

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE  
CITY OF INDIANAPOLIS,  
*Monday, November 22d, 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, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—24.

Absent—Councilmen Bollman and Stuckmeyer—2.

The proceedings of the regular session, held November 15th, 1875, were read and approved.

Sealed proposals for constructing a brick sewer in and along Pennsylvania street from Home avenue to Second street, thence west in and along Second street to and connecting with the sewer laid in Second street at the corner of Meridian street.

Were received, opened, read and referred to the Committee on Contracts.

Sealed proposals for constructing a brick sewer in and along Georgia street from Illinois street sewer to the first alley east of Meridian street.

Were received, opened, read and referred to the Committee on Contracts.

Sealed proposals for constructing a brick sewer in and along Madison avenue from the south side of Yeizer street to and connecting with the Ray street sewer.

Were received, opened and read.

- Mr. Laughlin presented the following remonstrance :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen* :—The undersigned, owners of real estate fronting on Madison avenue, between Yeizer street and Ray street, respectfully remonstrate against the awarding of the contract for building a sewer in Madison avenue, from Yeizer street to the Ray street sewer, in pursuance of general ordinance No. 47, introduced and passed to a second reading at the called session of Council of July 6th, 1875, for the following reasons:

1st. That the owners of all the property on the line of the proposed sewer then taxable in the city, at the same evening and directly following the introduction of said ordinance, filed their remonstrance.

2d. That the grades and drainage on Madison avenue along the proposed sewer is as good as on any street in the city, and our property does not need any such sewer.

3d. That the sole purpose of the sewer is to drain Yeizer street and property further south, and as we did not make or advise the grade of Yeizer street, if there is a necessity for getting rid of the water flowing from Yeizer street, and that street cannot be relieved except by sewer, we do solemnly and earnestly protest and remonstrate against the wrong and injustice about to be perpetrated upon us by the levy of a special tax upon our property to make the sewer.

4th. That we know the Ray street sewer into which it is proposed to empty the new sewer, has not capacity for draining the territory already thrown upon it, and consequently its overflows and stench are now damaging to our property.

5th. That we consider it a great hardship, wrong and injustice to be assessed "benefits" on our property for the construction of such sewer, when we feel that such a sewer will be only damaging, and we should and do protest and remonstrate against the building of any such sewer to be emptied into the Ray street sewer, even if it was proposed without cost to us.

6th. That the ordinance providing for the construction of said sewer was introduced without petition and passed without reference.

Your petitioners therefore pray that the award of any contract for building said sewer in Madison avenue be postponed until your honorable body shall make further inquiry as to the facts above stated, and have due consideration of the rights of your petitioners.

And your petitioners will ever pray, etc.,

Ballweg & Co., 231 ft.; Lisette Wirbe, 62 ft.; Western Furniture Co., per B. Lander, 231 ft.; Dean Brothers 208 ft.; Catharine Brill, 30 ft.; Wm. H. L. Noble, 212 ft.; James Frank, 60 ft.; Jacob Kropp, 31 ft.; John Thompson, 31 ft.; M. Moriarity, 62 ft.; Wm. H. Shirer, 42½ ft.; Henry Sponsel, 42½ ft.; Madison Harrison, 40 ft.; F. Luisch, 43 ft.; John Whillar, 31 ft.; Thos. F. Ryan, 93 ft.; Peter Zimmer, 40 ft.

Which was referred to the Committee on Sewers.

The proposals were then referred to the Committee on Contracts.

Mr. Craft, as a question of privilege, offered the following motion:

*Moved*, That the City Civil Engineer be and is hereby directed to report a second corrected and final estimate allowed to George W. Buchanan, for grading and gravelling Valley street from East street to the second alley east of East street.

Which was adopted.

## REPORTS FROM CITY OFFICERS.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen* :—There has been numerous complaints made to me that many of the contractors who obtain work from the city have proven to be irresponsible, and fail to pay for material furnished in the construction of said work.

The city advertises work to be let by contract to the lowest bidder, and she can not discriminate between honest and dishonest parties, especially if the lowest bidder furnishes a good and sufficient bond for the proper performance of the work.

Many of these irresponsible contractors come here from abroad, and they are enabled to compete successfully with honest home competition by defrauding the citizens who furnish the material used in completing the work.

The only means that I can suggest for remedying the matter will be to revise the present form of contract and bond, by inserting a clause therein holding bondsmen responsible for the payment of material used in the performance of the work under contract. This will prevent dishonest parties from securing responsible bondsmen, and protect honest competition.

I herewith report a new form of contract and bond, which meets with the approval of the City Attorney, and I would recommend your honorable body to adopt the same.

## SECOND.

In compliance with your orders, I have located 5 new lamps on Union street between Hanway street and the south side of McCarty's south addition.

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

Respectfully submitted.

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Also the following form of contract and bond :

This agreement, made and entered into this.....day of..... 187..., by and between... .. of the county of Marion and State of Indiana of the first part, and

the Common Council of the city of Indianapolis, said county and State, of the second part:

Witnesseth, that the said party of the first part does covenant and agree (7 lines blank). Said amounts to be collected by said party of the first part, at... ..own expense, from the owners of the property bordering on said improvement, according to their respective number of feet, and from the city of Indianapolis, for any lots owned by said city, and for crossings of all streets and alleys: and said party of the first part herein further agrees to pay any and all moneys due to any contractor, or to any person or persons furnishing any material whatever, and to any laborers employed by said party of the first part, for any work done in the prosecution of such improvement.

It is hereby expressly understood, That no assignment of this contract shall be made to any other party without the consent of the Common Council of said city,

The.....of the first part agree to perform the work according to the following specifications, viz: (9 lines blank).

The said party of the first part covenant and agree that.....will exercise, in the prosecution of said work, all proper skill and care; that.....will properly and fully guard and protect all excavations or dangerous places, and will use all due and proper precaution to prevent injury to any person or persons whatever; and that.....will omit no reasonable precaution which will tend to the security of all persons. The contractor to supply all earth required to complete the necessary grading, and if a surplus to remove the same to some street or alley, not exceeding a distance of half a mile, as shall be directed by the Civil Engineer, and spread the same to his satisfaction. To be finished on or before the.....day of.....187..., to the entire satisfaction of the Civil Engineer, and should said work not be finished by the time specified, and according to the above specifications, then the said contract shall be void and of no effect in law, and the said party of the second part shall have the privilege and option of forfeiting this contract, and of reletting the same, and the.....of the first part shall be responsible for all damages that may accrue by said failure to perform said work according to contract, and unless the said work shall be done within the time specified, the said.....party.....shall not recover for any work done under this contract.

In testimony whereof, We, the foregoing named parties, hereunto set our hand: this ..... day of.....187...

..... } Contractor  
..... }

For the Common Council of the City of Indianapolis:

.....City Clerk.

(BOND No.....)

Know all men by these presents, That we..... of the county of Marion and State of Indiana, are held and firmly bound to the Common Council of the city of

Indianapolis, in the sum of.....Dollars, the payment whereof well and truly to be made, we bind ourselves, our heirs, executors and administrators, firmly by these presents.

The conditions of the above obligation are such, that if the above bound..... shall faithfully comply with the foregoing contract, made and entered into this ..... day of.....187..., with the Common Council of the city of Indianapolis, and fulfill all the conditions and stipulations therein contained, according to the true intent and meaning thereof, in all respects, then this obligation to be void ; otherwise to remain in full force and virtue in law.

Witness our hands and seals the day and year last above written.

.....[SEAL.]
.....[SEAL.]
.....[SEAL.]

INDIANAPOLIS,.....187...

The undersigned, security on the above bond, do solemnly swear that. .... the owner in .....own name and right of property of at least double the amount named in the above bond.

