

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF COMMON COUNCIL }  
OF THE CITY OF INDIANAPOLIS, }  
*Monday, May 15, 1871, 7½ o'clock P. M.* }

The Common Council met in regular session.

Present—His Honor, the Mayor, Daniel Macauley, in the chair, and the following members :

Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Reagan, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—17.

Abset—Councilman Newman.

The proceedings of the regular session, held May 8, 1871, were read and approved.

Scaled proposals for the removal of dead animals were opened and read by the Clerk and referred to a Special Committee composed of Messrs. Brown, Wiles and Batty.

Proposal for printing referred to the Committee on Printing and Stationery.

FIRST READING OF ORDINANCES.

Dr. Woodburn presented the following petition :

INDIANAPOLIS, IND., April 13, 1871.

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

*Gentlemen*—The undersigned, owners of the real estate fronting on Tennessee street, between Indiana avenue and North street, respectfully petition your honorable body to pass an ordinance providing for the grading and bouldering the same with boulder stone, the same to form the curbing. And your petitioners will ever pray.

CHARLES M. RASCHIG.

WILLIAM MANSUR.

JOHN BURK.

And 18 others.

Which was received.

Dr. Woodburn introduced Special Ordinance No. 46, 1871, entitled :

An Ordinance to provide for grading and bouldering Tennessee street, from Indiana Avenue to North street.

Which was read the first time.

Mr. Heckman introduced Special Ordinance No. 47, 1871, entitled :

An Ordinance to provide for the erection of lamp-posts, lamps and fixtures complete to burn gas, except the service-pipe on Buchanan street, from East street to Virginia Avenue.

Which was read the first time.

Mr. Wiles presented the following petition :

INDIANAPOLIS, May 15, 1871.

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

*Gentlemen*—The undersigned, owners of the real estate fronting on Barrows street, between Malotte avenue and Lincoln Street, respectfully petition your honorable body to pass an ordinance providing for the grading and graveling of Barrows streets and sidewalks from the south side of Malotte avenue, to the north side of Lincoln street with good pit gravel. And your petitioners will ever pray.

H. L. THOMPSON.  
MICHAEL WELSH.  
J. C. CARTER.

And 7 others.

Which was received.

Mr. Wiles introduced Special Ordinance No. 48, 1871, entitled :

An Ordinance to provide for grading and graveling Barrow street and sidewalks, between Malotte avenue and Lincoln street.

Which read the first time.

Mr. Wiles presented the following petition :

INDIANAPOLIS, May 15, 1871.

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

*Gentlemen*—The undersigned, owners of the real estate fronting on Malotte av., between Massachusetts av. and Barrows street, respectfully petition your honorable body to pass an ordinance providing for the grading and graveling of said street and sidewalks, between Massachusetts Avenue and the west side of Barrows street with good pit gravel. And your petitioners will ever pray.

LOUIS LANG.  
LEVI WRIGHT.  
JAMES LOUCKS.

And 6 others.

Which was received.

Mr. Wiles introduced Special Ordinance No. 49, 1871, entitled :

An Ordinance to provide for grading and graveling Malott avenue and sidewalks, between Barrow street and Massachusettes avenue.

Which was read the first time.

Mr. Thalman introduced Special Ordinance No. 50, 1871, entitled :

An Ordinance to provide for lighting with gas Military Park.

Which was read the first time.

Mr. Locke presented the following petition :

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN : Your petitioners most respectfully represent that, on the 28th day of March, 1870, the Indianapolis Agricultural, Mechanical and Horticultural Association, was organized by the stock-holders represented in the printed pamphlet herewith submitted; that the said signatures represent a capital stock of \$20,400, and that the Association so organized as one of the institutions of your city for the sole purpose of advancing the manufacturing stock, growing and commercial interests of our Capital; and to this end held a fair, September 5th to 10th, 1870, on "Camp Morton;" and at said fair paid in *cash premiums* more than \$13,000; and, whereas, the Indiana State Board of Agriculture have, by a resolution unanimously passed by that honorable body, prohibited the farther occupancy of their grounds by this Association; therefore, your petitioners pray your honorable body, asking the passage of the accompanying ordinance, whereby our Association may be enabled to improve the grounds proposed by them to be purchased of D. Rickits, in order to enable the Association to prepare and fit up said grounds in time for the holding of their fair, appointed to be held early in September of the current year. Your petitioners do further represent that their effort in the procurement of new subscriptions of stock leads them to express their assurance of being able to increase this stock to \$75,000 or \$100,000. The grounds proposed to be purchased are beautifully

undulating, abundantly supplied with a choice variety of luxuriant trees, indigous to our soil and climate, besides being abundantly supplied with pure running water, even in the most severe drouths.

Thus your petitioners, in praying your honorable body to grant our request, believe that a cheap and beautiful park will, by this means, be secured to the city at a trifling cost, and at the same time advance all the manufacturing and commercial interests of our city and State. And we would further state that during the past ten years your honorable body have commendably appropriated large sums of money in order to encourage the Indiana State Board of Agriculture, which sum, together with annuities of private citizens, amounts to the sum of \$28,946, (see their report of 1869, page 376.)

