

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

---

REGULAR SESSION.

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CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
MONDAY, MARCH 11TH, 1867, 7 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:

Councilmen Allen, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kemker, Loomis, MacArthur, Seidensticker and Staub—12.

Absent—Councilmen Fletcher, Grosvenor, Kappes, McNabb, Schmidt and Thompson—6.

The proceedings of the regular session held March 4th, 1867, were read and approved.

Mr. Allen presented the following petition:

INDIANAPOLIS, March 11, 1867.

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

GENTLEMEN:—The undersigned respectfully petitions your honorable body to vacate part of Noble street in said city, being the part located at the intersection of Noble street, Fletcher Avenue, and Harrison street, in the City of Indianapolis, Ind., the location of which more fully appears from the plat herewith filed and made part hereof.

Your petitioner prays your honorable body to cause an order to be made

providing for the publication of the notice of the filing of this petition, and that he deliver the same to petitioner, who will cause the same to be duly published.

Respectfully,

WILLIAM SPOTTS.

Mr. Allen offered the following motion :

That the City Clerk prepare an order for publication as requested in the petition of William Spotts, and deliver the same to him.

Which was adopted.

Mr. Coburn offered the following motion :

That the City Auditor be instructed to hold the Gas Company's bill until the amount overpaid by the city for gas on the street lamps is refunded by said Company. The amount so retained to be equal to the amount reported by the Special Gas Committee, it being three thousand five hundred and forty-two dollars and twenty-eight cents (\$3,542.28.)

Which was referred to the Finance Committee and the Special Committee on Gas.

Mr. Coburn presented the following communication :

INDIANAPOLIS, March 11, 1867.

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

GENTLEMEN:—Since the report of your Special Committee on Gas, and having noticed that they recommend the common fish-tail burner to be used on the public lamps, has led me to test the several burners now in use in the city, and on the public lamps, as to which burner would give the greatest amount of light with a like quantity of gas per hour, as compared with a 15 hole Argand burner consuming 5 feet per hour, which is the standard of test.

When coal gas is ignited as it issues from a burner or orifice, its hydrogen is consumed at the lower part, producing the blue flame characteristic of it, and the carbon, being sufficiently heated, is liberated in a solid state at the upper part of the flame, if properly consumed where it combines with the oxygen of the atmosphere again, therewith resuming the state of gas as carbonic acid, and according to the degree of heat attained by the innumerable particles of carbon, so will be the amount of light emitted by the gas.

Whenever gas issues from the burners under great pressure, the light obtained from a given quantity is very materially reduced; and when this is carried to an extreme, no material light is obtained from gas.

Burners, whether Argand, Bats-wing, Fish-tail or Jet, give the maximum of light only with one particular consumption; and this depends on the quality of the gas. For example: the maximum from 12 candle gas with an Argand burner, is, when it has 30 holes and consuming 7-5 feet per hour; the richer kinds of gas are consumed in smaller quantities.

An Argand burner with 15 holes varies in the following extraordinary manner:

When consuming 5 feet per hour, the light is equal to.....	12	candles.
Diminished to 3-5 feet per hour, the light is equal to.....	4-5	"
“ “ 2-5 feet per hour, the light is equal to.....	1-2	"
“ “ 1-5 feet per hour, the light is equal to.....	0-2	"
“ “ 1 foot per hour, the light is equal to.....	0-0-2	"

The other burners follow the same law, for instance :

A fish-tail burner consuming	5 feet per hour,	the light is equal to	10 candles.
Diminished to	3-5 ft. per hour,	the light is equal to	5-5 "
" "	2-5 ft. per hour,	the light is equal to	2-4 "
" "	1-5 ft. per hour,	the light is equal to	1-0 "

All burners require to be made especially for the quality of gas they are destined to consume. No general rules can be laid down for the sizes of the holes of the various burners; this must be obtained by experiment, by regulating the holes and checks so as to cause the required quantity to issue at an average pressure. Thus, for the economical consumption of gas there are various points for consideration, which, however, are resolved into two simple questions; the one, to avoid an excess of atmospheric air with the flame; the other, to insure a sufficiency of this to combine with the carbon of the gas.

