

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
Monday, October 18th, 1875—7 o'clock P. M. }

The Common Council met in regular session.

Present—His Honor, the Mayor, John Caven, in the chair, and the following members :

Councilmen Adams, Albershardt, Bollman, Buehrig, Craft, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—25.

Absent—Councilman Curran—1.

The proceedings of the regular session, held October 11th, 1875, were read and approved.

Sealed proposals for grading and graveling Lexington avenue and sidewalks from Dillon to Linden streets.

Also, for grading and graveling Walnut street and sidewalks, from Mississippi to Missouri streets.

Also, for grading and graveling Peru street, and paving the sidewalks thereof, from Home avenue to Lincoln avenue.

Also, for grading and graveling the first alley west of Meridian street, from McCarty to Ray street.

Also, for grading and graveling the first alley west of Virginia avenue, running northwest and southeast, between east and Merrill streets.

Also, for grading and graveling the alley between Pine and Cedar street, and running from Virginia avenue to Huron street.

Also, for grading and graveling the first alley north of English avenue, between Dillon and Leota streets.

Also, for grading and paving with brick the sidewalks of Liberty street, from Washington to Lockerbie streets, where not already paved.

Also, for grading and paving with brick the north sidewalk of Kentucky avenue, between Tennessee and Mississippi streets.

Also, for grading and paving the east sidewalk on Illinois street, between South and Merrill streets, where not already paved.

Also, for grading and paving with brick the north sidewalk on Washington street, or National Road, to a width of ten feet, and bouldering the street and alley crossings from White River bridge to west side of Ray street, where not already paved.

Also, for curbing with Flat Rock stone the sidewalk, and to pave out with brick the unpaved portion of sidewalk of the east side of Virginia avenue, between Louisiana and South streets.

Also, for grading and paving with brick the east sidewalk on Meridian street, where not already paved, between St. Joseph and First streets.

Also, for grading and paving with brick the west sidewalk on West street from Merrill to McCarty streets.

Also, for grading and paving with brick the north sidewalk of Pratt street, between Illinois and Tennessee streets.

Also, for grading and paving with brick the east sidewalk of Kentucky avenue, from south side of Georgia street to South street.

Also, for the erection of lamp posts, lamps and fixtures on Court street, between Alabama and New Jersey streets.

Also, on Stevens street, between Virginia avenue and East street.

Also, on College avenue, between Reagan and Bruce streets.

Also, for building a well for fire purposes at the intersection of Columbia avenue and Pendleton Pike.

Also, for building stone abutments for an iron bridge over the canal, at the crossing of Walnut street.

Were received, opened and read.

Mr. Geiger offered the following motion :

Moved, That all bids for the paving of sidewalk on the north side of Pratt street between Illinois and Tennessee street, be and are hereby rejected.

Which was adopted.

The remainder of the bids were referred to the Committee on Contracts.

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

INDIANAPOLIS, October 18, 1875.

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

Gentlemen :—Your Committee on Contracts, to whom was referred sundry proposals for building a sewer in Illinois street, from Maryland to South street, report that we have examined the same, and find them to be as follows, viz :

Samuel Lefever, sewer, \$6.00 per lineal foot run ; catch basins, \$100.00 each ; manholes, \$50.00 each ; house connections, \$1.00 each.

C. A. Whitsit, sewer, \$5.20 per lineal foot run ; catch basins, \$80.00 each ; manholes, \$20.00 each ; house connections, \$5.00 each.

Joseph Hanna, sewer, \$5.20 per lineal foot run ; catch basins, \$90.00 each ; manholes, \$30.00 each.

Lampard & Sindlinger, sewer, \$4.20 per lineal foot run ; catch basins, \$85.00 each ; manholes, \$35.00 each ; house connections, \$1.00 each.

Lampard & Sindlinger being the lowest and best bidders, we recommend that they be awarded the contract.

Respectfully submitted,

LEON KAHN,
ROBT. C. MCGILL,
Committee on Contracts.

Which was concurred in and contract awarded.

Also, the following report :

INDIANAPOLIS, October 18, 1875.

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

Gentlemen :—Your Committee on Contracts, to whom was referred proposals for the erection of lamp posts, lamps, etc., on Tennessee street, between Tinker or Seventh street and Twelfth street, report that only one bid was presented, viz :

D. Murray & Co., \$24.00 per lamp and post complete.

Your Committee believe this bid to be too high, and recommend that the work be readvertised for.

Respectfully submitted,

LEON KAHN,
ROBT. C. MCGILL,
Committee on Contracts.

Which was concurred in.

REPORTS FROM CITY OFFICERS.

The City Clerk submitted the following report :

INDIANAPOLIS, October 18, 1875.

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

Gentlemen :—The City Clerk respectfully reports the following affidavit now on file in his office, for the collection of sewer assessment by precept, to-wit :

Bruner & Riner vs. Sarah J. Watson for\$292 50

And respectfully recommend that you order the precept to issue.

BENJ. C. WRIGHT,
City Clerk.

Which report was concurred in, and the precept ordered to issue by the following vote :

Affirmative—Councilmen Adams, Buehrig, Craft, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, McGill, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—20.

Negative—None.

Also, the following report :

INDIANAPOLIS, October 18, 1875.

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

Gentlemen :—The City Clerk respectfully reports the following affidavits now on file in his office for the collection of street assessments by precept, to-wit :

Bernard Hammill vs. Caroline Donehay for.....	\$16 20
Bernard Hammill vs. Caroline Donehay for	16 20
Bernard Hammill vs. Harriet Watson for	78 30
Bernard Hammill vs. Jane A. Hurd for.....	23 60
Bernard Hammill vs. Jane A. Hurd for.....	23 60
Bernard Hammill vs. Jane A. Hurd for.....	23 60
Bernard Hammill vs. Jane A. Hurd for	23 60
Bernard Hammill vs. Jane A. Hurd for.....	30 68

Bernard Hammill vs. Martha C. Bailey for.....	\$23 60
Bernard Hammill vs. Martha C. Bailey for.....	23 60
Bernard Hammill vs. Henry Greenwald for.....	23 60
Bernard Hammill vs. R. R. Miller (Christian name unknown) for.....	8 50
Bernard Hammill vs. Jacob Orm for.....	8 50
Bernard Hammill vs. Jacob Orm for.....	8 50
Bernard Hammill vs. James Neilson for	6 63

And respectfully recommend that you order the precepts to issue.

