

PROCEEDINGS
OF THE
COMMON COUNCIL.

ADJOURNED SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
THURSDAY, JUNE 20, 1867, 7½ O'CLOCK, P. M. }

The Common Council met in adjourned session.

Present—His Honor, the Mayor, Daniel Macauley, in the chair,
and the following members :

Messrs. Brown, Burgess, Coburn, Colley, Davis, Geisel, Goddard,
Henschen, Jameson, Kappes, Loomis, MacArthur, Seidensticker,
Stanton and Woodburn—15.

Absent—Councilman Cottrell and Schmidt—2.

Business was resumed in the order in which it was left off at the
last regular meeting, viz. :

REPORTS FROM BOARDS.

Mr. MacArthur, from the Board of Public Improvements, made
the following report :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, June 17, 1867. }

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

GENTLEMEN:—The Board of Public Improvements to whom the matter was
referred, would respectfully report to your honorable body, that the petition
of Nicholas McCarty in reference to the filling of Lake McCarty, be granted,

as we think it the most practical manner of disposing of that nuisance, and would respectfully offer the following amendment to the resolution offered by Mr. Burgess on May 27, 1867.

Respectfully submitted,

JNO. B. MACARTHUR, }
SAMUEL GODDARD. } *Board.*

Also, the following resolution :

And resolved further, That in filling up said pond, if said owners will permit a drain to be left through and beyond it, to remain two years, such act shall in no way be construed to be a claim of the city or a recognition on the part of the owners of the right of the city to such drain, and it is admitted that the original act of cutting a drain into said pond was without the knowledge or consent of said owners, and further that its original construction, past and present existence, and future continuance is admitted to be an act of accommodation on the part of the owners, and that the city does not and will not base any claim or pretension of right thereon, and at the end of two years, should the owners desire to fill said drain, the City will not interfere therewith, unless the city proceeds by a regular legal process of condemnation: *And provided,* That said owners shall not be required to commence filling said pond until the city shall have caused the drain to the south-west leading from said pond to be cleared and deepened so that it shall reduce the water in said pond to the extent that the same was reduced last year when at the expense of the owners the said drain was deepened and extended: *And provided further,* That the said drain shall, at the expense of the city, be kept cleared and deepened so long as it shall remain open.

Which were referred to the City Attorney.

Mr. MacArthur, from the Board of Public Improvements, made the following report :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, June 17, 1867. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the petition of James Southard and others to grade and gravel Kentucky Avenue, between South street and the River, be not granted, unless they agree to gravel the same with good River or Creek gravel, instead of pit or river gravel, as their petition reads.

Also, that the communication from Cogill, Smock & Cogill be referred to the City Civil Engineer.

All of which is respectfully submitted,

JNO. B. MACARTHUR, }
SAMUEL GODDARD, } *Board.*

The first clause of the report was concurred in; the latter clause was referred to the City Engineer.

Mr. Seidensticker, from the Board of Police, made the following report :

INDIANAPOLIS, June 20, 1867.

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

The undersigned, your Board of Police, respectfully ask to make the fol-

lowing report, that we have made the following appointments under the ordinance creating your Board :

Ceief of Police—Capt. Thomas S. Wilson.

Lieutenants—Henry Paul and William Boaz, Sr.

REGULAR POLICE.

First Ward. Day—Jacob B. Powers.

Night—Levi Wilmington and George W. Bennett.

Second Ward. Day—James N. Stevens.

Night—James R. Shea and A. J. Wells.

Third Ward. Day—George Taffe.

Night—Hannibal Taffe and John Cahill.

Fourth Ward. Day—William Bolan.

Night—Wm. F. Brennimer and George Buser.

Fifth Ward. Day—Samuel Buser.

Night—F. Sheigert and John K. Lang.

Sixth Ward. Day—Pryor Duvall.

Night—O. B. Boardman and Hiram Minick.

Seventh Ward. Day—William Willliams.

Night—Michael Murphy and Fred. Sponsel.

Eighth Ward. Day—L. Russell.

Night—Augustus Reick and Antone Richter.

Ninth Ward. Day—J. J. Murphy.

Night—Paul Laudormie and George Thomas.

All of which is respectfully submitted.

AD SEIDENSTICKER,	}	<i>Board of Police.</i>
W. H. LOOMIS,		
A. P. STANTON,		

Which was concurred in.

Mr. Seidensticker, from the Board of Police, made the following report :

INDIANAPOLIS, June 20, 1867.

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

The Board of Police respectfully report that Jacob Bisbing has been nominated to the Police Board by the Union Railway Company as Marshal of the Union Depot, and was confirmed by the Board. Likewise, Arthur Sullivan has been nominated and confirmed as one of the Assistant Marshals.