The McHenry burner, of which the city has about 200 in use for about four years, and manufactured in Cincinnati, with the view of consuming gas made from Pittsburg coal, of which the gas in this city is made from. The above burner having all those points considered for the economical consumption of gas, I have no hesitation in recommending it for the public lamps, there being no comparison under the above considerations between the common burner and the above.

Respectfully submitted, H. STACEY,  
Sup't Ind'polis Gas Light and Coke Co.

Which was referred to the Finance Committee and the Special Committee on Gas.

Mr. Coburn offered the following motion :

That the Street Commissioner be directed to make a small dam across the race in the Canal near Market street, so as to raise the water high enough at this point to run over the level; and also to dig suitable holes at every bridge crossing for the purpose of collecting water for fire purposes.

Which was referred to the Board of Public Improvements.

Mr. Colley offered the following motion :

That the City Auditor strike from the tax duplicate the tax assessed against the lot of ground leased by the city from David Seibert, provided said Seibert produces his contract with an exemption clause.

Which was adopted.

Mr. Emerson presented the following petition :

INDIANAPOLIS, March 11, 1867.

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

Your petitioner, owner of lot four (4), in square thirty-one (31), represents to your honors that he feels himself aggrieved in the unequal assessment of said lot for the years A. D. 1865 and 1866, to-wit, in 1865 at \$2,500, and in 1866 at \$1,200. Your petitioner further represents that the latter is the nearest being equitable with surrounding property, and that it was with great sacrifice he succeed in paying the amount assessed. He therefore humbly petitions your honorable body to institute such proceedings as will relieve your petitioner from such grievance. And your petitioner as in duty bound will ever pray.

JOHN RICHEY.

Which was referred to the Finance Committee.

Mr. Emerson offered the following motion :

That Levi Comegys be allowed the sum of fifty-five dollars for work done at Engine House No. 3, in the City of Indianapolis.

Which was referred to the Finance Committee.

Mr. Glazier presented the following petition :

INDIANAPOLIS, March 11, 1867.

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

GENTLEMEN:—The undersigned property owners respectfully petition your honorable body to pass an ordinance to grade and gravel New Jersey street south of McCarty street, commencing from McCarty street and running south to a point known as Noble's Pasture, and where there is a fence running across the street at this time.

J. J. Wenner,	Alfred Briggs,
Henry Coleman,	Christian Wehn,
Geo. E. Haemmerle,	And 14 others.

Which was referred to the Board of Public Improvements, with instructions to report an ordinance.

Dr. Jameson introduced special appropriation ordinance No. 12 1867, entitled :

AN ORDINANCE appropriating money for the payment of E. J. Metzger & Co. for printing ordinances, &c.,

Which was read the first time by its title, and passed to a second reading.

Dr. Jameson presented the accounts of Dr. Geo. W. Mears, Dr. T. B. Harvey, and Dr. R. N. Todd, of \$50 each, for services as Board of Health, from May 1st, 1866, to May 1st, 1867, which, on motion of Mr. Brown, were referred to the City Auditor, with instructions to embrace the same in the next ordinance allowing accounts.

Mr. Kemker offered the following resolution :

*Resolved,* That the name of that portion of the street known as "Bluff Road" running from McCarty street to the Corporation line south, be changed to Meridian street; and that the name of that portion of said street lying between Merrill and McCarty streets be changed to Russell street; and that the City Auditor be directed to note such changes on the City Plat Books.

Which was adopted.

Mr. Loomis presented the following petition :

INDIANAPOLIS, March 11, 1867.

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

GENTLEMEN:—The undersigned petitions your honorable body for the privilege of filling an offensive hole in the alley running north and south between Louisiana and Georgia streets; and, also, for the privilege to use the surplus



earth in the same or adjoining alleys for the proposed improvement. And as in duty bound your petitioner will ever pray, &c.

JOHN DOWNEY.

Which was referred to the Board of Public Improvements.

Mr. Loomis presented the following petition :

INDIANAPOLIS, March 11, 1867.

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

The undersigned respectfully petition that Harrison street, from Noble st. to the east Corporation line, be graded and graveled.