JOHN FISABACK, *President.*

COL. WM. M. WHEATLY, *Vice-President.*

JOSEPH R. HAUGH, *Treasurer.*

WILLIAM H. LOOMIS, *Secretary.*

ELISHA J. HOWLAND, *Superintendent.*

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COL. WM. M. WHEATLEY, Indianapolis.

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 John I. Morris,  
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 Osgood, Smith & Co.,  
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 William Shirts,  
 Braden & Buford,  
 Samuel H. Gray,  
 W. O. Reveal,

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 Cyrus Whitsell,  
 W. G. Parker,  
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 I. L. Frankem,  
 Joseph D. Patterson,  
 J. P. Graham,  
 J. L. Fisher,  
 Miss Phoebe Ann Hizer.  
 Jno. D. Brown,  
 W. H. Loomis.

Which was received.

Mr. Locke introduced special appropriation ordinance No. 20, 1871, entitled :

An Ordinance appropriating ten thousand dollars to the Indianapolis Agricultural, Mechanical and Horticultural Association, specifying the amount and conditions of the within appropriation.

Which was read the first time.

Mr. Locke introduced the following ordinance :

An Ordinance to amend an ordinance entitled "An Ordinance to provide for the removal and burial of dead animals." Ordained November 30, 1863.

SEC. 1. *Be it ordained by the Common Council of the City of Indianapolis,* That it shall be the duty of the Mayor of the city, whenever he shall contract with any person or persons, for the removal from the city limits of all dead animals, and for the burial of the same in the lot of ground owned by the city near White River, to take from such contractor or contractors a bond in the penal sum of one thousand dollars, with security to be approved by the said Mayor, payable to the City of Indianapolis, conditioned that such contractor or contractors shall in all respects perform such contract according to its terms, and strictly comply with all ordinances which may at any time be in force relat-

ing to the removal and burial of dead animals. Which contract and bond shall be reported to the Common Council and filed in the office of the City Clerk. And upon a violation of any of the conditions of said bond by such contractor or contractors, the Common Council may order the City Attorney to institute suit upon such bond, to recover damages for such violation.

SEC. 2. Nothing in this ordinance, or any ordinance heretofore passed, shall prevent the owner of any dead animal from removing the same from within the city limits; *Provided*, he do the same within the period of six hours, not including the night time, and bury such animal in the lot of ground owned by the city near White River, and appropriated to the burial of dead animals.

SEC. 3. The owner of any dead animal, or his agent, shall not remove the same, nor appropriate the same, or any part thereof to his own use, unless such removal and appropriation shall be made within the period of six hours, not including the night time.

SEC. 4. Any one violating any of the provisions of this ordinance, on conviction before the Mayor shall be fined in any sum not less than five dollars nor more than fifty dollars.

SEC. 5. This ordinance shall take effect and be in force from and after its passage, and publication for two weeks successfully in the Indianapolis Daily *Commercial*.

Which was read the first time and ordered printed in the proceedings.

Br. Brown introduced general ordinance No. 17, 1871, entitled:

An ordinance declaring it unlawful to do certain things therein mentioned.

Which was read the first time.

Mr. Brown introduced general ordinance No. 18, 1871, entitled:

An ordinance requiring the police officers of their respective district to file complaints against all persons who violate the city ordinances, regulating and protecting streets, alleys, sidewalks, gutters,



shade trees and bridges ; regarding public safety, comfort and convenience ; concerning wells and pumps ; and regarding nuisances.

Which was read the first time.

Mr. Brown introduced general ordinance No. 19, 1871, entitled :

An ordinance prohibiting the use of Velocipedes on the streets and sidewalks of the city of Indianapolis.

Which was read the first time.

His Honor, the Mayor, introduced general ordinance No. 20, 1871, entitled :

An ordinance authorizing the appointment of an additional Lieutenant of Police and a Sargeant of Police.

Which was read the first time.

Mr. Batty introduced special ordinance No. 51, 1871, entitled :

An ordinance to provide for grading and graveling New Jersey street, between Tinker street and the north line of Allen and Root's addition.

Which was read the first time.

Mr. Thalman introduced special ordinance No. 52, 1871, entitled :

An ordinance to provide for grading and graveling Alabama street and sidewalks, between Tiker street and the north line of Allen and Root's addition.

Which was read the first time.

Mr. Thalman introduced general ordinance No. 21, 1871, entitled :

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, 1872.

Which was read the first time.

Mr. Gimber introduced special ordinance No. 53, 1871, entitled :

An ordinance to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Illinois street, between Garden and McCarty streets.

Which was read the first time.

Mr. Wiles presented the following communication :

INDIANAPOLIS, May 14, 1871.

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

GENTLEMEN: I decline to build the Fire Engine Houses for my bid—\$27,000 00.

I was deceived by Goddard and Root to the amount of \$2,790 00. Add to my bid the above figures and I will build your Fire Engine Houses for \$29,790 00, and give all of the sureties for the faithful performances of the same.