AD. SEIDENSTICKER,	}	<i>Board of Police.</i>
W. H. LOOMIS,		
A. P. STANTON,		

Which was concurred in.

REPORTS FROM COMMITTEES.

Dr. Jameson, from the Committee on Finance, made the following report :

INDIANAPOLIS, June 20, 1867.

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

Your Committee on Finance, to whom was referred the report of the City Auditor on the petition of Henry Voight in regard to the assessment of his

property in Squares 10, 11 and 13, would respectfully recommend that the petition lay on the table.

P. H. JAMESON, }
C. F. SCHMIDT, } *Committee.*

Which was concurred in.

Dr. Jameson, from the Committee on Finance, made the following report :

INDIANAPOLIS, June 20, 1867.

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

Your Finance Committee, to whom was referred the petition of A. F. Noble asking that the tax erroneously assessed against him be refunded, would respectfully recommend that the same be referred to the City Attorney.

P. H. JAMESON, }
C. F. SCHMIDT, } *Committee.*

Which was concurred in.

Dr. Jameson, from the Finance Committee, made the following report :

INDIANAPOLIS, June 20, 1867.

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

Your Committee of Finance, to whom was referred the petition of Kizzie Galloway to return taxes erroneously assessed, would respectfully report with the information that any inaccuracy of the kind complained of should have been corrected by the party before the Board of Equalization.

P. H. JAMESON, }
C. F. SCHMIDT, } *Committee.*

Which was concurred in.

Dr. Jameson, from the Finance Committee, made the following report :

INDIANANOLIS, May 20, 1867.

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

Your Committee on Finance, to whom was referred the petition of Mrs. C. Clark in relation to taxes on certain lot, would respectfully report with the information that the matter of complaint should have been corrected by the Board of Equalization.

P. H. JAMESON, }
C. F. SCHMIDT, } *Committee.*

Which was concurred in.

Dr. Jameson, from the Finance Committee, made the following report :

INDIANAPOLIS, May 20, 1867.

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

Your Committee of Finance, to whom the petition of John Richey, in relation to erroneous assessments, was referred, would respectfully report with

the information that an inaccuracy of the kind complained of should have been corrected before the Board of Equalization.

P. H. JAMESON, }
C. F. SCHMIDT, } *Committee.*

Which was concurred in,

Dr. Jameson, from the Finance Committee, made the following report:

INDIANAPOLIS, May 20, 1867.

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

Your Finance Committee, to whom was referred the petition of McKernan & Pierce, agents of Ruth Torbet, &c., would respectfully report with the recommendation that the same be referred to the City Auditor, who shall inform the Council in what manner the personal taxes became attached to said property.

P. H. JAMESON, }
C. F. SCHMIDT, } *Committee.*

Which was concurred in.

Dr. Jameson, from the Finance Committee, presented the following communication:

INDIANAPOLIS, June 20, 1867.

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

The undersigned, Trustees of the Common Schools of the City, respectfully submit that there have been, during the current year, forty-five hundred different pupils in attendance on the schools, with an average number belonging of twenty-seven hundred.

There are now in the employment of the Board fifty-one teachers, whose aggregate monthly compensation is twenty-six hundred dollars (\$2,600), or for the school year of ten months, twenty-six thousand dollars (\$26,000).

During the school year commencing September, 1867, it is estimated that there will be twenty-five per cent. of additional pupils with a corresponding increase in the number of teachers.

The year following there must be a large additional increase in the number both of pupils and teachers.

During the last three months of the school year, commencing September, 1867, and during the whole of the year, commencing September, 1868, it is estimated that the sum of forty thousand dollars (\$40,000) per annum will be required for teachers' salaries.

The total revenue for tuition apportioned to this city, under the general School Law of the State, does not exceed twenty thousand dollars (\$20,000) per annum.

In order to continue the schools, at their present rate of efficiency, the sum of twenty thousand dollars (\$20,090) a year more than is now at the disposal of the Board is required.

For the purpose of raising the above amount the Trustees earnestly request your honorable body to levy a tax of not less than ten cents on the one hundred dollars, and twenty-five cents on each poll, to be placed upon the duplicate of the county for school purposes, in accordance with the provisions of an act of the General Assembly, approved March 9, 1867.

In answer to a question raised, whether a tax, levied under the provisions of the above act, should be placed upon the city or county duplicate, we res-

pectfully refer you to the opinion of Messrs. Porter, Harrison & Fishback, herewith submitted.