Smith, Ittenbach & Co.,	Christian Pope,
Henry Husman,	G. L. Strang,
Renry Rehrut,	And 10 others.

Which was referred to the Board of Public Improvements, with instructions to report an ordinance.

Mr. Loomis presented an account of \$40.00 from Elijah Hedges, for furniture for Police Office, which was referred to the City Auditor, with instructions to embrace the same in the next ordinance allowing accounts.

Mr. Loomis introduced special ordinance No. 3—1867, entitled :

AN ORDINANCE to provide for the grading and graveling of the alley running east and west, between Elm and Huron streets, from Cedar street to the first cross alley,

Which was read the first time by its title, and passed to a second reading.

Mr. MacArthur presented the following petition :

INDIANAPOLIS, March 11, 1867.

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

The undersigned, residents on Blake street, who have improved their property, respectfully petition that you have said street, between New York and Vermont streets, graded and graveled.

E. F. Steffens,	A. C. Railsback,
Albert Reissner,	Mary Ramsey.
Chas. J. M. Koster,	

Which was referred to the Board of Public Improvements.

Mr. MacArthur presented the following petition :

INDIANAPOLIS, March 11, 1867.

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

GENTLEMEN:—We, the undersigned, property holders living in square No. 32, in the City of Indianapolis, respectfully petition your honorable body to

have the alley running north and south through said square graded and graveled. And as in duty bound your petitioners will ever pray, &c.

G. H. Burton,	_____ Hanche,
Samuel Taggart,	Thos. M. Blain,
Henry Frammeyer,	Mrs. H. T. Jenison,
	Per G. M. J.

Which was referred to the Board of Public Improvements.

Mr. MacArthur offered the following resolution :

*Resolved*, That the names of Pitts street and James street be changed to the name of California street, and that the City Auditor be directed to note such change on the City Plat Books.

Which was adopted.

Mr. MacArthur offered the following resolution :

WHEREAS, During the last session of the Legislature in the Hon. G. W. Geisendorff, of Noble county, we have found a steadfast friend and defender: Therefore be it

*Resolved*, That the thanks of the City Council be tendered to our late fellow Councilman, Hon. G. W. Geisendorff, of Noble county, Indiana, for his honest and manly course in our behalf.

Which was adopted.

Mr. MacArthur offered the following motion :

That the Street Commissioner be authorized to re-gravel the sidewalks on California (heretofore known as James) street, to the depth of 9 inches, with good pit gravel.

Which was referred to the Board of Public Improvements.

Mr. Seidensticker introduced special ordinance No. 4—1867, entitled:

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

Which was read the first time by its title, and passed to a second reading.

Mr. Seidensticker introduced special ordinance No. 5—1867, entitled:

AN ORDINANCE to provide for the bowldering of McNabb street and setting stone curbing on the sidewalks,

Which was read the first time by its title, and passed to a second reading.

Mr. Staub offered the following motion :

That Bernauer & Bly's contract for grading and graveling the alley running east and west through out-lot 95 be extended to the 1st of May, provided their securities file their consent in writing.

Which was adopted.

His Honor, the Mayor, presented the following petition:

INDIANAPOLIS, March 11, 1867.

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

I most respectfully ask your honorable body to permit me to grade and gravel the sidewalk in front of my property, fronting on Harrison street, lots Nos. 64 and 65, in out-lot No. 91, of said city; to be done according to the grade established, or to be established, on said street by the City Civil Engineer.

Your obedient servant,

CHARLES BARNITZ.

Which was referred to the Board of Public Improvements.

His Honor, the Mayor, presented the following petition:

INDIANAPOLIS, Feb. 28, 1867.

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

The undersigned, a tax-payer and resident of the said city, would respectfully represent, that for the year 1865, the assessment of lot No. 12 and block fifteen (15.) was assessed for taxable purposes by the City Assessor, at the sum of sixty-six hundred (\$6,600) dollars, and for the year 1866, that said property is assessed at the sum of (\$8,000) eight thousand dollars; that since the first named assessment, there have been no improvements made thereon. The undersigned does believe it is not a proper and equitable assessment, and pray your honorable body to adjust the same, and relieve him from said extravagant assessment. The undersigned believes the amount taxed in 1865 is abundant. Your petitioner in duty will ever pray.