I am very sorry that this mistake happened.

Yours,

THOMAS RICKARDS.

Which was received.

Mr. Thalman moved that the City Clerk re-advertize for bids for building said engine houses.

Which, on motion by Mr. Whitsit, was laid on the table.

Mr. Marsee moved that the contracts be awarded to Michael Hyland, the next lowest available bidder.

Which motion was adopted.

Mr. Locke, from the Committee on Bridges, made the following report :

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN: Your Committee on Bridges to whom was referred sundry proposals for building stone arches across Mississippi and Merrill streets, have examined the same and find them to be as follows :

Cummins & Petrie, \$6.90 per cubic yard for stone work ; and foundation timber, \$2.40 per hundred feet, and forty cents per cubic yard for excavation.

Louis Rennard, \$6.40 per cubic yard ; foundation timber, \$1.75 per one hundred feet ; twenty-five cents for excavation.

August Richter, \$6.19 per cubic yard for stone work ; foundation timber, \$1.75 per hundred feet ; excavation, twenty-five cents per cubic yard.

John Richardson, \$5.90 per cubic yard ; foundation timber, \$2.25 per hundred ; excavation, twenty-five cents per cubic yard.

John Richardson being the lowest bidder by the sum of \$46.50, we would recommend that he be awarded the contract.

AUSTIN H. BROWN, }  
 ERIE LOCKE, } *Committee.*  
 JOHN L. MARSEE. }

Dr. Woodburn moved that the report be laid over one week.

Which motion was lost.

On motion, the report was then concurred in, and the contract awarded to John Richardson.

The Civil Engineer made the following report :

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN : I hereby report the following work finished according to contract, viz :

Hiram Seibert, for grading and graveling the first alley east of Illinois street, running north and south between Chesapeake alley and Georgia street :

Length on East side, 195 feet,

Length on West side, 195 feet,

Total length..... 390 feet, at 27 cts. per lineal foot     \$105 30

Also, James Mahoney, for grading and graveliug Garden street and sidewalks, from Meridian to Illinois street:

Length on North side, 396 feet,  
 Length on South side, 396 feet,

Total length.....792 feet, at 49½ cents per lineal foot.....\$ 392 04

Also, W. H. Johnson, partial estimate for planting and boxing shade trees,

On California street, 49,  
 On Fayette street, 28,  
 On North street. 91,  
 On Vermont street, 45,

Total trees and boxes 213, at \$1.44 per tree and box.....\$ 306 72

Respectfully,

R. M. PATTERSON,

*Civil Engineer.*

Which was concurred in.

The Sewerage Engineer made the following report:

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN: The following is the fifth and final estimate allowed Wirth & Co., on account of Kentucky avenue sewer:

1,987½	Lineal feet sewer, . . . . .	\$19 54	\$38,839 01
94	House connections, . . . . .	1 00	94 00
4	Manholes, . . . . .	42 13	168 82
5	Catch-Basins, . . . . .	122 25	611 25
95	Cubic yards ex. above low water, . . . . .	25	23 75
62	Cubic yards ex. below low water, . . . . .	1 00	62 00
362	Cubic feet foundation timbers, . . . . .	25	90 50
1	Lateral sew. connection, . . . . .	2 00	2 00
	Concrete, . . . . .	13 25	13 25
			<hr/>
			\$39,904 28
	Less former payment, . . . . .		39,106 20
			<hr/>
	Balance, . . . . .		\$798 08

Also, the following second and partial estimate allowed Wirth & Co., on account of South street sewer, first division :

900 Lineal feet sewer, . . . . .	\$12 10	\$10,890 00
2 Manholes, . . . . .	42 13	84 26
70 House connections, . . . . .	75	52 50
		<hr/>
		\$11,026 76
Less 15 per cent., . . . . .		1,654 01
		<hr/>
		\$9,372 75
Less former payment, . . . . .		6,196 50
		<hr/>
Second payment, . . . . .		\$3,176 25

Also, the following first and partial estimate allowed Wirth & Co., on account of South street sewer, second division :

560 Lineal feet of sewer. . . . .	\$9 27	\$5,191 20
46 House connections, . . . . .	75	34 50
		<hr/>
		\$5,225 70
Less 15 per cent., . . . . .		783 86
		<hr/>
First payment, . . . . .		\$4,441 84

Respectfully submitted,

J. W. BROWN.

Which was concurred in.

The Market Master made the following report :

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN: I have the honor to transmit my report as Market Master for the fiscal year ending May 15, 1871.

I have collected on account Market Stalls, the sum of . . . . .	\$	1064 55
And on account of outside collections, . . . . .		276 10
		<hr/>
Making a total of . . . . .	\$	1340 65
Deduct one-half of the amount of outside collections to which I am entitled, . . . . .	\$	138 05
		<hr/>
Leaves a balance of . . . . .	\$	1202 60

Which amount I paid into the City Treasury as the receipts hereto attached will show.

