

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE  
CITY OF INDIANAPOLIS, }  
*Monday, February 14th, 1876—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, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—25.

Absent—Councilman Stuckmeyer—1.

The proceedings of the regular session held February 7th, 1876, were read and approved.

## REPORTS FROM CITY OFFICERS.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, February 14, 1876.

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

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

A third and partial estimate allowed Bruner & Riner, 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 sewer in said Second street at intersection of Meridian street—

1312.41 lineal feet at \$3.70 .....	\$4,855 92
7 manholes at \$23.00 .....	161 00
6 catch basins at \$70.00 .....	420 00
	<hr/>
	\$5,436 92
Less percentage.....	171 42
	<hr/>
	\$5,265 50
Less former payments.....	5,165 00
	<hr/>
Present payment.....	\$109 50

Respectfully submitted.

BERNHARD H. DIETZ,

City-Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

*Resolved*, That the foregoing third and partial estimate allowed Bruner & Riner, 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 in said Second street at the intersection of Meridian street, be and the same is hereby adopted as the estimate of this Council, and the property holders are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Albershardt, Bollman, Darnell, Diffley,

Geiger, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Schmidt, Thalman and Webster—17.

Negative—None.

Also, the following report :

INDIANAPOLIS, February 14, 1876.

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

*Gentlemen:*—I hereby report contract and bond of J. J. Palmer, for raising the grade and regravelling West Michigan street, between Mill Race and White River bridge, for your approval.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in and bond approved.

Also, the following report :

INDIANAPOLIS, February 14, 1876.

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

*Gentlemen :*—During the late rains, I noticed that the gutter on the east side of Cedar street between English and Fletcher avenues, was too small to carry the volume of water drained into the same from other streets, and would recommend that two wooden culverts be built on the north and west sides of the intersection of Cedar street and English avenue, in order to divide equally the two gutters of Cedar street.

I would also recommend the deepening of the west gutter of Cedar street between English and Fletcher avenues, and the building of a catch basin on the northwest corner of Cedar street and Fletcher avenue, to receive the water from the gutters above mentioned. The Street Commissioner can perform said work.

#### SECOND.

I would recommend that the connection pipe to the catch basin on the northeast corner of Cedar street and Fletcher avenue be taken up and replaced by a larger one, and the Street Commissioner be directed to do the work.

## THIRD.

I would also recommend that a wooden culvert be put in on the south side of Lexington avenue, at the intersection of Dillon street, and the enlarging of the connection pipe and inlet to the catch basin at the intersection of Fletcher avenue and Dillon street, and the Street Commissioner be directed to do said work.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

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

The City Clerk submitted the following report :

INDIANAPOLIS, February 14, 1876.

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

*Gentlemen:*—I hereby report the following affidavits now on file in my office for the collection of street assessments by precept, to-wit :

Bernard Hammill vs. John Denton for.....	\$12 76
Bernard Hammill vs. John Denton for.....	23 60
Charles A. Webb vs. Robert M. McFarland for.....	18 42½

And respectfully recommend that you order the precepts to issue.

BENJ. C. WRIGHT,

City Clerk.

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

Affirmative—Councilmen, Adams, Albershardt, Bollman, Buehrig, Darnell, Diffley, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Schmidt, Thalman, Ward and Webster—20.

Negative—None.

INTRODUCTION OF ORDINANCES.

Mr. Gimber introduced special ordinance No. 10, 1876, entitled :

An ordinance to provide for grading and bouldering New Jersey street between Washington street and the first railroad track south of said Washington street.

Which was read the first time.

Mr. Laughlin introduced special ordinance No. 11, 1876, entitled :

An ordinance to provide for grading and paving with brick the south sidewalk on Merrill street, between East and New Jersey streets.

Which was read the first time.

Dr. Ward presented the following petition :

INDIANAPOLIS, February 14, 1876.

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

*Gentlemen:*—We, the undersigned property holders, fronting on the first alley south of St. Clair street, between Winston street and the Bellefontaine Railroad Co.'s tracks, would respectfully petition your honorable body to pass an ordinance to grade and gravel the said alley between the points above named, for which we will ever pray.

C PAULSEN, 30 ft.  
DANIEL SHEARER.

Which was received.

