

PROCEEDINGS  
OF THE  
COMMON COUNCIL

---

REGULAR SESSION.

---

CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
*Monday, June 23, 1873, 7½ o'clock, P. M.* }

The Common Council met in regular session.

Present—His Honor, the Mayor, James L. Mitchell, in the Chair, and the following members :

Councilmen Adams, Anderson, Bigham, Bollman, Brown, Darnell, Gibson, Gimber, Hardesty, Kahn, Kennington, McLaughlin, Peck, Pressly, Reagan, Rush, Shepherd, Sherwood, Stratford, Thalman, Twiname, Ward and Woodburn—23.

Absent—Councilmen Batty, Craft and Pendleton—3.

The proceedings of the Special Session of June 6th, and the Regular Session held June 9th, 1873, were read and approved.

Sealed proposals for improving sundry streets, alleys, etc., were received, opened and read, and referred to the Committee on Contracts.

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

INDIANAPOLIS, June 23, 1873.

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

*Gentlemen*—The proposition to remove all dead animals from the city, presented by Mr. John W. James, and referred to the Committee on Contracts, had our careful consideration. We find his bid is for the sum of nine hundred dollars per annum, but he has since agreed with your committee that he will take the same at seven hundred dollars per annum, on condition that he is awarded the contract for five years. We would therefore recommend that he be awarded the contract on above condition.

Respectfully submitted,

LEON KAHN,  
W. H. CRAFT,  
M. C. ANDERSON,  
Com. on Contracts.

Which was concurred in, and contract awarded.

Also, the following report :

INDIANAPOLIS, June 23, 1873.

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

*Gentlemen*—Your Committee on Contracts, at the last session of the Council, reported that Samuel J. Smock had failed to file his bond for grading and paving with brick the south sidewalk on Michigan street from Mississippi street to Indiana Avenue. Mr. Smock has informed your committee that the filing of his bond entirely slipped his memory, and desires it understood that when he bids on a job of any kind he wishes it understood that he has never failed

to file his bond for any contract awarded, even if he knew he would lose money. Your committee would therefore ask that so much of the report in relation to said bond, made at the last meeting, be reconsidered, and that the bond herewith presented be approved.

Respectfully submitted,

LEON KAHN,  
M. C. ANDERSON,  
Com. on Contracts.

Which was concurred in, and the bond of Samuel J. Smock, for grading and paving the south sidewalks on Michigan Street, between Mississippi Street and Indiana Avenue, was approved.

REPORTS FROM CITY OFFICERS.

The Civil Engineer submitted the following report :

INDIANAPOLIS, June 23, 1873.

To his Honor 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 allowed Geo. W. Buchanan for grading and graveling Valley street and sidewalk from East street to the second alley east of East street.

Length on the north side.....	220 feet.
Length on the south side.....	261 feet.

---

Total length.....481 feet.

At 74 cents per lineal foot.....	\$355 94
----------------------------------	----------

Also, a fifth partial estimate to J. J. Palmer, for grading, curbing and paving on North Delaware street between the south line of Home avenue and the north line of Sixth street on the east and the south line of the first alley south of Tinker street on the west side.

16,463 sq. y'ds of pavement at \$2 18.....	\$35,889 34
7,546.5 lin. ft. of curbing at 62½.....	4,716 56

---

Total.....	\$40,605 90
------------	-------------

Deduct former payments.....	26,869 60
Present payment.....	13,736 30
Also, final estimate to Patterson & Dunning, for grading and graveling Second street from Tennessee street to the Central Canal.	
Length on the north side.....	1,271 ft. 10 in.
Length on the south side.....	1,269 ft. 10 in.
<hr/>	
Total length.....	2,541 ft. 8 in.
At \$2.20 per lineal foot.....	\$5,591 65

Respectfully submitted,

JAMES W. BROWN,  
Civil Engineer.

Which was concurred in.

The Chief Fire Engineer submitted the following report :

INDIANAPOLIS, June 23, 1873.

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

*Gentlemen*—Your Chief Fire Engineer would most respectfully recommend the building of Cisterns at the following places :

At Western and Christian avenues ; Alabama and Eighth streets ; Pennsylvania and Fifth streets ; Mississippi and Sixth streets ; Merrill and East Streets ; Huron and old corporation line.

Respectfully submitted,

CHAS. RICHMANN,  
Chief Fire Engineer.

Which was concurred in, and the City Civil Engineer instructed to advertise for proposals for constructing such cisterns.

