

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

---

REGULAR SESSION.

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CHAMBER OF THE COMMON COUNCIL OF THE  
CITY OF INDIANAPOLIS, }  
*Monday, June 16, 1873, 7½ o'clock, P. M.* }

The Common Council met in regular session.

Present—His Honor, the Mayor, Jas. L. Mitchell, in the chair,  
and the following members:

Councilmen Adams, Anderson, Batty, Bigham, Bollman, Brown,  
Craft, Darnell, Gibson, Gimber, Hardesty, Kahn, Kennington,  
McLaughlin, Pressly, Reagan, Rush, Shepherd, Sherwood, Strat-  
ford, Thalman, Twiname, Ward and Woodburn—24.

Absent—Councilmen Peck and Pendleton—2.

The proceedings of the regular session, held June 2d, 1873,  
were read and approved.

Sealed proposals for removing dead animals &c., were received,  
opened, read and referred to the Committee on Contracts.

Mr. Craft, from the Committee on Contracts, submitted the following report :

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—Your Committee on Contracts, to whom was referred sundry proposals for lighting, cleaning, and keeping in repair the lamps on the public streets, as per advertisement, dated June 3d, 1873, find them to be as follows, to-wit:

FIRST.

J. M. Cooper, 33 $\frac{1}{2}$  cents per month, per lamp post.

O. H. P. Bly, 25 cents per month, per lamp post.

We find that O. H. P. Bly is the lowest and best bidder. If the Council consider the proposal a reasonable one, they can either award him the contract or re-advertise the same.

SECOND.

The party to whom was awarded a contract, one P. B. Stokes, for grading and graveling the first alley northwest of Cedar street, between Fletcher and Forest avenue, has failed to come forward and file his bond. We would therefore recommend that said work be re advertised.

THIRD.

A contract was also awarded to Samuel J. Smock, to grade and pave with brick, the south sidewalk on Michigan street from Mississippi street to Indiana avenue, he has also failed to come forward and file his bond. We would also in this case recommend that said work be re-advertised.

FOURTH.

We would also report that at the last session of the Common Council, your Committee reported that Joseph Kruger had failed to file his contract and bond for building two public cisterns, one at the corner of Yandes street and Home avenue, and one at the corner of West and First street. We have since had an interview with Mr. Kruger, and he informs your Committee that in consequence of the water being so close to the surface at the corner of Yandes and Home avenue a cistern can not be built at said point, but is willing to file his bond and contract for building the cistern at the corner of West and First street. Your Committee therefore ask that so much of the report of your Committee made to the Council, June 2d, 1873, in relation to re-advertising for proposals for building said cisterns at the points named, be reconsidered, and that the bond of said Kruger when presented for building the cistern at the corner of West and First street be accepted.

Respectfully submitted,

LEON KAHN,  
W. H. CRAFT,  
Committee on Contracts.

Which was concurred in, and the contract awarded.

REPORTS FROM CITY OFFICERS.

The City Civil Engineer submitted the following report:

INDIANAPOLIS, June 16, 1873.

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

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

A first and final estimate to Richard Carr, for grading and graveling Bates street and sidewalks, from the Old Corporation line east to Grant street.

Length on north side . . . . .	338 ft.
Length on south side . . . . .	838 ft.
	<hr/>
Total length. . . . .	1,676 ft.
At \$1.05 per lineal foot. . . . .	\$1,759 80

Also, a first and final estimate to John Schier, for grading and paving with brick, the east sidewalk on New Jersey street, from Merrill to McCarty street.

831.66 lineal feet at 57 cents per foot. . . . .	\$474 05
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Also, first and final estimate allowed Hiram Seibert, for grading and graveling Merrill street and sidewalks, from Mississippi to Missouri street.

Length on north side. . . . .	369 ft.
Length on south side. . . . .	369 ft.
	<hr/>
Total length. . . . .	738 ft.
At \$1.48 per foot. . . . .	\$1,092 24

Also, James W. Hudson, for grading and bowldering the gutter, curbing the outside edge with stone, and flagging and bowldering the crossings on the south sidewalk on North street from Meridian to Illinois street.

420 lineal feet of bowldering at 50 cents. . . . .	\$210 00
57 7 10 square yards of bowldering at 68 cents. . . . .	39 25
438.5 square yards of curbing at 68 cents . . . . .	298 18
76 feet of flagging at 58 cents. . . . .	44 08
	<hr/>
Total estimate. . . . .	\$591 51

Also, a third partial estimate allowed to J. B. Smith, for paving on north Tennessee street, from the north line of New York street to the south line of the first alley north of St. Clair street.