Dr. Ward introduced special ordinance No. 12, 1876, entitled :

An ordinance to provide for grading and graveling the first alley south of St. Clair street between the C., C., & I. Railroad Co.'s grounds and Winston street.

Which was read the first time.

Dr. Ward presented the following petition :

INDIANAPOLIS, February 14, 1876.

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

*Gentlemen* :—We, the undersigned property owners, fronting on the west side of Railroad street between North and St. Clair streets, would respectfully petition your honorable body to pass an ordinance for paving with brick and bouldering the alley crossing of the west sidewalks on said Railroad street, between the points above named, for which we will ever pray.

John Gelzenleucher, 40 ft.; Henry Prigge, 40 ft.;  
Anna F. Steinhelber, 40 ft.; Frederick Weber;  
R. Frauer, Guardian of Weidman; Ike Idren;  
Edward Mast; Gottlieb Grieb; A. Hart, 40 ft.;  
Chas. Fahrion.

Which was received.

Dr. Ward introduced special ordinance No. 13, 1876, entitled :

An ordinance to provide for grading and paving with brick and bouldering the alley crossings, the sidewalk on the west side of Railroad street, between North and St. Clair streets.

Which was read the first time.

Dr. Ward introduced special ordinance No. 14, 1876, entitled :

An ordinance to provide for grading and graveling Cherry street and sidewalks between Ash street and the east side of the first alley east.

Which was read the first time.

Mr. Darnell, from Special Committee on Sellers Farm, submitted the following report :

INDIANAPOLIS, February 12, 1876.

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

*Gentlemen* :—Your Special Committee appointed to examine into the condition of the Sellers Farm, as well as the causes of the horrible stench arising therefrom,

and which have at times during the past few month impregnated the atmosphere of the entire city, would respectfully submit the following report :

An examination of the establishments of the Indiana Fertilizing Co. and Bergman & Co. revealed the fact that the surroundings of the first named establishment, the grounds about the buildings, etc., are literally strewn with dead and decayed animals in almost every stage of decomposition, and the stenches arising from these is of an odor totally indescribable. The various departments of the buildings were in but little better condition. Such an accumulation of decaying animal matter is alike a disgrace to the proprietors and fair name of the city, and should be dealt with in such a manner as would abate the nuisance without a day's delay.

Your Committee were informed by an agent of the Fertilizing Co. that the stenches from this establishment, of which there was so much complaint, arose chiefly from the smoke stack now in use, and that this would be obviated in a few days by the construction of a consumer of the animal matter. How far this may serve to do away with or mitigate the offensive odors remains to be seen.

Your Committee believe that much of the nuisance and cause of complaint might be done away with by requiring the lessees of this property to cremate or otherwise dispose of these carcasses and animal matter within a definite time, or, in fact, to have them proceed at once to do so, and that henceforth no future accumulation of dead animals be allowed than can be disposed of within twenty four hours after they are received.

Also, that the lessees be required to provide and make use of such deodorizing apparatus as will effectually prevent any further escape of these offensive gases arising from their business. Further, that they be required to deposit all animal matter received on floors and in sheds properly constructed and ventilated, and that every precaution be used to secure such cleanliness as far as the nature of the business will permit.

The health of our city is endangered, if, indeed, the evil effects of these offensive odors have not already been experienced, and we would therefore recommend that the proper officials be directed to prepare such regulations as will suppress, or in a great measure modify, this nuisance.

## SECOND.

The shipment by railroad of car loads of dead animals to this point, should at once be stopped, the Sellers Farm having been purchased by the city for its own exclusive use, and an ordinance be passed imposing a severe penalty on any railroad or other parties conveying such freight into this city to be used here, and we would recommend that the Committee on Judiciary together with the City Attorney, be directed to prepare an ordinance to that effect.

## THIRD.

We would also call your attention to the road leading to the Sellers Farm, as being very public and a much used thoroughfare, and would suggest that a

Special Committee be appointed to confer with Nich. McCarty, esq., and the lessees of the farm as to the propriety of a more direct and secluded road along the river to the farm, and as to what proportion of the expense involved would be assumed by said parties. We believe this as highly important that all animal matter being hauled to the place should be the shortest possible time in transit, and by the most direct and unfrequented roads.

