } Board.  
JNO. B. MACARTHUR, }

On motion the report, as a whole, was concurred in.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, June 13, 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 they have examined into the motion to see if Stevens street was located in the proper place, find on consultation with two competent Engineers who have been doing private surveying and making plats of that part of the city, report that Stevens street strikes Virginia Avenue from six to eight feet north of where it should and that there is a large two story brick house stands in Stevens street some five or six feet.

Our attention was called to the alley just bouldered North of Washington street between Pennsylvania and Delaware, it is two feet and two inches narrower at Delaware street than at Pennsylvania. It would be well to appoint some competent person to examine the matter.

H. COBURN,  
J. A. GROSVENOR, } Board.  
JNO. B. MACARTHUR. }

Which, on motion, was referred back to the Board of Public Improvements, with instructions to re-examine in connection with the

City Civil Engineer and Messrs. Cunningham and Brown Civil Engineers, and also to examine and report the meets and bounds of outlots 178 and 181.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, June 13, 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 motion to have a culvert at the east side of Illinois street, at its crossing with Georgia, should be made; also, two culverts on Pennsylvania street at New York street.

HENRY COBURN, }  
J. A. GROSVENOR, } Board.  
JOHN B. MACARTHUR, }

Which, on motion, was concurred in.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, June 13, 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 bid of C. E. Whitsit to pave the west sidewalk of Tennessee street, is the next lowest to James Splain's, who failed to file his bond. We would recommend that the contract be awarded to C. E. Whitsit, at 98 cents per superficial yard.

HENRY COBURN, }  
J. A. GROSVENOR, } Board.  
JNO. B. MACARTHUR, }

Which, on motion, was concurred in, and the contract awarded.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, June 13, 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 they introduce the following ordinances for street improvements, as petitioned for by property owners.

HENRY COBURN, }  
J. A. GROSVENOR, } Board.  
JNO. B. MACARTHUR, }

Special ordinance No. 70—1866, entitled :

AN ORDINANCE to provide for grading and graveling Waters street and sidewalks, between McCarty and Stevens streets,

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

Also, special ordinance No. 71—1866, entitled :

AN ORDINANCE to provide for graveling Elm street and sidewalks, between Noble street and the corporation line east,

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

Also, special ordinance No. 72—1866, entitled :

AN ORDINANCE to provide for grading and graveling Merrill street and sidewalks, between East street and Virginia Avenue,

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, June 20, 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 they find the following persons the lowest bidders, and recommend that contracts be awarded them :

1st. James Mahoney to grade and gravel Massachusetts Avenue, between Chatham street and Corporation line east, for one dollar and forty-eight cents (\$1.48) per lineal foot for each side of the street.

2d. O'Conner & Dorsey, to grade and gravel Mississippi street, between Garden and Merrill streets, for sixty-nine cents (69) per lineal foot front each side.

3d. O'Conner & Schuer, to grade and gravel Mississippi street, between South and Garden streets, for forty-eight cents per lineal foot for each side.

4th. O'Conner & Schuer, to grade and gravel Henry street, between Mississippi and Missouri streets, for thirty-nine cents per lineal foot for each side.

5th. Dan. Mahoney, to grade and gravel Meridian street, between St. Clair street and Corporation line, and to bowlder and curb the gutters, for one dollar and fifty cents per foot front on each side.

6th. Seibert & Buchanan, to pave the south sidewalk of Market street, between New Jersey and Noble streets, for seventy-nine cents per lineal foot front.

In the grading and graveling of Massachusetts Avenue, we would recommend that the grade conform to the plan of Messrs. Cunningham & Brown, and keep the Avenue, low at the intersection of it and St. Clair street. We would further recommend that the Civil Engineer be instructed to fix the grade of Railroad street and such other streets as is necessary to get the water into Pogue's Run.

The bids to bowlder Meridian street, between North and St. Clair streets we would recommend be rejected, as they are considered too high, and that the Auditor be instructed to re-advertise the same at once.

HENRY COBURN, }  
J. A. GROSVENOR, } Board.  
JNO. B. MACARTHUR, }

Which, on motion, was concurred in, and the contracts awarded as recommended by the Board; and, on motion, the report as a whole was concurred in.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
 Indianapolis, June 20, 1866. }

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

GENTLEMEN:—The Board of Public Improvements would report that they herewith submit the report of Street Commissioner, showing the work done the last month. Receipts for all money paid out have been examined and found correct, and filed with the Clerk. The appropriation heretofore made has been expended, and we submit the following ordinance, making a further appropriation to said officer.

