

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

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SPECIAL SESSION.

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CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
*Tuesday, March 25, 1873, 7 o'clock, P. M.* }

The Common Council met pursuant to adjournment.

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

Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber,  
Hardesty, Kahn, Pressly, Thalman and Whitsit—11.

Absent—Councilmen Batty, Kennington, Reagan, Rush, Sher-  
wood and Wiles—6.

## ORDINANCES ON FIRST READING.

Mr. Cottrell introduced special ordinance No. 57, 1873, entitled:

An ordinance to grade and gravel Franklin street and sidewalks from Nebraska to Yeiser streets.

Which was read the first time.

Also special ordinance No. 58, 1873, entitled:

An ordinance to grade and gravel Dunlop street and sidewalks from Japan street to the Madison Road.

Which was read the first time.

Also special ordinance No. 59, 1873, entitled:

An ordinance to grade and gravel Downey street and sidewalks from Japan street to the Madison Road.

Which was read the first time.

Also special ordinance No. 60, 1873, entitled:

An ordinance to grade and gravel Wallace street and sidewalks from Nebraska to Yeiser streets.

Which was read the first time.

## CALL OF THE ROLL OF MEMBERS

*For the Presentation of New Business.*

Mr. Craft presented the following:

INDIANAPOLIS, March 24, 1873.

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

GENTLEMEN:—I herewith inclose you a copy of a tax receipt paid by me to the Treasurer of the city of Indianapolis for \$259.25, which the Treasurer

demanding of me for taxes on five acres of my ten acres for the year 1871; this tax is over and above the large amount of tax paid by me, and never required nor paid by me before nor since. I did not ask the Treasurer to offset this amount on my tax for 1872, which I have paid promptly, as I have all tax assessed against me by the city for the last fifty years. I have never disobeyed the laws or put any collector or assessor to the least trouble. I need not have paid this tax had the Deputy City Treasurer made fair representations to me at the time he made the demand. I did what I thought was my duty, but as others similarly situated have failed to pay, and the few that have paid are receiving back what they paid, I hope the Council will hardly refuse to refund me the amount stated in the following subjoined receipt, by an order to said City Treasurer to pay over to me the said amount.

Obediently yours,

I. N. PHIPPS.

[Copy of the Receipt.]

CITY TREASURER'S OFFICE,

Indianapolis, Ind., Nov. 6, 1872.

R. No. 1365.

Received of Isaac N. Phipps two hundred and fifty-nine 25-100 dollars, C. C. and C. C. Add. 47, lot, sq., 6, Poll —, and personal property in full of taxes assessed against same by Common Council of Indianapolis for the year 1871.

\$259.25

J. W. COONS, Treasurer.

By McVEX.

Which was received, and the claim ordered placed in the next appropriation ordinance, if found correct.

Mr. Craft also presented a receipt for taxes paid on a tract of land belonging to S. A. Flether, Sr., exceeding five acres, which claim was ordered to be placed in the next appropriation ordinance, if found correct.

Mr. Bigham offered the following motion:

*Moved*, That the City Clerk be, and is hereby, directed to furnish to this Council, at its next meeting, the amount of the bonded debt of this city, stating in his report the amount in bonds due each party or firm, as near as he can, when they mature, and where payable, what rate of interest they are bearing, &c., &c.

Which was referred to the Committee on Finance.

Mr. Cottrell offered the following motion :

*Moved*, That the City Clerk be, and is hereby, instructed to notify the City Commissioners to make an assessment of damages and benefits in the matter of widening the first alley south of Pogue's Run running east and west through square No. 80, said alley to be widened by condemning five feet of the north sides of lots 4 and 25 in said square, and report their action to this Council for approval. The Clerk is also instructed to notify the owners of property on each side of said alley, as required by law.

Which was adopted.

Mr. Hardesty offered the following motion :

*Moved*, That the Street Commissioner be, and he is hereby, directed to put down a flag-stone crossing on the west side of Meridian street where the same crosses South street.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to repair and put in good order the sidewalk in front of the property owned by Mr. Moran on the east side of Illinois street, between McNabb and South streets, and that the City Civil Engineer be directed to set the grade stakes.

Mr. Thalman moved to amend by instructing the Street Commissioner to notify the tunnel contractor to repair said improvement, and on failure to do so that the Street Commissioner do the work and collect the cost thereof from the contractor.

Which amendment was adopted.

The motion as amended was then adopted.