#### FOURTH.

Your Committee would further submit that in their opinion it might be advisable to entertain propositions for the sale or exchange of the Seller's Farm for a similar property more distant from the city, and to this effect would recommend the Special Committee on Road, above mentioned, be empowered to receive proposals for the sale or exchange of the farm, and report the same to this Council.

#### FIFTH.

In conclusion, we would urge that the Board of Health be required to carry into effect the suggestions and recommendations of your Committee, in suppressing the nuisance arising from the establishments on Sellers Farm.

Respectfully submitted,

C. F. DARNELL,

H. F. ALBERSHARDT,

GEO. W. GEIGER,

Special Committee on Sellers Farm.

Mr. Thalman offered the following motion :

*Moved*, That the report be referred to the City Attorney and Board of Health with instructions to report to this Council as early as practicable what legal steps are necessary to take to abate the unnecessary nuisance made by the occupants of said Farm, and report on next Monday night.

On motion by Mr. Ransdell, the above report was re-read and acted upon by sections.

The first and second sections were concurred in.

The third section was concurred in and referred to the present Special Committee, viz., Councilmen Darnell, Albershardt and Geiger.



Mr. Gimber moved to reject the fourth section.

Which motion to reject failed to pass by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Curran, Gimber, Kahn, Laughlin, Madden, Reasner, Schmidt, Stratford and Webster—12.

Negative—Councilmen Albershardt, Craft, Darnell, Diffeley, Geiger, Hall, Hook, Kenzel, McGill, Ransdell, Reed, Thalman and Ward—13.

The fourth section was concurred in.

The fifth section was concurred in.

Mr. Thalman's motion was then adopted.

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

INDIANAPOLIS, February 14, 1876.

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

*Gentlemen* :—The Special Committee appointed with instructions to confer with the Gas Company and ascertain whether the existing contract for furnishing gas for city lamps cannot be modified so as to secure a better and cheaper lighting of the same, and also to further inquire as to whether a reduction can not be made in the price of gas to the private consumer, beg leave to report that a conference has been had with the officers of the Gas Light and Coke Company, resulting in the submission to your Committee of a proposition which is herewith presented in the form of a contract between the Company and the city.

Subsequent to the submission of said proposition, the President of the Gas Company withdrew the same, alleging that upon enquiry he had found that the proposition was not such an one as the Council would be likely to accept.

## SECOND.

Your Committee have also examined the bids for lighting the street lamps with coal oil, etc., and for furnishing lamps and fixtures for that purpose, and report as follows:

J. C. Henry proposes to furnish lamp complete for burning gasoline at \$775.00 for each one hundred lamps; also, to change the Cincinnati lamp top and convert it to like use, each, \$2.75

Indianapolis Street Lamp Company propose to furnish lamps complete to burn gasoline, each, \$6.00; to change Cincinnati lamp top, \$4.00.

Messrs. Stoplet & Company propose to furnish lamps complete to burn coal oil, each, \$7.15; also, to change Cincinnati lamp top, etc., \$4.75.

Messrs. W. R. Underhill & Co. propose to furnish lamps complete to burn coal oil, each, \$5.99; also, the same company propose to furnish lamps complete to burn gasoline, each, \$6.20.

Messrs. Wiggins & Donnan propose to furnish 2,800 lamps to burn coal oil at \$5.75 per lamp.

Messrs. Defrees & Morris propose to make the necessary changes in all the street lamps, to fit them for burning gasoline, at \$29.00 each lamp post per year, provided they are awarded the contract for a term of three to five years.

Your Committee herewith return said bids without recommendation, and ask to be discharged.

Respectfully submitted,

THOMAS MADDEN,  
JOHN J. DIFFLEY,  
C. F. DARNELL,

Committee.

Which was concurred in.

Mr. Craft offered the following resolution :

*Resolved*, That the Mayor of the city be and is hereby directed and empowered to execute on the part of the city of Indianapolis a contract upon the basis of the proposition made by the Indianapolis Gas Light and Coke Company to the Select Committee of this Council, and which was afterwards withdrawn: *Provided*, That the term of years be changed from fifteen to ten years.

Mr. Thalman offered the following substitute:

*Moved*, That the Committee on Gas be directed to propose to the Indianapolis Gas Light and Coke Company, as follows: That the city will continue using their gas during the unexpired term of their contract, (such hours as the Council may order); the gas to be of the standard purity as required by their charter, at the price of \$2.00 per 1,000 feet: *Provided* No higher rates be charged private consumers.