THOMAS B. ELLIOTT,
W. H. L. NOBLE,
CLEMENS VONNEGUT, } *Trustees.*

Messrs. Porter, Harrison & Fishback:

GENTLEMEN:—Referring you to an act, approved March 9, 1867, authorizing Common Councils of cities to levy a tax for school purposes, I wish to obtain your opinion whether said tax, when levied, should be placed upon the county duplicate by the County Auditor, as provided in sections 12 and 13 of the general school law of the State, or whether said tax should be placed upon the city duplicate, as other taxes levied by the Common Council are assessed and collected.

THOMAS B. ELLIOTT,
For the School Trustees of the City of Indianapolis, and by
request in behalf of the County Auditor.

INDIANAPOLIS, June 20, 1867.

To the Auditor of Marion County and the School Trustees of the City of Ind'p'lis:

We have received your note in which you request an opinion from us whether the tax which shall be levied under the provisions of the "act to authorize township trustees, trustees of incorporated towns, and the Common Council of cities to levy a tax for school purposes," approved March 9, 1867, should be placed upon the county duplicate by the County Auditor, as provided in sections 12 and 13 of the general school law, or whether the tax should be placed upon the city duplicate as other taxes levied by the Common Council are assessed and collected. We have examined the question as carefully as the limited time given us would allow, and have come to the conclusion that the tax should be placed upon the county duplicate. We have not had leisure to write out the reasons for this opinion within the very brief space allowed us for investigating this question, but will do so if you shall hereafter desire that we shall.

Very respectfully,
PORTER, HARRISON & FISHBACK.

Which were referred to the City Attorney.

Dr. Jameson introduced special ordinance No. 46—1867, entitled:
AN ORDINANCE levying a tax for Common School purposes,

Which was read the first time by its title, and passed to a second reading.

Mr. Colley, from the Judiciary Committee, made the following report:

INDIANAPOLIS, June 20, 1867.

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

Your committee herewith enclose a report of the City Attorney, and an ordinance prepared by him, and we respectfully recommend the passage of the ordinance.

S. A. COLLEY,
AD. SEIDENSTICKER, } *Committee.*
A. P. STANTON,

And, also, presented the opinion of the City Attorney.

INDIANAPOLIS, June 5, 1867.

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

GENTLEMEN:—The case of O'Conner v. city of Indianapolis et al, was decided in favor of the city. The action was brought by O'Conner against the Union Rail Way Company and the city, to recover damages for injuries sustained by falling through the bridge across Pogue's Run, on Delaware street.

This case has forcibly suggested the necessity of the enactment of some ordinance upon the subject of protecting bridges, excavations, and streets. I have prepared one which I submit for your consideration, and should it meet your approval respectfully suggest the enactment of the accompanying ordinance.

Respectfully

B. K. ELLIOTT, *City Attorney.*

Which were received and concurred in.

Mr. Colley introduced the following general ordinance :

AN ORDINANCE Respecting briges, excavations, and prescribing the duties of Policemen relative thereto.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That it shall be unlawful for any person to cause, suffer, or permit any bridge, building, cellar, or excavation to become or remain in such an unsafe or dangerous condition as to endanger in any wise the safety of person or property. Any and all persons connected with or engaged in or about the building, repairing, or erection of any bridge or building that may be left unprotected or in a dangerous condition, shall be deemed guilty of having violated this ordinance, and on conviction be fined as herein provided.

SEC. 2. It shall be the duty of each and every Police officer of said city, to particularly and carefully observe the condition of bridges, streets, alleys, and sidewalks, and if found in an unsafe or unsound condition, to report the same without the least delay, and to immediately take such steps as will effectually warn all persons of danger or peril. A neglect of this duty shall be cause for peremptory removal from office.

SEC. 3. Any person violating any of the provision of this ordinance, shall be fined in any sum not exceeding one hundred dollars.

SEC. 4. This ordinance shall be in force from and after its publication in the Indiana State Journal for two consecutive weeks.

Which was read the first time and ordered to be published in the proceedings.

Mr. Brown, from the Committee on Streets and Alleys, made the following report :

INDIANAPOLIS, June 17, 1867.

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

The Committee on Streets and Alleys, to whom was referred the petition of the Bellefontaine Railway Company in relation to vacating Biddle street, and an adjoining alley; also the remonstrance of E. F. Heiseman and others on the same subject, beg leave to recommend that the papers be referred to the City Attorney for his opinion on the following points :

1st. Who has the right to remonstrate against vacating streets or alleys; citizens generally, or property owners living on the line of the street or alley proposed to be vacated ?