Mr. Hardesty offered the following motion :

*Moved*, That the Committees on Fire Department and Water Works be, and are hereby, authorized and empowered to send for persons and papers and hear evidence and ascertain what was the pressure on the Water Works Company's mains on the night of the 11th of March, 1873, at the time of the

fire of the Woodburn Sarvern Wheel Company's Works, on the corner of Illinois and Garden streets.

Which was adopted.

On motion by Mr. Hardesty, the City Clerk was instructed to have general ordinances Nos. 12 and 13, introduced at the meeting of the Council held March 24, 1873, published, one insertion, in each the Indianapolis Daily Journal, Sentinel and Telegraph.

Mr. Pressly offered the following motion :

*Moved*, That the City Civil Engineer be directed to report to this Council at its next meeting what steps will be necessary to take to prevent the flow of the water on to private property on Harrison street, between Pine and Dillon streets.

Which was adopted.

Also the following motion :

*Moved*, That the Street Commissioner be, and is hereby, instructed to clean out the gutters on Stevens street, and if necessary to raise the sidewalk so as to prevent the overflow of water on private property.

Which was adopted.

Also the following motion :

*Moved*, That the Street Commissioner be instructed to clean the gutters on South Liberty street.

Which was adopted.

Mr. Thalman presented the following petition :

INDIANAPOLIS, March 25, 1873.

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

We, the undersigned, property owners on the south side of Michigan st., between Mississippi and Indiana avenue, would respectfully petition your

honorab!e body to cause to be paved with brick the unpaved part of said square.

Most respectfully,

Susan Burkhart and Emily Birchard.

Which was received.

Mr. Thalman introduced special ordinance No. 61, 1873, entitled:

An ordinance to grade and pave with bricks the south sidewalk of Michigan street, between Mississippi street and Indiana avenue.

Which was read the first time.

Also special ordinance No. 62, 1873, entitled:

An ordinance to grade and gravel Patterson street and sidewalks, between North and Elizabeth streets.

Which was read the first time.

Mr. Thalman offered the following motion:

*Moved*, That the City Commissioners be directed to assess benefits and damages for the opening and extending Vermont street from its western terminus to Minerva street, and that the City Clerk give the necessary legal notices.

Which was adopted.

Also, the following motion:

*Moved*, That Wm. Pfaff have permission to pave with brick, at his own expense, the sidewalk on a line of his property on West street, instead of Letter stone, as provided in the ordinance, the said work to be done under the direction of the Civil Engineer, and to a width of nine feet. To be completed by the time the balance of the pavement is put down.

Which was referred to the City Solicitor and City Attorney.

Mr. Craft introduced special ordinance No. 63, 1873, entitled :

An ordinance to grade and gravel the alley running north and south from Vermont to Michigan streets, and between Pennsylvania and Delaware streets.

Which was read the first time.

Mr. Whitsit offered the following motion :

*Moved*, That the Street Commissioner be instructed to place stone crossings across Virginia avenue at Noble street.

Which was adopted.

Also the following motion :

*Moved*, That the Street Commissioner be instructed to place stone crossings across Virginia avenue at Cedar street.

Which was adopted.

Also the following motion :

*Moved*, That John J. Webb be allowed to grade and gravel the sidewalk in front of his property on Catherwood's Block (No 2), and the Civil Engineer be instructed to set the grade stakes.

Which was adopted.

Mr. Bigham presented the following petition :

INDIANAPOLIS, March 24, 1873.

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

GENTLEMEN:—We, the undersigned, members of the Citizens' Committee, appointed by your honorable body to act in reference to the laying of the block pavement on North Delaware street, do recommend and request that George W. Anderson, of this city, be appointed Inspector in the laying of said pavement, we believing him to be fully competent to discharge the duties connected with said position.

Signed,

J. C. ADAMS,  
THOMAS H. SPANN.

Which was postponed until next Monday night.

Dr. Woodburn offered the following motion :

*Moved.* That Alfred Harrison be added to the committee of citizens on the Meridian street block pavement.

Which was adopted.

Dr. Woodburn presented the following petition :

INDIANAPOLIS, March 24, 1873.

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

The undersigned respectfully represent to your honorable body that in consequence of the increase of railroad tracks along Pogue's Run, and the consequent interference with the telegraph poles of the Western Union Telegraph Company running eastward from the Union Passenger Depot, and from other obstructions to telegraph communications on said route of poles along Pogue's Run, the selection of another and more suitable route for telegraph poles is absolutely necessary.

The Telegraph Company therefore respectfully ask permission of your honorable body to erect a set of telegraph poles on Maryland street from Meridian street to Alabama, and on Alabama street from Maryland to Washington street, and thence east on Washington street to Noble or Benton street.