Signed : .....
.....
.....

Subscribed and sworn to before me this.....day of.....187..

.....Notary Public.

Which was approved and adopted.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, November 22, 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 final estimate allowed the Cincinnati Iron Bridge Co, for building an iron bridge over Pogues Run on Illinois street—

Table with 2 columns: Description and Amount. Rows include 34 foot span (\$4,100 00), 1.33 foot span additional (143 49), and Total payment (\$4,243 49).

This company contracted to build the above bridge 34 foot span, according to

specifications, but in building the abutments for the same, it became necessary to build the south abutment one foot and four inches further south in order to get a solid foundation. Hence the extra allowance of \$143.49 in the above estimate.

Also, a first and final estimate allowed E. H. Roney, for curbing with stone the sidewalks, and paving with brick the unpaved portion of the sidewalk on the east side of Virginia avenue from Louisiana to South street—

519.3 lineal feet curbing at 47 cents.....	\$244 07
519.3 lineal feet paving at 40 cents .....	207 72
	<hr/>
Total payment.....	\$451 79

Also, a first and final estimate allowed Frank Eppert, for grading and graveling the first alley west of Meridian street, between McCarty and Ray streets—

1,584 lineal feet at 17 cents.....	\$269 28
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Also, a first and final estimate allowed James Mahoney, for grading and graveling the first alley west of Virginia avenue, running northwest and southeast, between East and Merrill streets—

1,488 lineal feet at 20 cents.....	\$297 60
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Also, a first and final estimate allowed John Schier. for grading and paving with brick the north sidewalk on Brookside avenue, from Clifford avenue to Orange street—

2,514.27 lineal feet at 54 cents.....	\$1,357 71
12 cubic yards gravel at 85 cents .....	10 20
	<hr/>
Total payment.....	\$1,367 91

Also a second and partial estimate allowed E. H. Roney, for grading, graveling, paving, curbing and bouldering the gutters on Market street from Alabama to Noble street—

3,000 lineal feet curbing at 46½ cents.....	\$1,387 50
1,739.4 lineal feet bouldering gutters at 60 cents.....	1,043 64
362.08 square yards bouldering street and alley crossings at 68 cents.....	246 21
14 lineal feet paving at 59 cents.....	8 79
1,076.8 cubic yards screened gravel at \$1.15.....	1,238 32
2,600.9 lineal feet sand at 20 cents.....	520 18
840 lineal feet bouldering gutters at 68 cents .....	571 20
	<hr/>
	\$5,015 84
Less former payment.....	3,117 78
	<hr/>
Present payment.....	\$1,898 06

Also, a second and final estimate allowed Helm & Co., for building abutments for an iron bridge over Pogues Run on Illinois street—

586.8 cubic yards excavation at 35 cents.....	\$205 38
199 $\frac{3}{4}$ cubic yards excavation under water at \$1.50.....	299 50
686.8 cubic yards old masonry removed at \$1.25.....	858 50
285 $\frac{3}{4}$ cubic yards new masonry at \$3.50.....	999 81
5.3 cubic yards protection at \$1.00;.....	5 30
1,094 cubic feet removing and relaying mudsils at 25 cents.....	273 50
432 feet lumber at \$2.50 per 100.....	10 80
	<hr/>
	\$2,652 79
Less former payment.....	\$2,100 00
	<hr/>
Present payment.....	\$552 79

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate allowed E. H. Roney, for curbing with stone the sidewalks and paving with brick the unpaved portion of the sidewalk on the east side of Virginia avenue, from Louisiana to South 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, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman, Ward, and Webster—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate allowed Frank Eppert, for grading and graveling the first alley west of Meridian street, between McCarty and

Ray street, be and the same is hereby adopted as the estimate of this Council, and that the property holders are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate allowed James Mahoney, for grading and graveling the first alley west of Virginia avenue, running northwest and southeast, between east and Merrill 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, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate allowed John Schier, for grading and paving with brick the north sidewalk on Brookside avenue, from Clifford avenue to Orange 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, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn,

Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing second and partial estimate allowed E. H. Roney, for grading, graveling, paving, curbing and bouldering the gutters on Market street, from Alabama to Noble streets, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

Also, the following report :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen*.:—I hereby report the following estimate for work done :

A second, corrected and final estimate allowed George W. Buchanan, for grading and graveling Valley street and sidewalks, from East street to the second alley east of East street—

481 lineal feet at 74 cents. .... \$355 94

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

*Resolved*, That the foregoing second, corrected and final estimate allowed George

W. Buchanan, for grading and graveling Valley street and sidewalks, from East street to the second alley east of East 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, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

Also, the following report :

INDIANAPOLIS, November 22, 1875

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

*Gentlemen:*—The Civil Engineer reports to Council for your approval the following contracts and bonds, viz:

Contract and bond of John Knight, for erecting lamp posts, lamps and fixtures on Tennessee street, from Seventh to Twelfth street.

Contract and bond of C. A. Webb, for grading and graveling the first alley east of Wright street, running north and south from Buchanan to Dougherty street.

Contract and bond of C. A. Webb, for grading and graveling the first alley west of Oriental street, running north and south from Washington street to the Michigan Road.

Respectfully submitted,

BERNHARD H. DIETZ,  
City Civil Engineer.

Which was concurred in and the bonds approved.

The City Clerk submitted the following report :

INDIANAPOLIS, November 22, 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 :

John Schier vs. John S. Carpenter for..... \$41 25

Murphy & Good vs. Olive Hanna for.....	47	45
Murphy & Good vs. Olive Hanna for.....	47	45

And respectfully recommend that you order the precept to issue.

BENJ. C. WRIGHT,  
City Clerk.

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

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

Also, the following report :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen* :—I herewith submit, according to instructions, the advertisement and proof of publication of same, inviting sealed proposals for building a brick sewer in and along Pennsylvania street from Home avenue to Second street, thence west in and along Second street to and connecting with the sewer laid in said Second street at the corner of Meridian street.

Respectfully submitted,

BENJ. C. WRIGHT,  
City Clerk.

#### NOTICE TO CONTRACTORS.

OFFICE OF CITY CLERK,  
INDIANAPOLIS, November 4, 1875.

Notice is hereby given that sealed proposals will be received by the Common Council of the city of Indianapolis at their regular session to be held on the 22d day of November, 1875, as follows, to-wit :

For constructing a brick sewer in and along Pennsylvania street from Home avenue to second street ; thence west in and along Second street to and connecting with the sewer laid in said Second street at the corner of Meridian street.

Said sewer to be constructed in accordance with specifications in the office of the City Civil Engineer, and under the said engineer's instructions; and also, as provided by ordinance passed by the Common Council on the first day of November, 1875, and now of record in my office, where the same can be seen on application.

The Common Council reserves the right to reject any or all proposals that may be received for said work.

Bidders are hereby notified that their bids must state the price per lineal foot run for which they will build said sewer, and the price specified must be written out in full and no erasures made.

By order of the Common Council.

BENJ. C. WRIGHT,

City Clerk.

(Editor's affidavit.)

State of Indiana, Marion county, ss:

Personally appeared before the undersigned, G. W. Johnson, of the Indianapolis Daily Sentinel, a public Daily newspaper of general circulation, printed and published in Indianapolis, in the county aforesaid, who being duly sworn, upon his oath saith that the notice, of which the attached is a true copy, was duly published in said paper for 2 weeks successively, the first of which publication was on the 4th day of November, and the last publication on the 11th of November, 1875.

GEO. W. JOHNSON,

Superintendent.

Subscribed and sworn to before me this 19th day of November, 1875.

C. J. WHITRIDGE,

Notary Public.

Which was approved.