2d. What would be the effect upon the power of the Council to grant

vacations of a remonstrance against the same from those who have the right to remonstrate?

3d. When a vacation is ordered by the Council, does the portion of the street or alley vacated belong to the owners of the lots adjoining, or can the City Council control the matter so far as to require parties to pay the value of the ground.

AUSTIN H. BROWN, }
 J. W. DAVIS, } Committee.
 H. COBURN, }

Which was referred to the City Attorney.

Mr. Brown, from the Committee on Streets and Alleys, made the following report :

INDIANAPOLIS, June 17, 1867.

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

The Committee on Streets and Alleys, to whom was referred the remonstrance of Philip Kring and others in regard to the building of that portion of the Indianapolis and Vincennes Railroad within the corporate limits of the city, on the southern terminus of West street, beg leave to report that in their opinion the remonstrance is filed too late, as the Council has now no power over the subject, having passed an ordinance authorizing the railroad to be constructed on the street referred to.

AUSTIN H. BROWN, }
 H. COBURN, } Committee.
 J. W. DAVIS, }

Which was concurred in.

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

RULES AND REGULATIONS FOR THE GOVERNMENT OF THE FIRE DEPARTMENT OF THE CITY OF INDIANAPOLIS.

ARTICLE 1. All the Companies of the Department, and all other men employed by the Department, shall be furnished with a copy of the Rules and Regulations of the Fire Department. It shall be the duty of the officers and members of the Department to conform to all the requisitions and perform all the duties herein required.

ART. 2. It shall be the duty of the Engineer to keep his engine in good working order, to see that it is well cleaned. After a fire, or after his engine returns from duty, he shall at once get the same ready again for service. He shall take charge of the hose, and all the apparatus and property belonging to the same, and see that it is duly cared for. He shall see that the hose are well dried and cleaned within proper time after they have been used, and it is hereby made the duty of all the men employed at the Engine House to assist in cleaning and drying the hose. He shall further report to the Chief Fire Engineer any neglect of duty or misconduct on the part of the other members belonging to this Company. He shall call the roll of Hosemen after fires, note the absentees, and report the same to the Chief. He shall furthermore keep order in the Engine House, and prevent persons annoying any member of the Company and from loitering about the same. In case of an alarm or fire, he shall direct to what cistern or points to drive to, and keep an account of the time of the men employed, of all fires and alarms of fires. And any neglect of duty or misconduct on his part shall be reported to the Chief Fire Engineer by any member of the Company.

ART. 3. It shall be the duty of the Fireman to keep his Engine clean, to see that the fuel for the same is always ready, sweep the floor of the Engine House, assist the drivers in hitching up in time of an alarm, and do any work that is properly connected with his Department and that the Engineer may direct.

ART. 4. It shall be the duty of the drivers to take good care of the horses and harness, to keep the stable clean, and exercise the horses at least two hours each day, excepting Sundays. They shall divide the work between them, as near equally as they can, and each one strictly do his part. The hose drivers shall be held responsible for the good order and cleaning of the hose carriage, they shall not be allowed to drive over hose unless it cannot be avoided. In case of sickness of any of the horses, they shall immediately report the same to the Chief, and obey any and all instructions that may be given by the Chief Fire Engineer concerning their Department.

ART. 5. It shall be the duty of the hose or pipemen, at an alarm of fire, to immediately start for the fire, lay out their line of hose and get the pipe ready, erect ladders if necessary, and obey the orders of the Chief Engineer or his assistants. The wasting of water, damage done by water, and extinguishing of fires, greatly depend upon them, and they will be held strictly accountable, and in no instance are they allowed to throw water at each other or on any of the citizens. After the fire is out, they shall immediately detach their hose so as to allow the water to run out, and then reel the same up, after which they will be dismissed. They shall also attend all reviews and exercises, if required by the Engineer.

ART. 6. The driver of the Hook and Ladder Wagon shall be held accountable for all the property belonging to his Department. He shall keep his hooks and ladders always ready for service, exercise his horses and see that everything in his Department is well cared for. In time of fire he shall take position within the lines, and as near the fire as, under all circumstances, may be convenient.

ART. 7. Racing to or from fires shall not be allowed under any circumstances, under the penalty of dismissal, and if the apparatus of several Companies proceed on the same street to or from fires, they shall do so in single file.

ART. 8. Alarms are not to be given at any Engine House unless received from a reliable person or persons, or from another fire bell. The men on duty at the Engine House shall be held answerable for all false alarms given by them.