The poles the company propose to erect are white cedar, dressed smooth and painted white, similar in appearance to the poles now on Meridian street between Washington street and the Union Depot. Your petitioner will ever pray, &c.

The Western Union Telegraph Company,

By JOHN F. WALLICK, Sup't.

Which was referred to the Committee on Streets and Alleys and City Solicitor.

ORDINANCES ON SECOND READING.

On motion the following ordinances were read the second time and ordered engrossed :

General ordinance No. 1, 1873.

Special ordinance No. 5, 1873.

do do do 9, do

do do do 11, do

do do do 14, do



Special ordinance No. 15, 1873.

do	do	do 21,	do
do	do	do 22,	do
do	do	do 25,	do
do	do	do 26,	do
do	do	do 27,	do
do	do	do 28,	do
do	do	do 29,	do
do	do	do 30,	do
do	do	do 32,	do
do	do	do 38,	do

Mr. Bigham offered the following motion :

*Moved*, That Oliver Keeley have permission to pave with brick the sidewalk on Liberty street beside his property, on the corner of Liberty and Ohio sts., said work to be done under the direction of the City Civil Engineer, who is hereby directed to set the grade stakes.

Which was adopted.

Special ordinance No. 31, 1873, entitled :

An ordinance to provide for grading and paving with bricks the sidewalks of Illinois street from Ray to Norwood street.

Was read the second time, and on motion, stricken from the files.

Special ordinances Nos. 33, 34, 35 and 36 were taken up and referred to the Committee on Streets and Alleys and City Solicitor.

Mr. Kahn presented the following remonstrance :

INDIANAPOLIS, February 16, 1873.

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

We, the undersigned, do not want the alley east of Winston street, between Bellefontaine Railroad and Winston street graded.

Ferdinand Seibert, Peter Schwartz and 9 others.

Which was referred to the Committee on Streets and Alleys.

## ORDINANCES ON THIRD READING.

General ordinance No. 1, 1873, entitled :

An ordinance providing for the construction of a sewer on Second street, between Illinois and Meridian streets.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 5, 1873, entitled :

An ordinance to provide for grading and graveling Nebraska street and sidewalks from Japan street to Madison avenue.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 11, 1873, entitled :

An ordinance providing for the grading and graveling of Bates street and sidewalks between the old corporation line east and Grant street.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 14, 1873, entitled :

An ordinance providing for the grading and graveling of Coburn street and sidewalks from Madison avenue (or Road) to East street.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 15, 1873, entitled :

An ordinance providing for the grading and paving with brick the east sidewalk of New Jersey street from South to Merrill streets.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 21, 1873, entitled :

An ordinance to provide for grading and graveling Beatty street and sidewalks from McCarty to Buchanan street.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 22, 1873, entitled :

An ordinance to grade and gravel Dorman street and sidewalks, between St. Clair and Michigan streets.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 25, 1873, entitled:

An ordinance to provide for grading and paving with bricks the south sidewalk of North street, between West and Blackford streets.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 26, 1873, entitled:

An ordinance to grade and pave with brick the south sidewalk of Michigan street from Indiana avenue to Blackford street.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 27, 1873, entitled:

An ordinance to grade and gravel the alley running north and south from Ohio to Market streets, and between Highland and Winston streets.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft,

Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 28, 1873, entitled :

An ordinance to provide for grading and paving with bricks the sidewalks of Liberty street from Market to Ohio street.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 29, 1873, entitled :

An ordinance to provide for grading and graveling Valley street and sidewalks from East street to the second alley east of East street.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 30, 1873, entitled :

An ordinance to provide for grading and paving with bricks the sidewalks of Illinois street from Ray street to Pogue's Run.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 32, 1873, entitled :

An ordinance to provide for grading and bowldering the alley running north and south through square No. 16, from Vermont to Michigan streets.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Special ordinance No. 38, 1873, entitled :

An ordinance to provide for grading and graveling the first alley running east and west, north of Christian avenue, from College avenue to the first alley west of College avenue.

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

Affirmative—Councilmen Bigham, Bollman, Cottrell, Craft, Gibson, Gimber, Hardesty, Kahn, Pressly, Thalman, Whitsit and Woodburn—12.

Negative—None.

Dr. Woodburn offered the following motion :

*Moved*, That hereafter all ordinances passed for street improvements shall be submitted to the City Solicitor to report all back not legally passed in his opinion.

Which was adopted.

On motion the Council adjourned.

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

ATTEST :

JOHN R. CLINTON, City Clerk.