BENJ. C. WRIGHT,

City Clerk.

Which was concurred in, and the precepts ordered to issue by the following vote :

Affirmative—Councilmen Adams, Buehrig, Craft, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, McGill, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—20.

Negative—None.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, October, 18, 1875.

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

Gentlemen :—In compliance with your orders, I have located 30 new lamps on the following streets :

On North street, between East and Noble streets.....	7
On Ohio street, between Noble street and the first alley east of Harvey street.....	13
On Broadway street, between Home avenue and Lincoln avenue.....	7
On St. Clair street, between Meridian and Pennsylvania streets.....	2
On north side of Massachusetts avenue, at the crossing of the C. C. C. & I. R. R....	1
	<hr/>
	30

The same have been erected and finished, and I would respectfully ask an order to light said lamps.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in and the lamps ordered lighted.

Also, the following report :

INDIANAPOLIS, October 18, 1875.

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

Gentlemen :—I hereby report the following estimates for work done :

A first and partial estimate allowed D. Root & Co., for erecting lamp posts, lamps and fixtures complete, to burn gas, except service pipe on Broadway street from Home avenue to Tinker street—

7 lamp posts, lamps and fixtures at \$21.39.\$149 73

Also, a first and final estimate allowed Thomas H. S. Peck & Co., for erecting lamp posts, lamps and fixtures complete to burn gas, except the service pipe on North street, between East and Noble streets—

7 lamp posts, lamps and fixtures at \$22.00.....\$154 00

Also, a first and final estimate allowed Thomas H. S. Peck & Co., for erecting lamp posts, lamps and fixtures complete to burn gas, except the service pipe on Ohio street, from Noble street to the first alley east of Harvey street—

13 lamp posts, lamps and fixtures at \$22.00\$286 00

Also, a first and final estimate allowed Thomas H. S. Peck & Co., for erecting lamp posts, lamps and fixtures complete to burn gas, except the service pipe on St. Clair street, from Pennsylvania street to Meridian street—

2 lamp posts, lamps and fixtures at \$22.00..\$44 00

Also, a first and final estimate allowed Anderson & Devenish, for grading and graveling the first alley west of West street, between First street and its northern terminus—

725 lineal feet at 16 cents..... \$116 00

A second and final estimate allowed Murphy & Good, for grading and paving the sidewalks of Clifford avenue, from Massachusetts avenue on the north side to the west line of Ingram Fletcher's property; and on the south side from Massachusetts avenue to West line of Woodruff Place—

2,345 lineal feet, south side, at 65 cents\$1,524 25

3,042.9 lineal feet, north side, at 59 cents 1,795 31

\$3,319 56

Less former payment..... 2,523 31

Present payment..... \$796 25

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

Resolved, That the foregoing first and partial estimate allowed D. Root & Co., for erecting lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Broadway street, from Home avenue to Tinker 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, Albershardt, Bollman, Buehrig, Craft, Darnell, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—22.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimates allowed Thomas H. S. Peck & Co., for erecting lamp posts, lamps and fixtures complete to burn gas, except service pipe, on the following streets, viz : On North street, between East and Noble streets ; on Ohio street, from Noble street to the first alley east of Harvey street ; and on St. Clair street, from Pennsylvania to Meridian streets, be and the same are 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, Albershardt, Bollman, Buehrig, Craft, Darnell, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—22.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed Anderson & Devenish, for grading and graveling the first alley west of West street, between First street and

its northern terminus, 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, Albershardt, Bollman, Buehrig, Craft, Darnell, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—22.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing second and final estimate allowed Murphy & Good, for grading and paving the sidewalks of Clifford avenue, from Massachusetts avenue on the north side to the west line of Ingram Fletcher's property, and on the south side from Massachusetts avenue to west line of Woodruff Place, 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, Albershardt, Bollman, Buehrig, Craft, Darnell, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—22.

Negative—None.

The City Attorney submitted the following report :

INDIANAPOLIS, October 18, 1875.

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

Gentlemen :—Since the last meeting of the Council, the following case has been determined, to-wit : Joseph C. Willett vs. City of Indianapolis—In Marion Superior Court. Judgment in favor of city,

Respectfully submitted,

CAS. BYFIELD,
City Attorney.

Which was received.

The City Commissioners submitted the following report .

INDIANAPOLIS, October 18, 1875.

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

Gentlemen :—The undersigned respectfully show to your honorable body—

1st. That they were duly appointed by the Civil Circuit Court to act as Commissioners to assess damages and benefits “accruing to the owners of lands and lots through which any street is proposed to be constructed or altered, or any building appropriated, or through which any creek or other water course is proposed to be straightened, or of which the course is proposed to be altered.”

2d. That they did, as required by law, take and subscribe the oath and affirmation by law required.

3d. That they were and are duly qualified to act as such Commissioners, and do possess lawful authority to assess benefits and damages.

SECOND.

Your Commissioners do further report—

1st. That on the 6th day of September, 1875, they met at City Clerk's office pursuant to the notice hereto annexed, marked exhibit “A.”

2d. That they did, at the time and place aforesaid, enter upon the consideration of the matter of opening Peru street, from Lincoln avenue to Seventh street, more fully described in the petition to us referred and hereto annexed, marked exhibit “B.”

3d. That they did enquire into the matter of the service of notices upon property owners, and do herewith report said notices with the Marshal's endorsement of service thereon.

4th. That the following named persons appeared in answer to said notices, viz Geo. Roedter, Madison Stewart, Thos. Cox, David Geyer, Jane Weaver, David H Harner, Geo. D. Harner, John E. Dunn, Sarah J. Johnson, P. E. Johnson, Jas. B. Conaty, Stephen Crow, Wm. Morrison, E. Washburne, E. B. Martin, A. Harner for State Board of Agriculture, E. G. Cornelius, R. Nutting, S. H. Brown.

THIRD.