Also, the following report :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen*:—I herewith submit, according to instructions, advertisement and proof of publication of the same, inviting sealed proposals for constructing a brick

sewer in and along Madison avenue, from the south side of Yeizer street to and connecting with the Ray street sewer.

Respectfully submitted,

BENJ. C. WRIGHT,  
City Clerk.

#### NOTICE TO CONTRACTORS.

OFFICE OF CITY CLERK,

INDIANAPOLIS, November 4th, 1875.

Notice is hereby given that sealed proposals will be received by the Common Council of the city of Indianapolis, at their regular session to be held on the 22d day of November, 1875, as follows, to-wit:

For constructing a brick sewer in and along Madison avenue from the south side of Yeizer street to and connecting with the Ray street sewer.

Said sewer to be constructed in accordance with specifications in the office of the City Civil Engineer, and under the said Engineer's instructions, and also, as provided by an ordinance passed by the Common Council on the first day of November, 1875, and now of record in my office, where the same can be seen on application.

The Common Council reserves the right to reject any and all proposals that may be received for said work.

Bidders are hereby notified that their bids must state the price per lineal foot run for which they will build said sewer, and the price specified must be written out in full, and no erasures made.

By order of the Common Council.

BENJ. C. WRIGHT,  
City Clerk.

(Editor's Affidavit.)

State of Indiana, Marion County, ss:

Personally appeared before the undersigned, G. W. Johnson, of the Indianapolis Daily Sentinel, a public daily newspaper of general circulation, printed and published in Indianapolis, in the county aforesaid, who being duly sworn, upon his oath saith that the notice, of which the attached is a true copy, was duly published in said paper for two weeks successively, the first of which publication was on the 4th day of November, and the last publication on the 18th day of November, 1875.

GEO. W. JOHNSON,  
Superintendent.

Subscribed and sworn to before me this 10th day of November, 1875.

C. J. WHITRIDGE,  
Notary Public.

Which was approved.

Also, the following report :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen* :—I herewith submit, according to instructions, the advertisement and proof of publication of the same, inviting proposals for constructing a brick sewer in and along Georgia street, from the Illinois street sewer to the first alley east of Meridian street.

Respectfully submitted,

BENJ. C. WRIGHT,  
City Clerk.

#### NOTICE TO CONTRACTORS.

OFFICE OF CITY CLERK,  
INDIANAPOLIS, November 4, 1875.

Notice is hereby given that sealed proposals will be received by the Common Council of the city of Indianapolis at their regular session to be held on the 22d day of November, 1875, as follows, to-wit :

For constructing a brick sewer in and along Georgia street from the Illinois street sewer to the first alley east of Meridian street.

Said sewer to be constructed in accordance with specifications in the office of the City Civil Engineer, and under the said Engineer's instructions, and also, as provided by an ordinance passed by the Common Council on the first day of November, 1875, and now of record in my office, where the same can be seen on application.

The Common Council reserves the right to reject any or all proposals that may be received for said work.

Bidders are hereby notified that their bids must state the price per lineal foot run for which they will build said sewer, and the price specified must be written out in full and no erasures made.

By order of the Common Council,

BENJ. C. WRIGHT,  
City Clerk.

(Editor's affidavit.)

State of Indiana, Marion county, ss :

Personally appeared before the undersigned, G. W. Johnson, of the Indianapolis Daily Sentinel, a public daily newspaper of general circulation, printed and published in Indianapolis, in the county aforesaid, who being duly sworn, upon his oath saith that the notice, of which the attached is a true copy, was duly published in said paper for two weeks successively, the first of which publication was on the 4th day of November, and the last publication was on the 11th day of November, 1875.

GEO. W. JOHNSON,  
Superintendent.

Subscribed and sworn to before me this 19th day of November, 1875.

C. J. WHITRIDGE,  
Notary Public.

Which was approved.

Also, the following report :

INDIANAPOLIS, November 22, 1875,

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

*Gentlemen* :—I respectfully report that I have certified to the City Treasurer the transcript of the report of the Commissioners as to the assessment of the damages and benefits in the matter of opening Plum street from Arch street to the first alley north of Arch street.

Respectfully submitted,  
BENJ. C. WRIGHT,  
City Clerk.

Which was approved.

Also, the following report:

INDIANAPOLIS, November 22, 1875.

To the Common Council of the City of Indianapolis :

*Gentlemen* :—I respectfully report that on the 17th day of November, 1875, I transmitted to the City Commissioners petition of Wm. H. English and others, in

the matter of opening and laying out a certain alley in a width of ten (10) feet, lying 120 feet north of and parallel with Washington street, running from Noble street to the first alley (running north and south) east of East street, and resolution of your honorable body concerning the same, and that I issued notices to the Commissioners according to law, and also to the owners of property.

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was approved.

Also, the following report :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen* :—I respectfully report that on the 17 day of November, 1875, I transmitted to the City Commissioners petition of Wm. H. English et al., in the matter of laying out and opening Court street a width of 28 feet, from East street to Noble street, and resolution of your honorable body concerning the same, and that I issued notice to the said Commissioners according to law, and also to the owners of property

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was approved.

Also, the following report :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen*:—I respectfully report herewith the contract and bond of M. A. Johnson for furnishing the city with coal, and would further report that said contract is incomplete in this respect: That in the absence of the bid of said Johnson I am unable to insert the amount and would respectfully ask further instructions in the matter.

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was received.

Mr. Darnell moved to postpone the matter for one week and that the Chairman of the Committee on Public Buildings be ordered to report the bids to this Council next Monday night.

Which motion was adopted.

The City Clerk presented the following proposition :

INDIANAPOLIS, November 1, 1875.

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

*Gentlemen* :—We, the undersigned, agree to give the amounts set opposite our names to aid in deepening and widening the State Ditch on the following conditions:

The ditch to be deepened about five (5) feet, commencing at or near the intersection of Tenth street and Hill avenue, and extending far enough west to give the water a free out-let into Fall Creek.

Proposals for the work to be received by the Common Council, and the contract awarded to the lowest responsible bidder ; the work to be done under the direction of the City Civil Engineer.

Ingram Fletcher.....	\$1,000
Jno R. Marot.....	200
S. A. Fletcher, Jr., by G. P. Anderson, att'y in fact	1,000
Geo. B. Edwards, for self and partners.....	200
S. K. Fletcher .....	200
E. T. Fletcher.. .....	200
A. E. Fletcher.....	200
	<hr/>
	\$3,000

It is understood and agreed by all parties that this work is to be let by the Council immediately, otherwise the subscription is null and void.

Mr. Adams moved that the City Civil Engineer be directed to advertise for proposals for doing such work.

Which motion was adopted.

The City Attorney submitted the following report:

INDIANAPOLIS, November 22, 1875.

To the Common Council of the City of Indianapolis :

*Gentlemen* :—The case of the Indianapolis and Brownsburg Gravel Road Company vs. the City is set for trial on 30th of this month in the Putnam Circuit Court.

The case is an important one for the city and will be tried by a jury. It is very important that local council should be employed to assist in the trial of the cause. It will also be necessary to have a great many witnesses from this county in behalf of the city, whose fees will have to be tendered before they be required to attend. I suggest that the Council authorize me to employ attorneys at Greencastle to assist in the trial of said cause, and that Council furnish the money to procure the attendance of witnesses, which will require at least one hundred dollars.

Respectfully submitted,

CAS. BYFIELD,

City Attorney.

Which was concurred in.

His Honor, the Mayor, submitted the following report :

INDIANAPOLIS, November, 22 1875.