The City Commissioners submitted the following report :

INDIANAPOLIS, June 23, 1873.

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

*Gentlemen*—The Board of City Commissioners met at the City Clerk's office on the 19th day of June, at 9 o'clock A. M., pursuant to

notices directed to the Commissioners and to the property holders, (which notices are attached hereto,) to take action on the order of your honorable body, made at a regular meeting of the Council Nov. 11, 1872, for the opening and extension of Winston street, from its present northern terminus to St. Clair street, which order is as follows :

“ On motion by Mr. Wiles, the City Clerk was instructed to notify the City Commissioners to make an assessment of damages and benefits in the matter of extending Winston street from its present northern terminus to St. Clair street, and that the property owners be also notified, as provided by law.”

Upon which order we made the following assessment of damages and benefits :

The damages for the value of the ground taken for the opening of said street we place at \$750.00.

The benefits to the property and property holders adjoining said street we estimate at \$600.00.

The benefit to the City of Indianapolis we estimate at \$150.00.

We suggest that a strip twenty-five feet wide be taken off the east side of lot 1 in J. B. Brandt's subdivision of lots 17, 18, 19 and 20, in the Peru & Indianapolis Railroad Co.'s subdivision of out-lots 43 and 44, to widen and extend said street under the order of your honorable body, and as it involves less expense to the city and property holders than any other plan, we have adopted it in this assessment.

The following schedule gives the owners' names, the description of the lots, and the damages and benefits taxed on each :

Damages to John B. Brandt for a strip of ground twenty-five feet wide, taken off the east side of lot 1 in Brandt's subdivision of lots 17 and 18, &c., in the P. & I. R. R. Co.'s subdivision of out-lots 43 and 44, Indianapolis ..... \$750 00

Benefits to said Brandt on the balance of said lot from the opening of said street..... 350 00

Balance of damages to said Brandt on said lot..... 400 00

Benefits to Caroline Teine on lot 16 in the P. & I. R. R. Co.'s subdivision of out-lots 43 and 44..... 250 00

Benefits to the City of Indianapolis from the opening of said street..... 150 00

Total damages..... \$750 00

Total benefits..... 750 00

We return herewith the plat of said street, so widened and extended through said lots.

All of which is respectfully submitted.

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

Which was received.

Also, the following report :

INDIANAPOLIS, June 23, 1873.

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

*Gentlemen*—The Board of City Commissioners met at the City Clerk's office, on the 19th day of June, 1873, at 9 o'clock A. M., pursuant to notice from City Clerk, directed to the Commissioners, and to the property-holders, to take action on the order of your honorable body, for the opening of an alley in out-lot 104, which order is as follows :

*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 opening an alley 15 feet wide, running east and west through out-lot 104, said alley to commence at the first alley running north and south-west of New Jersey St., and intersect the second alley west of New Jersey St., said alley to be opened at a point from 100 to 150 feet north of Sinker Street, and to run parallel with said Sinker Street, and report their action to this Council for approval. The Clerk is also instructed to notify the owners of said property on each side of said proposed alley, as required by the City Charter.

Upon which order we inspected the premises, and heard the statements of the property owners, and determined to locate said alley as follows :

The middle line of said 15 foot alley is parallel to Sinker Street, and 127 feet and 6 inches north of said street; its south line is 120 and its north line 135 feet north of Sinker Street, and extending from the first to the second alley west of New Jersey Street.

We submit the following assessment of damages and benefits :

The damages for the value of the ground taken for said alley, we estimate at \$570.00. The benefits to the property along said proposed alley, and to the owners, we estimate at \$570.00. We think the city should pay no part of the benefits or damages.

The following schedule sets forth the names of the property-owners, the description of the property damaged and benefitted, and the amounts of the damages and benefits assessed against each.