ART. 9. The men employed at the Engine House shall do regular watch duty, and be on duty two at a time, so that the Engineer and one of the drivers be on duty one time, while the Fireman and one driver be on another. While on watch duty they shall both be in or about the Engine Room. They may relieve each other and only one watch at a time, provided the one relieved will not absent himself from the Engine Room, so that they may both be ready at any time for work.

ART. 10. It shall be the duty of the Engineer, Fireman and Drivers to remain at their respective Engine Houses. They shall not be permitted to leave more than one at a time if over one square, and no more than two at no time, unless in the employ of the Department.

ART. 11. No member shall be permitted to leave unless he has first reported to those on watch duty, and for no other purpose excepting for their meals, for family groceries, sickness in family, or business connected with the Fire Department, but in no instance shall they be allowed to be absent longer than necessary, and at meal times they shall relieve each other in such a manner that all may be able to go to their meals at the proper time.

ART. 12. It shall be the duty of the Watchman on the Watch Tower to keep a strict look out for fires and alarms of fires. He shall not leave his

post until his successor shall relieve him. While on duty they shall not be allowed to read any books or papers, play any game of amusement or otherwise; and any neglect on the part of the Watchman will be sufficient cause for his removal from the Department.

ART. 13. No person shall be allowed to ride to or from fires on any of the apparatus, excepting members of the Department and policemen.

ART. 14. Any work that is necessary to be done to any of the houses, lots, fences, or any other work that is connected with the Department, shall be done by the members of the Company if required by the Chief Engineer.

ART. 15. Each member will be furnished with suitable bedding, and they are strictly required to keep the same in good order and clean.

ART. 16. That if a charge of intoxication be preferred and proven against any member of the Fire Department oftener than once, he shall be discharged, and, further, it shall be the duty of every member of the Department to report such member violating this rule to the Chief Engineer.

ART. 17. No member of the Department shall be allowed to use rough or ungentlemanly language toward any member of the Department or officers.

ART. 18. It is required that all members of the Department shall make themselves thoroughly acquainted with the location of the public cisterns, and for that purpose they will be furnished lists concerning the same.

The above rules will be strictly enforced.

G. W. BUCHANAN,
Chief Engineer of the Fire Department.

Which was received.

Mr. Kappes, from the Committee on Printing and Stationery, made the following report :

INDIANAPOLIS, June 20, 1867.

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

The Committee on Printing and Stationery beg leave to report, that in obedience to the fifth section of the ordinance prescribing rules and regulations for the government of the City Council, etc., passed August 20, 1866, they invited proposals from all the stationers of the city to supply stationery for the use of the city offices and Council Chamber, and after carefully examining the proposals, and comparing samples presented, found that Merrill & Co. were the lowest and best bidders, and have accordingly awarded them the contract for one year. A copy of their proposal is herewith attached. Your committee ask that the Council confirm this action of the committee, and direct that a written contract be entered into between the contractors and your committee.

Your committee would further report that they also invited proposals for doing the blank book work for the city offices, but before all of the bids were received, a communication from the City Printer, addressed to the Mayor and Councilmen, was handed to the Chairman of your committee. The proposals were therefore not opened, and the communication is submitted to the Council, with the request that they instruct the committee how to proceed in the premises.

J. H. KAPPES,
AUSTIN H. BROWN, } Committee.
A. P. STANTON,

No. 2 legal cap, 12 lbs to ream (white ruled,)-----	\$5 95
No. 2 Fool's Cap, 10 lbs to ream, (white ruled,)-----	3 74
No: 2 Letter Paper, 10 lbs to ream (white ruled,)-----	4 38
No. 6 Envelopes—buff or canary-----	2 60

No. 10 Envelopes—buff or canary.....	5 50	
No. 6 Envelopes—Manilla.....	2 40	
No. 10 Envelopes—Manilla.....	4 60	
Arnold's Writing Fluid per quart.....	9 00	per doz.
Cox's " " ".....	6 50	"
Wright's " " ".....	7 00	"
Two oz. bottles Red Ink (carmine).....	3 00	"
Eagle Pencils (round,) No. 1 to 4, per gross.....	7 00	
Faber Pencils (round,) No. 1 to 4, per gross.....	7 50	
Gillot's Steel Pens, No. 404.....	80	
Esterbrook Steel Pens, No. 404, Bank.....	60	
Barnold's Steel Pens.....	1 25	
Medallion Steel Pens.....	75	
Boynton's Paper Fasteners, small size, per box, improved.....	30	
" " " plain, per box.....	30	
Rubber Bands, O $\frac{1}{4}$ inch, per gross.....	70	
American Lead Pencil Co., per gross.....	5 00	

Terms cash. Settlement every two weeks.