I am, Gentlemen, Your obedient servant,

JAMES Y. MARDICK,

*Ex-Market Master.*

Which was concurred in.

The City Commissioners made the following reports :

INDIANAPOLIS, May 8, 1871.

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

GENTLEMEN: The Board of City Commissioners have considered the matter of opening Union street, north through out-lot 25, as referred to us by your honorable body, and submit the following report and assessments of damages and benefits :

The extension of said street as desired cuts off a triangular tract from the south-east corner of said out-lot, said tract being about 41 feet on Merrill street, and about 115 on the avenue. It is our opinion after viewing the ground that the property will be as much benefited as damaged by the proposed extension. The streets near by have been heretofore graded and graveled, and if the street is extended the city should do all the necessary grading and graveled on the new portion without expense to the property holders. With the understanding that the city will do this grading, we publish the following assessment :

Damages to Margaret McCarty, value of a triangular lot in south-east corner of out-lot 25, fronting 41 feet on Merrill street and about 115 feet on Madison avenue, \$350 00.

Benefits to Margaret McCarty, from increased value of property immediately west of the proposed extension of said street, \$350 00.

The city to do the grading and graveled without expense to Mrs. McCarty.

IGNATIUS BROWN,

J. L. RAMSAY,

WILLIAM S. HUBBARD,

SAMUEL M. SEIBERT,

*\*Board of City Commissioners.*

INDIANAPOLIS, IND., May 15, 1871.

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

GENTLEMEN: The City Commissioners have examined the premises in the matter of opening Willard street, south from Blake alley to the Michigan road, and submit the following assessment of damages and benefits:

Mary A. Parry, damages, the value of a strip of ground, 60 feet by, about 195 feet, in lot F, Blake's addition, in the N. W. $\frac{1}{4}$ of Sec 7, Town 15, Range 4 . . . . .	\$450 00
The Indiana Central Railroad Co., damages, the value of a strip 60 feet wide, east and west, by about feet long, north and South, and the right of way &c, in lot F, in Blake's subdivision of the N. W. $\frac{1}{4}$ of Sec. 7, Town 15, Range 4 . . . . .	20 00
The Cincinnati & Indianapolis Junction Railroad Co., damages, the value of a strip of ground 60 feet wide, by about 215 feet long, in lot F, Blake's addition in N. W. $\frac{1}{4}$ Section 7, Town 15, Range 4, right of way &c. . . . .	575 00
Total damages . . . . .	\$1,045 00

We estimate the benefits to the property along the line of the proposed street from said opening, at the following sums:

The Indiana Central Railway Co, on property adjoining said street, in lot F, Blake's subdivision in N. W. $\frac{1}{4}$ , Sec. 7, Town 15, Range 4. . . . .	\$20 00
The Cincinnati & Indianapolis Junction Railroad Co., on property adjoining the line of the proposed street, in lot F, Blake's subdivision of N. W. $\frac{1}{4}$ Sec. 7, Town 15, Range 4. . . . .	575 00
Mary A. Parry, on property adjoining the line of the proposed street, in Lot F, Blake's subdivision of N. W. $\frac{1}{4}$ of Section 7, Town 15, Range 4. . . . .	450 00
Total Benefits . . . . .	\$1,045 00

We think the opening of said street is a strictly local matter, and the benefit therefrom will be local in character, and we therefore say

that the City of Indianapolis should pay no part of the benefit now assessed.

Respectfully submitted,

WILLIAM S. HUBBARD,  
IGNATIUS BROWN,  
SAMUEL M. SEIBERT,  
*Board of City Commissioners.*

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INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN: The City Commissioners have acted on the petition for the extension of Arsenal avenue, south from Blake alley to the Michigan road, and report as follows: We have formerly reported an assessment for opening the portion of said avenue, but as it is possible said report was not confirmed, we submit the following assessment of benefit and damages on the present petition.

We allow as damages to the Indiana Central Railroad Co., for the value of a strip sixty feet wide east and west, by about——feet long north and south, and right of way on said strip, etc., in lot E, Blake's sub-division, in north-west quarter of section seven, town fifteen, range fourteen, to be used for the proposed street as extended, the sum of . . . . .	\$20 00
To the Cincinnati and Indianapolis Junction Railroad Co., as damages for the value of a strip sixty feet wide east and west, by about one hundred and twenty-eight feet north and south, in lot E, Blake's sub-division of the north-west quarter of section seven, town fifteen, range four east, valued at . . . . .	375 00
To Mrs. Mary A. Parry, damages for the value of a strip of ground sixty feet wide east and west, by about two hundred and eight feet long north and south, in lot E, Blake's sub-division, of north-west quarter of section seven, town fifteen, range three east, valued at . . . . .	550 00
Total damages, . . . . .	<u>\$945 00</u>



We estimate the benefits to property along the line of the proposed street from its opening as follows :

To the Indiana Central Railroad Co., to the property they own in lot E, Blake's sub-division north west quarter of section seven, town fifteen, range four east, adjoining said street, benefit fixed at . . . . .	20 00
To the Cincinnati and Indianapolis Junction Railroad Co., to the property adjoining the line of the proposed street in lot E, Blake's sub-division of south-west quarter of section seven, town fifteen, range four, benefits valued at -	375 00
To Mrs. Mary A. Pary, benefits to the property owned by her along the line of the proposed street, in lot E, Blake's addition, in north-west quarter of section seven, town fifteen, range four, fixed at . . . . .	550 00
Total benefits, . . . . .	\$945 00

We think the benefit is confined to the immediate locality, and therefore say the city of Indianapolis should pay no part of the benefits assessed in the case.

