

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
Monday, Oct. 28, 1872, 7 o'clock, P. M. }

The Common Council met in regular session.

Present—Dr. J. H. Woodburn, President *pro tem.*, in the chair,
and the following members:

Present—Councilmen Batty, Bigham, Bollman, Cottrell, Craft,
Gibson, Gimber, Hardesty, Kahn, Kennington, Pressly, Reagan,
Rush, Sherwood, Thalman, Whitsit, Wiles and Woodburn—18.

Absent—None.

The proceedings of the regular session, held October 21st,
1872, were read and approved.

Sealed proposals for the improvement of streets and alleys were received, opened, read and referred to the Committee on Contracts.

Mr. Bigham, from the Committee on Contracts, made the following report :

INDIANAPOLIS, Oct. 28, 1872.

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

GENTLEMEN:—Your Committee on Contracts, to whom was referred a motion presented by W. H. Craft, Esq, Councilman from the First Ward, directing the Committee on Contracts to report only the successful bidder on public improvements to be made by contract, have taken the same under advisement, and would report that we deem it would not be expedient to do so, from the fact that charges have been made in this Council that contracts have been awarded by the Committee on Contracts to persons who were not the lowest bidders, and in order to show that individuals making said charges are mistaken, we believe there should be a record of proposals, as in the manner reported by your committee.

Your committee will still continue to report as heretofore, unless otherwise directed by your honorable body.

Respectfully submitted,

ISAAC THALMAN,
HEYDEN S. BIGHAM,
Committee on Contracts.

Which was concurred in.

Mr. Bigham, from the same committee, made the following report :

INDIANAPOLIS, Oct. 28, 1872.

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

GENTLEMEN:—Your Committee on Contracts, to whom was referred proposals for the improvement of certain streets, have examined the same, and find that the following proposals have been presented :

FIRST.

For grading and bouldering the first alley south of Cumberland or Pearl street, running east and west from New Jersey to Alabama streets, the following proposals were presented :

Bernard Hamill, 72 cents per foot front.

R. P. Dunning, 59 cents per foot front.

James H. Smith, 58 cents per foot front.

Samuel Lefever, 55 cents per foot front.

James Mahoney, 44 cents per foot front.

James Mahoney being the lowest bidder, we would recommend that he be awarded the contract.

SECOND.

For grading and bouldering the gutter on the east side of Alabama street, between St. Clair street and Ft. Wayne avenue, the following proposals were presented:

R. P. Dunning, 60 cents per front foot.

James Mahoney, 55 cents per front foot.

James Mahoney being the lowest bidder, we would recommend that he be awarded the contract.

Respectfully submitted,

ISAAC THALMAN

H. S. BIGHAM,

R. M. PATTERSON, Civil Engineer.

Committee on Contracts.

Which was concurred in.

REPORTS FROM CITY OFFICERS.

The City Civil Engineer made the following report:

INDIANAPOLIS, Oct. 28, 1872.

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

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

Henry C. Roney, first and final estimate for grading and paving the north sidewalk on St. Clair street, from Delaware to New Jersey street:

Length of sidewalk 755 ft. 5 inches, at 43c. per lineal foot..... \$324 83

Also, same for grading and paving the north sidewalk on St. Clair street, from Delaware to Meridian street:

Length of pavement 841 feet, at 44c. per lineal foot..... \$370 04

Also, John Green, Esq., first and final estimate for grading and graveling the ailey running north and south from South to Merrill street, through out-lots 18 and 23:

Length on east side.....	800 ft.
Length on west side.....	800 ft.
Total length	1600 ft.
At 41 cents per lineal foot.....	\$656 00

Also, Patterson & Dunning, first and final estimate for grading and paving with brick the north sidewalk on Gregg street, from New Jersey to East st.:

Length of pavement 400 ft. at 56 cents per lineal foot....	\$224 00
16 yards of bouldering at 72 cents.....	11 52
Total estimate.....	\$235 52

Also, J. J. Palmer, second partial estimate for laying block pavement on Illinois street, from Washington street two squares south:

6673.5 square yards of pavement, at \$2 04 per square yard.....	\$13,613 94
185 feet of new curb, at 65 cents per foot....	120 25
939.8 feet of curb reset, at 15 cents per foot. ...	140 97
180 feet of pipe at Georgia street, at 90 cents per foot..	162 00
4 elbows, at \$1 50 each	6 00
6 protection stones at \$6.00 per stone	36 00
Total.....	\$14,079 16
Deduct former estimate.....	6,288 90
Present payment.....	7,790 26

Also, Patterson & Dunning, for grading and graveling Elizabeth street, from Blake street to Giesendorff's Mill Race:

Length on north side.....	2105 ft.
Length on south side.....	2101 ft.
Total length.. ..	4206 ft.
At 65 cents per lineal foot.....	\$2,733 90

Respectfully submitted,

R. M. PATTERSON, Civil Engineer.

Which was concurred in.

The City Clerk made the following report:

INDIANAPOLIS, Oct. 28, 1872.

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

GENTLEMEN:—The City Clerk would respectfully report:

FIRST.

Contract and bond of R. M. Riner for building a brick sewer in the Central Canal at the crossing of Maryland street.

SECOND.

Contract and bond of Bernard Hamill for grading and graveling Harris street and sidewalks, from North to Elizabeth street.

THIRD.

Contract and bond of Henry C. Roney for grading and paving with brick the south sidewalk on Vermont street, from Pennsylvania to East street.

FOURTH.

Contract and bond of James Mahoney for grading and graveling the first alley south of Cumberland or Pearl street, running from New Jersey to Alabama street.

FIFTH.

Contract and bond of James Mahoney for grading and graveling Columbia street and sidewalks, from Vermont to Michigan street.

SIXTH.

Contract and bond of James Mahoney for grading and bouldering the gutter on the east side of Alabama street, between St. Clair street and Fort Wayne avenue.

SEVENTH.

Contract and bond of J. H. Robinson for grading and graveling the alley running through Square No. 12, from Indiana avenue to Michigan street.

EIGHTH.

Contract and bond of Samuel Keers for grading and graveling Agnes street and sidewalks, from New York to North street.

NINTH.

Contract and bond of S. W. Patterson for grading and graveling Coe street and sidewalks from its eastern terminus to the Mill Race.

TENTH.

First and final estimate allowed H. C. Roney for grading and paving with brick the north sidewalk on St. Clair street, between New Jersey and Delaware streets.

ELEVENTH.

First and final estimate allowed H. C. Roney for grading and paving with brick the north sidewalk on St. Clair street, from Delaware to Meridian st.

TWELFTH.

First and final estimate allowed John Green for grading and graveling the alley running north and south from South to Merrill street, through out-lots 18 and 23.

THIRTEENTH.

First and final estimate allowed Patterson & Dunning for grading and paving with brick the north sidewalk on Gregg street, from New Jersey to East street.

FOURTEENTH.

Second and partial estimate allowed J. J. Palmer for laying block pavement on Illinois street, from Washington street two squares south.

FIFTEENTH.

First and final estimate allowed Patterson & Dunning for grading and graveling Elizabeth street, from Blake street to Geisendorff's Mill Race.

Respectfully submitted.

JOHN R. CLINTON, City Clerk.

Which was received, the contracts awarded and bonds approved.

Also, the following resolution :

Resolved, That the foregoing first and final estimate of Patterson & Dunning for grading and graveling Elizabeth street and sidewalks, from Blake street to Geisendorff's Mill Race, 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, Bollman, Cottrell,

Craft, Gibson, Gimber, Kahn, Kennington, Pressly, Reagan, Rush, Sherwood, Thalman, Whitsit, Wiles and Woodburn—17.

Negative—None.

Also, the following resolution:

Resolved, That the foregoing second and partial estimate of J. J. Palmer for grading and paving with wooden block pavement (Ballard's Patent) Illinois street, from Washington street south two squares, 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, Bollman, Cottrell, Craft, Gibson, Gimber, Kahn, Kennington, Pressly, Reagan, Rush, Sherwood, Thalman, Whitsit, Wiles and Woodburn—17.