HENRY COBURN, }  
 J. A. GROSVENOR, } *Board.*  
 JNO. B. MACARTHUR, }

*Report of the Street Commissioner to the Board of Public Improvements :*

1. Built 2 culverts on Madison Avenue with the intersection of Delaware street, 95 feet long, each.
2. Opened the gutters on Bluff Road, between McCarty street and the Corporation line.
3. Opened the crossing on McCarty street, between Bluff Road and Delaware street.
4. Built a culvert on Bicking and Delaware street.
5. Opened the gutters on Union street, between McCarty street and the Corporation line.
6. Opened the gutters on Noble street, between South and Washington streets.
7. Opened the gutters on Georgia, Noble and Benton streets.
8. Re-floored the culvert on Cady and Washington streets.
9. Opened the gutters on Virginia Avenue, between McCarty and Huron streets.
10. Made the crossing on McCarty street with intersection of Virginia Avenue, with cinders.
11. Filled the holes on Mississippi street, between Washington and Market streets, with cinders.
12. Cleaned Circle street around the Circle.
13. Built a foot bridge on East street across Pogue's Run.
14. Cleaned Meridian street, between Ohio and Washington streets.
15. Laid 3 foot bridges on Meridian and New York streets.
16. Laid 3 foot bridges on Alabama and New York streets.
17. Laid 6 foot bridges on Alabama and North streets.
18. Opened the gutters on East street, between Virginia Avenue and Louisiana street.
19. Opened the gutters on New Jersey street, between Pogue's Run and the first alley south of South street.
20. Laid 2 foot bridges on Walnut and Alabama streets.
21. Laid 1 foot bridge on Alabama and St. Clair streets.
22. Laid 1 foot bridge on East and Market streets.
23. Opened the gutters on South street, between Virginia Avenue and Delaware street
24. Laid 2 foot bridges on Mississippi street and the Corporation line.
25. Laid 2 foot bridges on Mississippi and Pratt streets.
26. Laid 2 foot bridges on Mississippi and St. Clair streets.
27. Laid 2 foot bridges on Mississippi and North streets.
28. Cleaned Washington street, between Alabama and noble streets.
29. Cleaned Market street, between the Circle and Illinois street.
30. Built a culvert on Meridian and Ohio streets.
31. Opened the gutters on Indiana Avenue, between Illinois and Tennessee streets.

32. Filled the holes on Delaware street, between Market street and Massachusetts Avenue, with cinders.
33. Built a culvert on McCarty street west of Waters street.
34. Made the crossing on Mississippi and North streets with gravel.
35. Made the crossing on Mississippi and Walnut streets with gravel.
36. Made the crossing on Mississippi and St. Clair streets with gravel.
37. Made the crossing on Mississippi street and Corporation line with gravel.
38. Cleaned the National Road between Washington street and River Bridge.
39. Opened the gutters on Tennessee street, between Ohio street and the Corporation line north.
40. Built the culvert on McCarty and Alabama streets.
41. Repaired the bridge on Virginia Avenue across Pogue's Run, and put in one new stringer.
42. Opened the gutters on Louisiana street, between Virginia Avenue and East street.
43. Cleaned Washington street between Pennsylvania and Illinois streets.
44. Cleaned Illinois street between Ohio and Louisiana streets.
45. Filled the mud hole on alley running north and south in square 12.

AUGUST RICHTER, *Street Commissioner.*

Which, on motion, were accepted and approved.

Also, the following ordinance to-wit:

AN ORDINANCE appropriating money for the Street Commissioner.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the sum of five thousand dollars be appropriated to the Street Commissioner for the purpose of cleaning streets, repairing of bridges and culverts, and filling of mud holes, and that it be expended under the direction of the Board of Public Improvements.

SEC. 2. This ordinance to be in force from and after its passage.  
Ordained and established this 25th day of June, 1866.

JOHN CAVEN, Mayor.

Attest:

C. S. BUTTERFIELD, City Clerk.

Which was read the first and second times.

Mr. Coburn then 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 Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. 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 Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the ordinance passed.

Mr. Coburn, from Board of Public Improvements, reported the Contract and Bond of Hiram Seibert and George W. Buchanan for grading and paving the north sidewalk on Market street, between New Jersey and Noble streets, giving as security, Samuel M. Seibert.

Which, on motion, were accepted and approved.

By Mr. Seidensticker, from Judiciary Committee :

INDIANAPOLIS, June 25, 1866.

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

Your Committee, to whom was referred the petition of Mrs. E. J. Bacon, asking for damages on account of water turned by an officer of the Corporation upon the private property adjoining her, in consequence whereof her cellar was flooded, and considerable damage sustained by her, respectfully report, that upon inquiry we ascertain :

1st. That the unlawful cutting of a drain complained of by the petitioner has actually taken place.

2d. That the city is legally liable for the damages occasioned by said unlawful drain.

3d. That the petitioner is entitled to recover from the city all damages actually sustained by her.

We therefore recommend that the Committee on Accounts and Claims be instructed to ascertain the actual amount of damages sustained by Mrs. E. J. Bacon, and report an appropriation for the corresponding amount in their next ordinance of appropriations.

S. A. COLLEY,  
AD. SEIDENSTICKER, } *Committee.*  
W. H. LOOMIS,

Which, on motion, was concurred in.

By Dr. Jameson, from Finance Committee :

INDIANAPOLIS, June 25, 1866.

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

Your Committee would respectfully return the petition of O. B. Stout, in relation to the issuing to him a duplicate War Warrant, with the information that the description of the order is imperfect, consequently the petition cannot be granted.