Respectfully submitted,

WILLIAM S. HUBBARD,  
IGNATIUS BROWN,  
SAMUEL M. SEIBERT,  
*Board of City Com's.*

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INDIANAPOLIS, May 8, 1871.

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

GENTLEMEN : The City Commissioners have acted in the matter of the petition asking the opening of Blackford street north from North street to Indiana avenue, said street to be opened 45 feet wide.

We have also heretofore considered a petition asking the opening of the same street, on the same line, and between the same streets, but to the width of 60 feet.

After due consideration of both of said petitions, and after due efforts to make such an assessment of the damages and benefits on said opening as would be satisfactory we are compelled to return the matter to your honorable body as we cannot agree on such assess-

ment. The line is too short, and the amount of damages too heavy for an assessment on the property immediately affected, and we do not think the improvement of sufficient importance to call for any payment by the city at large.

If the petition had for its object the widening of said street at both its north and south ends, so that the benefits might be taxed along its entire line, it could be possible to make a satisfactory assessment.

If the effort to widen Blackford street at its north and south ends be hereafter made, we would recommend that Ellen street be vacated (with the exception of ten feet which might be left as a northern extension of the ten foot alley, south of North street) and that the value of the ground so vacated, be taxed to the neighboring property holders (who would then hold it) as benefits. The amount so taxed would largely offset the entire cost of the opening of the street, lessen the burthens on property holders on the balance of the street, and at the same time improve the city plat in the neighborhood.

For the foregoing reasons we cannot agree on an assessment in these cases and ask to be relieved from the further consideration thereof.

Respectfully submitted,

WM. S. HUBBARD,  
IGNATIUS BROWN,  
SAMUEL M. SEIBERT,

*Board of City Commissioners.*

Which were received.

The City Clerk made the following report :

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN : The City Clerk would respectfully report that there is an affidavit on file in his office for the collection of street assessment by precept as follows :

*John Anderson & Co. vs. Mary Ann and John Weiss for \$304 30½.*

Respectfully submitted,

JOHN R. CLINTON,

*City Clerk.*

Which was concurred in. and precepts ordered to issue.

The City Clerk made the following report :

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN : The City Clerk respectfully reports to the Common Council :

1st. Contract and bond of Hiram Seibert for grading and graveling McCarty street and sidewalks, from Tennessee street to White River.

2d. First and final estimate allowed James Mahoney, for grading and bowldering the gutter, and curbing the outside edge of the sidewalks with white oak curbing, the west sidewalk on New Jersey street, from the south line of lot 6, to the south line of lots 1, 2 and 3, in out-lot 19.

Respectfully submitted,

JOHN R. CLINTON,

*City Clerk.*

Which was concurred in.

Also the following resolution :

*Resolved,* That the foregoing first and final estimates allowed James Mahorney for grading and bowldering the gutter and curbing the outside edge of the sidewalk on the west side of New Jersey street, from lot 6, to the south line of lots 1, 2 and 3, in out-lot 19, 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.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Reagan, Thalman, Thoms, Weaver, Whisit, Wiles, and Woodburn—17.

The City Clerk made the following report :

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN ; The City Clerk would respectfully report that the following named persons have filed their certificates of election with me, to-wit :

John L. Marsee, James H. Woodburn and W. D. Wiles as members of Board of Police; City Attorney, Jonathan S. Harvey; Board of Health, John M. Gaston, Guido Bell and John Comingor; City Measurer, Benjamin V. Enos; Chief of Police, Eli Thompson; Sealer of Weights and Measurers, William H. Philips; Gas Inspector, William S. Cone; Street Commissioner, Augustus Bruner; Deputy Marshal, Albert Hardin; Wood Measurer of East Market House, John J. Werner; Wood Measurer of West Market House, John Ford; City Sexton, Jas. H. Hedges; Market Master, John Unversaw; Chief Fire Engineer, Daniel Glazier; Civil Engineer, Robert M. Patterson.

Respectfully submitted,

JOHN R. CLINTON,

*City Clerk.*

Which was received.

The City Clerk also presented the following official bonds:

R. M. Patterson, Civil Engineer, giving as security Robert S. Foster—penalty of bond, \$1,500.

Daniel Glazier, Chief Fire Engineer, giving as security John A. Whitsit—penalty of bond, \$1,500.

Jonathan S. Harvey, City Attorney, giving as security, Wm. Wallace—penalty of bond, \$1,500.