Negative—None.

Also, the following resolution:

Resolved, That the foregoing first and final estimate of Patterson & Dunning for grading and paving with brick the north sidewalk of Gregg street, between New Jersey and East streets, be, and the same is hereby, adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote:

Affirmative—Councilmen Batty, Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Kahn, Kennington, Pressly, Reagan, Rush, Sherwood, Thalman, Whitsit, Wiles and Woodburn—17.

Negative—None.

Also, the following resolution:

Resolved, That the foregoing first and final estimate of John Green, for grading and graveling the alley running north and south from South to Merrill street, through out-lots 18 and 23, 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, Bollman, Cottrell, Craft, Gibson, Gimber, Kahn, Kennington, Pressly, Reagan, Rush, Sherwood, Thalman, Whitsit, Wiles and Woodburn—17.

Negative—None.

Also, the following resolution :

Resolved, That the foregoing first and final estimate of Henry C. Roney for grading and paving with brick the north sidewalk of St. Clair street, between Delaware and Meridian streets, be, and the same is hereby, adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Kahn, Kennington, Pressly, Reagan, Rush, Sherwood, Thalman, Whitsit, Wiles and Woodburn—17.

Negative—None.

Also, the following resolution :

Resolved, That the foregoing first and final estimate of Henry C. Roney for grading and paving with brick the north sidewalk of St. Clair street, between New Jersey and Delaware 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.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Kahn, Kennington, Pressly, Reagan, Rush, Sherwood, Thalman, Whitsit, Wiles and Woodburn—17.

Negative—None.

The City Clerk made the following report :

INDIANAPOLIS, Oct. 28, 1872.

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

GENTLEMEN:—The City Clerk would respectfully report the following affidavit now on file in his office for the collection of street improvement assessment by precept, to-wit:

D. Root & Co. vs. Charles W. Stagg, for \$16.18.

And would respectfully request you to order the precept to issue.

Respectfully Submitted,

JOHN R. CLINTON, City Clerk.

Which was concurred in and precept ordered to issue.

The City Attorney made the following report :

INDIANAPOLIS, Oct. 28, 1872.

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

GENTLEMAN:—The communication of J. J. Palmer to your honorable body, alleging that some of the property holders on South Illinois street refuse to pay their assessments for the laying of the block pavement to the middle of the street, claiming that the city is liable for that portion occupied by the Street Railroad, and two feet on each side thereof, and asking you to take such action as will enable him to collect such assessments, has been referred to me with instructions to report as to the liability of the city.

By the fourth section of an ordinance, entitled an ordinance to amend an ordinance, entitled "An ordinance authorizing the construction, extension and operation of certain passenger railways, in and upon the streets of the city of Indianapolis," ordained and established the 18th day of January, 1864, passed February 15, 1870, the Citizens' Street Railway Company were released or relieved from all liability for street improvements made prior to January 1, 1878, ordinary repairs excepted. This ordinance placed the street, so far as improvement is concerned, on the footing of other streets, and the property holders on each side of the street are liable to, and are bound to pay the assessment for the improvement to the center of the street.

Very respectfully,

J. S. HARVEY, City Attorney.

The question being on the concurrence in the report,

Mr. Bigham moved the previous question.

The question being, shall the main question be now put?

Those who voted in the affirmative were Councilmen Batty, Bigham, Craft, Gibson, Kahn, Rush, Thalman, Wiles and Woodburn—9.

Those who voted in the negative were Councilmen Bollman, Cottrell, Gimber, Hardesty, Kennington, Pressly, Reagan, Sherwood and Whitsit—9.

There being a tie vote, the main question was not ordered.

The City Attorney made the following report:

INDIANAPOLIS, Oct. 28, 1872.

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

GENTLEMEN:—I am instructed by you to examine and report to you at an early day whether the first alley north of John street, running east and west between lots 31 to 45 on the north, and lots 46 to 60 on the south, in Hanna's heirs' addition, belongs to the city, and is a public alley, or whether it belongs to Oliver Hanna, &c,

I beg leave to report that I have examined the Plat Records in the Recorder's office of Marion county, and find that by a plat of Hanna's heirs' addition to the city of Indianapolis, dated and acknowledged and recorded January 6th, 1868, in Plat Book No. 3, page 79, said alley is platted and laid out 15 feet wide and duly dedicated to the public, and therefore said Oliver Hanna can have no ownership therein, unless the same is properly vacated.