15,260.89 square yards of pavement at \$1 64. . . . .	\$25,191 86
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5,752.98 lineal feet of curbing at 61 cents.....	3,509 31
Total . . . . .	\$28,701 17
Deduct former payment... . . . .	15,959 30
Present payment. . . . .	\$12,741 87

Respectfully submitted,

J. W. BROWN, Civil Engineer.

Which was concurred in.

Also, the following report :

INDIANAPOLIS, June 16, 1873.

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

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

A first and final estimate to Richard Carr, for grading and graveling Bates street and sidewalk, from the Old Corporation line east to Grant street.

A first and final estimate to John Schier, for grading and paving with brick, the east sidewalk on New Jersey street, from Merrill to McCarty st.

A first and final estimate allowed to Hirman Siebert, for grading and graveling Merrill street and sidewalks, from Mississippi to Missouri street. James W. Hudson, for grading and bowldering the gutter, curbing the outside edges with stone, and flagging and bowldering the crossing of the south sidewalk on North street, from Meridian to Illinois street.

A third partial estimate allowed J. B. Smith, for paving on north Tennessee street, from the north line of New York street to the south line of the first alley north of St. Clair street.

Respectfully submitted,

J. W. BROWN, Civil Engineer.

Which was received.

Also, the following estimate resolution :

*Resolved,* That the foregoing first and final estimate of Richard Carr, for grading and graveling Bates street and sidewalks, from the Old Corporation line east to Grant street, 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 Adams, Anderson, Batty, Bigham,

Bollman, Brown, Craft, Darnell, Gibson, Hardesty, Kahn, Kennington, McLaughlin, Pressly, Reagan, Rush, Shepherd, Sherwood, Stratford, Thalman, Twiname, Ward and Woodburn—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate of John Schier for grading and paving with brick the east sidewalk on New Jersey street, from Merrill to McCorty street be and 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 Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Hardesty, Kahn, Kennington, McLaughlin, Pressly, Reagan, Rush, Shepherd, Sherwood, Stratford, Thalman, Twiname, Ward and Woodburn—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate of Hiram Seibert, for grading and graveling Merrill street and sidewalks, from Mississippi to Missouri street, 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 Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Hardesty, Kahn, Kennington, McLaughlin, Pressly, Reagan, Rush, Shepherd, Sherwood, Stratford, Thalman, Twiname, Ward and Woodburn—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate of James W. Hudson

for grading and bowldering the gutter, curbing the outer edges with stone and flagging and bowldering the crossing of the south sidewalk on North street, from Meridian to Illinois street, 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 Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Hardesty, Kahn, Kennington, McLaughlin, Pressly, Reagan, Rush, Shepherd, Sherwood, Stratford, Thalman, Twiname, Ward and Woodburn—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing third and partial estimate of J. B. Smith, for paving on north Tennessee street, from the north line of New York street to the south line of the first alley north of St. Clair street, 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 Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Hardesty, Kahn, Kennington, McLaughlin, Pressly, Reagan, Rush, Shepherd, Sherwood, Stratford, Thalman, Twiname, Ward and Woodburn—23.

Negative—None.

Also the following report :

INDIANAPOLIS, June 16, 1873.

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

The Civil Engineer would respectfully report to the Council :

Contract and bond of James Mahoney for grading and graveling California street and sidewalks, from St. Clair to First street, for your approval.

Respectfully submitted,

J. W. BROWN, Civil Engineer.

Which was concurred in and the bond approved.

Also the following report :

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN :—You have ordered a brick culvert to be built at the intersection of the State ditch and Alabama street. I think it will be necessary before long, in order to secure good drainage in the northern portion of the city, to deepen the ditch from three to five feet. If this is done the culvert, if built as proposed, will be useless.

I would suggest to the Council the propriety of straightening and deepening the ditch from Fall Creek to Alabama street, and then building the culvert at that point of sufficient size, and at a sufficient depth to answer for the future.

I wish to call the attention of the Council to the fact that the culverts and catch-basins are very much obstructed by the litter which is thrown into the streets and alleys and carried down by the water when it rains. If there is an ordinance on the subject it should be more rigidly enforced.

Respectfully submitted,

J. W. BROWN, Civil Engineer.

Which was concurred in.

By consent, Mr. Sherwood from the Special Committee on Gravel Roads, submitted the following report :

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN :—Your Committee appointed to confer with the Gravel Road Companies, respectfully report as follows :

We have conferred with several of the Companies, and herewith submit communications from the officers of two of said Companies.

A resolution was introduced providing for the condemnation of all such roads, and this required the Engineer to report a proper map of all the roads, and the proper resolution has also been introduced, referring the resolutions and papers to the City Commissioners, and they have been instructed to make the proper assessment of benefits and damages.

Your Committee recommend that inasmuch as proceedings to condemn such roads have already been commenced, that it would be expedient to allow the course entered upon to progress to completion.