Augustus Bruner, Street Commissioner, giving as security Lemuel Van Laningham and James Loucks—penalty of bond, \$1,500.

John Unversaw, Market Master, giving as security, Thaddeus M. Stevens—penalty of bond, \$1,500.

Wm. H. Philips, Sealer of Weights and Measures, giving as security John Caven—penalty of bond, \$1,500.

On motion the bonds were severally accepted and approved.

The City Clerk presented the following Communication :

INDIANAPOLIS, IND., May 15, 1871.

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

GENTLEMEN: I hereby appoint as my deputies Messrs. John G. Waters and George T. Breunig, and ask your honorable body to confirm the same.

Respectfully submitted,

JOHN R. CLINTON,

*City Clerk.*

Which was received and appointments confirmed by the following vote :

Affirmative—Councilman Batty, Bigham, Brown, Cottrell, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Reagan, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—17.

Negative—none.

The City Attorney made the following report :

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN: The case of Tate vs. the City, in the Marion County Pleas, for overflowing his premises, in 1865, 1866 and 1867, has been tried by a jury, and resulted in a verdict for the plaintiff for \$1,350.

I have filed a bill of exceptions, and prayed an appeal to the Supreme Court; an appeal is granted upon filing a bond in \$2,600 penalty in twenty days. Shall the appeal be taken?

J. S. HARVEY,

*City Attorney.*

Which was received and City Attorney instructed to take an appeal to the Supreme Court.

The City Treasurer presented the following communication:

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN: I have the honor to report that I have appointed John McVey as my deputy, and respectfully ask that you confirm him as such.

Respectfully submitted,

J. W. COONS,

*City Treasurer.*

Which was received, and the appointment confirmed by the following vote:

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Reagan, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—17.

Negative—none.

His Honor, the Mayor, presented the following:

LIST OF COMMITTEES.

CONTRACTS.—W. H. Craft.

John L. Marsee,  
Robert Kennington.

STREETS AND ALLEYS.—Isaac Thalman.

John L. Marsee.  
Christopher Heckman.

ACCOUNTS AND CLAIMS.—James H. Woodburn,

Christopher Heckman,  
W. H. Craft.

FINANCE.—John S. Newman,

James H. Woodburn,  
Thomas Cottrell,  
Austin H. Brown,  
Isaac Thalman.

JUDICIARY.—John S. Newman,  
John H. Batty,  
Thomas Cottrell.

SEWERS.—John L. Marsee,  
Erie Locke,  
Courtland E. Whitsit.

WATER WORKS.—W. H. Craft,  
Christopher Heckman,  
Isaac Thalman.

BRIDGES.—Erie Locke,  
W. H. Craft,  
Henry Gimber.

FIRE DEPARTMENT.—John L. Marsee,  
Wm. W. Weaver,  
Robert Kennington.

GAS LIGHT.—Wm. D. Wiles,  
Isaac Thalman,  
H. S. Bigham.

RAILROADS.—Wm. D. Wiles,  
Fred. Thoms,  
Thomas Cottrell.

REVISION OF ORDINANCES.—John H. Batty,  
Erie Locke,  
H. S. Bigham.

PUBLIC SCHOOLS.—Austin H. Brown,  
Isaac Thalman,  
John S. Newman,  
Henry Gimber,  
Wm. W. Weaver.

MARKETS.—John H. Batty,  
Fred. Thoms,  
Edward Reagan.

PARKS.—Wm. D. Wiles,  
James H. Woodburn,  
Austin H. Brown.

PRINTING AND STATIONERY.—Fred. Thoms,  
John H. Batty,  
Edward Reagan.

PUBLIC BUILDINGS.—Wm. W. Weaver,  
Fred. Thoms,  
C. E. Whitsitt.

BENEVOLENCE AND HOSPITAL.—James H. Woodburn,  
Wm. W. Weaver,  
C. E. Whitsitt.

Which was received.

By unanimous consent, Mr. Marsee introduced special appropriation ordinance No. 21, 1871, entitled:

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

Which was read the first time.

The City Clerk presented the certificate of election of Robert C. Dain as City Assessor, and also his official bond, giving as security Geo. W. Parker and Wm. C. Smock—penalty of bond, \$5,000.

Which were accepted and the bond approved.

The City Clerk presented the following:

INDIANAPOLIS, May 8, 1871.

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

GENTLEMEN: I having been elected to the office of City Assessor, at the late city election, and such changes having transpired since my nomination for said office as would render my acceptance of the same highly disadvantageous to me in my business, and I not wishing to sacrifice my business, I therefore offer you my resignation as City Assessor, and would respectfully pray your honorable body to accept the same.

Yours Respectfully,

ROBERT C. DAIN.

Which was received, and resignation accepted.



Dr. Woodburn moved that the Council now proceed to the election of a City Assessor, to fill the vacancy occasioned by the resignation of Robert C. Dain.

Which motion was adopted.

His Honor appointed as tellers Messrs. Wiles and Brown.