P. H. JAMESON, *Chair. Com. on Finance.*

Which, on motion, was concurred in.

By Dr. Jameson, from Finance Committee :

INDIANAPOLIS, June 16, 1866.

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

The Committee on Finance beg leave to report the petition of Dr. Clippinger to the Council for its immediate action.

P. H. JAMESON, *Chair. Com. on Finance.*

On motion, the report was received, and the petition and other papers, referred to the City Attorney.

By Dr. Jameson, from Finance Committee:

INDIANAPOLIS, June 25, 1866.

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

The Committee on Finance would report favorably upon the petitions of the following named parties for the refunding of taxes erroneously assessed: Martha Edwards, L. H. Crall, G. M. Ballard and Charles N. Todd, and herewith submit an ordinance for the same.

In the matter of G. W. Clippinger, asking a refunding of taxes, the committee were unable to agree, and would recommend it for the immediate action of the Council.

Also, in the matter of Oliver B. Stout, asking for the issue of a duplicate warrant, the committee are of the opinion that it would not be advisable to order the issue of a new warrant, as the description of the one lost is imperfect.

Respectfully submitted,

P. H. JAMESON, *Chair. Com. on Finance.*

AN ORDINANCE appropriating money to refund taxes erroneously assessed.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the following named parties be allowed the amounts set opposite their respective names of any money in the City Treasury not otherwise appropriated, to-wit:

Martha Edwards, for erroneous tax,	-	-	-	-	-	-	-	-	\$8 25
L. H. Crall,	"	"	-	-	-	-	-	-	45 00
Granville M. Ballard,	"	"	-	-	-	-	-	-	15 07
Charles N. Todd,	"	"	-	-	-	-	-	-	50 00
Samuel Binkley	"	"	-	-	-	-	-	-	34 00

SEC. 2. The City Auditor is hereby authorized and required to issue orders to the above parties, and for the amounts specifically set forth in Sec. 1 of this ordinance.

SEC. 3. This ordinance to be in force from and after its passage.

Ordained and established this 25th day of June, 1866.

JOHN CAVEN, *Mayor.*

Attest:

C. S. BUTTERFIELD, *City Clerk.*

On motion, the report was concurred in, and the ordinance read the first and second times.

Dr. Jameson then 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 Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13 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 Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the ordinance passed.

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

INDIANAPOLIS, June 18, 1866.

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

The Committee on Streets and Alleys beg leave to return this petition and ask to be discharged from the further consideration of the subject, the Council having already adopted a resolution requiring an abatement of the nuisance complained of.

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

Which, on motion, was concurred in.

By Mr. Loomis, from Board of Police:

INDIANAPOLIS, June 25, 1866.

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

GENTLEMEN:—Your Committee, to whom was referred the action of the Common Council in reference to the erection of a Station House on East Market Square, as also the Court House Square, ask to report that the County Commissioners refuse the occupancy of any portion of the latter, and your committee deem it not expedient to appropriate any portion of the East Market Square to such purposes.

Your committee have received proposals for sites upon which to build a City Station House from Messrs. Delzell, Hereth, McKernan and Morrison.

Mr. Delzell proposes to lease what your Committee consider an eligible location on Pearl street, east of the rear of Glenn's Block, for \$500 per annum for 5 years, with a privilege of 10 years. The propositions of the other parties are considered also as favorable, payments in either case to be made in City Bonds or Orders.

From the evidences brought before your Committee, and the investigation given to this subject, we are of opinion that the best interests of the city demand the immediate building of a Station House suitable to meet the exigencies of the times. And to this end your Committee respectfully solicit immediate action.

Your Committee ask further to report, that agreeable to your resolution of inquiry as to whether the "Railroad ordinance in reference to speed and flagmen" was enforced, ask to report the following communication from the Chief of Police.

GENTLEMEN:—Agreeable to your instructions, policemen were stationed at several points with a view of arriving at the conclusions desired by your Board. One arrest only has been made, to-wit, Alanson Githings, for running his locomotive between Washington and East streets in violation of the city ordinance. We find, however, that the flagmen at the crossing on East Washington street and New Jersey street, are not doing their duty under the ordinance, as they have been caught asleep at their posts on several occasions.

Respectfully yours,

T. S. WILSON, *Chief of Police.*

Witnesses, L. M. Russell and W. H. Hoover.

All of which is respectfully submitted,

P. H. JAMESON, }  
J. STAUB, } *Committee.*  
W. H. LOOMIS, }

Mr. Glazier moved that the report be referred back to the Board of Police with instructions to advertise for the purchase of sites upon

which to erect the proposed Station House, and also to procure plans and specifications, and report the same to the Common Council at its next regular meeting.

Mr. Seidensticker moved to amend Mr. Glazier's motion by directing the Board of Police to advertise for proposals to erect a Station House on either the East or West Market Squares.

The question being on the adoption of Mr. Seidensticker's amendment, the ayes and noes were called for.

Those who voted in the affirmative were Councilmen Brown, Glazier, Grosvenor, Kemker, MacArthur, McNabb, Seidensticke, Staub and Thompson—9.