JONATHAN FRANKEM.

Which was referred to the Finance Committee.

His Honor, the Mayor, presented, on behalf of the Trustees, the annual reports of the Public Schools for the school year ending September 1, 1866, which were received and ordered to be distributed among the Councilmen of the different Wards.

His Honor, the Mayor, presented a communication from J. W. Sutherland in relation to taxation of property of soldiers and the payment of bounty, &c.

Which was referred to the Judiciary Committee, and the City Clerk directed not to spread the communication on the minutes.

#### REPORTS FROM BOARDS.

Mr. Coburn, from the Board of Public Improvements, made the following report:

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, March 6, 1867. }

*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 the lowest bid, and would recommend that the contract be awarded him:

Samuel Lefever, to build a stone arch culvert across McNabb street, for eight dollars and seventy-five cents per cubic yard. This will make the bridge cost twenty-eight hundred and eighty-two dollars (\$2,882.)

HENRY COBURN,  
JNO. B. MACARTHUR, } *Board.*

Which was concurred in, and the contract awarded.

Mr. Coburn, from the Board of Public Improvements, made the following report :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
*Indianapolis, March 6, 1867. }*

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

GENTLEMEN:—The Board of Public Improvements, to whom the petition was referred, would respectfully report to your honorable body that in accordance with the petition referred us, we respectfully report that the prayer of the petitioners be granted, and respectfully present the accompanying ordinance.

HENRY COBURN,  
JNO. B. MACARTHUR, } *Board.*

Which was received.

Also, special ordinance No. 6—1867, entitled :

AN ORDINANCE to provide for grading and graveling the west sidewalk on Douglass street, between New York and Vermont streets,

Which was read the first time by its title, and passed to a second reading.

Mr. Coburn, from the Board of Public Improvements, made the following report :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
*Indianapolis, March 6, 1867. }*

*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 petition of Valentine Cress and others for a sewer for Virginia river, between Virginia Avenue and East street, be laid on the table for the present, as there is no provisions for the city to go into a general system of sewerage at present. This matter should receive the attention of Council, when the sewerage question comes up.

HENRY BOBURN,  
JNO. B. MACARTHUR, } *Board.*

Which was concurred in.

Mr. Cobuan, from the Board of Public Improvements, made the following report :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
*Indianapolis, March 6, 1867. }*

*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 Civil En-



gineer has made a plan for lamp posts, fixing the weight of posts as recommended by the Special Gas Committee, which we would respectfully recommend for your approval.

HENRY COBURN,  
JNO. B. MACARTHUR, } *Board.*

Which was concurred in, and the plan approved as recommended.

Mr. Coburn, from the Board of Public Improvements, made the following report:

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
*Indianapolis, March 6, 1867.* }

*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 recommend to your honorable body that all the bids for lamp posts be referred back to the Auditor, to re-advertise for lamps and posts, according to plan and specifications in the Engineer's office.

HENRY COBURN,  
JNO. B. MACARTHUR, } *Board.*

Which was concurred in.

REPORTS FROM COMMITTEES.

Mr. Colley, from the Judiciary Committee, made the following report:

INDIANAPOLIS, March 11, 1867.

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

Your Committee, to whom the petition of Foster, Holloway & Co. was referred, in which they pray for \$6,770.49, as damages sustained in consequence of the overflow of Pogue's Run, have considered the subject, and recommend that the prayer of the petitioners be not granted.

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

Which was concurred in.

Mr. Colley, from the Juniciary Committee, made the following report:

INDIANANOLIS, March 11, 1867.

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

Your Committee, to whom was referred the petition of Haughey et al., respectfully report that there is great doubt, as to whether the Council have any authority, under the charter, of passing an ordinance in accordance to the prayer of the petitioners, and if we have, it seems to be almost impossible of passing an ordinance which would remedy the evil. We are of the opinion that all the power we have, is embraced in the ordinances on nuisances and unlawful assembly.

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

Which was concurred in.

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

INDIANAPOLIS, March 11, 1867.

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

The Committee on Streets and Alleys, to whom was referred the petition of Fred. Wrensch and John Schwerlerke, recommend that the prayer of the petitioners be not granted.