Damages to Wm. M. French, for strip of ground 6 feet wide, taken off the north end of a lot 40x126 feet, at the north-east corner of Sinker Street, and the first alley east of New Jersey Street, in out-lot 104.....	\$25 00
Benefits to said French on said lot from opening said alley,	25 00
Damages to C. Zimmerman, for strip 7½ feet wide, taken off north end of a 37½ foot lot just east of French's lot in said out-lot 104.....	40 00
Benefits to C. Zimmerman, on said lot.....	40 00
Damages to Geo. W. Wiggins, for a strip 7½ feet wide, taken off the north end of a 37½ foot lot lying just east of Zimmerman, in said out-lot 104.....	40 00
Benefits to said Wiggins, on said lot.....	40 00
Damages to Jane M. Ketcham, for strip 7½ feet taken off the north end of a 60 foot lot lying just east of Wiggins, in said out-lot 104 .....	60 00
Benefits to Jane M. Ketcham, on said lot.....	60 00
Damages to J. H. Russell, for a strip 7½ feet wide, taken off the north end of a 25 foot lot lying just east of Ketcham's lot, in said out-lot 104.....	25 00
Benefits to said Russell, on said lot .....	25 00
Damages to James & Elizabeth Broden, for a strip 7½ feet wide off the north end of a 35 foot lot lying just east of Russell's, in said out-lot 104.....	35 00
Benefits to James & Elizabeth Broden, on said lot.....	35 00
Damages to Eliza Dame, for a strip 7½ feet wide, off the north end of a 60 foot lot lying just east of Broden's lot, in out-lot 104.....	60 00

Benefits to said Eliza Dame, on said lot.....	60 00
Damages to Mrs. Jane M. Ketcham, for strip $7\frac{1}{2}$ feet wide, off the south end of a tract 245 feet wide, in out-lot 104, lying just north of the lots heretofore specified, and also on a strip 1 foot and 6 inches wide, just north of French's lots .....	245 00
Benefits to Mrs. Ketcham on said tracts above named.....	245 00
Damages to Jno. L. Ketcham, Jr., for strip $7\frac{1}{2}$ feet wide, taken off south end of a 12 foot lot, in out-lot 104, just east of Mrs. Ketcham's lot last described.....	5 00
Benefits to J. L. Ketcham, Jr., on said tract.....	5 00
Damages to Jane M. Ketcham, for strip $7\frac{1}{2}$ feet wide, taken off south end of a 38 foot lot, in out-lot 104, just east of the 12 foot tract last described.....	35 00
Benefits to J. M. Ketcham, on said 38 foot lot.....	35 00
	<hr/>
Total damages.....	\$570 00
Total benefits.....	570 00

We return herewith the notices, orders, etc., and the plat furnished us.

All of which is respectfully submitted.

IGNATIUS BROWN,  
J. F. RAMSEY,  
SAMUEL M. SEIBERT,  
JOSEPH M. SUTTON,  
City Commissioners. •

Which was received.

Also, the following report :

INDIANAPOLIS, June 23, 1873.

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

*Gentlemen*—The City Commissioners submit the following assessment of damages and benefits resulting from the widening of North Tennessee street four feet, and taking lots 1 and 2 in McKernan & Pierce's subdivision of lot 3 in Henderson's addition to Indianapolis, as ordered by your honorable body :

The total damages for land and improvements, taken or removed, is \$4,863.00.

The total benefits to the property holders and property from the widening of said street is \$4,263.00.

The benefit to the City is \$600.00 for house, &c., purchased, making the total benefits equal to the damages, \$4,863.00.

The following schedule details the damages and benefits sustained by the several property holders on each of the lots along said street:

Damages to Mrs. Elizabeth Groeschel, for the cash value of lots 1 and 2 in McKernan & Pierce's subdivision of the south half of lot 3, in Henderson's addition to Indianapolis, \$1,100.00 on lot 1, and \$900.00 on lot 2, and for the value of the house and other improvements thereon \$800.00, making her total damages \$2,800.00, against which no deduction for benefits is made, leaving her damages at \$2,800.00.

Damages to Robert C. Losey, for strip of ground four feet wide, taken off the west end of lot 10, in the subdivision last aforesaid, \$33.00. Benefits to said Losey on said lot from the widening of said street, \$33.00.

Damages to Wm. Whitford, for four feet off west end of lot 11, in said subdivision, \$33.00. Benefits to said Whitford on said lot, \$33.00.

Damages to C. B. Haddon, for four feet off west end of lot 12, in said subdivision, \$33.00. Benefits to Haddon, \$33.00.

Damages to R. C. Losey, for four feet off west end of a lot 33 feet wide, off south end of north half of lot 3, in Henderson's addition to Indianapolis, \$33.00. Benefits to said Losey on said lot, \$33.00.

Damages to Henry J. Swift, for strip four feet wide off of the west end of a lot 80 feet wide, next north of said Losey, in said north  $\frac{1}{2}$  of lot 3, in Henderson's addition, \$80.00. Benefits to Swift on said lot, \$80.00.