Mr. Adams moved to refer the resolution and substitute to the Committee on Gas Light, with instructions to report next Monday night.

Which motion was adopted.

Mr. Kahn offered the following motion :

*Moved*, That a special session of this Council be held on Wednesday, February 23d, to consider the gas question and hear such propositions as may be presented by the different gas companies.

Which was laid upon the table by the following vote :

Affirmative—Councilmen Adams, Bollman, Craft, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reasner, Reed and Thalman—17.

Negative—Councilmen Albershardt, Buehrig, Curran, Kahn, Schmidt, Stratford, Ward and Webster—8.

Mr. Reed presented the following petition :

INDIANAPOLIS, February 14, 1876.

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

*Gentlemen* :—The undersigned, citizens and tax-payers of the city of Indianapolis, respectfully petition for the passage of an ordinance providing that Robert Dickson, of the city of Pittsburgh, State of Pennsylvania, and his associates or their assigns, be invested with the privilege of using the streets, lanes, alleys and public grounds of said city for the purpose of laying down in said streets, etc., pipes for the conveyance of illuminating gas in and through the said city for the use of its inhabitants; said ordinance to provide that said Dickson and associates, or assigns, shall furnish the said citizens and inhabitants with gas at a rate which shall not exceed two dollars for each thousand cubic feet, exclusive of government tax.

And your petitioners will, as in duty bound, ever pray, etc.

W. H. ENGLISH,  
J. H. MESSICK,  
J. R. ROBINSON,  
H. A. ZIMMERMAN,  
and about 2,500 others.

Mr. Reed offered the following motion :

*Moved*, That the petition be referred to the Committee on Gas and City Attorney, with instructions to report thereon next Monday night.

Mr. Craft offered the following substitute :

*Moved*, That the petition be referred to the City Attorney, with instructions to report at as early a day as possible as to whether this Council can legally grant the prayer of the petitioners.

Which was laid on the table.

Mr. Reed's motion was then adopted.

Mr. Reed offered the following motion :

*Moved*, That a Committee of three, in connection with the Gas Committee, be and are hereby instructed to repair to Pittsburgh at as early a day as possible, to look into and examine the workings of the Pittsburgh Consolidated Gas Company, and, if possible, report to this Council on next Monday night.

Mr. Madden moved to amend by adding that the members of such Committee pay their own expenses.

Which was accepted by Mr. Reed.

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

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig, Craft, Diffley, Hall, Hook, Kahn, Kenzel, Laughlin, McGill, Ransdell, Reasner, Reed, Schmidt, Thalman and Ward—18.

Negative—Councilmen Curran, Darnell, Geiger, Gimber, Madden, Stratford and Webster—7.

The Chair appointed as such Committee Councilmen Reed, Adams, McGill and Schmidt.

Mr. Adams offered the following motion :

*Moved*, That the City Attorney be and is hereby instructed to investigate the existing relations and contract of the Gas Company with the city, and report whether the city can give another Gas Company the right to lay mains in the streets.

Which was adopted.

Dr. Stratford offered the following motion :

*Moved*, That the reports of the Gas Committee and City Attorney be made the special order of next Monday.

Which was adopted.

By consent, Mr. Craft offered the following motion :

*Moved*, That George V. Thayer be and is hereby granted permission to lay down a brick pavement in front of his property at the corner of Pennsylvania and St. Joseph street, the same to be done at his own expense and under the direction of the Civil Engineer, who is directed to set the proper grade stakes.

Which was adopted.

By request, Mr. Craft was excused for the balance of the evening.

ROLL CALL.

Mr. Adams offered the following motion :

*Moved*, That the City Civil Engineer be and is hereby directed to re-advertise for proposals for the grading and graveling of Home avenue between Delaware and Pennsylvania street.

Which was adopted.

Mr. Adams presented the following petition :

INDIANAPOLIS, February 14, 1876.

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

*Gentlemen*:—Your petitioners, residents of the city of Indianapolis, in the county of Marion and State of Indiana, respectfully pray your honorable body to cause Central avenue in said city to be laid out, opened and widened to a width of sixty (60) feet from the north side of Eighth street north to Reagan street, according to the plat hereunto attached and made a part of this petition.

And your petitioners will ever pray.