Very respectfully,

J. S. HARVEY, City Attorney.

Which was referred to the City Attorney and Committee on Revision of Ordinances.

The City Attorney made the following report:

INDIANAPOLIS, Oct. 28, 1872.

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

GENTLEMEN:—At your session of the 30th September ult., I was instructed to draft an ordinance in regard to the manner of constructing and the height of smoke stacks or chimneys for steam boilers.

The enacting or ordaining of another ordinance it seems to me cannot be necessary if the ordinances now in force are enforced. See sections 9, 10 and

11 of an ordinance entitled "An ordinance concerning the prevention of fires," passed November 30, 1863, pages 143 and 144, compilation of ordinances of 1869. And section 7 of an ordinance entitled "An ordinance concerning Buildings and Improvements, and regulating the granting of Building Permits," passed May 31, 1869. See compilation of ordinances of 1869, page 171.

These ordinances surely cover all that could be ordained against them in another ordinance.

Respectfully submitted,

J. S. HARVEY, City Attorney.

Which was concurred in.

On motion by Mr. Pressly, the Chief Fire Engineer was instructed to enforce the ordinance on that subject.

The City Commissioners made the following report:

INDIANAPOLIS, Oct. 28, 1872.

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

GENTLEMEN:—The City Commissioners having acted on the petition of A. Metzger and others, asking the opening of an alley eleven feet wide through Blocks 4, 5, 6, 7 and 8, in Harris's subdivisiou of out-lot 157, referred to us by your honorable body, would submit the following report:

We estimate the total damages to property and property owners along the line of said alley, being the value of the real estate, &c., taken for such improvement, at the sum of \$716.00.

We estimate the total benefits to property and property holders along the line of said alley, from the opening of the same, at \$716.00.

We think the city of Indianapolis should pay no part of the damages and benefits caused by the opening of said alley.

The damages and benefits to the property and lot owners are set out in detail in the following schedule:

Damages to Bates Breedlove for a strip eleven feet wide off the north side of lot 5 in Spann's sub of part of Block 8, in Harris's sub. of out-lot 157, in Indianapolis.....	\$270 00
Damages to Alexander Metzger for a strip 5½ feet wide off the south side of a tract off the south side of the north half of Block 7, in Harris's sub. of out-lot 157.....	\$50 00
Benefits to said Metzger on said tract.....	75 00
Balance of benefits to said Metzger on said tract.....	\$25 00

Damages to Benj. Boyer for a strip 5½ feet wide off the north side of a tract about 87 feet wide in the south half of Block 7, in Harris's sub. of out lot 157.....	\$19 00
Benefits to said Boyer on said tract.....	28 00
Balance of benefits to said Boyer on said tract	\$9 00
Damages to Jasper Newton for a strip 5½ wide off the north end of a lot 29 feet wide, west of Boyer's lot, in the south half Block 7, in Harris's sub. aforesaid	\$6 00
Benefits to said Newton on said lot	9 00
Balance of benefits to said Newton on said lot	\$3 00
Damages to W. W. Wright for a strip 5½ feet wide off the north end of lot 4, in Hall's sub. of the west half of the S. ½ of Block 7, in Harris's sub. of out-lot 157....	\$7 00
Benefits to said W. W. Wright on said lot	11 00
Balance of benefits to said W. W. Wright on said lot.. . . .	\$4 00
Damages to J. J. Hayden for strip 5½ feet wide off the north end of lot 3 in Hall's sub. of Harris's sub. as aforesaid	\$6 00
Benefits to said Hayden on said lot.....	10 00
Balance of benefits to said Hayden on said lot....	\$4 00
Damages to S. Taylor (or Fletcher & Sharpe) for a strip 5½ feet wide off the north end of lot 2, in Hall's sub. of Harris's sub. as aforesaid.....	\$6 00
Benefits to said Taylor (or Fletcher & Sharpe) on said lot.....	10 00
Balance of benefits to said Taylor, &c.....	\$4 00
Damages to C. H. G. Bals for strip 5½ feet wide off north end of lot 1, in Hall's sub. of Harris's sub. aforesaid.....	\$6 00
Benefits to said Bals on said lot	10 00
Balance of benefits to said Bals on said lot	\$4 00
Damages to Ettie Wright for a strip running east and west through the middle of the east half of Block 6, in Harris's sub of out-lot 157, said strip bein eleven feet wide and forming said alley.....	\$50 00
Benefits to said Ettie Wright on said east half of said Block 6.....	75 00
Balance of benefits to said E. Wright.....	\$25 00
Damages to Augustus Welch for a strip 5½ feet wide off the south side of a tract 51 feet 3 inches wide, west of said Ettie Wright's lot, in west half of the north half of Block 6, in Harris's sub. as aforesaid	\$23 00
Benefits to said Welch on said tract.....	36 00
Balance of benefits to said Welch.....	\$13 00