Damages to — Muir & — Foley for strip four feet wide off the west end of a lot 70 feet wide, next north of said Swift, in said north  $\frac{1}{2}$  of lot 3, Henderson's addition, \$70.00. Benefits to said Muir & Foley on said lot, \$70.00.

Damages to M. Gammon, for four feet off the west end of a lot 30 feet wide, off the west end of lot 3, in Henderson's addition, \$30.00. Benefits to Gammon on said lot, \$30.00.

Damages to A. M. Southard, for strip four feet wide off the west end of lot 1, in Topp's subdivision of lot 10. Henderson's addition, \$65.00. Benefits to Southard on said lot, \$65.00.

Damages to C. S. Monfort, for strip four feet wide off the west end of lot 2, said last named subdivision, \$65.00. Benefits to Monfort on said lot, \$65.00.

Damages to Fred Chislett, for strip four feet wide off the west end of lot 3, said last named subdivision, \$65.00. Benefits to Chislett on said lot, 65.00.

Damages to Clarissa H. Young, for a strip four feet wide off the west end of a lot 29 feet wide, next north of Chislett's lot, \$29.00. Benefits to said C. H. Young, \$29.00.

Damages to the Trustees of the Home of the Friendless, for a strip four feet wide off the west end of lots 4, 5 and 6, in Topp's subdivision of lot 10, Henderson's addition, \$65.00 on each lot, making \$195.00. Benefits to said Trustees, \$65.00 on each of said lots, making \$195.00.

Damages to Fred Baker, for strip four feet wide off the west side of lot 15, in Henderson's addition, \$426.00. Benefits to said Baker on said lot, \$426.00.

Damages to Wm. A. Ketcham & C. C. Foster, for a strip four feet wide off the west end of lots 5 and 6, in Morrison's subdivision of lot 22, Henderson's addition, \$100.00 on each lot, making \$200.00. Benefits to said Ketcham & Foster on each lot, \$100.00, making \$200.00.

Damages to A. Jones, Jr., for strip four feet wide off the west ends of lots 3 and 4, in said last named subdivision, \$50.00 on each lot, making \$100.00. Benefits to said Jones, \$50.00 on each lot, making \$100.00.

Damages to Frank McDonald, for a strip four feet wide off the west end of lot 2, in said last named subdivision, \$50.00. Benefits to McDonald on said lot, \$50.00.

Damages to Albert Shannon, for strip four feet wide off the west end of lot 1, in said last named subdivision, \$50.00. Benefits to Shannon on said lot, \$50.00.

Damages to S. W. Elliott, for strip four feet wide off the west end of lot 1, in Elliott's subdivision of lot 27, in Henderson's addition, \$146.00. Benefits to said Elliott on said lot, \$146.00.

Damages to S. W. Elliott, for strip four feet wide off the west end of lot 2, in said subdivision last named, \$40.00. Benefits to said Elliott on said lot, \$40.00.

Damages to Edgar J. Foster, for strip four feet wide off the west ends of lots 3, 4, 5, 6, 7 and 8, in the subdivision last named, \$40.00 on each of said lots, making \$240.00. Benefits to said Foster \$40.00 on each of said lots, making \$240.00.

Damages to D. Durham, for strip four feet wide off the west side of lot 11, in Schurman's 2d addition, \$80.00. Benefits to said Durham on said lot, \$80.00.

We thus assess because we think the foregoing parties can give the ground necessary to widen said street.

The following parties give no ground, and are taxed benefits only, as we think they ought to pay Groeschell for the house and lots, as they are about equal in value to the four feet above taken.

Benefits to J. D. Hutchings, on lot 12, in Schurman's 2d addition, \$80.00.

Benefits to W. A. Bradshaw, on each of lots 4, 5, 6, 7, 8, 9 and 10, in Metzger's subdivision of lot 28, in Henderson's addition, \$40.00, making on all \$280.00.

Benefits to G. M. Brooke, on each of lots 2 and 3, in said subdivision last named, \$40.00, and on lot 1, \$66.00, making on all of said lots, \$146.00.

Benefits to Wm. Braden, on lot 1 in Braden's subdivision of lot 21, and north  $\frac{1}{2}$  of lot 16, Henderson's addition, \$60.00.

Benefits to David Braden, on lot 2, in said last named subdivision, \$60.00.

Benefits to H. C. Darnell and William Steele, on lot 3, in said last named subdivision, \$59.00.