The ayes and noes being demanded upon the acceptance or rejection of the report, those who voted in the affirmative were Councilmen Brown, Burgess, Coburn, Davis, Geisel, Goddard, Henschen, Jameson, Kappes, Seidensticker, Stanton and Woodburn—12.

Those who voted in the negative were Councilmen Colley, Loomis and MacArthur—3.

So the report was concurred in.

Mr. Kappes presented the following communication :

INDIANAPOLIS, June 17, 1867.

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

GENTLEMEN:—The undersigned, Printer for the City of Indianapolis, having learned that your honorable body propose to let out to the lowest bidder the printing and making of blanks and blank books, such as are used by the city officers, and thereby taking from the City Printer a large portion of the work which has been heretofore awarded to him, and considered as properly belonging to him as City Printer.

In taking from me the class of work above mentioned, you deprive me of about all the work on which there is anything to be made and leave in my hands a class of work on which there is no profit, but an actual loss.

I have been printing the Council Proceedings in pamphlet form for a less sum than the work and materials cost. This work I have done at a loss, with the expectation of getting other work from the city, such as blanks and blank books, which would afford at least a living profit.

By an examination of the bills rendered by me as City Printer, you will find that the largest amount of the sum total charged for job work is for the one item of Council Proceedings, showing that the largest amount of work done is at a loss, and to demonstrate this fact I am willing to submit the matter to any practical printer who can measure and estimate work.

I submit the above facts to your honorable body, asking your candid consideration of the same.

With high regard, &c.,

JAMES G. DOUGLASS.

Which was accepted and ordered to be spread upon the minutes.

Dr. Jameson offered the following motion :

That all blank books for the city be furnished by the City Printer, and that the Committee be directed in no case to allow more for the same than a just and fair compensation.

The question then being on the adoption of the motion, the ayes and noes were demanded.

Those who voted in the affirmative were Councilmen Burgess, Curnburn, Colley, Davis, Goddard, Jameson, Kappes, Loomis, MacArthur, Seidensticker, Stanton and Woodburn—12.

Those who voted in the negative were Councilmen Brown, Geisel and Henschen—3.

So the motion was adopted.

Mr. Kappes, from the Committee on Benevolence and City Hospital made the following report :

INDIANAPOLIS, June 20, 1867.

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

GENTLEMEN:—Your Committee respectfully present the weekly report of contents of Register of City Hospital, together with an ordinance appropriating monies for the payment of sundry claims for improvements done at City Hospital.

J. HENRY KAPPES, }
W. H. LOOMIS. } *Committee.*
HENRY GEISEL, }

Which was received.

Also, the following :

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL, ENDING JUNE 15, 1867.

Number of patients in Hospital at last report.....	14
Number of patients received in Hospital since last report	3
Number of patients born in Hospital since last report	0
Number of patients discharged from Hospital since last report.....	2
Number of patients died in Hospital since last report.....	0
Number of patients remaining in Hospital at present report	15

Also, the following :

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL, ENDING JUNE 18, 1867.

Number of patients in the Hospital at last report.....	13
Number of patients received in the Hospital since last report.....	3
Number of patients born in Hospital since last report	0
Number of patients discharged from Hospital since last report.....	2
Number of patients died in the Hospital since last report.....	0
Number of patients remaining in the Hospital at present.....	14

Also, the following :

	INDIANAPOLIS, June 4, 1867.	
City of Indianapolis,	To E. H. Ferguson,	Dr.
1867.		
May 25, For building an arched cellar adjoining City Hospital, as per bid	\$175	00
“ For laying 15 yards brick pavement in cement on the arch at \$1-	15	00
“ For building end walls, cross walls and setting stone steps	12	00
“ For extra work on arch	7	00
		<u>\$209 00</u>
Approved by Board.	J. W. NEWCOMB, President.	
Correct: G. V. WOOLEN, Superintendent.		

Also, the following :

	INDIANAPOLIS, June 20, 1867.	
The City of Indianapolis,	To T. V. Cook,	Dr.
1867.		
May 31, For 65 lbs paint at 28 cents	\$18	20
“ For whitewash, etc.	6	66
		<u>\$24 86</u>
Approved by Board.	J. W. NEWCOMER, President.	
Correct: G. V. WOOLEN, Superintendent.		

Also, the following :

	INDIANAPOLIS, June 4, 1867.	
The City of Indianapolis,	To Gephart & Reinwalt,	Dr.
1867.		
May. 31, For building porch at City Hospital, as per bid	\$185	15
“ For building on west side of the Hospital	8	80
		<u>\$193 95</u>
Allowed by the Board of Directors.	J. W. NEWCOMER, President.	
Correct: G. V. WOOLEN, Superintendent.		