Those who voted in the negative were Councilmen Coburn, Jameson, Kappes and Loomis—4.

So the amendment was adopted.

The motion, as amended, was then adopted, as follows, to-wit :

That the special report of the Board of Police on Station House, be referred back to the Board with instructions to advertise for proposals to erect the same upon either the East or West Market Spaces, and also to procure plans and specifications, and report the same to this Common Council at its next regular meeting.

On motion, so much of the report as relates to the enforcement of the ordinance in reference to speed and flagmen was concurred in, and the City Clerk directed to furnish a copy of the communication from the Chief of Police to the Union Railway Company.

By Mr. Brown, from Select Committee :

INDIANAPOLIS, June 25, 1866.

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

The Select Committee, to whom was referred the petition of Joseph Wert, and others, beg leave to report that the property owners and occupants have good cause to complain of the non-enforcement of the ordinance which regulates the standing of drays on streets. The portion of the street in front of their places of business, not exceeding 100 feet in length, is made the *general* stand for drays, whereas the ordinance does not fix a general stand for drays but permits them to stand on all streets (Washington excepted) with a limitation as to the number allowed to each square. The ordinance further requires draymen to move out of the way, when occupants request them, to enable vehicles to approach the curbing. It is represented to your committee that no attention is paid to this provision of the law, and that serious interference with the business of the occupants is the result. Your Committee think the ordinances are insufficient to correct the evils complained of if enforced, and recommend that this report be referred to the Board of Police, with instructions to cause said ordinance to be rigidly enforced.

AUSTIN H. BROWN,  
*Chairman Select Committee.*

Which, on motion, was concurred in.

By Mr. Brown, from Select Committee :

INDIANAPOLIS, June 25, 1866.

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

The Select Committee, appointed under a resolution adopted April 30, 1866, to inquire whether a portion or all of the City Printing cannot be done by contract to be made with the best bidder, beg leave to report that it is probable that some portions of the City Printing might be let out to the best bidder with advantage. The Council having, however, since the adoption of the resolution, elected a Printer for the current year, your Committee take it for granted that it is the wish of the Council that no change be made in the present system of doing the printing, and therefore beg leave to be discharged from the further consideration of the subject.

AUSTIN H. BROWN, }  
AD. SEIDENSTICKER, } *Committee.*

Which, on motion, was concurred in.

From the City Civil Engineer—Report :

INDIANAPOLIS, June 25, 1866.

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

The Civil Engineer would respectfully report that Messrs. Hanway & Cowan, the contractors for grading and graveling the alley running north and south through square 36, have completed the same according to contract.

Also, Messrs. Cogill, Smock & Cogill, the contractors for grading and graveling Madison Avenue and sidewalks, between Madison Railroad track and the Corporation line south, have completed the same according to contract.

Also, Henry Meyers, the contractor for grading and graveling North street and sidewalks, between Alabama and East streets, has completed the same according to contract.

Also, J. H. Robinson, the contractor for grading and graveling Walnut street and sidewalks, between Tennessee and Meridian streets, has completed the same according to contract.

Also, Messrs Hanway & Cowan, the contractors for grading and graveling Blake street and sidewalks, between the National Road and New York street, have completed the same according to contract.

First and final estimates in favor of the above named parties are herewith submitted for your approval.

At a previous meeting of the Council the Engineer was instructed to report the probable cost of a sewer on McNabb street, from Illinois street to Pogue's Run. After careful calculations of my own, and from what I could gather from several contractors for brick work, I estimate the cost at \$10 per lineal foot.

Bids for various street improvements accompany the report.

JAMES WOOD, *Civil Engineer.*

*Resolved,* That the following first and final estimate allowed Messrs. Hanway & Cowan for grading and graveling the alley running north and south through square 36, be, and the same is hereby, adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, McArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the resolution passed.

First and final estimate allowed Messrs. Hanway & Cowen for grading and graveling the alley running north and south through square 36. Made at 48 $\frac{1}{4}$  cents per lineal foot.

OWNER'S NAMES.	Lot.	Square.	Feet and Inches.	Assessment.
Luther H. Crull.....east end	12	36	67.6	\$32 90
James C. Ferguson.....	11	36	67.6	32 90
Sarah Holliday.....	10	36	67.6	32 90
Margaret M. Brown.....	9	36	67.6	32 90
".....	8	36	67.6	32 90
F. P. Rusche.....north half	7	36	33.9	16 45
Charles Parry's heirs.....south half	7	36	33.9	16 45
L. D. and J. M. Tomlinson.....west end	6	36	67.6	32 90
John W. Holland.....	5	36	67.6	32 90
Margaret McCarty.....	4	36	67.6	32 90
John M. Youart.....	3	36	60.0	29 25
E. S. Alvord.....2 and part of	3	36	75.0	16 56
Trustees First Presbyterian Church.....	1	36	67.6	32 90
Total.....			810.0	\$394 81

I hereby certify the above estimate correct.