F. W. HAMILTON.  
H. S. KEELY,  
ENOCH BAKER.

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

Mr. Albershardt offered the following motion :

*Moved*, That the City Street Commissioner be and he is hereby instructed to repair the Ohio street bridge over Pogues Run, and the approaches thereof.

Which was referred to the Committee on Bridges.

Mr. Buehrig offered the following motion :

*Moved*, That the City Marshal notify Messrs. Bruner & Riner to replace the blocks and repair the street and alley between Georgia and Louisiana street, east side, in ten days, and if not done in that time the Street Commissioner to repair the same at their cost ; also, the Maryland street sewer.

Which was adopted.

Mr. Curran offered the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to fill the chuck holes on South Noble street.

Which was adopted.

Also, the following motion :

*Moved*, That Messrs. Smith & Ittenbach be and are hereby granted permission to construct a well in front of their property on the east side of Cedar street, between Lord and Harrison streets.

Which was adopted.

Mr. Darnell offered the following motion :

*Moved*, That the sum of one hundred and fifteen dollars, in the matter of benefits to Herman Unverzant for the opening of Mississippi street from Tinker to Twelfth street, that the above one hundred and fifteen dollars be and is hereby omitted.

Which was referred to the Committee on Judiciary.

Mr. Geiger presented the following communication :

INDIANAPOLIS, February 5, 1876.

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

*Gentlemen* :—In paying my taxes last year for 1874 in the city, I paid on lot No. 9 in Dumont's subdivision of out-lot one hundred (100), \$4.95, intending it to apply on lot No. 9, Sullivan's sub, same out-lot. The lot in Dumont's sub. did not belong to me, and the taxes on it have since been paid by the proper owner, while my lot in Sullivan's sub. has since been sold for delinquent taxes. I desire now to have the amount paid on the lot in Dumont's sub. by me, returned to me, that it may be used to pay up the lot in Sullivan's subdivision.

Respectfully,

JAMES H. MCKERNAN.

Which was referred to the Committee on Judiciary.

On motion by Mr. Geiger, the petition of the Indianapolis Social Turnverein, presented to Council January 24, 1876, was referred to the Committee on Judiciary.

By request, Mr. Buehrig was excused for the balance of the evening.

Mr. Gimber offered the following motion :

*Moved*, That the City Civil Engineer be and he is hereby directed to cause to be prepared three water scales and have the same placed upon the bridges over White River in the towns of Anderson, Muncie and Noblesville, respectively, and after the work is completed to present his bill for expenses incurred in the performance of said work to the Committee on Accounts and Claims, to be placed in the appropriation ordinance next following.

Which was adopted.

Also, the following petition :

INDIANAPOLIS, January 26, 1876.

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

*Gentlemen* :—Your petitioners, the draymen of Indianapolis, do humbly petition that they may be allowed to stand with their drays, to occupy as a stand for drays,

the west side of Virginia avenue between Maryland street and the Union Railway tracks.

Your petitioners would respectfully represent to your honorable body that the present site occupied by them, viz., on Washington street between Delaware and Alabama streets, being more distantly removed from Meridian street and the depots, is very inconvenient to them. And they would further petition that the draymen be assigned a stand from which express wagons may be excluded.

CARL GLOVIN,  
PETER SCHAFFER,  
EDW. MULLACLY,  
D. HAYS,

and 7 others.

Which was referred to the Committee on Judiciary.

Also, the following motion :

*Moved*, That one copy of the city charter and ordinances now in the hands of the City Clerk, be delivered to each Sargeant of each Division of the police force of said city, to be by him placed in a public place in his division, for the use of himself and those under his command.

Mr. Schmidt offered the following as substitute to above motion :

*Moved*, That the City Clerk be directed to furnish a copy of the charter and ordinances to each of the Engine Houses and Station Houses, for the benefit of the public and police officers, and also to furnish an additional copy to each of the Councilmen.

Which substitute was adopted.

Mr. Gimber offered the following motion :

*Moved*, That the Street Commissioner have the tunnel whitewashed.

Which was adopted.

Mr. Hall offered the following motion :

*Moved*, That the Street Commissioner be instructed to place a sufficient amount of gravel on and around the fire cistern on the corner of Tennessee and Herbert



street; also the one on Central avenue and Tinker street, as both of them are in a condition that the engines can not get near enough to them to work out of them when they are not well filled.