The said Commissioners do further report—

That they did, at the time aforesaid, examine the real estate proposed to be appropriated, and did at the time and place indicated in said notice, hear evidence

touching the questions before them, and did also view the premises and that they did estimate—

- 1st. The value of the land and property to be appropriated for said improvement.
- 2d. What part thereof, if any, ought to be borne by the city.
- 3d. What real estate, if any, would be benefited by the improvement.

FOURTH

Your Commissioners do further report—

- 1st. That the value of the land to be appropriated is in the aggregate two thousand three hundred dollars (\$2,300).
- 2d. That the city should pay no part thereof.

That we do assess benefits as follows upon the following described real estate of the following named persons, viz :

Thos. Cox, lot 11, Parker's sub. Butler's north add	\$89 00
Jennie Cornelius, lot 10, Parker's sub. Butler's north add.....	89 00
S. W. Sears, lot 9, Parker's sub. Butler's north add	89 00
Samuel Brown, lot 8, Parker's sub. Butler's north add	89 00
Madison Stewart, lot 7, Parker's sub. Butler's north add	89 00
Geo. F. Abrams, lot 6, Parker's sub. Butler's north add.....	89 00
E. B. Williams, lot 5, Parker's sub. Butler's north add.....	134 00
B. N. Johnson, lot 11, Butler's north add. north half.....	50 00
J. R. Firman, lot 11, Butler's north add. south half.....	50 00
Chas. Sherman, lot 12, Butler's north add.....	100 00
N. W. C. U., lot 13, Butler's north add.....	93 00
W. A. Bell, lot 14, Butler's north add. north half.....	47 00
Leonard Birch, lot 14, Butler's north add. south half.....	47 00
D. V. Burns, lot 3, Parker's sub. Butler's north add.....	20 00
Jennette Knight, lot 2, Parker's sub. Butler's north add.....	15 00
Mary E. Shockley, lot 1, Parker's sub. Butler's north add.....	10 00
J. W. Weaver, lot 15, Parker's sub. Butler's north add.....	30 00
Maggie Weaver, lot 14, Parker's sub. Butler's north add.....	25 00
Henry Weaver, lot 13, Parker's sub. Butler's north add.....	20 00
Zack Evans, lot 12, Parker's sub. Butler's north add.....	15 00
Rufus Nutting, lot 4, Hanway's sub. Butler's north add.....	20 00
Mrs. Lindley, lot 3, Hanway's sub. Butler's north add.....	10 00
Josephine Costigan, lot 1, Costigan's sub. Johnson's add.....	42 50
Josephine Costigan, lot 2, Costigan's sub. Johnson's add.....	17 50
Josephine Costigan, lot 3, Costigan's sub. Johnson's add.....	17 50

W. H. Dungan, lots 11 and 12, L. D. Johnson's sub. Johnson's add. \$20 each	40 00
D. H. Horner, lot 10, L. D. Johnson's sub. Johnson's add.....	20 00
Geo. D. Horner, lots 8 and 9, L. D. Johnson's sub. Johnson's add \$20 each	40 00
W. S. Pritchard, lot 6, Buterfield's sub. Johnson's add. 52½ ft. north side, 6 and 7 ft. south side lot 7.....	28 00
E. Cornelius, lot 7, Buterfield's sub. Johnson's add. 40 ft south side lot 7..	20 00
A. Hess, lot 8, Buterfield's sub. Johnson's add	31 50
J. E. Dunn, lot 9, Buterfield's sub. Johnson's add.....	31 50
W. N. Goodwin, lot 10, Buterfield's sub. Johnson's add	31 50
Henry L. Weatherald, lot 1, A. C. Shortrfdge's sub. Johnson's add.....	19 00
Henry L. Weatherald, lots 2, 3, 4, 5, 6, 7 and 8, A. C. Shortridge's sub. Johnson's add. \$19 each.....	133 00
Jas. H. Horner, lot 21, L. D. Johnson's sub. Johnson's add.....	20 00
Sam J. Johnson, lots 19 and 20, L. D. Johnson's sub. Johnson's add. \$20 each	40 00
P. E. Johnson, lot 18, L. D. Johnson's sub. Johnson's add	21 00
Sarah Johnson, lot 17, L. D. Johnson's sub. Johnson's add.....	21 00
Roberts & Emerson, lot 11, L. D. Johnson's sub. Johnson's add.....	15 00
Mark Ray, 15 ft. north side lot 15, and 15 feet south side lot 16, Johnson's add.....	15 00
W. G. Rubush, 30 ft. south side lot 15, Johnson's sub. Johnson's add.....	15 00
Builders' and Manufacturer's Association, lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, Butler Grove add. \$7.70 each	177 10
Builders' and Manufacturers' Association, lot 24, Butler Grove add.....	7 90
Eden, Hasson & Brouse, lot 27, 28, 29, 30, 31, 32, 33, 34 and 35, Butler Grove add., \$10.88 each.....	97 92
Levi Wright, lots 25 and 26, Butler Grove add \$10.88 each.....	21 76
Trustees N. W. C. U., lots 19, 20, 21, 22, 23 and 24, Butler Grove add. ...	65 32
Maggie J. Rowan, lot 6, W. C. Shortridge's sub. Johnson's add.....	5 00
Durban & Child, lots 6 and 8, W. C. Shortridge's sub. Johnson's add.....	10 00
Sophia Crow, lot 7, W. C. Shortridge's sub. Johnson's add.....	5 00
Milton Landis, lots 9 and 10, W. C Shortridge's sub. Johnson's add.....	10 00
Jesse Draper, lots 1, 2 and 3, Fitzgerald sub. Johnson's add.....	15 00
Edmund Lemon, lot 4, Fitzgerald sub Johnson's add.....	5 00
Samuel Strong, lot 5, Fitzgerald sub. Johnson's add	5 00
Alonzo Atkinson, lots 9 and 10, G. W. Hoss' sub. Johnson's add.....	20 00
J. P. Elliott, 3¼ acres, south half north half Johnson's heirs' add. 27.....	8 00
I. & P. R. R., ¾ acre, east end south half block 27.....	8 00
Amount.....	\$2,300 00

That we do assess damages as follows, to-wit, upon a parcel of ground owned by the following named persons and described as follows :

David Geyer, lot 16, Parker's sub. Butler's add.....	\$800 00
Rufus Nutting, lot 5, Hanway's sub. Butler's add.....	600 00

F. W. Morse, lot 5, Parker's sub. Butler's add...	\$600 00
E. S. Alvord, lot 15, Butler's north add.....	300 00
	<hr/>
Amount.....	\$2,300 00

And which is of the value of two thousand three hundred dollars (\$2,300).