Mr. Wiles nominated William Hadley. Mr. Kenningron nominated James P. Allaire.

A ballot was then taken, which resulted in the election of Wm. Hadley.

The Clerk then presented Wm. Hadley's bond as City Assessor, giving as security John G. Waters and Alexander Wood—penalty of bond, \$5,000.

Which was accepted and approved.

Dr. Woodburn offered the following motion :

*Moved*, That The Water Works Company be requested to remove the pipes from the streets where they are not laid, and they are authorized to deposit them on the west market space.

Which was adopted.

Dr. Woodburn offered the following motion :

*Moved*, That as soon as the Water Works Company shall lay the water pipes on Illinois street, between North and Pratt streets, the Chief Fire Engineer shall locate two fire Hydrants to each square.

Which was referred to the Committee on Water Works.

Mr. Weaver offered the following motion :

*Moved*, That the Committee on Public Buildings, examine and report the necessity for more desk and book case accommodations in the City Court Room.

Which was adopted.

Dr. Woodburn presented the following :

Weekly report of contents of Register of Patients of City Hospital, ending May 13, 1871 :

Number of patients in Hospital at last report.....	40
Number of patients received in Hospital since last report.....	9
Number of patients born in Hospital since last report.....	1
Number of patients discharged from Hospital since last report.....	8
Number of patients died in Hospital since last report.....	0
Number of patients remaining in Hospital at present report.....	42

E. HADLEY.

*Superintendent.*

Which was received.

Mr. Wiles presented the following report :

INDIANAPOLIS, April 24, 1871.

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

GENTLEMEN: Your Special Committee to whom was referred the proposition of J. R. Morton, asking the Council to buy of him at cost of producing twenty-five thousand (25,000) copies Journal Commerce in english, containing a railroad map of this city accompanied with statistical facts and statements showing the great advantages of this city as a mercantile and manufacturing point, and twenty-five thousand (25,000) of the same paper printed in German for him to distribute by mail or otherwise, under the direction of the Council, have had the same under consideration, and are of the opinion that both the map and statistical accounts have been carefully prepared, and are calculated to do much good in advertizing the city and its business; and while we are of opinion that it would pay to order the whole number of copies proposed, we are willing, for the sake of curtailing expenses, to reduce the number to thirty thousand copies, ten thousand (10,000) to be printed in the German and twenty thou-

sand (20,000) in the English language. We, therefore, recommend that the proposition of the said J. R. Morton be accepted as hereby modified.

Respectfully submitted,

W. D. WILES.  
R. KENNINGTON,  
JOHN S. NEWMAN,  
CHRIS. HECKMAN.  
FRED. THOMS.

*Committee.*

Also, the following petition :

INDIANAPOLIS, April 24, 1871.

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

GETLEMEN—We, your petitioners, citizens, taxpayers and business men of the city of Indianapolis, respectfully represent, that having examined the commercial and railroad map of the city of Indianapolis and State of Indiana, published in the *Indiana Journal of Commerce*, for which the publishers have attained a copy-right ; and, having noticed the articles following it, and commenting upon the superior advantages of this city for every branch of business, and for all kinds of manufacturing and productive industry, together with a description of the unequalled resources of Indiana—do hereby ask and pray your honorable body to appropriate a sufficient sum to purchase for gratuitous distribution throughout the United States such a number as the judgment of your honorable body may deem sufficient. We believe it to be the cheapest method of advertising our city, and giving abroad such information relative to the same as is given by other cities, that has proved of much advantage in promoting their growth in population, and increase in wealth, although far less attractive than our own.

For which your petitioners will ever pray, etc.

Respectfully submitted,

BUTCH, DICKSON & CO.,  
HENDRICKS, EDMUNDS & CO.  
JOHN I. MORRISON,

And 82 others.

Which were received, and, on motion, laid over for one week.

Dr. Woodburn, from the Board of Police, presented the following list of appointments made the Board :

## FIRST DISTRICT.

Day Policemen.—John S. Bray.  
 Night “ James R. Shay.  
 “ “ Gideon Reich.

## SECOND DISTRICT.

Day Policemen.—Robert B. Barbee.  
 Night “ John A. McKinney.  
 “ “ Samuel Barker.

## THIRD DISTRICT.

Day Policemen.—Hanibal Taffe.  
 Night “ Allen Thornbrough.  
 “ “ Augustus Reick.

## FOURTH DISTRICT.

Day Policeman—Albert Travis.  
 Night “ Geo. W. Hillix.  
 “ “ E. H. Powell.

## FIFTH DISTRICT.

Day Policemen.—Samuel Buser.  
 Night “ Frederick Lang.  
 “ “ A. P. Wright.

## SIXTH DISTRICT.

Day Policemen.—E. H. Preston.  
 Night “ Robert Campbell.  
 “ “ John Cutsinger.

## SEVENTH WARD.

Day Policemen.—John Quill.  
 Night “ William Miller.  
 “ “ Elisha J. Collins.