L. Q. SHERWOOD,  
JOHN T. PRESSLY,  
ROBERT KENNINGTON.

Which was concurred in.

Also the following communications :

INDIANAPOLIS, June 16, 1873.

To Messrs. Sherwood, Pressly and Kennington, Committee of Council :

GENTLEMEN :—I am authorized by the Stockholders of the White River Gra-

vel Road Co. to make the following proposition to your Committee: The city to take possession of the road from First street (the southern end of road) to the point where the Crown Hill Street Railroad intersects the gravel road, about 15 rods south of the Fall Creek bridge, (this last is the corporation line on the north side.) Price \$3,000.

JOHN ARMSTRONG,  
Pres't of Company.

Terms of sale proposed by the Directors of the Indianapolis and Fall Creek Gravel Road Company for the sale of one mile of their road to the City of Indianapolis will be the sum of \$2,600, being the first cost of making said mile of road, and pay to be equal to cash payment—this being the first mile south of north bounds of State Fair grounds.

His Honor, the Mayor, submitted the following report:

INDIANAPOLIS, June 8, 1873.

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

GENTLEMEN:—I have the honor to report that from the 13th of May, 1873, the day upon which I commenced to discharge the duties of my office, up to the 31st day of said month, I received as forfeitures for violation of City Ordinances the sum of \$112 88, which amount I this day paid over to the City Treasurer, as will more fully appear by his receipt filed herewith.

JAMES L. MITCHELL, Mayor.

Which was received.

The City Attorney submitted the following report:

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—I have examined the questions involved in the reference of the ordinance for the improvement of South street, and submit the following:

The questions involved are these.

1. Is a contractor for the construction of a sewer bound to restore a street into which he digs to the same condition in which it was at the time of entering upon the work?

2. When a street because of the failure of the contractor to restore it to its former condition, requires to be improved, can the Common Council order it done at the expense of the property owners?

The first question is entirely free from difficulty. The contractor is bound to restore the surface of the street to the condition in which it was when he entered upon his work. This is implied in his contract. No contract should be considered performed, and no estimate awarded until the street has been placed as near as practicable in the condition in which contractors found it. The authorities hold that the power to order street improvements is a continuing one, to be exercised whenever, in the judgment of the Common Council it may be proper. Under this general rule I think, therefore, that the Common Council may order the street improved at the expense of the



property owner. In no case, however, is the Council bound to improve streets at the expense of the property owners, although that has been the uniform method. The Council may, to use the language of the charter, "cause all the expense to be assessed and collected, as herein provided, when petition is made, or if it is deemed just and right by the Common Council, to cause any such expenses, or any part thereof, to be paid out of the general revenue of the city." In other words, the Council may improve the streets at the cost of the adjacent property owners, or at the cost of the city, as they may deem proper.

Respectfully, B. K. ELLIOTT, City Attorney.

Which was concurred in.

The Board of Health submitted the following report:

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—The Board of Health would respectfully submit the following weekly mortality report for the week ending 16th of June, 1873:

Under 1 year.....	8
From 1 to 2 years.....	1
From 2 to 5 years.....	1
From 5 to 10 years.....	2
From 10 to 15 years.....	3
From 15 to 20 years.....	0
From 20 to 25 years.....	3
From 25 to 30 years.....	2
From 30 to 40 years.....	0
From 40 to 50 years.....	3
From 50 to 60 years.....	1
From 60 to 70 years.....	0
From 70 to 80 years.....	0
From 80 to 90 years.....	0
From 90 to 100 years.....	0
100 and upwards.....	0
Unknown.....	0
Total .....	24

Respectfully submitted,  
S. A. ELBERT, M. D., President.

W. WANDS, M. D., Secretary.

Which was received.

The City Commissioners submitted the following report:

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—The Board of City Commissioners have acted upon the matter of widening the first alley running east and west through square 80, south

of Pogue's Run, by taking five feet for public use off the north side of lots 4 and 25 in said square, together with the improvements thereon; and after due consideration of the damages and benefits sustained by the several property holders from said improvements, we submit the following schedule thereof:

The total damages, or value of the real estate taken for such alley we estimate at \$1,000 00, and the cost of removing the improvements at \$45 00, making the whole damages, \$1,045 00.

The benefits to the property holders whose property is taken—from the widening of said alley—we estimate at \$185 00, and the benefits to the property across the alley at \$450 00, and to the city at \$410 00, making total benefits, \$1,045 00, equalling the total damages.

The following is the detailed statement of said damages and benefits, with a list of the lots and the owners thereof on which they are assessed:

Damages to Mrs. Sarah Reeves, for a strip of ground five feet in width off the north side of lot 4, in square 80, in Indianapolis, \$500; also, for moving shed, fencing, and outhouse now on said strip, \$35, total damages to her, \$535 00. We estimate the benefit to her house and lot from the widening of the alley and the removal of the shed at \$75 00, leaving the balance of her damages at \$460 00.