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

*Gentlemen* :—The amount of fines collected by me during the month of October 1875, to be credited to the city treasury, is \$208.40, as shown by detailed statement herewith, and duplicate receipt of the City Treasurer, November 21, 1875:

Docket 25 No. 114.....	\$1 00
Docket 25 No. 964.....	3 00
Docket 25 No. 1164.....	5 00
Docket 25 No. 1165.....	2 00
Docket 25 No. 1166.....	2 00
Docket 25 No. 1167.....	4 00
Docket 25 No. 1168.....	5 10
Docket 25 No. 1169.....	1 00
Docket 25 No. 1173.....	1 00
Docket 25 No. 1182.....	2 00
Docket 25 No. 1183.....	1 00
Docket 25 No. 1187.....	1 00
Docket 25 No. 1190.....	60
Docket 25 No. 1191.....	2 60
Docket 25 No. 1197.....	1 00
Docket 25 No. 1198.....	1 00
Docket 25 No. 1200.....	3 00
Docket 25 No. 1206.....	4 00
Docket 25 No. 1207.....	2 00

Docket 25 No. 1208.....	\$1 00
Docket 25 No. 1216.....	25 00
Docket 25 No. 1219.....	5 00
Docket 25 No. 1220.....	6 00
Docket 25 No. 1223.....	4 60
Docket 25 No. 1224.....	2 00
Docket 25 No. 1225.....	60
Docket 25 No. 1237.....	4 75
Docket 25 No. 1241.....	1 00
Docket 25 No. 1242.....	1 00
Docket 24 No. 1243.....	1 00
Docket 25 No. 1244.....	6 00
Docket 25 No. 1246.....	1 00
Docket 25 No. 1247.....	1 00
Docket 25 No. 1248.....	1 00
Docket 25 No. 1249.....	5 00
Docket 25 No. 1250.....	5 00
Docket 25 No. 1251.....	4 <sup>c</sup> 69
Docket 25 No. 1252.....	90
Docket 25 No. 1353.....	4 75
Docket 25 No. 1261.....	5 00
Docket 25 No. 1267.....	1 00
Docket 55 No. 1268.....	4 60
Docket 25 No. 1269.....	1 00
Docket 25 No. 1271.....	4 60
Docket 25 No. 1272.....	1 00
Docket 25 No. 1277.....	5 00
Docket 25 No. 1278.....	1 00
Docket 25 No. 1279.....	4 00
Docket 25 No. 1280.....	1 00
Docket 25 No. 1282.....	2 00
Docket 25 No. 1284.....	1 00
Docket 25 No. 1288.....	4 00
Docket 25 No. 1291.....	1 00
Docket 25 No. 1293.....	50
Docket 25 No. 1294.....	1 00
Docket 25 No. 1295.....	3 00
Docket 25 No. 1296.....	5 00
Docket 25 No. 1297.....	7 00
Docket 25 No. 1298.....	1 00
Docket 35 No. 1299.....	8 00
Docket 25 No. 1310.....	2 00
Docket 25 No. 1317.....	2 00
Docket 25 No. 1318.....	4 10
Docket 25 No. 1319.....	5 00

Docket 25 No. 1320.....	5 00
Docket 25 No. 1321.....	5 00
Docket 25 No. 1324.....	10 00
	\$208 40

Respectfully submitted,

J. CAVEN,  
Mayor.

Which was approved.

The Board of Health submitted the following report :

INDIANAPOLIS, November 22, 1875.

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

Report of deaths in the City of Indianapolis from 6 o'clock P. M., on the 13th day of November, to 6 o'clock P. M. on the 20th day of November, 1875.

Under 1 year.....	3
1 to 2 years.....	1
2 to 3 ".....	2
3 to 4 ".....	0
4 to 5 ".....	0
5 to 10 ".....	0
10 to 20 ".....	6
20 to 30 ".....	3
30 to 40 ".....	2
40 to 50 ".....	0
50 to 60 ".....	3
60 to 70 ".....	2
70 to 80 ".....	0
80 to 90 ".....	0
90 to 100 ".....	0
Above 100 ".....	0
Unknown ".....	0
Total.....	22

C. E. WRIGHT, M. D.,  
President Board of Health.

A. STRATFORD, M. D.,  
Secretary Board of Health.

Which was received.

The Street Commissioner submitted the following report :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen*.:—The Street Commissioner, having charge of sewers and catch basins respectfully submits the following report, viz:

I have built catch basins at the following points :

One at the corner of First and Mississippi street ;

One at the corner of Illinois and South street ;

Two at the corner of South and Missouri streets ;

One at the corner of Mississippi and Sixth street, and

One in the Illinois street tunnel.

I also report that I have examined the several sewers of the city, and find the Washington street sewer in a very bad condition and in danger of falling through. There is 78 feet of said sewer commencing at Illinois street and running east that has sunk down on the top one foot, making only seven feet in diameter and leaving top flat. There is also 78 feet of said sewer, commencing on Pennsylvania street and running west, that has sunk about one-half of a foot and cracked in the top and plainly visible.

I would recommend that the Engineer be instructed to examine said sewer and report to Council the extent of damage and what is best to be done in the matter.

Respectfully submitted,

STEPHEN MATTLER,  
Street Commissioner.

Which was concurred in.

By consent, Mr. Darnell, from the Committee on Gas Light, submitted the following report :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen* .:—Your Committee on Gas and Civil Engineer, to whom was referred the report of the Committee on Contracts, relative to the award of lighting the city street lamps, report that we have examined the bids and find them to be as reported by the Committee on Contracts.

Your committee recommend that the contract for lighting the lamps be awarded to the lowest bidders, to wit :

West section, David Rinkle, at 19½ cents per lamp and post per month.

Northeast section, John A. Vinnedge, at 19½ cents per lamp and post per month.

outeast section, J. H. Lehr, at 18½ cents per lamp and post per month.

Your committee also recommend that the aforesaid parties enter upon their duties of lighting lamps on the night of December 11th, 1875, and they are hereby required to file their bond for approval by the Council on or before December 6th, 1875, and be it further recommended that in case of failure of the aforesaid parties to fulfill their contract, they shall only have three days notice of forfeiture of their contract.

Also, the members of the police force are hereby required to report each morning to the Chief of Police and he to report to the Engineer the number of lamps (if any) not lighted, in any of the various districts of said city.

Your committee have thoroughly examined the plan of H. F. Albershardt, for lighting lamps, and find it defective in this :

Mr. Albershardt's remommendation is—

To employ 26 men at \$15.00 per month .....	\$390
And 2 men at \$40.00 per month .....	80

Making the total cost per month.....	\$470
--------------------------------------	-------

The above estimate is very low, but the work cannot be done for the amount.

First—There are 2,745 lamps in the city, and each man would be required to light about 102 lamps, and in the opinion of the Engineer that cannot be done and carried out as it should be.

Second—The greatest number of lamps that can be lighted in the required time (according to our opinion) is 90, and would require 31 men instead of 26 : therefore your committee find that the award of 19½ cents per month is the best, as will be seen by the following table:

ALBERSHARDT'S PLAN.

31 men at \$15.00 per month .....	\$465 00
2 men at \$40.00 per month .....	80 00
Total per month.....	\$545 00

COMMITTEE'S REPORT.

2,745 at 19½ cents.....	\$535 27
Making a saving of (per month).....	\$9 73

Your committee therefore recommend that the plan of Mr. Albershardt be not adopted.

Also, your committee further recommend that the Civil Engineer be directed to take up and store away in some convenient place all dead posts.

Respectfully submitted,

C. F. DARNELL,  
 P. H. CURRAN,  
 JNO. J. DIFFLEY,  
 Committee on Gas.

Mr. Thalman offered the following motion:

*Moved*, That the report be referred back to the Committee on Gas Light with the Board of Police with instructions to report on the expediency of devolving the duties of lighting and extinguishing the lamps on the city police.

Which was adopted.