Damages to S. Delzell for a strip $5\frac{1}{2}$ feet wide off the south end of a strip 10 feet wide west of Welch's lot in said west half of north half of Block 6, in said sub. as aforesaid.....	\$2 00
Benefits to Delzell on said tract	2 00
	<hr/>
Balance benefits to said Delzell.....	0 00
Damages to M. A. Archy for a strip eleven feet wide, and running east and west through the middle of a tract $27\frac{1}{2}$ feet wide in the west half of Block 6, in Harris's sub. aforesaid.....	\$25 00
Benefits to said Archy on said tract.....	37 00
	<hr/>
Balance of benefits to said Archy on said tract.....	\$12 00
Damages to Mary A. Day for a strip eleven feet wide, and running east and west through the middle of a tract $27\frac{1}{2}$ feet wide on the west side of the west half of Block 6, in Harris's sub. aforesaid...	\$25 00
Benefits to said M. A. Day on said tract.....	37 00
	<hr/>
Balance of benefits to said Day.....	\$12 00
Damages to M. A. Clark for a strip $5\frac{1}{2}$ feet wide off the north side of a tract 61 feet 3 inches wide, in the south half of the west half of Block 6, in Harris's sub. aforesaid, and west of Wright's lot... ..	\$25 00
Benefits to said Clark on said lot.....	38 00
	<hr/>
Balance of benefits to said Clark	\$13 00
Damages to W. W. Wright for a strip $5\frac{1}{2}$ feet wide off south end of a tract about 151 feet wide in the east side of the north half of Block 5, in Harris's sub. of out-lot 157.....	\$32 00
Benefits to said Wright on said tract.....	48 00
	<hr/>
Balance of benefits to said Wright on said tract.....	\$16 00
Damages to C. Heiskel for a strip $5\frac{1}{2}$ feet wide off the south end of a tract 77 feet wide off the west side of the north half of Block 6, Harris's sub. aforesaid.....	\$18 00
Benefits to said C. Heiskel on said lot	27 00
	<hr/>
Balance of benefits to C. Heiskel.....	\$9 00
Damages to M. A. Day for a strip $5\frac{1}{2}$ feet wide off the north end of a tract 55 feet wide off the east side of the south half of Block 5, in Harris's sub. aforesaid.....	\$12 00
Benefits to said Day on said tract.....	18 00
	<hr/>
Balance of benefits to say Day	\$6 00
Damages to C. Heiskel for a strip $5\frac{1}{2}$ feet wide off the north end of a lot 38 feet wide west of Day's lot, in the east half of the south half of Block 5 in Harris's sub aforesaid.....	\$9 00
Benefits to said C. Heiskel on said lot.....	14 00
	<hr/>
Balance of benefits to Heiskel.....	\$5 00