Damages to Andrew May for the value of a strip five feet wide off of the north side of lot 25, in square 80, Indianapolis, at \$100—\$500; moving fence \$10—total damages \$510. We estimate his benefits from widening said alley at \$110. Balance of his damages \$400.

The benefits to Robert Schmitt on lot 26 in said square 80, we estimate at \$100.

The benefits to the Cincinnati, Hamilton and Indianapolis Railroad Company on lot 3, square 80, Indianapolis, from the widening of said alley, we estimate at \$350.

The benefits to the city we estimate at \$410.

Total damages.....	\$1,045 00
Benefits to property holders....	\$635 00
Benefits to city .....	410 00

Total benefits.... .. \$1,045 00

It is our judgment, after inspecting the premises, that if said alley is widened at all it would be better to make it thirty instead of twenty feet, and that it would be still better to open Georgia street on the direct line in said square. All of which is respectfully submitted.

IGNATIUS BROWN,  
SAMUEL M. SEIBERT,  
J. F. RAMSAY,  
JOSEPH M. SUTTON,  
Board City Commissioners.

Which was received.

ORDINANCES ON FIRST READING.

Mr. Brown introduced special ordinance, No. 176, 1873, entitled:

An ordinance to grade and bowlder the gutter on the east side of Madison avenue, between south street and the south side of Garden street.

Which was read the first time.

Mr. Darnell introduced special ordinance No. 177, 1873, entitled:

An ordinance to grade and gravel Howard street and sidewalks from First to Seventh street.

Which was read the first time.

Mr. Kennington introduced special ordinance No. 178, 1873, entitled:

An ordinance to grade and gravel Bicking street and sidewalks from Delaware to High street.

Which was read the first time.

Mr. Shepherd introduced special ordinance No. 179, 1873, entitled:

An ordinance to light with gas Cumberland street from Mississippi to West street.

Which was read the first time and referred to the Committee on Gas Light.

Also special ordinance No. 180, 1873, entitled:

An ordinance to grade and gravel Missouri street and sidewalks from Market to Merrill street.

Which was read the first time.

Mr. Kahn introduced general ordinance No. 35, 1873, entitled:  
An ordinance to prevent forestalling.

Which was read the first time.

Mr. Anderson introduced special ordinance No. 181, 1873, entitled:

An ordinance to grade and pave with brick the west sidewalk on Noble street from Louisiana to South street.

Which was read the first time.

Also special ordinance No. 182, 1873, entitled:

An ordinance to grade and bowlder the gutter on the north side of South street from East street to the first alley east of East street.

Which was read the first time.

Mr. Pressly presented the following petition:

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—The undersigned, owners of the real estate fronting on the first alley east of Harrison street, between Cedar street and the first alley west of Cedar street, respectfully petition your honorable body to pass an ordinance for the grading of the above described alley according to the general plan of improving alleys. And your petitioners will ever pray, &c.

Amasa Stone, H. W. Rattan, C. B. Pettet, Henry Dreftmeyer and F. Fells.

Which was received.

Also special ordinance No. 183, 1873, entitled:

An ordinance to grade the first alley south of Harrison street, between Cedar street and the first alley west of Cedar street.

Which was read the first time.

Mr. Adams presented the following petition :

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—The undersigned, owners of the real estate fronting on Park avenue, between Eighth or Norwood streets and Christian avenue, respectfully petition your honorable body to pass an ordinance providing for the widening of said street three feet on each side between the above named streets. And your petitioners will ever pray, &c.

E. S. Folsom, J. C. Carter, Temple C. Harrison, C. A. Howland, E. H. Lamme and 17 others.

Which was received.

Also special ordinance No. 184, 1873, entitled :

An ordinance to widen the sidewalks of Park avenue from Christian avenue to Eighth or Norwood street.

Which was read the first time.

Also special ordinance No. 185, 1873, entitled :

An ordinance to light with gas Morrison street, between Delaware and Alabama streets.

Which was read the first time and referred to Committee on Gas Light.

Also general ordinance No. 36, 1873, entitled :

An ordinance allowing the Peru Railroad Company to lay a track on the north sidewalk on Massachusetts avenue at the crossing of the Peru R. R. tracks.

Which was read the first time and referred to the Committee on Streets and Alleys.

Mr. Thalman introduced special ordinance No. 186, 1873, entitled :

An ordinance to light with gas Minerva street from New York to North st.

Which was read the first time and referred to Com'tee on Gas.

Also general ordinance No. 37, 1873, entitled :

An ordinance to repeal part of an ordinance entitled an ordinance to repeal part of an ordinance heretofore passed in relation to slaughter houses.