That the benefits aforesaid are such as each of the persons respectively would receive.

That the damages assessed are such as each of said persons to whom damages are awarded would sustain.

The persons whose benefits exceed damages, and the amounts of the excess, are shown in table "A," and those whose damages exceed benefits are shown in table "B," showing in the one table the benefits in excess of the damages, and in the other the excess of the damages over and above the benefits:

TABLE "A."

Benefits to be collected.

Thos. Cox.....	\$89 00
Jennie Cornelius.....	89 00
S. W. Sears.....	89 00
Samuel Brown.....	89 00
Madison Stewart.....	89 00
Geo. F. Abrams.....	89 00
E. B. Williams.....	134 00
B. N. Johnson.....	50 00
J. R. Firman.....	50 00
Chas. Sherman.....	100 00
N. W. C. U.....	93 00
W. A. Bell.....	47 00
Leonard Birch.....	47 00
D. V. Burns.....	20 00
Jennette Knight.....	15 00
Mary E. Shockley.....	10 00
J. W. Weaver.....	30 00
Maggie Weaver.....	25 00
Henry Weaver.....	20 00
Zack Evans.....	15 00
Rufus Nutting.....	20 00
Mrs. Lindley.....	10 00
Josephine Costigan.....	77 50
W. H. Dungan.....	40 00
D. H. Horner.....	20 00
Geo. D. Horner.....	50 00
W. S. Pritchard.....	28 00

E. Cornelius.....	\$20 00
A. Hess.....	31 50
J. E. Dunn.....	31 50
M. N. Goodwin.....	31 50
Henry L. Weatherald	152 00
Jas. H. Horner.....	20 00
Sam. J. Johnson.....	40 00
P. E. Johnson.....	21 00
Sarah Johnson.....	21 00
Roberts & Emerson.....	15 00
Mark Ray.....	15 00
W. G. Rubush.....	15 00
Builders' and Manufacturers' Association.....	177 10
Builders' and Manufacturers' Association.....	7 90
Eden, Hasson & Brouse.....	97 92
Levi Wright.....	21 76
Trustees N. W. C. U.....	65 32
Maggie Rowan.....	5 00
Durbin & Child.....	10 00
Sophia Crow	5 00
Milton Landis.....	10 00
Jesse Draper.....	15 00
Edmund Lemon.....	5 00
Samuel Strong.....	5 00
Alonzo Atkinson	20 00
J. P. Elliott	8 00
I. & P. R. R.....	8 00
Amount.....	<u>\$2,300 00</u>

TABLE "B."

Damages to be paid.

David Geyer.....	\$300 00
Rufus Nutting.....	600 00
F. W. Morse	600 00
E. S. Alvord.....	300 00
Amount.....	<u>\$2,300 00</u>

Your Commissioners do therefore recommend that the said Peru street be opened as prayed, and that the damages and benefits assessed be paid and collected according to law.

Respectfully,

WILLIAM MANSUR,
JOHN L. AVERY,
J. S. HILDERBRAND,
GEO. W. HILL,
Commissioners.

Which was received.

Also, the following report :

INDIANAPOLIS, October 18, 1875.

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

Gentlemen :—The undersigned respectfully show to your honorable body—

1st That they were duly appointed by the Civil Circuit Court to act as Commissioners to assess damages and benefits "accruing to the owners of lands and lots through which any street is proposed to be constructed or altered, or any building appropriated, or through which any creek or other water course is proposed to be straightened, or of which the course is proposed to be altered."

2d. That they did, as required by law, take and subscribe the oath and affirmation by law required.

3d. That they were and are duly qualified to act as such Commissioners, and do possess lawful authority to assess benefits and damages.

SECOND.

Your Commissioners do further report—

1st. That on the 30th day of August, 1875, they met at City Clerk's office pursuant to the notice hereto annexed, marked exhibit "A."

2d. That they did, at the time and place aforesaid, enter upon the consideration of the matter of the opening of Broadway street, from St. Clair street to Massachusetts avenue, more fully described in the petition to us referred and hereto annexed, marked exhibit "B."

3d. That they did inquire into the matter of the service of notices upon property owners, and do herewith report said notices with the Marshal's endorsement of service thereon.

4th. That the following named persons appeared in answer to said notices, viz: Christian Beck, Joseph Bingham, Mrs. Henry Bertselman, Leonard Bordenmiller, David Springer, Joseph E. Ludlum, Matilda Caskey per Cooper, Valentine Morgenveck, Julia Mansfell, Bertha Bergner, John Heath, M. H. Field, J. W. Hoagland, Margaret Everson, Jacob Parish, R. Haupt, Chas. Haag, Adam Knauf, M. G. Sturm, T. S. Rollins, Mr. Wann, Mrs. Lane, F. W. Fout, D. G. Green, Chris. G. Hohl, Frank A. Dial.

THIRD.

The said Commissioners do further report that they did, at the time aforesaid, examine the real estate proposed to be appropriated, and did, at the time and place

indicated in said notice, hear evidence touching the questions before them, and did also view the premises, and that they did estimate—

- 1st. The value of the land and property to be appropriated for said improvement.
- 2d. What part thereof, if any, ought to be borne by the city.
- 3d. What real estate, if any, would be benefitted by the improvement.

FOURTH.

Your Commissioners do further report—

1st. That the value of the land to be appropriated is in the aggregate twenty-six thousand nine hundred dollars (\$26,900).

2d. That the city should pay no part thereof.