Damages to W. Y. Wiley for a strip 5½ feet wide off the north end of a lot 38 feet wide, west of Heiskel's lot, in the south half of Block 5 in Harris's sub. aforesaid.....	\$9 00
Benefits to said Wiley on said lot.....	14 00
Balance of benefits to Wiley on said lot.....	\$5 00
Damages to Ettie Wright for a strip 5½ feet wide off the north end of a lot 34 ft wide, west of Wiley's lot, in the north half of the south half of Block 5, in Harris's sub. aforesaid.....	\$8 00
Benefits to Wright on said tract.....	12 00
Balance of benefits to said Wright on said lot.....	\$4 00
Damages to Indiana Central Railway Co. for a strip 5½ feet wide off [the north end of a lot 55 feet wide, on the west side of the west half of the south half of Block 5 in Harris's sub.....	\$12 00
Benefits to said Company on said tract.....	18 00
Balance of benefits to said Company.....	\$6 00
Damages to Frank and M. H. Wright for a strip 5½ feet wide off the south end of lots 6, 7 and 8, and for a strip 5½ feet wide off the north ends of lots 1, 2, 3 and 4, in Harris's sub. of Block 4, in Harris's sub. of out-lot 157, \$12 00 on each lot.....	\$84 00
Benefits to F. and M. H. Wright \$18 00 on each of lots 1, 2, 3, 4, 6, 7 and 8 in the sub. above named.....	126 00
Balance of benefits to said M. H. and F. Wright on said lots...	\$42 00
Damages to A. Naltner for a strip 5½ feet wide off the south end of lot 5, in Harris's sub. of Block 4, in Harris's sub. of out-lot 157...	\$12 00
Benefits to said Naltner on said lot.....	18 00
Balance of benefits to Naltner on said lot.....	\$6 00
Benefits to C. H. G. Bals on lot 6 Spann's sub. of Block 8, in Harris's sub. aforesaid.....	\$25 00
Benefits to E. B. Wasson on lot 9 in Spann's sub. aforesaid of Harris's sub. aforesaid.....	9 00
Benefits to Alex. Moss on lot 10 in Spann's sub. aforesaid.....	3 00
Benefits to Rufus Williams on lots 11 and 12 in Spann's sub. aforesaid, \$3.00 on each lot.....	6 00
Total damages.....	\$716 00
Total benefits.....	\$716 00

On part of the line of the above mentioned 11 foot alley through Blocks No. 4, 5, 6, 7 and 8, of Harris's sub. of out-lot 157, alleys of different widths and lengths have heretofore been thrown open. Some of these may have already been recorded—but in this proceeding, to make all said alleys uniform and condemn all of them alike for public use, the line of the alley is

still treated as belonging to the adjoining lot owners, and the ground is condemned from the middle line of said alley, and damages assessed thereon and benefits from the opening of said alley. The benefits are assessed along the whole line on both sides to help pay for the lot at the east end of said alley.

In closing this report we would suggest that streets be opened north and south through these Blocks before improvements are made and the expense becomes too great.

All of which is respectfully submitted.

WM. S. HUBBARD,
 JOSEPH M. SUTTON,
 IGNATIUS BROWN,
 J. F. RAMSAY,
 SAMUEL M. SEIBERT,
 Board of City Com'rs.

Which was received.

The Board of Health made the following report:

INDIANAPOLIS, Oct. 28, 1872.

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

GENTLEMEN:—The Board of Health submits the following mortality report for the week ending Oct. 28, 1872:

Under 1 year.....	4
From 1 to 2 years	3
From 2 and 5 years	2
From 5 to 10 years.....	0
From 10 to 15 years.....	0
From 15 to 20 years.....	0
From 20 to 25 years.....	1
From 25 to 30 years.....	1
From 30 to 40 years.. ..	2
From 40 to 50 years.. ..	3
From 50 to 60 years.....	0
From 60 to 70 years.....	0
From 70 to 80 years.. ..	1
From 80 to 90 years.....	0

Total..... 17

Respectfully submitted,

J. A. COMINGOR, M. D., Pres't.

W. WANDS, M. D., Secretary.

Which was received.

By consent Mr. Batty presented the following petition :

INDIANAPOLIS, Oct. 28, 1872.