Which was adopted.

Dr. Hook presented the following petition :

INDIANAPOLIS, January 24, 1876.

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

*Gentlemen* :—I come before your honorable body and pray you for the erection of street numbers on Bellefontaine street. In explanation, I will say to you that I live on the east side of said street, and my house is the sixth house south of Home avenue, and is without a street number, being between 159 and 157, 158 being upon the opposite side of the street from where I live.

There is also another great discrepancy to which I wish to call your attention. Bellefontaine street is numbered, or purports to be, from Massachusetts avenue, but No. 159 is on the south side of my house and 157 is on the north side, while the corner of Bellefontaine and Home avenue is numbered 177. You will, I think, be able to see the inconsistency of such numbering by what I have said, and I pray that you will correct it and assign me a street number, to which I am clearly entitled.

ROBERT A. JONES.

Which was referred to the City Assessor.

Dr. Hook offered the following motion :

*Moved*, That the City Civil Engineer be directed to advertise for proposals to build an iron bridge over the State Ditch on Central avenue, the Engineer to furnish plans and specifications.

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

Also, the following motion :

*Moved*, That the Street Commissioner be directed to place a wooden culvert over the ditch on the west side of Columbia avenue, at the crossing of Lincoln avenue.

Which was adopted.

Also, the following motion :

*Moved*, That J. J. Ringer have permission to pave with brick the sidewalk in front of his own property on Newman street, between Hill and Lincoln avenues, at his own expense ; the Engineer is hereby directed to set the grade stakes.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioner be directed to place a wooden culvert across the Pendleton Pike on the east side of Orange street.

Which was adopted.

Also, the following motion :

*Moved*, That the Street Commissioners be directed to place cinders or gravel on the walk on the west side of Alvord street, about ten to fifty feet east of Peru Railroad tracks.

Which was adopted.

Mr. Kahn offered the following motion :

*Moved*, That City Clerk have index printed for year 1874, it being complete.

Which was adopted.

Mr. Laughlin offered the following motion :

*Moved*, That the Civil Engineer be and he is hereby directed to contract with some competent stone mason to build a small stone wall on each side of west gutter of New Jersey street, between Washington street and the first railroad track south of Washington street, to prevent the water from washing the earth out.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved*, That the Street Commissioner be and is hereby directed to lay down a flagstone crossing on Virginia avenue at Fletcher Place Church, corner of South street.

Which was adopted.

Also, the following motion :

*Moved*, That the City Civil Engineer be and is hereby instructed to advertise for bids for the improvement of Madison avenue, according to the ordinance passed for the improvement of the same.

Which was adopted.

Also, the following motion :

*Moved*, That J. Sindlinger be and is hereby permitted to grade and pave with brick the sidewalk fronting his property on Madison avenue, according to the stakes set by the City Civil Engineer, and the work to be done in thirty days, at his own expense.

Which was adopted.

Also, the following motion :

*Moved*, That Dolf Hame be and is hereby permitted to grade and pave with brick the sidewalk fronting his property on Madison avenue, according to the stakes set by the City Civil Engineer, the work to be done in thirty days at his own expense.

Which was adopted.

Mr. Madden presented the following communication :

INDIANAPOLIS, January 17, 1876.

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

*Gentlemen* :—For the purpose of establishing a work house which the city at this time so sorely needs, I will sell you my Aspenwood Farm east of Brightwood, adjoining Tilford's addition and northeast of the city of Indianapolis, containing 150 acres,

75 acres of which being composed of the best timber land in the State, and a quantity which would suffice for such manufacturing purposes as would for many years supply the wants of such an institution, besides a never ceasing flowing mineral spring, for and in consideration of a fair price and on twenty years' time, subject to an after consideration as to price and terms of interest, providing your honorable body shall see fit to confer with me on the subject.

The aforesaid farm has county roads upon each side of it, while the C., C., C. & I. Railway runs on its north line. Said Railway Company will shortly have trains running every hour from the city to Brightwood, as soon as the shops at that point are completed. I will offer you the Aspenwood Farm at a fair price, which, when you consider is only about two miles northeast of the corporation line, will present itself to your most favorable consideration. Feeling, as I do, that the county should unite with you in this work, I make you this offer as the most favorable one for the purpose.

At some future time the city hospital could be located on the same ground.