That we do assess benefits as follows upon the following described real estate of the following named persons, viz :

M. McBride, Wood's sub. lot 6 in out-lot 42.....	\$100
David Springer, lot 7, out-lot 42.....	500
R. Haupt, south half lot 8 in out-lot 42.....	150
V. Morgenveck, north half lot 8 in out-lot 42.....	120
V. Morgenveck, lot 9 in out-lot 42.....	240
Julia Manfells, south half lot 10 in out-lot 42.....	120
Bertha Bergner, north half lot 10 in out lot 42.....	120
John Heath, south half lot 11 in out-lot 42.....	120
J. B. & M. O'Brian, north half lot 11 in out-lot 42.....	120
Matilda Caskney, lot 12 in out-lot 42.....	240
Frank Dial, Young's sub. lot 12 in out-lot 181.....	500
Jane Lowman.....	100
Chris. Reisner, lot 32 and 33, Young's sub. out-lot 181.....	700
Frank Weiner, Young's sub. lots 30 and 31 in out-lot 181.....	300
V. Meyers, Young's sub. lot 29 in out-lot 181.....	100
Margaret Everson, Allen's sub. lot 23 and 26 in out-lot 181.....	1,000
A. B. Conduitt, Allen's sub. lots 15 and 18 in out lot 181.....	1,000
J. N. Hoover, Allen's sub. lot 10 in out lot 181.....	500
Robert D. Long, Allen's sub. lot 7 in out-lot 181.....	500
Mark C. Davis, Young's sub. lot 56 in out-lot 181.....	500
Mary and W. Shaw, Young's sub. lot 57 in out-lot 181.....	100
Sarah Mark, Young's sub. lot 58 in out-lot 181.....	50
H. Fout, Young's sub lot 59 in out-lot 181.....	25
C. W. Logan, Young's sub. lot 60 in out-lot 181.....	25
L. VanLaningham, Young's sub. lot 71 in out-lot 181.....	450
Henry L. Warner, Young's sub. lot 72 in out-lot 181.....	350

Mary C. Robinson, Young's sub. lot 73 in out-lot 181.....	\$400
Fred Fout, Young's sub. lot 90 in out-lot 181.....	400
Wm. Thorne, Young's sub. lot 91 in out-lot 181.....	400
Eliza Wiles, Young's sub. lots 92 and 93 in out-lot 181.....	800
G. L. Grum, Young's sub. lot 102 in out-lot 181.....	300
Merritt Wells, Young's sub. lot 103 in out-lot 181	300
Barbara Rankin, Butler's second add. lot 41.....	300
Elizabeth Williams, Butler's second add. lot 40.....	200
Wm. J. Nesbit, Butler's second add. lot 39.....	200
Geo. F. Adams, Butler's second add., 37½ by 100 ft. northeast corner lot 38...	200
Silas Blount, Butler's second add. lots 43, 44 and 45.....	600
Trustees Colored Church, Butler's second add. lot 42.....	300
Trustees Baptist Church, Young's sub. lot 105 in out-lot 181.....	300
Peyton Johnson, Young's sub. lot 86 in out-lot 181.....	400
Peyton Johnson, Young's sub. lot 87 in out-lot 181.....	400
James Franks, Young's sub. lot 88 in out-lot 181.....	400
F. Nicolai, Young's sub. lot 89 out-lot 181.....	400
A. West, Stern's sub. lot 4 in out-lot 181.....	300
J. N. Phipps, Sterns' sub. lot 3 in out-lot 181	300
Sarah Horniday, Sterns' sub. lot 2 in out-lot 181	300
Jennie Norwood, Sterns' sub. lot 1 in out-lot 181.....	300
Ed. Lane, Young's sub. lot 54 in out-lot 181.....	100
Martha Murphy, Young's sub. lot 53 in out-lot 181.....	50
J. N. Deneen, Young's sub. lot 52 out-lot 181.....	25
J. McDougal, Young's sub. lot 51 in out lot 181.....	25
Jacob Parish, Allen's sub. lot 6 in out-lot 181.....	500
H. & Mary McCully, Allen's sub. lot 11 in out-lot 181.....	500
Adams & Hazzard, Allen's sub. lot 14 in out-lot 181.....	500
F. S. Rollin, Allen's sub.....	500
J. W. Hoagland, Allen's sub. lot 22 in out-lot 181.....	500
Louisa Haag Allen's sub. lot 27 in out-lot 181.....	500
Mary Morris, Young's sub. lot 10 in out-lot 181.....	200
L. Weisenberger, Young's sub. lot 9 in out-lot 181.....	150
J. E. Forman, Young's sub. lot 8 in out-lot 181.....	100
Ezra Munsell, Young's sub. lot 7 in out-lot 181.....	75
J. W. Hoagland, Young's sub. lot 35 in out-lot 181.....	50
Henry Kettenback, lot 2 in out-lot 46.....	500
Chris. Norman, Goldsberry's sub. west half lot 3 in out-lot 46.....	250
Chris Beck, Goldsberry's sub. west half lot 4 in out-lot 46.....	250
Adam Knauf, north half lot 20 in out-lot 46.....	100
S. A. Fletcher, Young's sub. lot 34 in out-lot 181.....	500
J. W. Hoagland, Young's sub. lot 35 in out-lot 181.....	200
Ezra Munsell, Young's sub. lot 36 in out-lot 181.....	200
Mary Smith, Young's sub. lot 37 in out-lot 181.....	100
C. King, Young's sub. lot 38 in out-lot 181.....	100
C. Haag, Young's sub. lot 40 in out-lot 181.....	100

Ira J. Williams, Hasson's sub. Butler's Add. in out 2.....	\$75
James Ludlum, lot 13 in out-lot 42.....	300
W. N. Field, Young's sub. lot 11 in out-lot 181.....	500
	<hr/>
	\$22,480

Your Commissioners do further report—

That the following named persons will be benefitted by the opening of Broadway street, but have not as yet been notified, viz: .