Benefits to Edgar J. Foster, on lot 4, in said last named subdivision, \$50.00.

Benefits to J. C. Dickson, on lot 5 and north  $\frac{1}{2}$  of 6, in said last named subdivision, \$75.00.

Benefits to David F. Swain, on lot 7 and south  $\frac{1}{2}$  of 6, in said last named subdivision, \$75.00.

Benefits to Magt. J. Copeland, on lots 8, 9 and 10, (\$50.00 on each) \$150.00.

Benefits to William H. Hobbs, on lots 11 and 12, (\$50.00 each) \$100.00.

Benefits to W. Q. Gresham, on south  $\frac{1}{2}$  of lot 16, in Henderson's addition, \$213.00.

Benefits to G. M. Brooke, on lot 9, Henderson's addition, \$426.00.

Benefits to Henry C. Moore, on lot 4, in Henderson's addition, \$426.00.

Benefits to City of Indianapolis, for house and improvements on Groeschel's lot, to be sold, \$600.00.

Total damages.....\$4,863 00

Total benefits..... 4,863 00

We tax the City of Indianapolis \$500.00 for the value of the house and improvements on Groeschel's lot, as the value of said improvements if sold by the city—for if sold they should bring that amount, and Mr. R. C. Losey offers to give that amount for them.

We return herewith the petition, notices and plat, all of which are attached hereto. We met at the time indicated in said notices, and have completed the assessment for opening said street, as directed in the order of reference from your honorable body, made at the meeting of the Council on the 28th day of April, 1873.

All of which is respectfully submitted.

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

Which was received.

Also, the following report :

INDIANAPOLIS, June 23, 1873.

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

*Gentlemen*—The Board of City Commissioners have acted on the matter of opening West Vermont Street, to the width of sixty feet from its present western terminus to Minerva Street, as directed by your honorable body, on the — day of —, 1873, taking three full lots and part of three others in Wright's subdivision of part of

out-lot 150, and two full lots and part of two others in Ray's subdivision of part of the same out-lot.

The case is somewhat difficult, and under the present law for opening streets, we doubt whether any equitable or satisfactory assessment can be made.

Mrs. Wright owns twenty-four lots in her subdivision of out-lot 150. All the lots left after opening the street, will be benefitted by its extension, and the aggregate amounts of benefits on the whole addition should almost equal the damages for the ground taken. Yet, as her lots are laid off, we (under the City Attorney's decision,) only tax three of them, being those lying alongside the the new street. If we put the whole amount of benefit on the three lots, the tax will seem excessive, and if we tax them only their relative shares, the amount will be too little. The amounts we put on Mrs. Wright's lots, and on the strips on the south side of the new street, are perhaps in excess of the relative shares on them, but they are thus assessed with Mrs. Wright's consent.

A strip 8 feet wide is left to Mrs. Wright on the south side of the new street. This strip will be valuable to the parties adjoining it on the south, and if owned by them, could be taxed with its full half of the benefits from opening the new street; but while owned by Mrs. Wright, it looks like an enormous tax to put a fair portion of the benefits it ought to bear, upon it. The same considerations that apply to Mrs. Wright, properly apply, in a greater degree, to the lots in the square between Blake and Minerva Streets, and the difficulties encountered are still more puzzling.

We have made the best assessment we could in the case, and submit the following schedule of damages and benefits :

The total amount of damages for land taken for said street, we estimate at \$8,300.00.

The total benefits to the adjoining property and property-holders, we estimate at \$4,230.00.

The benefits to the City of Indianapolis, we estimate at \$1,200.00.

The following schedule gives the owners of the lots, and the several amounts assessed against each.

Damages to Mrs. Louisa A. Wright, for lots 7, 10 and 23, at \$1,050 each, and for strips 25 feet wide off the north sides of lots 8, 9 and 24, at \$750 each, in Wright's subdivision of part of out-lot 150, making together..... \$5,400 00