We have 35 acres of fruits of the choicest selections, all varieties of grapes, bearing vines near five acres of grapes. The timber land overlooks the cleared land, being much higher located. Farm is on Pagues Run.

ANDREW WALLACE.

Which was referred to the Board of Police and Work House Commissioners.

Mr. Reasner offered the following motion :

*Moved*, That the City Civil Engineer be and he is hereby directed to report an estimate to this Council at the earliest moment possible, of the cost of building a brick sewer in and along Reid street, from English avenue to Pleasant Run, of sufficient capacity to properly drain the locality east of said Reid street.

Which was adopted.

Mr. Reed presented the following petition :

INDIANAPOLIS, February 14, 1876.

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

*Gentlemen* :—Herewith attached please find license for peddling, amount of which I would most respectfully pray your honorable body to remit for the following reasons :

On August 27 I was arrested and fined for peddling without license, and immediately procured one. On August 30, his Honor, the Mayor, rendered a decision that

peddling produce was exempt from the license law, and a reconsideration of my case he remitted both fine and costs, and in view of the aforesaid decision, I would humbly ask that my prayer be granted, as I peddled nothing but produce.

L. A. LEMMAN,  
For Lemman & Ryan.

Which was referred to the Committee on Finance.

Mr. Schmidt offered the following motion :

*Moved,* That the Street Commissioner scrape the gutters on East New York street, between New York and East streets, and fill up chuck holes also ; this street is in a dreadful condition, and needs the attention at once.

Which was adopted.

Also, the following motion :

*Moved,* That the City Clerk be directed to advertise for bids for the building of six cells within the building of the Sixth street station house ; plans for same to be furnished by station house keeper.

Which was referred to the Board of Police.

Also, the following motion :

*Moved,* That the Street Commissioner lay a two-row stone crossing on the corners of Ohio street and Massachusetts avenue, at the intersection of Pennsylvania street.

Which was referred to the Committee on Streets and Alleys.

Also, the following motion :

*Moved,* That the City Clerk be instructed not to receive nor accept any further orders of J. R. Nealle, or any moneys that may be due him on account of lighting street lamps, but to hold the same in reserve to pay the boys hired by said Nealle for the street lamps under his charge.

Which was referred to the Committee on Gas Light.

Mr. Schmidt presented the following remonstrance :

INDIANAPOLIS, January 31, 1876.

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

*Gentlemen* :—The undersigned, owners of the real estate fronting on East Ohio street, between Meridian street and East street, respectfully remonstrate against the passage of an ordinance providing for the grading, rolling, macadamizing and curbing of East Ohio street, as provided in ordinance number two.

And your remonstrants will ever prays etc.

H. A. Mansur, square 55, 100 ft.; Mary E. Hume, square 55, 280 ft.; Fred Ritzinger, 128 ft.; J. B. Ritzinger, sq. 38, 135 ft.; Mary A. Coburn, sq. 38, 135 ft.; J. Coburn, square 38, 105 ft.; Louis Lang, sq. 55, 120 ft.; M. A. Parry, 195 ft.; J. D. Hutchings, 120 ft.; Frederick Baggs, square 43, 202½ ft.; D. Maguire, square 37, 65 ft.; William Smith, square 43, 202½ ft.; John E. Foudray, square 37, 40 ft.; P. H. Jamison, J. L. Avery, Trnstees Christian Chapel, square 36, 120 ft.; John M. Gaston, square 37, 40 ft.; John L. Avery, square 37, 110 ft. 4 in.; James M. Tomlinson, square 36, 16 ft.; W. M. Bullard for T. Bullard's heirs, square 42, 202½ ft.; W. B. Fletcher, square 39, 101 ft.; S. A. Fletcher, square 39, 202½ ft.; M. Walle, square 42, 28 ft.; J. P. Bundy, square 42, 30 ft.; Wm. M. Wheatly, square 40, 97 ft. 6 in.; McCord & Wheatly, square 40, 48 ft.; Adolph Schellschmidt, square 40, 24½ ft.; J. Mitchel, square 39, 30 ft.; W. W. Woollen, square 39, 35 ft.; Aug. Mueller, square 40, 69½ ft.; Bernard Vogt, square 40, 25½ ft.; Mary Seybold, square 41, 32 ft.; J. L. Mothershead, square 42, 75 ft.; John Huegele, square 41, 33 ft.; J. E. Downey, square 41, 55 ft. Total, 3,098 ft. 4 in.