Which was read the first time.

Mr. Batty introduced special ordinance No. 187, 1873, entitled :

An ordinance to provide for the extension of the Second street sewer from Meridian to Pennsylvania street, and assessing the property on each side of the line of such proposed sewer.

Which was read the first time.

Also the following petition :

INDIANAPOLIS, April --, 1873.

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

GENTLEMEN:—The undersigned, owners of the real estate fronting on Park avenue, between Lincoln and Eighth streets, respectfully petition your honorable body to pass an ordinance providing for the grading and graveling the street and sidewalks—gravel to be creek or river gravel. And your petitioners will ever pray, &c.

Alvin D. May, Hiram P. Wasson, Jas. N. Rogers, W. C. Vanarsdel and 8 others.

Which was received.

Also special ordinance No. 188, 1873, entitled :

An ordinance to grade and gravel Park avenue from Lincoln to Eighth st.

Which was read the first time.

By consent, Mr. Gibson, from the Committee on Revision of Ordinances, submitted the following report :

INDIANAPOLIS, June 9, 1873.

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

The undersigned committee, who were directed to report an ordinance appropriating twenty-six hundred dollars to purchase that portion of the In-

dianapolis and Fall Creek Gravel Road lying within the city limits, respectfully submit the following ordinance and recommend its passage.

Respectfully submitted,

DAVID GIBSON,  
LEON KAHN,  
JAS. McB. SHEPHERD,  
Com. on Rev. Ordinances.

Which was received.

Mr. Gibson introduced general ordinance No. 38, 1873, entitled :

An ordinance to appropriate money for the purchase of that portion of the Indianapolis and Fall Creek Gravel Road lying within the corporate limits of the city of Indianapolis.

Which was read the first time.

Dr. Ward introduced general ordinance No. 39, 1873, entitled :

An ordinance regulating privies.

Which was read the first time.

Also general ordinance No. 40, 1873, entitled :

An ordinance establishing a Bureau of Sanitary Inspection.

Which was read the first time.

REPORTS FROM COMMITTEES.

Mr. Bigham, from the Committee on Streets and Alleys, submitted the following report :

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—Your Committee on Streets and Alleys, to whom was referred sundry papers, would respectfully report to your honorable body—

FIRST.

A remonstrance was referred against grading and graveling Olive street and

sidewalks from Prospect street two squares south of said street. We herewith return the remonstrance and ordinance, and recommend that the ordinance be passed.

#### SECOND.

An ordinance to grade and bowlder the first alley north of Louisiana street from East to New Jersey street, and also a remonstrance against the improvement of the same, signed by Samuel P. Daniels and others. As all of said property holders seem to be opposed to said ordinance, we herewith return the ordinance and ask that it be stricken from the files.

#### THIRD.

An ordinance and remonstrance was also referred to your committee for the improvement of the east sidewalk on South Delaware street. Believing said improvement should be made we herewith return the remonstrance with the recommendation that the ordinance for the improvement be passed.

#### FOURTH.

A communication was referred to us from Andrew Wallace, asking that under a motion formerly passed that he be allowed to improve the sidewalk in front of his property on Maryland street. He should have improved his property under the permission given him before the ordinance passed and in the time allowed him, but as the ordinance is now passed he can make any arrangement he pleases with the contractor who has now or may be awarded the contract.

#### FIFTH.

A motion was referred to your committee directing the City Civil Engineer to set the proper stakes at the corner of Merrill and Valley streets, also on the first alley east of East street, and to run between the points aforesaid the proper line, and that after said stakes are set that the City Marshal be directed to notify the property holders to remove their fences to the proper places, we herewith return the motion and recommend its passage.

#### SIXTH.

A motion was referred to your committee directing the Street Commissioner to raise the gutter on the north side of Washington street, between Alabama and New Jersey streets, so as to drain the water into the New Jersey street gutter. As we think that it would be attended with too much expense at this time, we recommend that the said improvement be postponed.

#### SEVENTH.

A motion was also referred to your committee directing the Street Commissioner to extend the sidewalks on Tennessee street, where the same has become necessary by the widening of the sidewalks to 20 feet. As said stree



is now under improvement by being paved with wooden blocks, we would recommend that said motion be passed.

## EIGHTH.

A motion was also referred to your committee to make an examination of Union street, between McCarty and Ray streets, and report whether it is not expedient to construct a sewer connection, on the east side of Union street, with the catch-basin on the north-east corner of Ray and Union streets. Your committee have made such examination, and would recommend that the Street Commissioner be directed to place a 24-inch cement pipe at said point for a sewer, under the superintendence of the City Civil Engineer.

