

PROCEEDINGS  
OF THE  
COMMON COUNCIL

---

REGULAR SESSION.

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CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
*Monday, February 19, 1872, 7 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, Newman, Reagan, Thaman, Thoms, Weaver, Whitsit and Woodburn—17.

Absent—Councilman Wiles—1.

The proceedings of the regular session held February 12, 1872, and of the adjourned session held February 15, 1872, were read and approved.

## ORDINANCES ON SECOND READING.

Special Ordinance No. 166, 1871.

“ “ No. 4, 1872.  
 “ “ No. 6, 1872.  
 “ “ No. 7, 1872.  
 “ “ No. 9, 1872.  
 “ “ No. 12, 1872.

Were read the second time and ordered engrossed.

Mr. Weaver presented the following remonstrance:

INDIANAPOLIS, February 19, 1872.

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

GENTLEMEN—The undersigned, citizens of Indianapolis, State of Indiana, owning and holding real estate on Mississippi street, between Washington street and Indiana avenue, would most respectfully remonstrate against the improvement of said Mississippi street, between Washington street and Indiana avenue, according to an ordinance presented to and entertained by your honorable body, at the meeting of said body January 22d, 1872, for the following reasons, to-wit:

First. The greater number of citizens holding real estate on Mississippi street, between the points above mentioned, are unable to meet the expenses incidental to such improvement, and would necessarily work them great inconvenience and hardship.

Second. The street can be repaired at very little expense by filling, as there are few places in said street which require repair.

Therefore, your petitioners remonstrate against the passage of said ordinance, and ask that your honorable body postpone indefinitely further action on the matter. And we will ever pray, etc.

T. G. PALMER,

HENRY H. NELSON, 33 $\frac{3}{4}$  ft.

H. J. HORN.

SAMUEL TAGCART, 135 ft.

And 29 others.

Which was received.

Special Ordinance No. 8, 1872, entitled :

An Ordinance to gravel and bowlder Mississippi street, between Washington street and Indiana avenue,

Was read the second time and stricken from the files.

General Ordinance No. 9, 1872, entitled :

An Ordinance providing for the appointment of three additional policemen or patrolmen for the new district west of White River, known as "Stringtown,"

Was read the second time and ordered engrossed.

ORDINANCES ON THIRRD READING.

Special Ordinance No. 157, 1871, entitled :

An Ordinance to light with gas Peru street, from Christian avenue to Forest Home avenue,

Was read the third time, and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 161, 1871, entitled :

An Ordinance to grade, cover with Rolling Mill cinder, and gravel the first alley west of Meridian street, and running from Michigan street to the first alley south of Michigan street, running east and west,

Was read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 162, 1871, entitled :

An Ordinance to grade and pave with brick the north sidewalk on Gregg street, from New Jersey to East streets,

Was read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 165, 1871, entitled :

An Ordinance to grade and pave with brick the east sidewalk of Mississippi street, from Indiana avenue to North street,

Was read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Graft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 166, 1871, entitled :

An Ordinance to light with gas Vermont street, from Liberty to Noble street,

Was read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 169, 1871, entitled :

An Ordinance to light with gas Huron street, from Virginia avenue to the corporation line east,

Was read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 171, 1871, entitled :

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

Was read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.



Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 173, 1871, entitled:

An Ordinance to provide for grading and graveling the first alley north of Bradshaw street, running from the first alley west of Holmes street to Virginia avenue,

Was read the third time and passed by the following vote:

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 176, 1871, entitled:

An Ordinance to provide for lighting with gas Military Park,

Was read the third time and passed by the following vote:

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 178, 1871, entitled:

An Ordinance to provide for graveling the first alley south of Virginia avenue, and running from East to Merrill street,

Was read the third time and passed by the following vote:

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 1, 1872, entitled :

An Ordinance to provide for grading, paving with brick and curbing with stone the east sidewalk of Pennsylvania street, from Washington street to Madison avenue,

Was read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 4, 1872, entitled :

An Ordinance to provide for grading and paving with wooden block pavement, Market street, between Pennsylvania and Delaware street,

Was read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 6, 1872, entitled :

An Ordinance to provide for grading and graveling West street, between North and St. Clair streets,

Was read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gim-

ber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

Special Ordinance No. 7, 1872, entitled :

An Ordinance to provide for grading and graveling Park avenue, and paving with brick the sidewalks of the same, between Christian avenue and Forest Home avenue,

Was read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Whitsit—15.