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

Mr. Thalman offered the following motion :

Whereas, Samuel J. Patterson, esq., has signified a willingness to sell the city 11 acres of land at and near the mouth of the new channel of Fall Creek, at a reasonable price; therefore,

*Moved*, That the Committee on Judiciary, City Attorney and Civil Engineer be directed to confer with Mr. Patterson at the earliest possible date, and get his proposition as to price, right of way for straightening said channel, and the boundaries of said 11 acres.

Which was adopted.

Also, the following motion :

*Moved*, That the property holders along the line of the first alley west of Blake street, between North and Elizabeth streets, be granted permission to grade and gravel said alley between the points named, said work to be done at their own expense, under the direction of the Civil Engineer, and to the full width of the alley, and that the Civil Engineer be directed to set the grade stakes.

Which was adopted.

Also, the following motion :

Whereas, great complaint has been made by gas consumers on account of the enormous increase of their gas bills over former years, believed to be caused by impure gas being forced through the meters, requiring double the quantity to make the ordinary light of pure gas, thus causing them to pay thousands of dollars unjustly without any remedy or authorized person to apply to for relief; therefore,

*Moved*, That the Committee on Gas be directed to thoroughly investigate the importance of a Gas Inspector, and if in their opinion such an officer is an imperative necessity to the city and gas consumers, that they report to this Council an ordinance creating said office as early as practicable.

Which was adopted.

Also, the following motion :

*Moved*, That Frank Riley have permission to grade and gravel the east sidewalk of California street between Washington street and the first alley north, said work to be done at his own expense and under the direction of the Civil Engineer. The City Engineer is hereby directed to set the grade stakes.

Which was adopted.

Dr. Ward presented the following petition :

INDIANAPOLIS, January 28, 1876.

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

*Gentlemen* :—The undersigned, citizens and property holders residing on St. Clair street, from Archer street to Bellefontaine Railroad, would most respectfully petition your honorable body to pass an ordinance to have said street and sidewalks graded and graveled from Archer street to Bellefontaine Railroad.

Jas. L. Thompson, 36 ft.; Alfred Thompson, 36 ft.; W. S. Thompson, 36 ft.; Christian Geisel, 36 ft.; Wm. Hooker, 36 ft.; Henry Hoffmeyer, 176 ft.; G. D. Vincent and Goodner, Fred Ruskaup, Joseph Riegger, W. Wiebke, Charles Augstei, Erhart Krachenfels, Patrick J. Curran, Geo. H. Heinbuch, F. Reil, John Carrey, Gearge Bincel.

Which was received.

Also, the following motion :

*Moved*, That the Street Commissioner, under the direction of the City Civil Engineer, be and is hereby directed to put down a sixteen-inch tile drain in St. Clair street from Charles street to the sewer in Railroad street.

Which was referred to the Committee on Sewers and the City Civil Engineer.

Also, the following resolution :

*Resolved*, That the owners of the following described real estate, to-wit: Lot No. 100, Davidson's second addition to the city of Indianapolis, be, and they are hereby required to fill or drain the same, as, in the opinion of this Council, there is a hole or excavation thereon, in which water has or may become so stagnant or noxious as to be a nuisance and injurious to the health and comfort of said city and of the inhabitants thereof, and that the Street Commissioner be, and he is hereby required to notify the owners thereof, as provided by an ordinance passed April 28, 1866, entitled: "An ordinance providing for the drainage and filling up of ponds, excavations and holes, and prescribing penalties for the failure to fill up or drain the same," and that in case of the failure of the owners thereof to fill or drain the same, the Street Commissioner proceed to fill or drain the said hole or excavation as provided in said ordinance: Provided, that the cost thereof shall not exceed ten per cent. of the value of the aforesaid real estate, as assessed upon the tax duplicate for city purposes.

Which was adopted by the following vote :

Affirmative—Councilmen Albershardt, Curran, Darnell, Gimber, Hook, Kahn, Kenzel, Laughlin, Madden, McGill, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—17.

Negative—None.

On motion, the Council adjourned.

JOHN CAVEN, Mayor.

Attest :

BENJ. C. WRIGHT, City Clerk.