JAMES WOOD, *Civil Engineer.*

First and final estimate allowed Messrs. Cogill, Smock & Cogill, for grading and graveling Madison Avenue and sidewalks, between the Madison Railroad track and the corporation line, south. Made at 138 $\frac{1}{2}$  cents per lineal foot.

OWNERS' NAMES AND DESCRIPTION.	Lot.	Out-Lot.	Feet and Inches.	Assessment.
Samuel Dunlop.....	1	117	185.6	\$256 91
Indiana Central Railroad Company.....	41	117	57.9	79 98
".....	42	117	50.0	69 25
".....	43	117	50.0	69 25
Margaret McCarty.....east of Mad. & I. R. R. track		118	922.8	1,277 89
Samuel V. Morris.....part		108	290.5	402 22
W. H. L. Noble.....part		108	210.5	291 42
George H. Bicking.....part		108	196.11	272 73
Fred. Straumeyer.....	143	109	116.8	161 58
".....	142	109	26.6	36 70
".....	141	109	26.6	36 70
Thomas Johnson.....	140	109	26.6	36 70
John Shearer.....	139	109	26.6	36 70
".....	138	109	26.6	36 70
".....	137	109	26.6	36 70
".....	136	109	26.6	36 70
James C. Carson.....	135	109	26.6	36 70
Hannah Heidelberg.....	134	109	26.6	36 70
Peter Coon.....	133	109	26.6	36 70
".....	132	109	26.6	36 70
".....	131	109	26.6	36 70
Thomas Johnson.....	130	109	26.6	36 70
Johanna Kennedy.....	129	109	26.6	36 70
".....	128	109	26.6	36 70
Patrick Griffin.....	127	109	26.6	36 70
".....	126	109	18.0	24 93
Total.....			2522.4	3,493 36

I hereby certify the above estimate correct.

JAMES WOOD, *Civil Engineer.*

*Resolved*, That the foregoing first and final estimate allowed Messrs. Cogill, Smock & Cogill for grading and graveling Madison Avenue and the sidewalks, between Madison Railroad track and the Corporation line south, be, and the same is hereby, adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the resolution passed.

*Resolved*, That the following first and final estimate allowed Henry Meyers for grading and graveling North street and sidewalks, between Alabama and East streets, be, and the same is hereby, adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the resolution passed.

First and final estimate allowed Henry Meyers for grading and graveling North street and sidewalks, between Alabama and East streets. Made at 221 $\frac{3}{4}$  cents per lineal foot.

OWNERS' NAMES AND DESCRIPTION.	Lot.	Out-Lot.	Feet and Inches.	Assessment.
E. W. Bacon's heirs.....	7	2	195.0	\$432 25
John J. Brown's heirs.....	6	2	195.0	432 25
Joseph Roll.....	57	1	195.0	432 25
(Chris. Spiegel.....	56	1	195.0	432 25
		Sq.		
Joseph Lamotte.....part	1	1	91.4	202 45
Margaret F. Deery.....part	1	1	38.0	84 23
Layton Mills.....	5	1	38.0	84 23
H. F. & E. B. French.....	6	1	42.0	93 10
R. L. Shilling.....	7	1	120.0	266 00
John Shillenberger.....	1	2	195.0	432 25
Benjamin Harrison.....	18	2	195.0	432 25
Total.....			1499.4	\$3,323 51

I hereby certify the above estimate correct.

JAMES WOOD, *Civil Engineer.*

*Resolved*, That the following first and final estimate allowed J. H. Robinson for grading and graveling Walnut street and sidewalks, between Tennessee and Meridian streets, be, and the same is hereby, adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the resolution passed.

First and final estimate allowed J. H. Robinson for grading and graveling Walnut street and sidewalks, between Tennessee and Meridian streets. Made at 170 1-9 cents per lineal foot.

OWNERS' NAMES AND DESCRIPTION.	Lot.	Out-lot.	Feet and Inches.	Assessment.
George Crozier.....	part	1 35	100.0	\$170 11
Wm. P. Fishback.....	part	1 35	95.0	161 60
M. A. Callinan.....	parts 4, 5, and	6 35	195.0	331 71
Wm. C. Holmes.....		12 6	195.0	331 71
Frederick Becker.....		9 6	195.0	331 71
Martin Burton.....		1 7	195.0	331 71
A. Rasner.....	part	14 7	40 0	68 04
E. P. Vater.....	part	14 7	45.0	76 55
T. J. Vater.....	part	14 7	110.0	187 12
Spicer Jones.....		1 34	195.0	331 71
Thomas McClamrock's heirs.....		12 34	115.0	195 62
Ind. and Columbus R. W. Co.....		12 34	80.0	136 09
Total.....			1560.0	\$2,6 <sup>5</sup> / <sub>8</sub> 68

I hereby certify the above estimate correct.

JAMES WOOD, *Civil Engineer.*

*Resolved,* That the following first and final estimate allowed Messrs. Hanway & Cowan for grading and graveling Blake street and sidewalks between the National Road and New York street, be, and the same is hereby, adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the passage of the resolutions, those who voted in the affirmative were Councilmen Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the resolution passed.