Mr. Darnell, also, submitted the following report:

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen*:—The Committee on Gas would respectfully recommend that the lamps located at the crossings of the railroads in the city be kept burning all night, as the crossings are very dangerous to persons who are compelled to cross the railroad late at night.

Respectfully submitted,

C. F. DARNELL,  
P. H. CURRAN,  
JOHN J. DIFFLEY,  
Committee on Gas.

Which was referred back to the Committee with instructions to ascertain how many lamps will be required to be lit all night, and also what the additional cost will be for lighting the lamps on the all night plan.

#### INTRODUCTION OF ORDINANCES.

Mr. Craft introduced general ordinance No. 92, 1875, entitled:

An ordinance to amend 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," passed January 2d, 1875.

Which was read the first time.

Mr. Reed introduced general ordinance No. 93, 1875, entitled:

An ordinance abolishing the office of Committee Clerk.

Which was read the first time.

Mr. Gimber moved to refer to City Attorney.

Mr. Thalman moved to amend by instructing the City Attorney to report next Monday night, and that the ordinance be made the special order of business for next Monday night,

Which amendment was adopted.

The motion as amended was then adopted.

Mr. Reed introduced general ordinance No. 94, 1875, entitled :

An ordinance authorizing the police force of the city to light the public lamps thereof and extinguish the same and empowering the Police Board to appoint 10 additional men as washers.

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

Mr. Schmidt introduced special ordinance No. 224, 1875, entitled :

An ordinance to provide for the erection of lamp posts, lamps and fixtures on East Market street, between Arsenal avenue and State street.

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

Also, special ordinance No. 225, 1875, entitled :

An ordinance to provide for the erection of lamp posts, lamps and fixtures on East Market street, between Delaware and Alabama street.

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

Also, general ordinance No. 95, 1875, entitled

An ordinance to provide for the abolishment of one of the offices of Assistant Fire Engineer.

Which was read the first time.

## ROLL CALL.

Mr. Adams offered the following motion :

*Moved*, That C. F. Donaldson, Wm. Armstrong and Mr. O'Connor be and are hereby granted permission to grade and pave with brick, in front of their property, on Central Avenue the same to be done under the direction and supervision of the City Civil Engineer. The above work to be done in sixty days and at their own expense.

Which was adopted.

By consent, Mr. Adams, from the Committee on Judiciary, submitted the following report :

INDIANAPOLIS, November 27, 1875.

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

*Gentlemen*:—Your Committee on Judiciary, to whom was referred the motion of Councilman Thalman with reference to the change of the channel of Fall creek and what rights, if any, Samuel Patterson granted the city in connection with the same would offer the following report,

After an examination of the creek, channel and surroundings, we are of the opinion that any repairs the city may put on the embankments of the creek with a view of keeping the same in its present channel will only serve for a time, as the first heavy rise the creek will break over the same. In order to bring the matter before the Council we recommend the Council to instruct the City Civil Engineer to make an estimate of the cost to the city necessary to the change of the channel: First, of the city purchasing the ground required for the same of Samuel Patterson at \$1,000 per acre, estimating the same at a price not to exceed 30 cents per yard. Second, Of the expense to the city as per the plan as embodied in Samuel J. Smok's proposition to the city of his purchasing the ground and building the embankments necessary to the proposed change for the sum of 50 cents per yard.

Respectfully submitted,

J. C. ADAMS,  
JOHN J. DIFFLEY,  
H. F. ALBERSHARD,  
Committee on Judiciray.  
CAS. BYFIELD,  
City Attorney.

Which was concurred in.

Mr. Albershardt presented the following remonstrance:

INDIANAPOLIS, September 22, 1875.

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

*Gentlemen*:—The undersigned owners of the real estate fronting on Court street, between Alabama street and New Jersey street, respectfully remonstrate against the passage of an ordinance providing for the grading and paving of sidewalks of Court street between the above named streets, for the reason that said Street is in good dry condition, having been graded and graveled only a few years ago, and the sidewalks are used but very little. We also suggest that there is a petition pending for opening said street to Noble street, and then the usual line of street and sidewalk ought to be improved.

And your petitioners will ever pray, etc.,

Edward Mueller, 16 ft. 10 in.; Clemens Vonnegnt, 22 ft. 6 in.; Joseph Langbein, 31 ft. 6 in.; Charles Anderson, 40 ft. 6 in.; Isaiah Mansur, 92 ft. 6 in.; F. J. Rapp, 36 ft.; Cynthia Anderson, 35 ft.; Felix Dietch, 32 ft.; George Anderson, 32 ft.; Otto Boettider, ad. of estate, 35; J. Henry Kapps, 19 ft.; Charles H. G. Bals, 178 ft.; S. A. Fletcher, jr., by Geo. P. Anderson, attorney in fact 44 ft.; John Fred Will, 16 1-10 feet; Mrs. E. Schmidt, 28 ft. Total, 660 ft. 6 in.

Which was referred to the Committee on Streets and Alleys with the ordinance.

Mr. Albershardt offered the following motion:

*Moved*, That the City Civil Engineer be and he is hereby instructed to set stakes for Liberty street, between Washington and New York street, and that the City Marshal notify all the property owners that may have their fences over the line on said street to remove their fences immediately.

Which was adopted.

Also, the following motion:

*Moved*, That Wm. Richter have permission to repave the sidewalk in front of his property on East Washington street, between Winston street and Cruse street, at his own expense, and the Civil Engineer be directed to set the grade stakes for the same.

Which was adopted.

Also, the following motion :

*Moved*, That Chas. Aldag and Frank Dewald have permission to curb with stone the sidewalk in front of their property on Liberty street, between Market and Ohio streets, at their own expense, and the Civil Engineer is hereby ordered to set the grade stakes for the same.

Which was adopted.

Also, the following motion :

*Moved*, That the Cabinet Makers' Union have permission to put up a platform scale in front of their factory on East Market street.

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

Also, the following resolution :

Whereas, The new machinery erected by the Water Works Company is capable of supplying a largely additional amount of water for fire protection;

And whereas, The wells from which water is obtained furnish an abundant supply for domestic consumption and for fires of ordinary magnitude, but when the water in the river is low it is feared they will not furnish sufficient water for the machinery in fires of long duration, or in cases of extreme conflagration.

And whereas, it is of the utmost importance for the public safety that an inexhaustible supply of water be furnished for the extinguishment of fires; therefore,

*Resolved*, That the plan proposed by the Water Works Company to connect a suction pipe from the deepest point in the bottom of the river opposite their works, with new machinery, the pipe to be provided with a cut-off valve, so that water may only be drawn through it when needed in times of large and destructive fires, be approved by this Council, and the company are hereby authorized to make said connection.

*Resolved*, That the City Engineer and the Chief Fire Engineer be authorized to confer and advise with the Engineers of the Water Works Company about the construction of a crib and filter to be placed around the suction pipe in the river so that only filtered river water can pass into the pipes.

Which was referred to the City Attorney.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby instructed to put down a flag stone crossing on Delaware street, at the intersection of North Delaware street and Washington street; also at the west crossing of Liberty street on Washington street.

Which was referred to the Committee on Streets and Alleys.

Mr. Buehrig offered the following motion :

*Moved*, That the Street Commissioner boulder the alley back of the Central Tower on Maryland street, and the Engineer is hereby directed to set the grade stakes.

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

Mr. Buehrig presented the following communications :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen* :—The undersigned, taxpayers of this city, doing business on Washington street, respectfully request your honorable body to have a lamp post erected on the southwest corner of Washington and Pennsylvania street.

The post formerly there having been removed some eight or nine months ago, they find it detrimental to their business and dangerous to the general public to leave such prominent corner entirely in the dark.