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

Which was concurred in.

Mr. Allen, from the Committee on Fire Department, made the following report :

INDIANAPOLIS, March 11, 1867.

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

Your Committee on Fire Department, to whom was referred the coal oil ordinance, would most respectfully report that they are not prepared to say what kind of an ordinance is necessary at this time, and as there has been considerable feeling manifested at our silence in regard to the matter, we recommend that the ordinance be stricken from the files.

WILLIAM ALLEN, }  
HENRY COBURN, } *Committee*

Which was laid over until the ordinance should be called up on second reading.

Mr. Brown, from Select Committee on Agricultural College, made the following report :

INDIANAPOLIS, March 11, 1867.

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

The Select Committee on the Agricultural College petitions report that they have concluded their labors and ask to be discharged from the further consideration of the subject, and that the City Auditor be directed to report all claims for Clerk hire in the ordinance allowing claims.

AUSTIN H. BROWN, }  
JOHN B. MACARTHUR, } *Committee.*  
W. H. LOOMIS, }  
JOHN G. WATERS, } *City Auditor,*

Which was adopted.

#### REPORTS FROM CITY OFFICERS.

The City Attorney made the following report :

INDIANAPOLIS, Mach 5, 1867.

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

GENTLEMEN:—I have, in obedience to your order of March 4, 1867, advised the Auditor to strike from the duplicate, taxes assessed against National

Bank stock. It will doubtless be remembered that some months since I submitted an opinion that such stock was not liable to taxation. Our Supreme Court have so decided in the recent case of *Wright, Auditor, vs. Stiltz*.

Respectfully,

B. K. ELLIOTT, *City Attorney*.

Which was concurred in.

The City Attorney made the following report :

INDIANAPOLIS, March 11, 1867.

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

GENTLEMEN:—I have examined the petition of the Indianapolis Insurance Company and respectfully submit the following opinion :

The 41st section of the Charter contains the following provision : "The Common Council shall have power to levy in each year an *ad valorem* tax of not more than ten per centum for general purposes on all property subject to State and County taxation within such city, and also upon the stocks of all Free Banks, Insurance Companies, and other Joint Stock Companies doing business in said city. The said tax to be assessed and levied upon the stock of each individual stockholder."

In the case of *Conwell vs. Town of Connersville*, 15 Ind. Rep., p. 150, our Supreme Court decided that the tax should be assessed against each individual shareholder and not against the Corporation.

The tax assessed against the Insurance Company was, therefore, erroneously levied, and should be stricken from the duplicate.

I respectfully suggest that the assessor be instructed to obtain the name of each stockholder and the amount of stock owned by him, and that he list such stock against the individual shareholders, whether residents or non-residents of the city.

Respectfully,

B. K. ELLIOTT, *City Attorney*.

Which was concurred in.

The City Auditor made the following report :

INDIANAPOLIS, March 11, 1867.

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

The City Auditor respectfully reports to the Common Council :

1st. That I have examined the petition of Henry Voight in regard to the assessment of his property, in square 10, 11 and 13, and I find that his property is assessed no higher than the property adjoining him, and therefore I don't feel authorized to make any reduction.

2d. In regard to the communication of Wm. Spotts, I do not know what to do. I have consulted with H. P. Randall, the Assessor who assessed Mr. Spotts, and you will refer to his communication accompanying this report, and direct me what to do.

3d. First and final estimate allowed Thos. H. Williams, for grading and graveling the sidewalk on the south side of Kentucky Avenue, between Tennessee and the south side of Georgia street.

4th. First and final estimate allowed Thos. O'Conner, for grading and graveling Mississippi street, and west sidewalk, between South and Garden streets.

5th. First and final estimate allowed Thos. O'Conner and John Schier, for grading and graveling Henry street and sidewalks, between Mississippi and Missouri streets.

JOHN G. WATERS, *City Auditor*.

*Resolved*, That the first and final estimate allowed Thomas H. Williams, for grading and graveling the south sidewalk on Kentucky Avenue, between Tennessee and the south side of Georgia 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 adoption of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kemker, Loomis, MacArthur, Seidensticker and Staub—11.