## NINTH.

A motion was also referred to your committee directing the Street Commissioner to fill up and straighten the gutter on Kentucky avenue at the mouth of the Kentucky avenue sewer. We would recommend that this motion be passed.

## TENTH.

A motion was also referred directing the Street Commissioner to bowlder the gutter on the north side of South street from East street to the first alley east of East street. As said improvement should be made, we would recommend that the Councilmen from the said ward introduce an ordinance for the said improvement for the property holders to pay for the same on the line of said improvement, as it is done in all other improvements of the same kind.

## ELEVENTH.

A motion was also referred directing the Street Commissioner to place the necessary cement tiling in the gutter on the north side of North street, between the Canal and Fayette street for the purpose of draining the same, and to raise the grade of the north sidewalk, from Fayette street to the Canal. As said improvements are necessary, we would recommend that the Councilmen from the said ward introduce an ordinance to have the same done at the expense of the property holders on the line to be improved.

## TWELFTH.

A remonstrance was also referred to your committee, signed by Daniel Wiley and others, owners of the real estate fronting on Alabama street, from Fort Wayne avenue to Morrison street, opposing the widening of said street between the points named. Your committee would report in favor of the widening of said street on the condition only that the property holders on the west side will agree to pay the damages sustained by the property holders on the east side, and that the city shall be at no expense whatever, and that whenever the property holders on the west side file a written agreement

to pay the damages, as above stated, that the same be referred to the City Commissioners, and that the Clerk give the required notice in said case and not until then.

## THIRTEENTH.

A petition was also referred to your committee, signed by John B. Hann and Naaman Dawson, asking that Adelia street, from College avenue to Rohampton street, through block 24, and also the alley in the rear of lots 19, 20, 21, 22, 23, 24, 25, 26, 27 and 28, in Phillips' subdivision, and lots 18, 19, 20 and 21 in Merrill's subdivision of said block. If said petitioners do what they agree to do in said petition, we can see no objection to granting the prayer of said petitioners, on condition that said petitioners be at the expense of giving the notice of pendency of petition, &c., to vacate said street and alleys

Respectfully submitted,

H. S. BIGHAM,  
E. J. HARDESTY,  
JOHN T. PRESSLY,  
Com. on Sts. and Alleys.

Which was concurred in.

Mr. Craft, from the Committee on Fire Department, submitted the following report :

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN :—Your Committee on Fire Department would recommend the purchase of a new Steam Fire Engine, and that the City Clerk be directed to advertise for proposals for the same. Also, that he be directed to advertise for proposals for building two cisterns or tanks near the Sewing Machine Works.

Respectfully submitted,

W. H. CRAFT,  
DAVID GIBSON,  
ROBERT KENNINGTON,  
Com. on Fire Department.

Which was concurred in.

Also, the following report :

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN :—Your committee, to whom was referred sundry motions in regard to building cisterns, would report the following :

That a 600 barrel cistern be built on the corner of Mississippi and Third street.

Also, a 600 barrel cistern on the corner of Union and Morris streets.

Also, a 600 barrel cistern at or near the corner of Wright and Bradshaw streets. And that the City Clerk be directed to advertise for bids for the building of the same.

Respectfully submitted,

W. H. CRAFT,  
DAVID GIBSON,  
ROBERT KENNINGTON,  
Com. on Fire Department.

Which was concurred in.

Also the following report :

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—Your Committee on Fire Department to whom was referred proposals for furnishing the city with 2,000 feet of hose, would report that the following proposals were presented, to-wit :

W. A. Torey & Co., carbolic fire hose 2½ inch 4 ply, with 5 ply capped ends at \$1.18 cents per foot.

W. A. Torey & Co., excelsior hose, 4 ply, with 5 ply capped ends, at \$1.06 cents per foot.

John Knight, 4 ply rubber hose with 5 ply ends, at \$1.23 cents per foot.

Silsby Manufacturing Company, 4 ply rubber hose with 5 ply ends, at \$1.30 cents, with couplings attached, all complete.

A. S. Mount, 4 ply test hose with 5 ply ends, at \$1.27 cents per foot.

Adams, Dewitt & Co., test hose, 4 ply with 5 ply ends, at \$1.15 cts. per foot, and with couplings attached \$1.25 cents per foot.

Adams, Dewitt & Co., steam fire hose, 4 ply with 5 ply ends, at \$1.10 cents per foot.

Mooney, Taylor & Smith, 4 ply test hose, with 5 ply ends, at \$1.15 cents per foot.

Mooney, Taylor & Co., steam fire hose, 4 ply with 5 ply ends, at \$1.00 per foot.

Mooney, Taylor & Co., Standard hose, 4 ply with 5 ply ends, at 95 cents per foot. Standard hose, 4 ply with 5 ply ends, at 85 cents per foot.