Also, the following :

	INDIANAPOLIS, May 28, 1867.	
The City Hospital,	To Wm. & J. Braden,	Dr.
To $\frac{1}{2}$ ream letter heads	\$4	25
To $\frac{1}{2}$ ream note paper	1	75
To 500 envelopes	3	00
To 1 mem. book	2	00
To 1 bottle ink	60	
To 1 lead pencil	10	
		<u>\$11 70</u>
Approved by the Board of Directors.	J. W. NEWCOMBER, President.	
Correct: G. V. WOOLEN, Superintendent.		

Which were referred back to the Committee.

Also, special appropriation ordinance No. 34—1867, entitled :
AN ORDINANCE appropriating moneys for the payment of sundry claims for improvements done at City Hospital,

Which was read the first time by its title, and referred back to the Committee.

Mr. Kappes, from Select Committee, submitted the following report :

INDIANAPOLIS, June 20, 1867.

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

The Select Committee appointed to procure a suitable room for the office of the Mayor, beg leave to report that the most available room that can be obtained at a reasonable rent is one of the upper rooms in Gramlings' building, adjoining Glenns' Block, now occupied as a law office by W. W. Woollen. This room can be rented for \$100 a year, and for a moderate sum can be furnished for the use of the Mayor.

Your Committee recommend that a contract be made for the rent of said room for the purpose named.

J. H. KAPPES,
S. A. COLLEY,
AUSTIN H. BROWN, } Committee.

Which was concurred in.

Mr. Seidensticker offered the following motion :

That the Special Committee be instructed to contract for the Mayor's room proposed for one year with the privilege of three, and also to furnish said office.

Which was adopted.

REPORTS FROM CITY OFFICERS.

The City Civil Engineer made the following reports :

INDIANAPOLIS, June 20, 1867.

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

I find that it will be necessary to add to the length of the bridge now being constructed over Pogue's Run, on New York street.

It will either have to be made longer, or a protection wall built to protect the end of the embankments.

The cost of extending the bridge will be about one hundred and fifty dollars.

I would recommend that the bridge be extended, as it will cost much less than the protection ; also that the stone drain under the Bellefontaine railroad, on the north side of said street, will have to be extended some ten or fifteen feet, so that the street can be graded up to the end of the bridge.

Respectfully, R. M. PATTERSON.

In reference to which Mr. Loomis offered the following motion :

That the Board of Public Improvements and the City Engineer be instructed to contract for the extension of the New York street bridge, at the best prices possible.

The report was received and the motion adopted.

The City Attorney made the following report:

INDIANAPOLIS, June 17, 1867.

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

GENTLEMEN:—I have examined the questions involved in Mr. Davis's motion, and respectfully submit the following:

The street referred to in the motion, is designated on the recorded plat as Railroad avenue, and is indicated thereon as streets usually are. It is a matter of some doubt as to whether there was a proper dedication, but I am inclined to the opinion that there was.

The proper course to pursue in order to ascertain whether the city has a right to use and control this avenue, as a public street, is to order the Marshal to remove all obstructions, and open the avenue as a public highway. This will bring the matter to a judicial determination.

Respectfully,

B. K. ELLIOTT, *City Attorney.*

Which was concurred in.

The City Attorney, also, made the following report:

INDIANAPOLIS, June 3, 1867.

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

GENTLEMEN:—Upon the resolution referred to me, directing the City Treasurer to advertise and sell for delinquent taxes, I submit the following report:

I think the Treasurer may be legally directed to advertise and sell as in said resolution provided.

Respectfully,

B. K. ELLIOTT, *City Attorney.*

Which was concurred in.

The City Attorney, also, made the following report:

INDIANAPOLIS, June 17, 1867.

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

GENTLEMEN:—The ordinance introduced for lighting East street with gas cannot be legally enacted. The charter forbids the adoption of special plans. Public improvements must be made upon a general plan established by the Council.

B. K. ELLIOTT, *City Attorney.*

Which was concurred in.

The Market Master made the following report:

INDIANAPOLIS, June 20, 1867.