Negative—Councilmen Cottrell and Woodburn—2.

General Ordinance No. 49, 1871, entitled :

An Ordinance in reference to the sealing of weights and measures in the city of Indianapolis,

Was read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Weaver, Whitsit and Woodburn—15.

Negative—Councilmen Heckman and Thoms—2.

By consent, Mr. Locke offered the following motion :

*Moved:* That the City Clerk be and he is hereby authorized to have printed, and cause the same to be posted throughout the city, one hundred and fifty copies of the amendment to Ordinance No. 49.

Which was adopted.



General Ordinance No. 2, 1872, entitled :

An Ordinance providing for the construction of a public sewer in and upon Delaware, Bicking, East and Buchanan streets, in the city of Indianapolis,

Was read the third time and, on motion, postponed until the second meeting in March, 1872.

General Ordinance No. 5, 1872, entitled :

An Ordinance providing for the construction of a public sewer in and upon Illinois street, from the northern terminus of the Kentucky avenue sewer to Second street,

Was read the third time and, on motion, postponed until the second meeting in March, 1872.

General Ordinance No. 9, 1872, entitled :

An Ordinance providing for the appointment of three additional policemen or patrolmen for the new district west of White River, known as Stringtown,

Was read the third and passed by the following vote :

Affirmative—Councilmen Batty, Brown, Cottrell, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Reagan, Thalman, Thoms, Weaver and Woodburn—15.

Negative—Councilmen Bigham and Whitsit—2.

General Ordinance No. 53, 1870, entitled :

An Ordinance repealing section one of an ordinance relative to opening and widening streets,

Was taken up, and, on motion, stricken from the files.

Mr. Craft moved that the reports of the City Commissioners, made to Council February 12th, 1872, be taken up.

Which was adopted.

Mr. Craft moved that the report of the City Commissioners in regard to the extension of Eighth and Ninth streets, etc., from their present eastern terminus to Mississippi street, be concurred in.

The question being on the adoption of Mr. Craft's motion,

Those who voted in the affirmative were—Councilmen Craft and Marsee—2.

Those who voted in the negative were—Councilmen Batty, Bigham, Brown, Cottrell, Gimber, Heckman, Kennington, Locke, Newman, Reagan, Thalman, Thoms, Weaver, Whitsit and Woodburn—15.

So the motion to concur was lost.

On motion by Mr. Heckman, the report of the City Commissioners, in relation to the opening and extension of Greer street, was referred to the Committee on Streets and Alleys, and City Attorney.

Mr. Brown offered the following motion :

*Moved* : That the canvassers appointed by the Common Council to circulate petitions favoring the subscription, in the name of the city, of one million dollars to the stock of the new Coal Railroad Company, be directed to present, at the same time the petition is presented, a remonstrance against such action, to the freeholders, that they may have an opportunity to signify their opposition if they shall be so disposed; and that said canvassers be requested to report progress at next meeting of Council.

Which was adopted.

Mr. Reagan offered the following :

INDIANAPOLIS, February 19, 1872.

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

GENTLEMEN—In accordance with the resolution passed on the 16th of February, in this Council, with a view of canvassing the Wards, I hereby submit my resignation, and ask your honorable body to accept the same. I have canvassed seventeen squares, and found but fourteen who would sign the petition for the Coal road, for which I ask no compensation.

EDWARD REAGAN.

Which was accepted.

On motion, the rules were suspended for the purpose of calling the roll of members for the presentation of new business.

Mr. Batty offered the following motion :

*Moved :* That J. G. Marshall be and is hereby permitted to pave with brick the sidewalk in front of his property on Massachusetts avenue, under direction of the City Civil Engineer, who is hereby directed to set the proper stakes.

Which was adopted.

Mr. Batty presented the following petition :

INDIANAPOLIS, February 19, 1872.

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

GENTLEMEN—We hereby ask permission to grade and grave St. Marys street, from Alabama street east to the alley running north between Alabama and New Jersey streets, such graveling and gra-

ding to be done under the direction and approval of the City Engineer.

C. M. RANDALL,  
H. M. GRIFFITH,  
DANIEL WILLIG,  
CASSIUS CORNELIUS.

Which was referred to the Committee on Streets and Alleys.