Respectfully,

L. J. MOSSLER & BRO.

JNO. HUEGELE.

Which was referred to the Committee on Gas with instructions to report next Monday night.

Mr. Craft offered the following motion :

*Moved*, That the first alley east of East street, running from Michigan to North street, shall hereafter be known as Leon street.

Which was adopted.

Also, the following motion :

*Moved*, That James W. Hudson be granted thirty days further time on his contract for improving Winston street.

Which was adopted.

Also, the following motion :

*Moved*, That the City Marshal be and is hereby ordered to notify at once the property owners on North Winston street to move back their fences to the proper line of said street.

Which was adopted.

Also, the following resolution :

*Resolved*, That the sewer on Massachusetts avenue, now being built by Bruner & Riner, be and is hereby extended to the east line of Alabama street, and the Civil Engineer is hereby instructed to contract with the said Bruner & Riner for the building of said extension at the same price per foot as the balance of the said sewer is built for under their contract, and the extension to be the same size as the original sewer.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—24.

Negative—None.

Mr. Curran offered the following motion :

*Moved*, That the property owners on the first alley south of Fletcher avenue, between Pine and Cedar streets, be and are hereby granted permission to grade and gravel said alley at their own expense, the stakes to be set by the City Civil Engineer.

Which was adopted.

Mr. Curran presented the following petition :

INDIANAPOLIS, November 15, 1875.

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

*Gentlemen:*—The undersigned respectfully ask that you cause to be laid out and opened, to a width of 50 feet, Harrison street from Ittenbach street to Dillon street.

And your petitioners will ever pray, etc.,

Fred Fells, C. Pope, Fred. Vehling, Henry Womporan, John F. Cushing, Carl Balmahn.

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

Mr. Darnell offered the following motion :

*Moved,* That the Marshal notify the President of the Street Railroad Company to fill up the railroad track on Illinois street, from Washington to Tinker, between the rails with good river or creek gravel, as the same is in a bad condition.

Which was adopted.

Also, the following motion :

*Moved* That the Street Commissioner be and is hereby ordered to take up the curb stone on the corner of Tennessee and Williams street, and reset the same under the direction of the Civil Engineer.

Which was adopted.

Also, the following motion :

*Moved,* That the Street Railway Company be notified by the Street Commissioner to fill up between their tracks on Washington and Illinois streets, where the same is needed, so as to make the grade conform to the remaining portion of the street, the same to be done within fifteen days.

Which was adopted.

Also, the following motion :

*Moved,* That the City Civil Engineer be and is hereby ordered to move the lamp

post on North Illinois street between Washington street and Market, on west side, to a point near the corner of Market street.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby ordered to lay a single row of stones across Illinois street, on the north side of Tinker ; also, across Tinker street on Illinois street to connect with the east sidewalk of said Illinois street.

Which was referred to the Committee on Streets and Alleys.

Mr. Diffley presented the following petition :

INDIANAPOLIS, November 22, 1875.

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

We, the undersigned contractors for the sewer on South Illinois street, respectfully petition your honorable body to allow us the use of the gas in, and to be caused to be fenced in the west side, the tunnel during the time we are compelled to work on the same.

Respectfully,

WM. J. LAMPARD,  
GOTFR. SINDLINGER.

Which was referred to the Committee on Gas Light with power to act.

Mr. Diffley offered the following motion :

*Moved*, That the City Marshal be and is hereby instructed to notify Stewart & Miller to plank the switch crossing the west sidewalk on Tennessee between Louisiana and South street.

Which was adopted.

Mr. Geiger offered the following resolution :

*Resolved*, That the City Clerk be and is hereby ordered to procure to be printed eight bonds with coupons attached, and the Mayor is hereby authorized to sign said

bonds to the amount of one thousand dollars each; the same to bear date of January 1st, 1876, and bearing 7.30 per cent interest, payable semi-annually at the office of Winslow, Lanier & Co., New York City, and deliver said bonds, when executed, to E. B. Martindale, in pursuance of the compromise made with him, accepted by this Council on the 8th of this month: *Provided* The same shall not be delivered until said E. B. Martindale enter into a written agreement embodied in the terms of said compromise.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman and Ward—22.

Negative—Councilman Webster—1.

Mr. Geiger reported back petition of Thos. Wren, which had been before the Committee on Finance, and recommend that the matter be referred to the Committee on Judiciary and City Attorney.

Which was adopted.

Mr. Gimber offered the following motion :

*Moved*, That Helm & Russe have permission to open the sidewalk on Meridian in front of their building, for the purpose of digging vault, between Garden and South street.

Which was adopted.

Also, the following motion :

*Moved*, That the Chief Fire Engineer be and is hereby directed to locate the fire engine now proposed to be located at the Tower at No. 4 Engine House and remove the engine now at No. 4 to the Tower.

Which was referred to the Committee on Fire Department.

Mr. Hall offered the following motion :

*Moved*, That C. F. Rooker be and is hereby authorized to boulder a sidewalk crossing on the south side of his property, between Illinois and Tennessee street,

and that the City Civil Engineer set the grade stakes for the same, to be done at said Rooker's expense.

Which was adopted.

Also, the following motion :

*Moved*, That the City Attorney examine the law and decide whether or no any person or persons have the right to erect a scale on any street or alley in the city of Indianapolis.

Which was adopted.

Dr. Hook offered the following motion :

*Moved*, That the City Civil Engineer be and is hereby directed to contract with some competent party to fill the street and alley crossings on Clifford avenue between Massachusetts avenue and Pogue's run.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to fill with gravel the holes at the south end of the first alley east of Columbia avenue, between Hill and Lincon avenues.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved*, That the Street Commissioner be and he is hereby directed to construct an open drain on the east side of Orange street, from Pendleton pike to Pogue's run.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to place a wooden culvert on the north side of Malotte avenue at the intersection of Yandes street.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to clean the gutter on the north side of Brookside avenue, as a brick walk was recently laid and the gutter is in bad condition.

Which was adopted.

Also, the following resolution :

*Resolved*, That the City Treasurer be ordered to tender to the proper parties the damages assessed by the City Commissioners by reason of opening Peru street from Lincoln avenue to Seventh street, as shown by the report of said Commissioners accepted by this Council on 18th October, 1875.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

Mr. Kahn offered the following motion :

*Moved*, That the Committee on Benevolence and Hospitals be and are hereby requested to report to this Council some feasible plan for the relief of the poor of the city, such report to be presented to this Council two weeks from to-night.

Which was adopted.

Also, the following motion :

*Moved*, That the City Marshal be and is hereby instructed to notify the Citizens Railway Company to discontinue the practice of leaving their street cars standing in the middle of Washington street at the intersection of Pennsylvania street.

Which was adopted.

Mr. Kenzel offered the following motion :

*Moved,* That the Street Commissioner be directed to fill in between the rails of the railroad switch lying on Dakota street, between Kansas and Morris street, and collect the cost of the same from the company owning the said switch, they having been previously notified.

Which was adopted.

Also, the following motion :

*Moved,* That the Street Commissioner be directed to lower and repair the cement pipe lying in the alley between McCarty and Ray streets running from West to Missouri street, the work to be done under the direction of the Civil Engineer.

Which was adopted.

Mr. Laughlin offered the following motion :

*Moved,* That the Cincinnati, Hamilton and Indianapolis Railway Co. be and is hereby instructed to grade and pave with brick the sidewalk on Virginia avenue fronting their freight depot, according to the stakes set by the City Civil Engineer, and that the City Marshal notify the same.

Which was adopted.

Also, the following motion :

*Moved,* That the Committee on Fire Department be and is hereby instructed to purchase a bell striker for the Hook and Ladder and Hose house on South street.

Which was laid on the table.