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

The undersigned citizens of Indianapolis, who are the most immediately interested in opening Fifth street from Meridian to Illinois streets, would respectfully show to your honorable body that between Second and Seventh streets we have a distance of over two thousand feet without a street or an alley. And there can be no question about the public utility of having a street or an alley connecting Meridian with Illinois street some place in the vicinity of Fifth street. One among many evils resulting from a want of a thoroughfare at the point last above designated, is the fact that children residing in that part of the city, east of Meridian street, and attending the public school on North Tennessee street, are compelled to go four squares to get to one.

The undersigned, being property holders in the immediate vicinity, would humbly petition your honorable body to open a twenty foot street by taking a strip fifteen feet in width off of the south line of the grounds of William Henderson, and five feet off of the north side of the grounds of J. D. Condit, and a strip twenty feet wide west of the first described twenty feet, to be taken partly out of Fifth street, and partly out of lot No. 1, Sq're 20, Drake's Addition. This proposed street will intersect a thirty-five foot street running from Pennsylvania to Meridian street, and would continue Fifth street on almost a straight line from Illinois street.

And as your petitioners are informed that Mr. Henderson will give the fifteen feet strip of ground above described, if he can be assured that it is a final settlement of the question. We therefore would petition your honorable body to accept of said donation, and have it so recorded, and to open said street in accordance with the prayer of your petitioners.

W. D. Frazee, Mrs. M. M. Ray, C. A. Ferguson, George
K. Track and James B. Bullock.

Which was referred to the City Commissioners.

ORDINANCES ON FIRST READING.

Dr. Woodburn introduced general ordinance No. 68, 1872, entitled :

An ordinance for reporting contagious diseases.

Which was read the first time.

Dr. Woodburn presented the following petition :

INDIANAPOLIS, Oct. 26, 1872.

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

Your petitioners respectfully represent, that they are owners of real estate adjoining the line of the improvement hereinafter prayed for. That in their judgment local and public convenience would be promoted by the curbing and guttering in a good substantial manner with stone, of the south side of North street, between Meridian and Illinois streets, connecting at the latter point with the sewer recently laid in Illinois street.

They therefore respectfully pray your honorable body to cause such improvement to be made, and to take the appropriate proceedings to that end.

In connection with the improvement aforesaid, they also pray the Common Council to cause the sidewalk along the south side of North street, between Meridian and Illinois streets, that was paved about two months ago under the order of the Council, to be improved at its intersection with the two alleys that it crosses. They submit as their opinion that such improvement should consist in raising the grade at the alley crossings, and paving or flagging the crossings with stone.

Respectfully submitted,

A. W. Hendricks, O. J. R. Hanna and Charles Mayer.

Which was received.

Dr. Woodburn introduced special ordinance No. 189, 1872, entitled :

An ordinance to provide for grading and bouldering the gutter and curbing the sidewalk on the south side of North street, between Meridian and Illinois streets.

Which was read the first time.

By consent, Mr. Craft offered the following motion :

Moved, That the City Clerk be, and is hereby, instructed to correct the estimate made to Hanna & Hanway on work done on the alley running from Michigan to North streets, between Alabama and New Jersey streets, and that the same may be so corrected so as to equalize the assessment to property owners on the line of the said improvement.

Which was referred to the Committee on Streets and Alleys and the City Clerk, with power to act.

Mr. Kennington offered the following motion :

Moved, That Doctor Allen and Doctor Johnson be, and are hereby, allowed the privilege of erecting a gangway across the first alley east of the Surgical Institute on Georgia street, at their own expense.

Which was adopted.

REPORTS FROM COMMITTEES.

Mr. Rush, from the Committee on Sewers, made the following report :

INDIANAPOLIS, Oct. 28, 1872.

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

We, your Committee on Sewers, to whom was referred to advertise for bids to build a cement sewer on South Illinois street, from Louisiana street to the first alley north, would recommend the laying of a twelve (12) inch cement pipe on the east side of the tunnel wall, according to the direction of the Sewerage Engineer, and to have the work done as soon as possible.