Unknown.....	\$300
John Reinchild, Young's sub. lot 40 in out-lot 181.....	300
Allen Jacobs, Young's sub. lot 104 in out-lot 181.....	300
F. W. Riley, Young's sub. lot 50 in out-lot 181.....	500
Oliver Admire, Voorhees' sub. Butler's add. 1.....	300
Mary Rosengarten, Voorhees' sub. Butler's add lot 2.....	75
Mary Rosengarten, 20 ft. south side Voorhees' sub. Butler's add. lot 3.....	75
J. H. Dennis, Voorhees' sub. north part lots 3 and 4 Butler's add.....	75
J. Birch, Noorhees' sub. lot 5 Butler's add.....	75
M. J. and R. E. Birch, Hasson's sub. Butler's add. lot 5.....	75
Lydia Burnhamer, Hasson's sub. Butler's add. lot 4.....	75
John T. Dye, Hasson's sub. Butler's add. lot 3.....	75
Sarah Holliday, Hasson's sub. Butler's add. lot 1.....	75
Martha McKay, Butler's add. north third lot 118.....	65
David Guyer, Butler's add. 81 ft. north of 48 ft. south side of lot 118.....	90
E. Cherry, Butler's add. north half of 48 ft. south side lot 118.....	30
Mrs. Wyant, Butler's add. 24 ft. south side lot 118.....	30
Wm. W. Thrasher, Butler's add. north fourth lot 109.....	55
Chas. H. Marshal, Butler's add. south half north half lot 109.....	55
Cora Walker, Butler's add. north half south half lot 109.....	55
E. S. Hume, Butler's add. south half lot 109.....	55
Reese Davis, 95 ft. by 105 ft. and 15 ft. on alley Butler's add.....	139
Eliza Seaton, Butler's add. south half lot 110.....	110
Fannie Farquar, Butler's add. north half lot 110.....	110
Geo. Spahr, Butler's add. 60 ft. south side lot 117.....	70
Mary R. Dickson, 50 ft. north of 60 ft. south side lot 117.....	70
Elizabeth Nicholson, 74 ft. north side Butler's add, lot 117.....	70
J. N. Tilford.....	94
Howard Cale, et al. Butler's add. south half north half lot 94.....	94
J. C. Davis, Butler's add. 38 ft. north side south half lot 94.....	94
Carrie B. Merrifield, Butler's add. 59 ft. south side lot 94.....	94
C. H. Test, Butler's add. 33 ft. south side lot 88.....	75
T. A. H. Johnson, Butler's add. 49½ ft. on Broadway south of 38 ft lot 88..	85
W. Wallace, Butler's north add. lot 95.....	30
Lot 94, Ovid Butler.....	30
Lot 93, Ovid Butler.....	30
E. B. Cole, Butler's north add. lot 92.....	30
J. N. Judah, Butler's north add. 53½ ft. south side lot 91.....	20

— Jamison, Butler's north add. 39 ft. north side lot 91.....	\$10
— Jamison, Butler's north add. lot 90.....	30
R. N. Todd, Butler's north add. lot 89.....	30
Ovid Butler, lot 66.....	30
Ovid Butler, lot 67.....	30
A. C. Shortridge, Butler's north add. west half lot 66.....	20
Abel Evans, Butler's north add. east half lot 66.....	10
Lot 77.....	10
Sam. Merrill, Butler's north add. lot 76.....	10
C. Merrill, Butler's north add. lot 75.....	10
Julia N. Moore, Butler's north add. lot 73.....	10
Julia N. Moore, Butler's north add. lot 74.....	10
Hugh Barr, Butler's north add. north half lot 72.....	15
J. B. Lemon, Butler's north add. south half lot 72.....	15
Lot 71, O. Butler.....	30
Lot 70, O. Butler.....	30
Joseph Caylor, Butler's north add. lot 69..	30
Demia Thrasher, Butler's north add. lot 88.....	10
Lot 87, Ovid Butler.....	10
Lot 86, Ovid Butler.....	10
Lot 85, Ovid Butler.....	10
Lot 84, Ovid Butler.....	10
Lot 83, Ovid Butler.....	10
Lot 82, Ovid Butler.....	10
Lot 81, Ovid Butler.....	10
Lot 80, Ovid Butler.....	10
Lot 79, Ovid Butler.....	10
Lot 78, Ovid Butler.....	10
	\$4,420

That we do assess damages as follows, to-wit :

Upon a parcel of ground owned by the following named persons, and described as follows :

Henry Bertleman's heirs lot 5 in out-lot 42.....	\$14,000
R. P. Davis, 30 ft. west side lot 4 in out-lot 42.....	5,500
A. Bodenmiller, lot 14 in out-lot 42.....	6,000
Pope and Washington, Wood's sub. lot 15 in out-lot 42.....	1,400

The sum of twenty-six thousand nine hundred dollars (\$26,900).

That the benefits are such as each of the persons respectively would receive.

That the damages assessed are such as each of said persons to whom damages are awarded would sustain.

The persons whose benefits exceed damages, and the amounts of the excess are shown in table "A," and those whose damages exceed benefits, are shown in table

"B," showing in the one table the benefits in excess of the damages, and in the other the excess of the damages over and above the benefits.

TABLE "A."

Benefits to be collected.

M. McBride.....	\$100
David Springer.....	500
R. Aaupt.....	150
V. Morgenveck.....	120
V. Morgenveck.....	240
Julia Manfell.....	120
Bertha Bergner.....	120
John Heath.....	120
J. B. and Mc. O'Brian.....	120
Matilda Caskev.....	240
James Ludlum.....	300
Frank Dial.....	500
Jane Lowman.....	100
Chris. Reisner.....	700
Frank Weiner.....	300
V. Meyers.....	100
Margaret Everson.....	1,000
A. B. Conduitt.....	1,000
J. H. Hoover.....	500
Robert D. Long.....	500
Mark C. Davis.....	500
Mary and W. Shaw.....	100
Sarah Mark.....	50
H. Fout.....	25
C. W. Logan.....	25
L. VanLaningham.....	450
Henry L. Warner.....	350
Mary C. Robinson.....	400
Fred Fout.....	400
Wm. Thorne.....	400
Eliza Wiles.....	800
G. L. Grum.....	300
Merritt Wells.....	300
Barbara Rankin.....	300
Elizabeth Williams.....	200
Wm. J. Nesbit.....	200
Geo. F. Adams.....	200
Silas Blount.....	600
Trustees Colored Church.....	300
Trustees Baptist Church.....	300