Mr. Madden offered the following motion :

*Moved,* That the Street Commissioner be directed to remove what stone there is left on South Illinois street, at Pogues run, to the Morris street Bridge over White river for the purpose of protecting the approaches to the same.

Which was adopted.

Also, the following motion :

*Moved*, That Street Commissioner be directed to place a stone crossing on the west side of Delaware street at the intersection of Virginia avenue.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved*, That the City Civil Engineer be directed to erect a gas lamp on the east side of Meridian street and immediately south of the Union Railway tracks.

Which was referred to the Committee on Gas Light.

Also, the following resolution :

*Resolved*, That the City Treasurer is hereby directed to honor the order of the City Attorney for a sum not to exceed one hundred dollars, to pay costs of procuring witness to attend in case of Brownsburg Gravel Road Company vs. City of Indianapolis pending in Putnam Circuit Court, and the City Attorney is hereby directed to render to this Council an itemized account of the expenditures so paid by him.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

Mr. Reasner offered the following motion :

*Moved*, That the City Marshal is hereby directed to notify the I. P. & C. R. R. Co. to remove their flag house from the sidewalk at the corner of Michigan road and Oriental street.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner is hereby ordered to extend the cement

drain pipe for about one hundred feet further west at corner Michigan road and Oriental street.

Which was referred to the Committee on Streets and Alleys.

Mr. Reed presented the following petition :

INDIANAPOLIS, IND., November 8, 1875.

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

The undersigned, citizens of this city and being engaged and doing business as ticket agents at 164 South Illinois street, do most humbly pray that permission be granted by your honorable body to maintain an elevated lamp, being in no way an inconvenience to the citizens of this city, but to the contrary, being an illuminated lamp would aid materially in lighting the most dangerous portions of the Union track, said lamp post being within forty (40) feet of said tracks.

POWELL & STEADMAN,

Ticket Agents.

Which was referred to the Committee on Gas Light.

Also, the following petition :

INDIANAPOLIS, October 22, 1875.

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

*Gentlemen* :—Your petitioner would respectfully represent to your honorable body that on the 10th day of March, 1875, lot 184, in Fletcher et al. sub. of out-lot 96, was sold to him for the alledged nonpayment of city taxes on said lot for the years 1871 and 1872. Said sale was erroneous and improper for the following reasons, to wit :

The city tax assessed on lot 184 to sub. out-lot 96, for the year 1871 was paid on the 10th day of March, 1872, by Malinda Bullock, as shown by the receipt now in her possession, a copy of which is herewith attached. Said payment was wrongfully credited to lot 185 in the same subdivision by mistake of the then City Treasurer, and the city thereby receiving her taxes twice for the same lot for the year 1871.

Your petitioner would therefore ask that the said sale be set aside, and that the sum of \$13.20 be refunded him upon the presentation of certificate of said sale now held by him to the City Treasurer for cancellation, the sum of \$13.20, being the amount of taxes on said lot for the year 1871, and costs of said sale, and as in duty bound your petitioner will ever pray.

ISAIAH WEBB.

We hereby certify that the foregoing petition is a statement of facts, as shown by the books of the City Treasurer's office, and would recommend a refunding to him of the said sum of \$13.20.

HENRY W. TUTEWILER,  
City Treasurer.

WILLIAM HADLEY,  
City Assessor.

Which was referred to the City Assessor and City Attorney.

Also, the following petition :

INDIANAPOLIS, November 22, 1875.

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

A few weeks since I was informed and labored under the impression that it was necessary to obtain a city license to vend fruit and vegetables in the city. Under that impression I procured a license from the City Clerk, for which I paid fifteen dollars, and for issue fee one dollar. I now understand that the law entitled "An ordinance relative to the licensing and regulating of certain extraordinary trades and establishments in the city of Indianapolis," passed May 4, 1859, does not require me to take out a license, and does not apply to the vending of fruit. In fact it has been so decided by his Honor the Mayor of the city. Wherefore in consequence of the foregoing, I do most respectfully petition your most honorable body to order the Treasurer of the city to refund said \$15.00 license money, and that said license be revoked.

Respectfully,

A. E. FRANCIS,  
Per A. H. D.

Which was referred to the City Attorney.

Also, the following communication :

INDIANAPOLIS, November 8, 1875.

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

I will furnish nursery trees for Military Park at the rate of \$1.00 per tree ; size to be 1½ to 2 inches in diameter. No insurance.

C. CLAYTON.

Which was referred to the Committee on Parks.

Also, the following motion :

*Moved*, That in view of the healthy condition of the city and the care and attention bestowed by the present officers of the Board of Health, it is deemed inexpedient at the present time to fill the place made vacant by the death of Dr. Athon.

Which was referred to the Committee on Benevolence and Hospitals.

Mr. Schmidt offered the following motion :

*Moved*, That the City Marshal notify Adam Keelling, 468 East Washington street, to remove the dirt piles on East Washington street with the level of the street, and this to be done within three days.

Which was adopted.

Also, the followng motion :

*Moved*, That the City Civil Engineer examine Washington street sewer and report to this Council next Monday night.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner pull up the old stump on the sidewalk in front of the city fire lot on East Washington street.

Which was adopted.

Also, the following motion:

*Moved*, That the Street Commissioner lay a pipe from the headquarters of Fire Department to connect with the Massachusetts avenue sewer, under the direction of the Chief Fire Engineer.

Which was referred to the Committee on Fire Department.

Also, the following motion :

*Moved*, That the City Civil Engineer examine all the fire cisterns, and report to this Council as soon as possible.

Which was referred to the Committee on Fire Department and Chief Fire Engineer.

Also, the following motion :

*Moved*, That the City Civil Engineer remove the lamp post on the southeast, corner of Court and North New Jersey street fifteen feet north of its present location, to place it on the corner of Court street.

Which was referred to the Committee on Gas Light.

Also, the following motion :

*Moved*, That the City Marshall notify all the business men on Washington street east and west, to clear their sidewalk on the Sabbath day.

Which was laid upon the table.

Also, the following motion :

*Moved*, That the Street Commissioners lay two rows of stone across Washington street in front of City building.

Which was laid upon the table.

Also, the following motion :

*Moved*, That the Street Commissioners lay two rows of stone across corner of Pennsylvania and Ohio street, also, across Massachusetts avenue on the same corner.

Which was laid upon the table.

Dr. Stratford offered the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to have the front entrance at No. 3 and 4 Engine Houses paved with boulder stones.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to lay a 2 ft. cement sewer pipe on each side of Sanders street from a point as indicated in the report of the City Civil Engineer to connect with Shelby street sewer under his (the Engineer's) direction ; also, that the Engineer is hereby directed to advertise for bids for grading and graveling said Sanders street immediately.

Mr. Darnell moved to refer to the Committee on Streets and Alleys.

Dr. Stratford moved to amend by referring with power to act.

Which amendment was not adopted.

Mr. Darnell's motion was then adopted.

Dr. Stratford offered the following resolution :

*Resolved*, That at all times where there are no stalls to rent inside the East Market House, it shall be lawfull for persons to occupy stands or positions on the Market square outside of and away from said Market House for the sale of cut meats, consisting of spare rib, back bones, tender loins, shoulder ribs and pigs' feet upon the same terms that such stands or positions are occupied by dealers in vegetables, fruits, fowls, etc.

Which was referred to the Committee on Markets.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to put down a stone crossing across Virginia avenue at the intersection of Prospet street.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved*, That the Street Commissioners be directed to construct a wooden culvert over the east gutter of Shelby street at the intersection of Orange street.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved*, That the City Marshal be and is hereby directed to notify the Vandalia Railroad Company to plank over or fill up between and alongside their tracks at the intersection of Louisiana and Missouri street, the same to be done within 10 days and in case of failure to so do, the Street Commissioner is hereby instructed to do said work and collect the expense therefor from the Vandalia Railroad Company.