No Councilman voting in the negative.

So the resolution was adopted.

*Resolved*, That the first and final estimate allowed Thomas O'Conner and John Schier, for grading and graveling Mississippi street and west sidewalk, between South and Garden 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 adoption of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kemker, Loomis, MacArthur, Seidensticker and Staub—11.

No Councilman voting in the negative.

So the resolution was adopted.

*Resolved*, That the first and final estimate allowed O'Conner and Schier for grading and graveling Henry street and sidewalk, between Mississippi and Missouri streets, be, and the same is hereby 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 adoption of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kemker, Loomis, MacArthur, Seidensticker and Staub—11.

No Councilman voting in the negative.

So the resolution was adopted.

On motion, so much of the Auditor's report as relates to the petition of Henry Voight, in relation to assessment of property, was concurred in, and so much as relates to the communication of Wm. Spotts, was referred to the Finance Committee.



The City Assessor made the following report :

INDIANAPOLIS, March 11, 1867.

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

GENTLEMEN:—During the month of February I have taken up one thousand nine hundred and twenty-three personal property statements	- - -	1,933
Added to the number taken in January	- - - - -	1,690

Makes	- - - - -	3,613
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About one-half of the whole number taken last year.

Respectfully submitted,

WM. HADLEY, *City Assessor.*

Which was concurred in.

The City Clerk made the following report :

OFFICE OF CITY CLERK, }  
Indianapolis, March 11, 1867. }

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

GENTLEMEN:—The City Clerk would respectfully report the following affidavit filed in his office for the collection of street assessment by precept as follows, to-wit:

J. J. Palmer, in behalf of Chas. H. Kelley, against I. I. Keely's heirs, for \$29.12 cents.

And would respectfully recommend that you order the precept to issue.

C. S. BUTTERFIELD, *City Clerk.*  
Per McCLOSKEY.

Which was not concurred in, for the reason that the affidavit does not set forth the names of the heirs.

The City Lamp Lighter made the following report :

INDIANAPOLIS, March 11, 1867.

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

GENTLEMEN:—Permit me to call your attention to the fact that bad boys and evil-disposed persons are destroying the glass in our public lamps to such an extent within the past few weeks, that something should be done, if possible, to prevent it in the future by police regulations, &c. The breakage is particularly large within the immediate vicinity of our public school houses. This matter is giving me additional labor, and adding to the expenses of the city; hence I have thought it my duty to call your attention to it.

Very respectfully submitted,

FRED. SCHULMEIER, *Lamp Lighter.*

Which was referred to the Board of Police.

## ORDINANCES ON SECOND READING.

Dr. Jameson called up special appropriation ordinance No. 12—1867, entitled :

AN ORDINANCE appropriating money for the payment of E. J. Metzger & Co. for printing ordinances, &c.,

Which was read the second time and ordered to be engrossed.

## ORDINANCES ON THIRD READING.

Mr. Seidensticker called up special appropriation ordinance No. 11—1867, entitled :

AN ORDINANCE appropriating money for the payment of sundry claims on account of City Hospital for the month of February, 1867,

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

The question being on the passage of the ordinance, those who voted in the affirmative were Councilmen Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kemker, Loomis, MacArthur, Seidensticker and Staub—11.

No Councilman voting in the negative.

So the ordinance passed.

## UNFINISHED BUSINESS.

Mr. Brown offered the following resolution :

WHEREAS, It is claimed by some of the Railroad Officers that lots on which any Railroad building is located, and the fixtures and machinery connected therewith, located in cities, are exempt from taxation for city purposes :  
Therefore,

*Be it resolved,* That the City Attorney be authorized to receive from the claimants the written opinion of their Attorneys, and submit the same, together with his own opinion, to the next meeting of the Common Council ; and that should the City Attorney be of opinion that such property is exempt from taxation, he shall so notify the City Auditor, that the Railroad Company may pay their taxes, less the tax on the amount so exempt, prior to the date at which the penalty attaches.

Which was adopted.

On motion by Mr. Colley the Council adjourned.

JOHN CAVEN, *Mayor.*

ATTEST :

C. S. BUTTERFIELD, *City Clerk.*