Peyton Johnson.....	\$400
Peyton Johnson.....	400
James Franks.....	400
F. Nicoli.....	400
A. West.....	300
J. N. Phipps.....	300
Sarah Horniday.....	300
Jennie Norwood.....	300
Ed. Lane.....	100
Martha Murphy.....	50
J. N. Deneen.....	25
J. McDougal.....	25
Jacob Parish.....	500
W. and Mary McCully.....	500
Adams & Hazzard.....	500
F. S. Rollin.....	500
J. W. Hoagland.....	500
Louisa Haag.....	500
Mary Morris.....	500
L. Weisenberger.....	150
J. E. Forman.....	100
Ezra Munsell.....	75
J. W. Hoagland.....	50
Henry Kittenbach.....	500
Chris. Norman.....	250
Chris. Beck.....	250
Adam Knauf.....	100
S. A. Fletcher.....	500
J. W. Hoagland.....	200
Ezra Munsell.....	200
Mary Smith.....	100
C. King.....	100
M. N. Field.....	500
C. Haag.....	100
Ira J. Williams.....	75

Amount..... \$22,480

Those not notified—

Unknown.....	\$300
John Reinchild.....	300
Allen Jacobs.....	300
F. W. Wiley.....	500
Oliver Admire.....	300
Mary Rosengarten.....	75
Mary Rosengarten.....	75
J. H. Dennis.....	75

J. Birch.....	\$75
M. J. and R. E. Birch.....	75
Lydia Bernhamer.....	75
John T. Dye.....	75
Sarah Holliday.....	75
Martha McKay.....	65
David Geyer.....	90
E. Cherry.....	30
Mrs. Wyant.....	30
Wm. M. Thrasher.....	55
Chas. H. Marshal.....	55
Cora Walker.....	55
E. S. Hume.....	55
Reese Davis.....	139
Eliza Seaton.....	110
Fannie Farquar.....	110
Geo. Spharr.....	70
Mary R. Dickson.....	70
Eliza Nicholson.....	70
J. N. Tildford.....	94
Howard Cale.....	94
J. C. Davis.....	94
Carrie B. Merrifield.....	94
C. H. Test.....	75
T. A. H. Johnson.....	85
W. Wallace.....	30
Lot 94.....	30
Lot 93.....	30
E. B. Cole.....	30
J. N. Judah.....	20
—— Jamison.....	10
—— Jamison.....	30
R. N. Todd.....	30
Ovid Butler.....	30
Ovid Butler.....	30
A. C. Shortridge.....	20
Abel Evans.....	10
Lot 77.....	10
Sam Merrill.....	10
C. Merrill.....	10
Julia N. Moore.....	10
Julia N. Moore.....	10
Hugh Barr.....	15
J. B. Lemon.....	15
Lot 71.....	30
Lot 70.....	30
Joseph Caylor.....	30

Demia Thrasher	\$10
Lot 87	10
Lot 86.....	10
Lot 85.....	10
Lot 84.....	10
Lot 83.....	10
Lot 82.....	10
Lot 81.....	10
Lot 80.....	10
Lot 79.....	10
Lot 78.....	10
Amount.....	<u>\$4,420</u>

TABLE " B."

Damages to be paid.

Henry Bertleman's heirs.....	\$14,000
A. Bodenmiller.....	6,000
Pope & Washington.....	1,400
R. P. Davis	5,500
Amount.....	<u>\$26,900</u>

Your Commissioners do think that the property herein assessed as benefitted would be benefitted in the opening of said³Broadway street to the full amount of the foregoing assessments, but in view of the numerous remonstrants herewith accompanied, we, your Commissioners, do not recommend the opening of Broadway street as prayed for.

Respectfully,

JOHN L. AVERY,
 WM. MANSUR,
 GEO. W. HILL.
 J. S. HILDEBRAND,
 Commissioners.

Which was received.

ORDINANCES ON FIRST READING.

Mr. Madden introduced special ordinance No. 211, 1875, entitled :

An ordinance to provide for grading and paving with brick the south sidewalk of Maryland street, between Pennsylvania street and the first alley east of said street.

Which was read the first time.

Mr. Reed introduced general ordinance No. 81, 1875, entitled :

An ordinance to provide for the abolishment of the office of Committee Clerk.

Which was read the first time.

By consent, the following papers were introduced :

Mr. Diffley presented the following petition :

INDIANAPOLIS, October 18, 1875.

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

Gentlemen :—The undersigned, citizens of the city of Indianapolis and owners of property fronting on South Tennessee street in said city, [between Louisiana and Merrill streets, respectfully represent to your honorable body, that the Indianapolis Rolling Mill Company are engaged in laying down a railroad track upon said Tennessee street without, as we are advised and believe, any authority from your honorable body. That said railroad track will greatly obstruct said street and damage our property.

We therefore respectfully request your honorable body to cause said Rolling Mill Company to desist from further laying said railroad track in said street, and to take up and remove that already laid, and to put said street in as good repair as the same was in when said obstructions were commenced, and that your honorable body will grant us all other proper relief in your power, in the premises, and as in duty bound we will ever pray, etc.

HENRIETTA PARKER,
MRS. MARY COEN,
JANE A. LEE,
MRS. E. A. BEAM,
and 13 others.

Which was referred to the Committee on Railroads and City Attorney, with instructions to report next Monday night.

Mr. Schmidt offered the following motion :

Moved, That the Street Commissioner, under direction of City Civil Engineer, is hereby directed to change the drainage on the corner of Market street and Arsenal avenue in the following manner: One two-foot pipe in Ohio street, from State to Arsenal avenue; three two-foot pipe in Arsenal avenue, from Ohio to Market street;

three two-foot pipe from Arsenal avenue to first alley west of Arsenal avenue, and one two-foot pipe from said alley to Pogues Run.

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

Mr. Ransdell presented the following petition :

INDIANAPOLIS, October 18, 1875.

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

Gentlemen :—We the undersigned, property owners, respectfully petition your honorable body to vacate 15 feet off the north side of Walnut street, between Ray street and the Lafayette road, so as to make the said Walnut street a uniform width of 60 feet. See accompanying plat.

INDIANOLA CHURCH,
per John G. Blake.
T. C. HORTON.

Which was referred to the Committee on Opening and Laying Out Streets and Alleys.