Benefits to Mrs. Louisa A. Wright, from the opening of said street, to lots 6, 11 and 22, \$933.33 each, and to strips on the south sides of lots 8, 9 and 24, at \$200 each, making together.. .. .	3,400 00
Balance of damages to Mrs. Louisa A. Wright.....	2,000 00
Damages to Chris. H. Lintner, for lot 7 in Ray's subdivision of out-lot 150, taken for said street.....	1,000 00
Benefits to said Lintner.....	000 00
Balance of damages to said Lintner.....	1,000 00
Damages to Albert A. Bowers, for strip 25 feet wide off the north side of lot 8, Ray's subdivision of out-lot 150, taken for said street.....	700 00
Benefits to said Bowers, from opening said street, on the balance left of said lot 8.....	100 00
Balance of Damages to said Bowers.....	600 00
Damages to James O'Mara, for lot 14 in Ray's subdivision of out-lot 150, taken for street.....	700 00
Benefits to said O'Mara, on said lot.....	000 00
Balance of damages to said O'Mara.....	700 00
Damages to Martha J. White, for strip 25 feet in width, off the north side of lot 13, Ray's subdivision of out-lot 150, taken for street.....	500 00
Benefits to said Martha J. White, on balance of said lot...	75 00
Balance of damages to said Martha J. White .....	425 00
Benefits to Jane Bell, on lot 6, Ray's subdivision of out-lot 150.....	385 00
Benefits to James McDonald, on lot 15, in the same out-lot .....	270 00
Benefits to the City of Indianapolis, from the opening of said street.....	1,200 00
Total damages.....	\$8,300 00
Total benefits .....	5,430 00
Balance of damages in excess of benefits.....	2,870 00

We return herewith the notices issued by the Clerk to the Board, and to the property-holders, together with the petition and plat of the premises.

We met at the time and place set out in said notices, and after hearing the testimony of the parties interested, visited and inspected the ground affected by the proposed extension of said street, and after full consideration of the case, arrived at the foregoing conclusion. Although we think the city is not benefitted to a larger sum than \$1,200, it might be well to settle the whole case by paying the remainder.

All of which is respectfully submitted.

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

Which was received.

The Board of Health submitted the following report :

INDIANAPOLIS, June 23, 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 23d of June, 1873:

Under 1 year.....	3
From 1 to 2 years.....	0
From 2 to 5 years.....	2
From 5 to 10 years.....	0
From 10 to 15 years.....	0
From 15 to 20 years.....	1
From 20 to 25 years.....	0
From 25 to 30 years.....	2
From 30 to 40 years.....	2
From 40 to 50 years.....	1
From 50 to 60 years.....	0
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.....	11

Respectfully submitted,

S. A. ELBERT, M. D., Pres't.

W. WANDS, M. D., Secretary.

Which was received.

ORDINANCES ON FIRST READING.

Mr. Pressly introduced Special Ordinance No. 189, 1873, entitled :

AN ORDINANCE to grade and gravel the first alley west of Noble Street, running from Louisiana to Meridian Street.

Which was read the first time.

Mr. Darnell introduced Special Ordinance No. 190, 1873, entitled :

AN ORDINANCE to grade and gravel Illinois Street, bowlder the gutter and pave with bricks the sidewalk thereof, from Tinker Street to Twelfth Street.

Which was read the first time.

Mr. Kennington introduced Special Ordinance No. 191, 1873, entitled :

An Ordinance to grade and gravel the first alley east of High Street, running from Wyoming Street to Bicking Street.

Which was read the first time.

Mr. Shepherd introduced Special Ordinance No. 192, 1873, entitled :

An Ordinance to grade, pave with bricks and curb with stone the north sidewalk of Maryland Street, between Mississippi and West Streets.

Which was read the first time.

Also, Special Ordinance No. 193, 1873, entitled :

An Ordinance to grade, pave with bricks and curb with stone the south sidewalk of Georgia Street, from Illinois Street to Mississippi Street.

Which was read the first time.

Also, Special Ordinance No. 194, 1873, entitled :

An Ordinance to grade and pave with bricks and curb with stone the sidewalks of Mississippi Street, between Maryland and Georgia Streets.

Which was read the first time.

Also, Special Ordinance No. 195, 1873, entitled :

An Ordinance to grade, pave with bricks and curb with stone the north sidewalk of Georgia Street, between Illinois and Missouri Streets.

Which was read the first time.

Mr. Thalman introduced Special Ordinance No. 196, 1873, entitled :

An Ordinance to light with gas California Street, from Michigan to North Streets.

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

Mr. Brown introduced General Ordinance No. 41, 1873, entitled :

An Ordinance authorizing butchers of meat for the Indianapolis market, to construct substantial houses for slaughtering animals and rendering up tallow and lard, at some point on either side of White river, between the south corporation line and the mouth of Eagle creek, or a point opposite thereto.

Which was read the first time.