Hyde, Leather and Belting Co., 4 ply ends strengthened, fire hose, at \$1.00 per foot. 4 ply not end strengthened, at 85 cents per foot.

Your Committee on Fire Department believing that Messrs. Mooney, Taylor & Co., are the lowest and best bidders for the 4 ply test hose, with 5 ply

ends at \$1 15 per foot, we would therefore recommend that they be awarded the contract at their bid.

Respectfully submitted,

W. H. CRAFT,  
DAVID GIBSON,  
Com on Fire Department.  
CHARLES RICHMANN,  
Chief Fire Engineer.

Mr. Kennington presented the following:

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—In compliance to the vote of your honorable body we are prepared to deliver the hose ordered at any place the Chief Engineer may designate.

Yours respectfully,

HIDE, LEATHER & BELTING CO.

Mr. Rush presented the following:

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—If your honorable body desire to try the merits of the respective hose offered, namely, the "Test Hose" offered by Mooney, Taylor and Smith, and A. S. Mount, and the end strengthened and end capped four ply Fire Hose offered by ourselves, we will be pleased to furnish the city with two thousand feet more of "Test Hose," same as offered by Mooney, Taylor & Smith at \$1.15 per foot, and by A. S. Mount at \$1 27 per foot, same hose furnished heretofore by Mooney & Co. and A. Mount, and used by the city for many years past, at the same price we now furnish the city our own, viz., one dollar per foot. That is, 2,000 feet end strengthened 2½-inch 4 ply hose at \$1.00 per foot, and 2,000 feet Test hose 2½-inch 4 ply, at \$1.00 per foot.

Yours respectfully,

HIDE, LEATHER & BELTING CO.

Mr. Kahn offered the following motion:

*Moved,* That the action on the report of the Committee on Fire Department, in regard to the purchase of hose, be deferred for one week, and the Clerk ordered to re-advertise for the same.

Upon which the previous question was ordered.

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

Those who voted in the affirmative were Councilmen Craft, Hardesty, Kahn, Thalman and Woodburn—5.

Those who voted in the negative were Councilmen Adams, Anderson, Batty, Bigham, Bollman, Brown, Darnell, Gibson, Gimber, Kennington, McLaughlin, Pressly, Reagan, Rush, Shepherd, Sherwood, Stratford, Twiname and Ward—19.

So the motion was not adopted.

The question then being on the concurrence in the report,

Those who voted in the affirmative were Councilmen Craft, Gibson, Kahn, Thalman and Woodburn—5.

Those who voted in the negative were Councilmen Adams, Anderson, Batty, Bigham, Bollman, Brown, Darnell, Gimber, Hardesty, Kennington, McLaughlin, Pressly, Reagan, Rush, Shepherd, Sherwood, Stratford, Twiname and Ward—19.

So the report was not concurred in.

Dr. Woodburn offered the following motion :

*Moved*, That the Chief Fire Engineer and Fire Committee be directed to purchase of the Hide, Leather & Belting Company 2,000 feet of hose, 1,000 feet to be test hose and cost \$1.00 per foot.

Mr. Bigham offered the following amendment :

*Moved*, That the Chief Fire Engineer and the Committee on Fire Department be directed to purchase of the Hide, Leather & Belting Co. 2,000 feet of hose, of 4 ply end straightened and end capped, at \$1.00 per foot.

Which was adopted.

The motion as amended was then adopted by the following vote :

Affirmative—Councilmen Anderson, Batty, Bigham, Bollman, Brown, Darnell, Gimber, Hardesty, Kennington, McLaughlin,

Pressly, Reagan, Rush, Shepherd, Sherwood, Stratford, Thalman, Twiname and Ward—19.

Negative—Councilmen Adams, Craft, Gibson, Kahn and Woodburn—5.

Mr. Pressly, from the Committee on Gas, submitted the following report:

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—Your Committee on Gas, to whom was referred the following gas ordinances to light certain streets with gas, would report that the following named should be passed:

North Delaware street from Morrison to Tinker street.  
 Union street from Morris to Hanway street.  
 Chestnut street from Madison avenue to Morris street.  
 Second street from Illinois to Tennessee street.  
 College avenue from Tinker street to the corporation line north.  
 Broadway street from Cherry to St. Clair street.  
 We herewith return the said ordinances.

Respectfully submitted,

JOHN T. PRESSLY,  
 W. H. CRAFT,  
 FRED. C. BOLLMAN,  
 Com. on Gas Light.

Which was concurred in.

Mr. Rush, from the Committee on Printing and Stationery, submitted the following report:

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN:—Your Committee on Printing and Stationery to whom was referred sundry proposals for the city printing, have examined the same and would report that contracts be awarded as follows, to-wit:

Indianapolis Journal Company we find to be the best and lowest bidders for the following work:

Advertising in Daily Morning Journal—

One square one day.....	\$1 00
Two squares one day.....	1 50
S x squares one day.....	3 50

And for balance according to schedule herewith filed marked "A."