Mr. McGill offered the following motion :

Moved, That the Union Railway Company be and are hereby granted permission to lay down an iron pipe sewer across Louisiana street, west of Illinois street, so as to connect with the catch basin on the corner of Illinois and Louisiana streets, the same to be done at their own expense and under direction of the City Civil Engineer.

Which was referred to the Committee on Sewers.

Mr. Reed, from the Special Investigation Committee, submitted the following charges :

INDIANAPOLIS, October 18, 1875.

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

Gentlemen :—In compliance with a resolution passed by your honorable body at its regular session on the evening of October 11th, 1875, your Committee submit the following charges against Charles P. Fant, an officer elected by your honorable body to fill the office of Council Committee Clerk.

GENERAL CHARGE.

That the said Charles P. Fant has been guilty of dishonesty and corruption in office in this, to-wit :

SPECIFICATION FIRST—

That the said Charles P. Fant, on the day of, 1875, did corruptly

and dishonestly offer to accept money from one Henry Laird, for the purpose of procuring a favorable report and contract from the Committee on Contracts, to construct a bridge upon Clifford avenue, Meridian and Illinois streets, and a bridge upon Morris street in said city.

SPECIFICATION SECOND—

That said Charles P. Fant did, on the day of, 1875, dishonorably and corruptly solicit and demand from one Henry Laird a certain sum of money in consideration that he, the said Fant, would corruptly use his influence for the purpose of procuring contracts for the Indianapolis Bridge Co., from the Common Council of said city, to construct a certain iron bridge upon Clifford avenue, Meridian and Illinois streets, and a certain iron bridge upon Morris street in said city.

SPECIFICATION THIRD—

That said Charles P. Fant, while in office as Committee Clerk of said Common Council, did, on the.....day of....., 1875, dishonestly and corruptly solicit and demand from one Henry Laird the payment of certain moneys to be corruptly used in procuring from the said Common Council, contracts with the Indianapolis Bridge Company, for the erection of iron bridges on and over Clifford avenue, Meridian and Illinois streets and Morris street in said city.

SPECIFICATION FOURTH—

That said Charles P. Fant, while in office as such Committee Clerk for the Common Council, did, on the.....day of....., 1875, corruptly and dishonestly enter into a certain contract with one Henry Laird, an agent of the Indianapolis Bridge Company, agreeing that he, the said Fant, would corruptly procure the said Bridge Company the contract with said Common Council, to construct and build certain bridges upon Clifford avenue, Meridian and Illinois streets and Morris street in said city, in consideration that said Laird would pay him the sum of two hundred dollars.

SPECIFICATION FIFTH—

That the Common Council of said city had determined to erect certain iron bridges upon certain streets in said city, one upon Illinois street, one upon Meridian street, one upon Morris street and one upon Clifford avenue; that the advertisements for bids for the construction of said bridges had been made, and the Committee on Contracts for said Council had then under advisement the bids received for the construction of said bridges; that while said Committee had not yet determined upon recommending to the said Council any particular bids or bidders, as entitled to said contracts, said Charles Fant, while in office as Committee Clerk of said Council, did, on the.....day of, 1875, corruptly and dishonestly offer to receive money from one Henry Laird, for the purpose of using the same corruptly to procure the contract for the erection of said bridges, for the Indianapolis Bridge Company; and that said Charles Fant corruptly and dishonestly demanded money of said Henry Laird, money to be used corruptly in procuring said committee on Contracts to report to said Common Council, recommending that the contract for the construction of said bridges be let to the Indianapolis Bridge Company; that said Charles Fant did corruptly demand of, and offer to receive from, said Henry Laird,

money to be used corruptly in procuring said Common Council to enter into a contract with said Indianapolis Bridge Company, for the erection of said bridges; that said Charles Fant did corruptly demand of and offer to receive from said Indianapolis Bridge Company, money to be corruptly used in procuring from said Council a contract for said Company to erect said bridges; that said Charles Fant did receive from the Indianapolis Bridge Company, money to be used by him corruptly in procuring said Common Council to contract with said Indianapolis Bridge Company for the erection of said bridges.

ENOS B. REED,
J. C. ADAMS,
GEO. W. GEIGER,
ROBT. C. MCGILL.

Mr. Craft offered the following motion :

Moved, That this Council now resolve in itself into a Court of Impeachment in order to try the charges against Charles P. Fant, Committee Clerk.

Which was adopted.

The Councilmen were sworn by His Honor, the Mayor, to well and truly try the defendant upon the charges preferred against him.

The defendant then, through his attorney, Hon. B. K. Elliott, entered a plea of "not guilty," and demanded an immediate trial.

Witnesses were then sworn and examined.

On motion by Mr. Kahn, the Mayor was delegated power to decide all points of law, etc.

On motion by Mr. Ransdell, the session of the Council or Court was extended.

After the evidence was all in, the charges were read the second time, after which the Mayor stated that the roll would be called on the general charges, and those who deemed the defendant guilty would vote aye as their names were called, and those who deemed the defendant not guilty would vote no as their names were called.

Those who voted to sustain the charges were :

Councilmen Albershardt, Darnell, Geiger, Ransdell, Reed, Therman and Webster—7.

Those who voted not to sustain the charges were :

Councilmen Adams, Bollman, Buehrig, Craft, Diffley, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Reasner, Schmidt, Stratford, Stuckmeyer, and Ward—18.

So the charges were not sustained, and the defendant adjudged not guilty.

The Court then adjourned and the Council called in regular session.

Mr. Buehrig offered the following motion :

Moved, That B. F. Parker be granted a license as auctioneer, to do business at No. 81 South Illinois street.

Which was adopted.

Mr. Craft offered the following motion :

Moved, That Wingate Brothers be and are hereby granted permission to lay a flag stone walk across Washington street, in front of their property between East and Liberty streets; the same to be done at their own expense and under the direction of the City Civil Engineer.

Which was adopted.

Mr. Adams offered the following motion :

Moved, That Eli Strickler be granted permission to pave with brick in front of his property on Arsenal avenue, the same to be done under the direction of the City Civil Engineer and at his own expense, and to be completed within sixty days.

Which was adopted.

On motion, the Council adjourned.

JOHN CAVEN, Mayor.

Attest :

BENJ C. WRIGHT, City Clerk.