#### ORDINANCES ON SECOND READING.

General Ordinance No. 10, 1873, entitled :

An Ordinance relative to a pest house, and prescribing regulations for the government thereof.

Was read the second time, when Mr. Kahn offered the following amendment as a substitute to Section 1 :

SECTION 1. *Be it Ordained by the Common Council of the City of Indianapolis, That the general superintendence and management of the institution heretofore known as the Pest House, shall be vested*

in the Board of Directors of the City Hospital; and that such institution shall hereafter be known as, and called the "Hospital for Contagious Diseases." That such Board of Directors shall have power to make reasonable rules and regulations for the proper management thereof, and shall place the said institution in charge of a skillful and competent physician, being the same as that by them chosen as Superintendent of the City Hospital. That such physician shall receive for his services as physician of such "Hospital for Contagious Diseases" an annual salary of five hundred dollars per annum, to be paid as the salaries of other city officers. It shall be the duty of such physician to give careful and proper personal attention to such institution, to see that proper medicine is duly administered to patients, and that the nurses properly and faithfully discharge their duties; that the building and grounds be kept clean, and in all respects in proper condition, and that the patients be regularly supplied with suitable food, proper in quality and sufficient in quantity.

Which amendment was adopted.

The ordinance as amended was then ordered engrossed.

General Ordinance No. 48, 1872, entitled:

An Ordinance establishing public stands for licensed hacks, carriages, express wagons, etc.

Was read the second time.

Mr. Brown offered the following amendment as a substitute to Section 1.

*Moved*, That public hacks, express wagons and drays be allowed to stand on any public street in the city.

Which amendment was not adopted.

The Ordinance was then ordered engrossed.

General Ordinance No. 27, 1873, entitled :

An Ordinance to provide for the appointment of Standing Committees, and to repeal part of Sec. 2 of an ordinance entitled "An ordinance prescribing rules and regulations for the government of the City Council, its officers, and officers connected with the City government."

Was read the second time and stricken from the files.

General Ordinance No. 35, 1873, entitled :

An Ordinance to prevent forestalling.

Was read the second time and stricken from the files.

General Ordinance No. 34, 1873, entitled :

An Ordinance to repeal an ordinance entitled "An ordinance heretofore passed in relation to slaughter houses," passed March 4, 1872, and to repeal an ordinance entitled "An ordinance to prohibit the erection and operation of slaughter houses within certain limits," passed May 5, 1873.

Was read the second time.

Mr. Brown moved to amend the ordinance by substituting the following for Section 1.

Amend section one of the ordinance by striking out all after the ordaining clause and inserting the following :

"That all parts of the above entitled ordinance which may, in any manner, be construed to prohibit the erection, repairing or maintaining of any large hog killing or packing house on or near White River, or which requires the passage, before doing business, of any

special ordinance authorizing the erection, maintaining or repairing of any such house, or prohibiting the passage of any such special ordinance without a petition signed by a majority of the voters of the ward wherein such buildings are proposed to be erected, maintained or repaired, be and the same are hereby repealed."

Mr. Gibson presented the following resolutions :

INDIANAPOLIS, June 23, 1873.

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

*Gentlemen*—At a meeting of a large number of the citizens of the Fourth Ward, in this city, on Saturday evening last, and which meeting was had for the purpose of taking some concerted action against the longer continuance of the "Landers slaughter house nuisance, which for a number of years has existed, and *yet* exists upon Blake street, the following preamble and resolutions were reported and unanimously adopted ; and were designed by the citizens there assembled as a partial expression to your honorable body, of our indignation at the unfair and dishonorable means which have been resorted to to secure the continual and perpetual infliction of this wrong upon us ; and to this end the repeal of the existing ordinance, under which we are yet hoping and looking for relief. The resolutions we submit to your candid consideration, and to our grievances and our interests, as well as the interests, and especially the healthfulness of the residents of all parts of the city, we ask your thoughtful attention.

WHEREAS. During a period of twenty years the citizens of the West End have bought and improved property with the understanding and annual promise, that the slaughter house on Blake street and Geisendorff's race should cease operations "the next season : " and

WHEREAS, Each successive season these promises have been violated to the injury of the health and property of our citizens, and this slaughter house has at all times during this long period, been a stench and an intolerable nuisance, only permitted to exist by reason of the prospect of its early removal ; and

WHEREAS, Efforts are now being made in the interests of a single individual to induce the City Council to repeal the ordinance forbidding the repair and rebuilding of this nuisance, thereby injuring the whole community to promote the good of one man; therefore,

*Resolved*, That we demand of the City Council that the ordinance protecting our rights, health and property shall not be repealed, but enforced to the full extent of the law.