A petition was also referred to us to advertise for proposals for the construction of a two (2) foot 3 inch sewer on Pine street, from Elm street to Fletcher's avenue, and would recommend that the Street Commissioner be directed to open lot 228, in Fletcher's subdivision, out-lots 96, 97 and 98, Mr. Adams having filled said lots, and therefore stopped the natural channel.

Also, your Committee would recommend that Mrs. Bertha Beck, Messrs. M. S. Whitehead, P. H. Griffith, H. C. Griffith and Catharine Shurman be allowed to tap the North Illinois street sewer with a 12 inch cement pipe, by taking out three permits.

A petition was also referred to us asking that the Indianapolis Starch Manufacturing Company might lay an 8 inch wooden sewer in the bed of Pogue's Run, to connect with the South street sewer. On examination we, your Committee, find that the City Council has no right to grant a permission to lay a sewer pipe under the bed of Pogue's Run (only across streets and alleys) Pogue's Run being private property. Therefore, we your Committee would not recommend in favor of it.

Respectfully submitted,

F. P. RUSH,
DAVID GIBSON.
C. E. WHITSIT,

Com. on Sewers

Which was concurred in.

On motion by Mr. Kennington, the rules were suspended for the purpose of taking up ordinances on second and third reading.

General ordinance No. 67, 1872, entitled :

An ordinance granting to Barnabas Coffin permission to repair, fit up and use his Slaughter House.

Was read the second time.

Mr. Thalman presented the following remonstrance :

INDIANAPOLIS, Oct. 28, 1872.

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

The undersigned, voters or property owners in the Fourth Ward, would respectfully remonstrate against the passage of the ordinance now pending before your honorable body, permitting Barnabas Coffin to repair and occupy for a slaughtering and packing house his premises on Blake street. The use of said property for a slaughter house is an intolerable nuisance, rendering our homes unwholesome and uncomfortable, and greatly depreciating the value of our property.

F. Taylor, Thomas McCune, James H. Myhan, George Potts, Thos. E. Chandler and 295 others.

Which was received.

Mr. Gibson offered the following motion :

Moved, That said ordinance be amended by inserting the following as section 2 thereof :

“That the figure 2 in said ordinance be stricken out, and the figure 3 inserted in lieu thereof.”

That all parts of section 2 of said ordinance, except the enacting clause, be stricken out.

Mr. Bigham offered the following amendment :

“To amend by inserting 12 months instead of 5 months.”

The question being on the adoption of the amendment as offered by Mr. Bigham.

Mr. Sherwood moved the previous question.

The question being, shall the main question be now put?

Those who voted in the affirmative were Councilmen Bollman, Craft, Gimber, Hardesty, Kennington, Pressly, Reagan, Rush, Sherwood, Whitsit, Wiles and Woodburn—12.

Those who voted in the negative were Councilmen Batty, Bigham, Cottrell, Gibson, Kahn, and Thalman—6.

So the previous question was ordered.

The question being on Mr. Bigham's amendment,

Those who voted in the affirmative were Councilmen Bigham, Bollman, Gimber, Hardesty, Kennington, Pressly, Reagan, Whitsit and Wiles—9.

Those who voted in the negative were Councilmen Batty, Cottrell, Craft, Gibson, Kahn, Rush, Sherwood, Thalman and Woodburn—9.

So the amendment was not adopted.

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

Those who voted in the affirmative were Councilmen Batty, Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Kahn, Kennington, Pressly, Reagan, Rush, Sherwood, Thalman, Whitsit, Wiles and Woodburn—17.

Negative—Councilman Hardesty—1.

So the motion was adopted.

On motion, the ordinance as amended was then ordered engrossed.

The ordinance was then read the third time and passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Kennington, Pressly, Reagan, Rush, Sherwood, Thalman, Whitsit, Wiles and Woodburn—18.

Negative—None.

Mr. Thalman moved to reconsider the vote just taken.

Mr. Batty moved that Mr. Thalman's motion be laid on the table.

Which motion was adopted.

On motion the Council adjourned.

DR. J. H. WOODBURN, Pres't *pro tem*.

ATTEST :

JOHN R. CLINTON, City Clerk.