First and final estimate allowed Messrs. Cowan and Hanaway for grading and graveling Blake street and sidewalks, between National Road and the north line of New York street. Made at 117½ cents per lineal foot.

OWNERS' NAMES AND DESCRIPTION.	Lot.	Out-lot.	Feet and Inches.	Assessment.
John Rowland.....Coffin & Morton sub	1	149	35.0	\$41 12
“.....“	2	149	35.0	41 12
Archibald Winings.....“	3	149	35.0	41 12
B. & S. Coffin and W. S. T. Morton.....“	4	149	35.0	41 12
John Carlisle.....“	5	149	35.0	41 12
“.....“	6	149	35.0	41 12
Frank M. Wright.....63-100	149	100.0	117 50	
S. & B. Coffin.....2 acaes	149	178.10	210 07	
C. E. & S. H. Geisendorff.....part	149	564.3	662 95	
Frank M. Wright.....part	149	100.0	117 50	
“.....Steam Mill lot	10	145 3	170 66	
C. E. & S. H. Geisendorff.....8	148	125.9	147 74	
“.....9	148	128.7	151 08	
S. & B. Coffin.....7	148	123.0	144 52	
“.....6	148	120.6	141 58	
“.....5	148	117.11	138 54	
Thomas Rowland.....Ray et al. sub.	47	148	33.1	38 87
“.....48	148	33.1	38 87	
Matilda Griswold.....“	46	148	120.4	141 39
James M. Ray.....“	49	148	33.1	38 87
“.....“	50	148	33.1	38 87
“.....“	51	148	33.1	38 87
“.....“	52	148	33.1	38 87
Frederick Schrader.....“	54	148	45.1	52 96
James M. Ray.....“	53	148	33.1	38 87
Total.....			2311.0	\$2,715 30

I hereby certify the above estimate correct.

JAMES WOOD, *City Engineer.*

On motion, the sealed proposals were received and referred to the Board of Public Improvements.

From City Attorney—Report :

INDIANAPOLIS, June 25, 1866.

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

GENTLEMEN:—I have examined the petition of Messrs. Hubbard & Whitsit and respectfully submit the following opinion :

The ordinance granting the Street Railway Company permission to use the streets of the city, provides that the Company shall pave, bowlder, or otherwise improve the street, and on their failure so to do the city may cause the track to be taken up. It will, however, be difficult under the ordinance, to remedy the evil of which the petitioners complain. I know of no proceeding by which the Company can be compelled to bowlder until the street shall have been first bowldered by the city.

It is, perhaps, proper for me to state that I have been called upon by Mr. English and informed that it is their purpose to promptly bowlder the space on the outer edge of their track.

Respectfully,

B. K. ELLIOTT, *City Attorney.*

Which, on motion, was concurred in.

## From the City Attorney—Report:

INDIANAPOLIS, June 25, 1866.

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

GENTLEMEN:—I have examined the ordinance providing for the grading of Elm street, and also the contract and bond of Blume & Naltner, for the improvement of said street, and respectfully submit the following opinion:

The ordinance provides for the grading of the whole width of Elm street, but in the body makes no mention of the sidewalks. I think the words street and sidewalk, as used in the ordinances and contracts of the city, have separate and distinct meanings. It is not, however, certain but that the word street might be construed to embrace sidewalks, although I incline to the contrary opinion. If there is an ambiguity in the contract, and the intention was to require the streets and sidewalks to be graded, a question may arise as to whether, under all the circumstances, the contractors are not compelled to improve the entire width of said street, inclusive of sidewalks.

Respectfully,

B. K. ELLIOTT, *City Attorney.*

Which, on motion, was concurred in.

## From City Auditor—Report:

INDIANAPOLIS, June 25, 1866.

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

GENTLEMAN:—The City Auditor reports the following Ordinance, allowing accounts for the year ending on the 25th day of June, 1866, and respectfully recommends the passage of the same.

JOHN G. WATERS, *City Auditor.*

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:

Fredk. Schulmeyer, lighting and extinguishing 646 street lamps, for the month ending May 31, 1866, at 45 cents per month per lamp, payable in cash, as per contract.....	\$290 70
William J. H. Robinson, from May 1 to 31, 1866, inclusive.....	916 75
Joseph Kruger, city's portion for grading and paving sidewalk on the south side of Washington street, between Alabama and New Jersey streets.....	66 66
Cottrell & Knight, sundry articles furnished Chief Fire Engineer and City Lamp Lighters, as per bill rendered.....	141 46
Indianapolis Gas Light and Coke Company, gas furnished street lamps, city offices, and engine houses, and government tax for month ending May 31, 1866, as per bill rendered.....	1,295 15
H. Timmermann, city's portion for grading and graveling Meek street, and sidewalks, between Noble street and the corporation line east....	271 79
Speigel, Thoms & Co., furniture furnished city officers .....	41 00
Roll & Smith, for wall paper furnished and hung in City Auditor's office.....	12 90
Samuel M. Patterson, city's portion for grading and graveling of New York street and sidewalks, between Alabama and Meridian streets ...	462 53
C. Smidt, removing nuisances, from May 12 to June 12, 1866, as per contract.....	50 00
Alexander Wood, assisting Civil Engineer.....	60 00
Thomas Shea, " " .....	60 00