Also, Daily Telegraph (German)—

One square one day.....	\$1 00
Two squares one day.....	1 50
Six squares one day.....	3 50
No charge to be made for translation.	

Balance according to schedule marked "B."

For printing and binding—

Wright, Baker & Co. we find to be the lowest bidders for printing, binding, &c., according to schedule marked "C."

For stationery—

Cathcart & Cleland we find to be the lowest bidders for stationery, according to schedule marked "D."

We respectfully recommend that the parties named above be awarded the contracts for which they are respectfully the lowest bidders, for one year from June 1st, 1873.

Respectfully submitted,

F. P. RUSH,  
JAS. McB. SHEPHERD,  
J. C. ADAMS,  
Committee on Printing.

Which was concurred in.

Dr. Ward presented the following :

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN :—I hereby resign my position as Superintendent and Physician of the Small Pox Hospital, to take effect upon the appointment of my successor.

Respectfully,

GEORGE W. MEARS.

Which was received and the resignation accepted.

Mr. Pressly, from the Board of Police, submitted the following report :

INDIANAPOLIS, June 16, 1873.

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

GENTLEMEN :—Your Committee on Police respectfully represent to your honorable body that it is the desire of the Police Board and Chief of Police to have

the City Police organized as a military company, and as the State laws requires that before arms and accoutrements can be procured for that purpose that a bond shall be given to the State for the safe keeping and accounting for same. We therefore submit the bond, and ask that the Mayor and City Clerk be instructed to sign the same on the part of the city. And upon the receipt of the arms and accoutrements they be delivered to the Chief of Police for the purpose before written. We further request the adoption of the accompanying resolution.

Respectfully submitted,

JOHN T. PRESSLY,

L. Q. SHERWOOD,

J. C. ADAMS,

Com. on Police.

Also, the following resolution :

*Resolved*, That the Mayor and City Clerk be and are hereby directed to receive and receipt for, in behalf of the city, arms and equipments for the Police Force, said force to be organized into a military company pursuant to the laws of the State of Indiana; and they are also directed to execute the proper bond to the State of Indiana.

*Resolved*, That such arms shall be delivered to the Chief of Police, who shall be charged with the care thereof.

Also the following bond :

Know all men by these presents: That the City of Indianapolis is firmly held and bound unto the State of Indiana in the penal sum of two thousand dollars.

The condition of the above obligation is such that whereas the said city of Indianapolis, Indiana, has obtained from the said State of Indiana arms and equipments for the members of the Police Force of said city, said force to be organized into a military company, to be called Company "A," Indianapolis Police Guard; and the said arms and equipments being those receipted for by the Mayor and Clerk of said city, in behalf of said city.

Now if said arms and equipments shall be by the said city kept, used and duly accounted for according to law, then this bond shall be void, else in force.

Witness the signature of the Mayor and the seal of said City of Indianapolis this — day of June, 1873.

Mayor.

Countersigned:

Clerk.



The question being on the adoption of the resolution,

Those who voted in the affirmative were Councilmen Adams, Bigham, Darnell, Pressly, Sherwood, Thalman, Twiname and Woodburn—8.

Those who voted in the negative were Councilmen Anderson, Batty, Bollman, Brown, Craft, Gibson, Gimber, Hardesty, Kahn, Kennington, McLaughlin, Reagan, Rush, Shepherd, Stratford and Ward—16.

So the resolution was not adopted.

Mr. Kennington, from Special Committee, submitted the following report :

INDIANAPOLIS, June 16, 1873.

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

Your Special Committee, appointed to confer with the City Attorney respecting the opening and extension of East street, respectfully report that they have consulted the Attorney and herewith submit a resolution prepared by him, and respectfully recommend its passage.

ROBERT KENNINGTON,  
E. J. HARDESTY  
JOHN T. PRESSLY,  
Special Committee.

Which was concurred in.

Also the following resolution :

*Resolved*, That the public convenience and welfare require that East street be extended from Morris street to the corporation line south, and that the Common Council propose to appropriate the real estate necessary to so extend said street to correspond with said street in width and direction, the width to be forty feet, and that the Civil Engineer be instructed to prepare a proper plat showing thereon the direction, limits and length of the proposed extension.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Gimber, Hardesty, Kahn,

Kennington, McLaughlin, Pressly, Reagan, Rush, Shepherd, Sherwood, Stratford, Thalman, Twiname, Ward and Woodburn—24.

Negative—None.

On motion the Council adjourned.

JAMES L. MITCHELL, Mayor.

ATTEST:

JOHN R. CLINTON, City Clerk.