*Resolved*, That no slaughter house or other offensive or injurious occupation should be tolerated which discharges its impurities into either the waters of Fall Creek or White River above the Water Works, thereby corrupting the source of the water supply of the city and endangering the public health.

*Resolved*, That to breathe pure air is the natural right of every human being, older and more sacred than any laws or constitutions, and cannot be abridged by either.

*Resolved*, That slaughter houses are a nuisance in themselves, and cannot be otherwise, is so declared by the common law (which is the basis of all civil law) by the decisions of all the courts of the United States and England from the beginning of their governments to the present moment.

*Resolved*, That the statutes of Indiana, in the following plain and emphatic language, (see page 50, section 53, clause 11, charter of the city of Indianapolis): "The Common Council shall have power to enforce ordinances; to direct the location of 'slaughter houses and to regulate the same, and for that purpose shall have jurisdiction for two miles in all directions from the city limits,'" makes it the duty of the Common Council to so locate and regulate slaughter houses that they will annoy the fewest number of people.

*Resolved*, That to repeal all ordinances governing the location of slaughter houses would result in making uncomfortable and unhealthy, and almost uninhabitable, thousands of houses of tens of thousands of our people; would depreciate residence property millions of dollars; would corrupt the waters of White River and Fall

Creek as they pass around and through the city; would poison the water in the well of the Water Works Company, which is supplied by filtration from the river; would bring disease and death to hundreds of families where health and happiness are now uninterrupted.

*Resolved:* That there is ample room and every natural convenience for slaughter houses of any desired size and number south of the Water Works on White River, where five large ones are already in operation or being built, that section of the city being already appropriated to that business. We demand that none shall ever be erected or maintained north of Maryland Street, or the Water Works well.

*Resolved,* That the proposition that a slaughter house, (which, when in operation, requires 1,000 to 5,000 hogs in pens,) can be maintained inside the population of a city without creating a nuisance, is too palpably absurd to need serious contradiction.

*Resolved,* That the proposition that State laws and courts are sufficient protection against nuisances, is in effect saying that after we have earned our homes by the labor of a large portion of our lives, that we may spend the balance of our lives and substances in defending them by law suits in the courts against any mercenary persons who choose to invade them with foul stench.

*Resolved,* That the proposition that to confine slaughter houses to proper and suitable locations to protect the health and comfort of the people, is in any way a restriction on trade or business is untrue and absurd.

*Resolved,* That we favor and will favor and uphold all branches of industry and trade, but the health and comfort of our families is above and beyond all money or price, and we will resist by all lawful means to our utmost, all invasions of the same by the foul, unhealthy gases arising from slaughter houses located in improper places, and we confidently expect to receive the full and unequivocal protection of our Common Council in our plain and lawful rights.

S. CORBALEY, Pres't.

WM. S. BARKLEY, Sec'y.

Mr. Kahn offered the following motion :

*Moved*, That both ordinances be referred to the Committee on Revision of Ordinances with the City attorney, and to be made the special business for Thursday evening next.

Mr. Gibson presented the following petition :

INDIANAPOLIS, June 23, 1873.

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

*Gentlemen*—The undersigned, who are now building packing and slaughtering houses in this city, and expect to be permanently in the business of pork packing, petition your honorable body to repeal all ordinances or parts of ordinances, that require a petition of the majority of the voters of a ward before a permit will be granted for the erection of a slaughter house in such ward.

That being done, we have no cause of complaint in the ordinances as they now stand.

B. COFFIN & SON.

HOLMES, PETTIT & BRADSHAW.

Which was received.

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

Mr. Brown moved to lay the motion on the table.

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

Those who voted in the affirmative were:

Councilmen Anderson, Bollman, Brown, Gimber, Hardesty, Kennington, McLaughlin, Peck, Pressly, Reagan, Shepherd and Stratford—12.

Those who voted in the negative were :

Councilmen Adams, Bigham, Darnell, Gibson, Kahn, Rush, Sherwood, Thalman, Twiname, Ward and Woodburn—11.

So the motion to lay on the table was adopted.

On motion the Council adjourned.

JAMES L. MITCHELL,  
MAYOR.

ATTEST :

JOHN R. CLINTON,  
*City Clerk.*