Richter & Huffer, City's portion for grading and graveling McCarty street and sidewalks, between Virginia Avenue and a point where the extension of the west line of New Jersey street would strike McCarty street-----	498 66
Charles S. Rooney, repairing sundry cisterns and wells, as per bill certified to by Chief Fire Engineer-----	99 32
W. H. Craft, one slate for office-----	1 50
John G. Waters, services as City Auditor-----	539 54
Jas. S. Coyner, for building an addition to the East Market House, as per contract-----	1,000 00
	<hr/>
	\$5,807 96

SECTION 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 1st of this Ordinance.

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

Ordained and established this 25th day of June, 1866.

J. CAVEN, *Mayor*.

Attest:

C. S. BUTTERFIELD. *City Clerk*.

On motion the report was received and the ordinance read the first and second times.

Mr. MacArthur 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 Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Strub and Thompson—13. 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 Brown, Coburn, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—13. Noes, none.

So the ordinance passed.

By the City Clerk—Report :

OFFICE OF CITY CLERK, }  
Indianapolis, June 25, 1866. }

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

GENTLEMEN :—The City Clerk respectfully reports that affidavits have been filed for the collection of street assessments by precept, as follows, to-wit :

BY WHOM FILED.	AGAINST WHOM FILED.	Lot.	Out-lot.	Feet and inches.	Assessment.
John Scheur .....	Henry Heiser.....	68	45	40.00	\$28 34
" .....	Jno. B. Stumph.....	62	45	40 00	28 34
" .....	D. B. Schofield.....	47	50	40.00	28 34
" .....	Max. Glazier.....	80	50	40 00	28 34
" .....	J. J. Keeley.....east ends 49 and	50	50	81.00	57 34
James Stewart.....	Alexander Gray, Agent.....	3	32	26.00	90 54
" .....	Alexander Shaw.....	26	168	34.00	118 34
" .....	Percy H. Fatout.....14 and 15	9	15	52.00	181 54
" .....	Henry Campbell.....	F	168	28.05	95 94
" .....	Eliza Blake...pt. of o. l. 33 and all of	8		773.00	2,161 54

And would respectfully recommend that you order precepts to issue.

I would also report that in relation to the petitions on file and referred to the City Commissioners, for opening certain streets and alleys, and for the straightening of the bed of Pogue's Run, that the Commissioners have not been notified to meet, for the reason that the petitioners have not, as yet, filed any plats as required, and that it will be impossible to give the property owners legal notice until such plats are filed, as the City Plat Book is not correct, and it is impossible to work by it, either in serving notices, or making assessments of damages and benefits by the City Commissioners. And I would respectfully ask for instructions in the matter.

Respectfully,

C. S. BUTTERFIELD, *City Clerk.*

On motion of Mr. Brown, the report was concurred in and the City Clerk directed to issue the precepts ; and the City Auditor directed to furnish the plats referred to in the Clerk's report.

Mr. Brown called up general ordinance No. 57, entitled :

AN ORDINANCE prohibiting the blowing of Steam Whistles in the City of Indianapolis,

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 Brown, Glazier, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—10.

Those who voted in the negative were Councilmen Coburn and Grosvenor—2.

So the ordinance passed.

Mr. Brown called up general ordinance No. 29, entitled :

AN ORDINANCE to amend sections nineteen and twenty-three of an ordinance entitled "An Ordinance regulating and protecting streets, alleys, Sidewalks, gutters, shade-trees, &c., &c.," passed December 28, 1863.

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 Brown, Coburn, Glazier, Grosvenor, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—12. Noes, none.

So the ordinance passed.

Mr. MacArthur called special ordinance No. 45—1866, entitled :

AN ORDINANCE to provide for grading and graveling New York street, between Blackford and Blake streets, also the sidewalk on said street on the north side, between the first alley west of Bright street, and Blake street, also the sidewalk on the south side of said street, between Blackford and Blake 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 Brown, Coburn, Glazier, Grosvenor, Kappes, Kemker, Loomis, MacArthur McNabb, Seidensticker, Staub and Thompson—12. Noes, none.

So the ordinance passed.

Mr. Loomis called up general ordinance No. 56, entitled :

AN ORDINANCE to provide for a Railroad track across Alabama street and sidewalks, between Louisiana street, and South 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 Brown, Coburn, Glazier, Grosvenor, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker Staub and Thompson—12 Noes, none.

So the ordinance passed.

Mr. Brown called up special ordinance No. 67—1866, entitled :

AN ORDINANCE to provide for the re-graveling of the east sidewalk of Meridian street, between Merrill and Catherine streets, except such portions as are paved with brick or stone,

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 Brown, Coburn, Glazier, Grosven-

or, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—12. Noes, none.

So the ordinance passed.