Mr. Batty presented the following petition :

INDIANAPOLIS, February 19, 1872.

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

GENTLEMEN—The undersigned, owners of the real estate fronting on St. Marys street, between New Jersey street and Alabama street, respectfully petition your honorable body to pass an ordinance providing for the grading and graveling of the above named street and sidewalks, between the points named, with good river or creek gravel.

SANTON WINTER, 53½ ft.  
JOHN HELMICH,  
CHARLES BALS, 165 ft.

Which was referred to the Committee on Streets and Alleys.

Mr. Batty moved that the remonstrance presented to Council February 12th, 1872, in relation to the widening of St. Mary street, be taken up and referred to the Committee on Streets and Alleys.

Which was concurred in.

Mr. Batty presented the following communication :

INDIANAPOLIS, February 19, 1872.

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

GENTLEMEN—The undersigned would represent that he is in pos-

session of a tract of five acres of land, by a lease from the widow of Robert Hanna, deceased; that said widow holds an estate for life in said tract; the same has been set off and assigned to her by commissioners; that after such assignment and lease the commissioners laid off said tract into lots, and platted the same, and caused said plat to be recorded, all without the consent of the said widow or the undersigned, the same being known as Hanna's addition to the city of Indianapolis. (Said lots are numbered from 1 to 38 inclusive.) That said lots are assessed and placed on the duplicate of city taxes; he therefore prays that the lots composing said tract be stricken from the tax duplicate of said city.

Respectfully submitted,

G. H. ADAMS.

Which was referred to the Committee on Finance and City Attorney.

Mr. Bigham offered the following motion :

*Moved:* That permission be and is hereby granted to James M. Hume to move a one story frame house, from Ohio street, between Meridian and Pennsylvania streets, to the corner of East and North streets, he to take proper precaution so as not to damage the Fire Alarm Telegraph wires.

Which was adopted.

Mr. Brown presented the following form of remonstrance, to be circulated by the persons appointed by Council to canvass for petitioners. &c. :

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

The undersigned, freeholders of the —— Ward, hereby remonstrate against the petition now being circulated in favor of the Common Council subscribing one million of dollars to the capital stock of the Indianapolis Coal and Transportation Company.

Which was concurred in, and, on motion by Mr. Brown, the



City Clerk was instructed to have 100 copies of said remonstrance printed in English and the same number in German, and to furnish the same to the Special Committee having the matter in charge.

Mr. Brown presented the following proposition :

INDIANAPOLIS, February 19, 1872.

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

GENTLEMEN—We will pay \$200 an acre for the city lots, known as lots 44 and 45 of the Peru and Indianapolis addition.

FRANK SMITH & CO., Agents.

Which was referred to the Committee on Finance.

Mr. Gimber offered the following motion :

*Moved :* That the Street Commissioner be instructed to cut a ditch from the vicinity of Morris and Maple streets to the canal, so as to carry off the water that accumulates in that neighborhood, and that the Engineer be instructed to set the grade stakes, the cost thereof to be charged to the Ward fund.

Which was adopted.

Mr. Heckman presented the following petition :

INDIANAPOLIS, Feb. 19, 1872.

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

GENTLEMEN--We the undersigned respectfully ask your honorable body to open Arsenal avenue, beginning fifteen feet of the north rail of the P., C. & St. L. R. R., running south to the Michigan road; also Summit street, beginning fifteen feet of the north rail of the above said Company, running south to the Michigan road.

EDGAR J. FOSTER,  
JOHN L. HOUDYSHELL,  
N. M. SCHOFIELD,

And 11 others.

Which was referred to the Committee on Streets and Alleys.

Mr. Heckman introduced Special Ordinance No. 15, 1872, entitled :

An Ordinance to provide for grading and graveling the first alley east of Waters street, running north from McCarty street to the second alley north of McCarty street,

Which was read the first time.

Mr. Thalman offered the following motion :

*Moved* : That John Gahm be and is hereby granted permission to take up the brick pavement on the sidewalk, in front of lot No. 2, in outlot 161, on Indiana avenue, the same to be replaced with bowlders, in order to make a wagon way, the same to be done to the satisfaction of the Civil Engineer.

Which was adopted.

On motion, the Council adjourned.

DANIEL MACAULEY,

Mayor.

ATTEST :

JOHN R. CLINTON,

City Clerk.