Which was adopted.

Mr. Thalman offered the following motion :

*Moved*, That D. & T. M. Gibson be authorized to plank the gravel sidewalk in front of their stable on the west side of Blackford street, opposite the west end of Market street.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby ordered to take a large sycamore tree out of the alley bounded by the following streets: Between Michigan and Vermont streets, also between Bright and Douglas street. The alley runs north and south.

Which was adopted.

Dr. Ward presented the following petition :

INDIANAPOLIS, October 23, 1875.

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

*Gentlemen* :—We, the undersigned property holders adjoining the alley extending from Gregg street north to the first alley running west between Park avenue and East street, would respectfully petition your honorable body to pass an ordinance for grading and graveling the first named alley, for which your petitioners will ever pray, etc.

C. HORNBERGER.

T. A. SOMERBY.

Which was received.

Also, the following communication :

INDIANAPOLIS, November 15, 1875.

To His Honor, Mayor Caven, and Gentlemen of the City Council :

The working and management of our City Hospital is not giving satisfaction. I find the students of the Indiana Medical College, which numbers 105, not attending the lectures of our Hospital, which cut the Hospital out of \$525.00, which we ought to get for the support of said Hospital.

I will now move that a change be made in the Board at once; that your honorable body place in their stead one man from each college, or appoint Hon. Simon Yandes trustee in behalf of the Indiana Medical College, and Judge Lamb in behalf of the College of Physicians and Surgeons, and Hon. David King in behalf of the College of Pysio Medical.

ANDREW WALLACE.

Which was referred to the Hospital Trustees.

By consent, Dr. Hook, from the Committee on Opening and Laying Out Streets and Alleys, submitted the following report :

INDIANAPOLIS, November 15, 1875.

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

*Gentlemen*.—Your Committee on Opening Streets and Alleys, to whom was referred the petition of Daniel Thayer et al., asking for the laying out and opening of an alley 10 feet in width, running east and west, in Drake's addition, from Oriental street to Arsenal avenue, commencing on Arsenal avenue on the line of J. L. Ketchum and W. W. Argis property, and running west to Oriental street.

We herewith report the following resolution.

Respectfully submitted,

F. M. HOOK,

ROBT. C. MCGILL,

I. W. STRATFORD,

Committee on Opening Streets and Alleys.

Which was concurred in.

Also, the following resolution :

*Resolved*, That the petition of Daniel Thayer et al., praying for the laying out and opening of an alley 10 feet in width, in Drake's addition, from Oriental street to

Arsenal avenue, be referred to the Commissioners, with instructions to assess benefits and damages, and to make due report; and that for the purpose of such laying out and opening, the Common Council do propose to appropriate such real estate and property as may be necessary therefor. The said Commissioners are instructed to return, as part of their report, all petitions and notices. The City Clerk is hereby directed to issue, and the City Marshal to serve the proper notices upon the Commissioners and property owners.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Duffley, Geiger, Gimber, Hall, Hook, Kahn, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

Also, the following report :

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen* :—Your Committee on Opening Streets and Alleys, to whom was referred the City Attorney's report relating to the opening and straightening Blackford street, between Indiana avenue and North street, respectfully report as follows :

We recommend that the street be opened and that the City Civil Engineer be directed to make a plat of the same, and the matter be referred to the City Commissioners with instructions to assess benefits and damages; also, that the City Treasurer be directed to furnish the City Commissioners with a list of property owners who have paid into the Treasury their assessments made for the same opening and straightening under a report of a former board of commissioners; also, a list of those who received and receipted for damages under the same report.

Respectfully submitted,

F. M. HOOK,  
I. W. STRATFORD,  
ROBT. C. MCGILL,

Committee on Opening Streets and Alleys.

Which was concurred in.

Also, the following resolution :

*Resolved*, That the petition of Blackford street residents, praying for the laying out and opening and straightening Blackford street to a width of forty-five feet, from

Indiana avenue to North street, be referred to the Commissioners, with instructions to assess benefits and damages, and make due report; and that for the purpose of such opening, widening and straightening said street, the Common Council do propose to appropriate such real estate and property as may be necessary therefor. The said Commissioners are instructed to return, as part of their report, all petitions and notices. The City Clerk is hereby directed to issue, and the City Marshal to serve the proper notices upon the Commissioners and property owners.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

Also, the following report :

INDIANAPOLIS, November 15, 1875.

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

*Gentlemen:*—Your Committee on Opening Streets and Alleys, to whom was referred the petition of Charles Lauer, asking that Winston street be opened and extended in a width of 40 feet from the north terminus of said Winston street to St. Clair street, would report that we have examined the matter and report in favor of said opening.

Respectfully submitted,

F. M. HOOK,  
ROBT. C. MCGILL,  
I. W. STRATFORD,

Committee on Opening Streets and Alleys.

Which was concurred in.

Also, the following resolution :

*Resolved,* That the petition of Charles Lauer, praying for the laying out, opening and extension of Winston street in a width of 40 feet, from the northern terminus of said Winston street to St. Clair street, be referred to the Commissioners, with instructions to assess benefits and damages, and to make due report; and for the purposes of such opening and extension of said street, the Common Council do propose to appropriate such real estate and property as may be necessary therefor. The said Commissioners are instructed to return, as part of their report, all petitions

and notices. The City Clerk is hereby directed to issue, and the City Marshal to serve the proper notices upon the Commissioners and property owners.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershradt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

Also, the following report :

INDIANAPOLIS, November 15, 1875.

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

*Gentlemen* :—Your Committee on Opening of Streets and Alleys, to whom was referred the petition of T. M. Murphy et al. asking for the laying out and opening of Bates Street to a width of 50 feet from Noble street to the second alley east of East street, and to a width of 30 feet from said alley to East street, would report in favor of said opening and recommend the adoption of the following resolution.

Respectfully submitted,

F. M. HOOK.

R. C. MCGILL,

I. W. STRATFORD,

Committee on Opening Streets and Alleys.

Which was concurred in.

Also, the following resolution :

*Resolved*, That the petition of T. M. Murphy et al. praying for the laying out and opening of Bates street to a width of 50 feet from Noble street to the second alley east of East street and to a width of 30 feet from said alley to East street, be referred to the Commissioners, with instructions to assess benefits and damages, and to make due report; and that for the purpose of such laying out and opening of such street the Common Council do propose to appropriate such real estate and property as may be necessary therefor. The said Commissioners are instructed to return as part of their report all petitions and notices. The City Clerk is hereby directed to issue, and the City Marshal to serve, the proper notices upon the Commissioners and property owners.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn,

Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—23.

Negative—None.

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

INDIANAPOLIS, November 22, 1875.

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

*Gentlemen* :—Your Committee to whom was referred the ordinance entitled "An ordinance establishing public stands for licensed public hacks," &c., beg leave to report that they have considered the same, and in their opinion the ordinance could not be well amended or revised and retain the object thereof, viz : The removal of the hacks, etc., from in front of the business houses of merchants and others whose business is now materially obstructed by the presence of these vehicles.

Your Committee would therefore beg leave to return the ordinance as originally passed, and recommend its re-adoption and the passage thereof.

Respectfully submitted,

ENOS B. REED,  
GEO. W. GEIGLER,  
F. M. HOOK,

Committee on Revision of Ordinances.

CAS. BYFIELD,  
City Attorney.

Mr. Darnell moved to concur in the report, and that the ordinance be made the special order for next Monday night.

Which motion was adopted.

On motion, the Council adjourned.

JOHN CAVEN, Mayor.

Attest :

BENJ. C. WRIGHT, City Clerk.