Mr. Brown called up the following ordinance :

AN ORDINANCE to provide for the compensation of City Officers, and officers and members of the Police Force and Fire Department, for the fiscal year ending May 15, 1867.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the annual compensation of the following named officers for the fiscal year ending May 15, 1867, be as follows:

The Mayor, one thousand dollars.

The Clerk, one thousand five hundred dollars, out of which amount he is to pay his Deputy and Clerk hire.

The Marshal, five hundred dollars.

The Deputy Marshal, five hundred dollars.

The Street Commissioner, fifteen hundred dollars.

The Civil Engineer, two thousand dollars.

The Assessor, one thousand dollars.

The Attorney, five hundred dollars.

The Sexton of the Grave Yard, eighty dollars.

The Winder of the Town Clock, one hundred dollars.

The Market Master, four hundred and fifty dollars.

SEC. 2. The sum of ten thousand seven hundred and fifty-two dollars is hereby appropriated to pay the salaries provided for in the first section of this ordinance, and the Auditor is authorized to draw his warrant on the Treasurer, in payment of such salaries, in favor of the persons entitled to receive the same at the end of each quarter, at the rate fixed by the first section of this ordinance, charging the same to the account of "Officers' Salaries," and the City Auditor is hereby expressly prohibited from overdrawing the amount thus appropriated between the 15th day of May, 1866, and the 15th day of May 1867, unless authorized to do so by a special ordinance of the Common Council, passed by a vote of two-thirds of all the members thereof.

SEC. 3. The Treasurer shall be entitled to receive two per cent. upon all current taxes he may collect during the fiscal year ending May 15, 1867, and five per cent. on all collections of delinquent taxes made by him during the same fiscal year, on real estate, personal property, and poll tax, but on all sums collected by him by distraint and sale on personal property and poll tax, he shall be allowed the sum of ten per cent. additional to the five per cent. above named, out of which percentage he shall pay his Deputy and Clerk hire. Such percentage shall be paid by the City Auditor drawing his warrant, at the end of each settlement upon the filing in his office a sworn statement of the amount claimed, which statement shall have indorsed thereon, in addition, the approval of the members of the Finance Committee of the Common Council. It shall be the duty of such committee to first examine the books and settlement sheets of the Treasurer before giving such approval.

SEC. 4. The Officers and Members of the Police Force shall receive the following compensation during the fiscal year ending May 15th, 1867:

The Chief of Police one thousand five hundred dollars per annum, payable quarterly, as other City Officers are paid.

The Lieutenants of the Police Force three dollars per day for each day actually employed.

The Day and Night Patrolmen of the Police Force, two dollars and fifty cents per day each, for each day actually employed.

SEC. 5. The officers and members of the Fire Department shall receive the following compensation during the fiscal year ending May 15th, 1867.

The Chief Fire Engineer one thousand two hundred dollars per annum, payable quarterly, as other City Officers are paid.

The Engineers in charge of each Steam Fire Engine, one hundred dollars per month, payable monthly, upon the certificate of the Chief Fire Engineer to the pay-roll of the Fire Department.

Each Driver and Fireman of the Companies of the Fire Department, two dollars and fifty cents per day for each day actually employed, payable monthly, on the certificate of the Chief Fire Engineer to the pay-roll of the Fire Department.

Each Hoseman one hundred dollars per annum, payable quarterly, upon the certificate of the Chief Fire Engineer to the pay-roll of the Fire Department.

Each Watchman on the Central Alarm Tower, two dollars and seventy-five cents per day, for each day actually employed, payable monthly, upon the certificate of the Chief Fire Engineer to the pay-roll of the Fire Department.

SEC. 6. The Councilmen shall, during the fiscal year ending May 15th, 1867, receive two dollars for each and every session, regular or special, of the Common Council which they may attend, payable quarterly, and the City Auditor is authorized to draw his warrant on the City Treasurer, upon the certificate of the City Clerk certifying to him the number of meetings each Councilman has been present, and said Clerk is hereby direct to file said certificates with the Auditor on the first days of August, November, February and May after the passage of this ordinance.

SEC. 7. This ordinance shall be in force from and after its passage.

Ordained and established this 25th day of June, 1866.

JOHN CAVEN, *Mayor*.

Attest:

C. S. BUTTERFIELD, *City Clerk*.

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

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Brown, Coburn, Glazier, Grosvenor, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—12. Noes, none.

So the ordinance passed.

Mr. Seidensticker called up special ordinance No. 51—1866, entitled:

AN ORDINANCE to provide for grading and graveling the alley running east and west between Washington and Market and Liberty and Noble streets, from Liberty street to its termination east,

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 Brown, Coburn, Glazier, Grosvenor, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—12. Noes, none.

So the ordinance passed.

On motion of Mr. Brown, the Council adjourned.

Present at roll-call on adjournment: Councilmen Brown, Coburn, Glazier, Grosvenor, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker, Staub and Thompson—12.

JOHN CAVEN, *Mayor*.

ATTEST:

C. S. BUTTERFIELD, *City Clerk*.