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

GENTLEMEN:—The undersigned, the Market Master of the East and West Market Houses in said city, makes the following monthly report for month of June, 1867. The following are inside Stalls sold in the East Market:

No. 2.	William Smith,	paid	\$25 00
" 4.	Louis Kenfman,	paid	25 00
" 5.	Andrew Gass,	paid	25 00
" 7.	John Thorn,	paid	25 00
" 13.	Michael Myer,	paid	25 00
" 17.	William Graffenstein,	paid	25 00
" 35.	Peter Spitzfaden,	paid	25 00

" 10. Frederick Heid.....	paid	25 00
" 12. George Heid.....	paid	25 00
" 24. John Mietsel.....	paid	25 00
" 21. Moritz Kaufman.....	paid	25 00
" 16. Benjamin Atkinson.....	paid	25 00
" 27. E. W. & T. W. Pattison.....	paid	25 00
" 20. William Wertber.....	paid	25 00

Number sold 14. Total cash received\$350 00

Outside Benches on the South side:

No. 25. Van Camp, Jackson & Co.,.....	paid	\$10 00
" 27. George Youngerman.....	paid	10 00

Cash received, \$20 00

The remainder of the Benches on South side of said Market, not being sold, I advertised to be sold on Saturday, the 15th day of June, 1867. Also, the Benches on the North side of said Market.

WEST MARKET.—Inside stalls sold in the West Market, 10, at \$1.00 per piece \$10. The same being paid for.

Sold 6 Benches on the South side of said Market, five for fifty cents apiece and one for \$1.00, making the sum of \$3.50—in all, \$13.50.

All unsold Stalls and Benches in said Market are advertised for sale on the 17th inst.

Respectfully submitted,

SAMPSON BARBEE, *Market Master.*

The undersigned, also, submits the following statement for your consideration: After I had sold Benches on the South side of West Market, Mr. Traub came to me and complained that I had sold the Bench he occupied, and said he had bought the same. I immediately examined the Record in reference to the matter, and could find nothing therein giving him a right to said Bench more than any other person.

Yours respectfully,

SAMPSON BARBEE, *Market Master.*

The undersigned, also, for the purpose of opening and getting the West Market House occupied, induced an individual to come and occupy one of the Benches on the North side of said Market House for the purpose of keeping a victualing stand, during Market hours. I therefore suggest to your honorable body that the person be permitted to use the Bench for the period of — months.

SAMPSON BARBEE, *Market Master.*

Which was concurred in.

The Street Commissioner made the following report:

INDIANAPOLIS, June 20, 1867.

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

I respectfully report that the agent of the owner of lot No. 9, in J. H. Vajen's subdivision in square 21, has paid me the cost of filling up his lot, under a resolution of the Council, to-wit: 143 yards at 30 cents, making \$42.90. I ask instructions whether to pay said money into the City Treasury or to account for it among other moneys in my hands?

I also ask for instructions what to do with the street and gutter cleanings in the various Wards of the city, as I do not desire to use my own discretion

in this matter, after having been charged and tried for malfeasance in office for having exercised it before.

AUGUST RICHTER, *Street Commissioner.*

Which was concurred in, with instructions to pay the money into the City Treasury.

Mr. Burgess presented the following communication :

INDIANAPOLIS, IND., June 20, 1867.

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

The undersigned respectfully offers his resignation as one of the Registers of the Sixth Ward, for the reason that he can not well attend to the duties of said position.

WM. BOAZ.

Which was accepted.

Mr. Seidensticker offered the following motion :

That James Sulgrove be appointed as Register in place of Wm. Boaz, resigned.

Which was adopted.

Mr. Seidensticker presented the following petition :

INDIANAPOLIS, IND., June 17, 1867.

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

GENTLEMEN :—We, the undersigned, beg leave to ask you to permit us to lay a culvert in the gutter on New York street to Pogue's Run, for the surplus water of our factory.

Very respectfully, your humble servants,

UNION PEARL STARCH COMPANY.

Per EDWARD MULLER.

Which was referred to the Board of Public Improvements.

Dr. Woodburn presented the following petition :

INDIANAPOLIS, June 18, 1867.

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

This petition is to ask permission for erecting a vat or tank in the alley north of the Bates House, for the purpose of holding water in quantity to produce a head sufficient, when discharged, to clean out the gutter from the Bates House to Pogue's Run, on the west side of Illinois street, the deposit being largely accumulated from the north side of Washington and the east side of Illinois streets, which empty into said gutter corner of Washington and Illinois streets.

Yours,

E. SEYMOUR.

Which was referred to the Board of Public Improvements.

Mr. Davis offered the following motion :

That the Committee on Fire Department, together with the Chief Fire

Engineer, be, and are hereby directed to purchase an Ameskeag Steam Fire Engine, at a cost not to exceed five thousand dollars.

Which was laid upon the table.

On motion by Mr. Colley the Council adjourned.

DANIEL MACAULEY, *Mayor*.

ATTEST:

D. M. RANDELL, *City Clerk*.