## EIGHTH WARD.

Day Policemen.—Wm. Williams.  
 Night “ Hub. S. Adams.  
 “ “ Daniel Keefe.

## NINTH DISTRICT.

Day Policeman.—Henry Paul.  
 Night “ Anton Richter.  
 “ “ Edmond McClintock.

## TENTH DISTRICT.

Day Policeman.—Thomas Dain.  
 Night “ David N. Osborn.  
 “ “ David Shepard.

## ELEVENTH DISTRICT.

Day Policeman—I. N. Alldrich.  
 Night “ Simon J. Mitchell.  
 “ “ Robert J. Heller.

## SARGENT OF POLICEMEN.

George Taffe.

## FIRST LIEUTENANT.

William Bolen.

## SECOND LIEUTENANT.

George Thomas.

Which was received.

Mr. Wiles presented the following petition :

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN—The undersigned respectfully represent to your honorable body that he is owner of a two story frame house, 26 feet by 18 feet, with rear addition, one and one-half stories, 24 feet, situated on South Meridian street, and numbered 71, which he asks permission to remove to lot No. 85, Alvord & Tuttle's Addition, on Pierce street, along the following route, viz : north on Meridian street one-half square to Maryland street; thence east on Maryland street to Alabama; thence north on Alabama street to Fort Wayne avenue; these north-east on Fort Wayne avenue to gravel road; thence northwardly on gravel road to Home avenue; thence east on Home avenue to Peru street, and your petitioner will ever pray, &c.

Most respectfully,

JOHN I. MORRISON.

which was received and the prayer granted.

Mr. Thalman offered the following motion :

*Moved*, That John Neutzel be allowed to take up brick pavement in front of his property on West Washington street, to a width of ten feet, and put down bowlders instead.

Which was adopted.

Mr. Craft presented the following remonstrance :

INDIANAPOLIS, May 15, 1871.

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

GENTLEMEN: The undersigned, owners of the real estate fronting on the north sidewalk on New York st., between Mass. ave. and East st., respectfully remonstrate against the passage of an ordinance providing for the grading and paving of the said north sidewalk, between said points, respectfully represent that the said walk in front of our property, between Alabama and New Jersey streets, is in good condition, high, dry at all times, and as good a walk as it would be if laid with brick. We therefore pray that the square between Alabama and New Jersey streets, be stricken from the ordinance.

And your petitioners will ever pray, etc.

THOS. E. HOLBROOK.  
H. C. HOLBROOK,  
JOHN R. ELDER.

Which was referred to the Committee on Streets and Alleys.

Mr. Brown presented the following petition :

INDIANAPOLIS, IND., May 15, 1871.

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

GENTLEMEN—The undersigned respectfully petition your honorable body to pass an ordinance to provide for the abatement of the nuisance now existing in Pogue's Run, caused mainly by the slops and offal from the Union Starch Factory, and the refuse matter from the Gas Works, that constantly flow into the creek, creating a stench that must produce sickness in the vicinity. Many of our factories

and machine shops are located near the run, and the mechanics who work therein are compelled to endure this nuisance to their discomfort and to the injury of their health.

Your petitioners believe that some plan can be agreed upon and carried out by the Council by which Pogue's Run can be filled up or covered over, and that such plan is the surest way to remedy the evil—they, therefore, pray your honorable body to take prompt steps to have some such plan inaugurated.

E. C. ATKINS, & CO.,  
CHAS. AILLMAN,  
GEO. W. PENN,  
And 97 others.

Which was received.

Mr. Brown offered the following motion :

*Moved*, That the Chair appoint three Councilmen to act in conjunction with Thomas A. Morris, Stoughton A. Fletcher, Jr., Nicholas McCarty, J. W. Brown and R. M. Patterson, as a Committee to inquire into and report to this Council at an early day, the most feasible plan for abating the nuisance now existing of allowing Pogue's run to be used as an open sewer through the city.

Which was received.

His Honor appointed, as such additional members, Messrs. Brown, Wiles and Marsee.

Mr. Kennington offered the following :

*Resolved*, That the City Marshal be instructed and ordered to notify the Union Starch Factory, of the City of Indianapolis, to cease emptying their offal and water into Pogue's Run. under the pain and penalties of prosecution, if persisted in after five days service of such notice.

Which was referred to select Committee above mentioned.

Dr. Woodburn moved that the rules be suspended for the purpose of taking up and passing appropriation ordinances.

Which motion was adopted.

Special appropriation ordinances Nos. 18 and 19, 1871, entitled:

Ordinances appropriating money for the payment of sundry claims on account of City Hospital for the months of March and April 1871.

Were read the second and third times, and passed by the following vote:

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Reagan, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—17.

Negative—none.

Special appropriation ordinance No. 21, 1871, entitled:

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

Was read the second and third times and passed by the following vote:

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Reagan, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—17.

Negative—none.

On motion the Council adjourned, to meet Thursday, May 18, 7½ o'clock, P. M.

DANIEL MACAULEY,

*Mayor.*

ATTEST:

JOHN R. CLINTON,

*City Clerk.*