

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS,
MONDAY, OCTOBER 16TH, 1865, 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 at first roll-call :

Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Kappes, Loomis, MacArthur and Thompson—12.

Absent—Councilmen Colley, Jameson, Lefever, Schmidt Seidensticker and Staub—6.

The proceedings of the regular session, held October 9th, 1865, were read and approved.

By Mr. Grosvenor—Petition :

INDIANAPOLIS, October 16, 1865.

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

I hereby petition you for permission to fill the street, under the direction of City Surveyor, in front of my property, situated on the west side of Ann street, lots 35 and 36, out-lot 125; and also in front of my old ice house, (lots not numbered,) commencing at the north-west corner of McCarty and Ann streets, and running north on the west line of Ann street sixty feet.

JOSEPH PARISSETTE.

NO motion, the prayer of the petitioner was granted.

By Mr. Loomis—Petition :

INDIANAPOLIS, October 16, 1865.

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

GENTLEMEN:—The undersigned, citizens living on South Noble street, petition your honorable body to change the ordinance for the grading and graveling of said street, so that the graveling will be thirty feet in width in the center, instead of twenty feet, as it now is.

C. M. Wright,	J. A. Jolley,
Victor Remos,	Edward Mullalley,
Wm. Martin,	And five others.

Which, on motion, was laid upon the table until the regular order of business was called for introduction of ordinances.

By Mr. Glazier—Petition :

INDIANAPOLIS, October 16, 1865.

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

The Bellefontaine Railway Company is desirous of changing the location of its track across New Jersey street, to meet the wants of a new Freight House, and respectfully ask to do so in conformity with the plat herewith submitted. By the change herein contemplated there will be one track less in the street than there is at present. Tracks marked A, B, C, and D, on the plat, in black lines, are to be taken up. Tracks marked X, Y, and Z, on the plat, in blue lines, are to be laid down.

E KING, *Secretary.*

Which, on motion, was referred to the Committee on Streets and Alleys.

Mr. Emerson presented a communication from Mr. Woodruff, of Albany New York, on the subject of Water works.

Which was read and received.

Mr. Kappes introduced special ordinance No. 75, entitled :

AN ORDINANCE to provide for furnishing and erecting lamp-posts, lamps and fixtures on North Alabama street, between Vermont street and North street,

Which was read the first time; and, on motion, was read the second time.

Mr. Loomis introduced special ordinance No. 76, entitled :

AN ORDINANCE amending special ordinance No. 51, entitled "An ordinance to provide for the grading and graveling of Noble street and sidewalks, between South street and Virginia Avenue," passed June 28, 1865, and authorizing the Civil Engineer to change the contract for the improvement of said street,

Which, on motion, was read the first time by its title; and, on motion, was read the second time.

Mr. Loomis then moved that the rules be suspended and the ordinance read the third time and placed upon its passage.

The question being on the suspension of the rules, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Kappes, Loomis, MacArthur, Schmidt and Thompson—13. Noes, none.

So the rules were suspended and the ordinance read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Kappes, Loomis, MacArthur, Schmidt and Thompson—13. Noes, none.

So the ordinance passed.

By Mr. Coburn, from the Board of Public Improvements:

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, October 11, 1865. }

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 we herewith introduce an ordinance for bouldering, curbing and paving the sidewalks of the alley running east and west through Square 57, between Pennsylvania and Delaware streets, as petitioned for by more than two-thirds of the property owners; also, an ordinance to have paved so much of the sidewalk as is unpaved on the south of Washington street, between Tennessee and Mississippi streets, as petitioned for.

HENRY COBURN, }
AD. SEIDENSTICKER, } *Board.*
W. CLINTON THOMPSON, }

On motion the report was received.

Mr. Coburn then introduced special ordinance No. 77, entitled:

AN ORDINANCE to provide for the grading, paving and curbing of the sidewalk on the south side of Washington street, between Tennessee and Mississippi streets,

Which, on motion, was read the first time and laid over.

Also, Special ordinance No. 78, entitled:

AN ORDINANCE to provide for grading and paving the sidewalks with brick, and paving with boulder stone the alley running east and west through Square 57,

Which, on motion, was read the first time and laid over.

By Mr. Coburn, from the Board of Public Improvements.

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, October 11, 1865. }

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 in relation to the petition of Fred Rusch, to erect hay scales on Delaware street, opposite to his warehouse, that the petition be not granted, for the reason that all the scales on said street were ordered to be removed but last year, to have the street bouldered; and as the street is getting to be crowded with business, no scales should be allowed to be erected in it.

HENRY COBURN, }
W. CLINTON THOMPSON, } *Board.*

Which, on motion, was concurred in.

By Mr. Coburn, from the Board of Public Improvements.

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, October 11, 1865. }

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 we are opposed to extending the contract of John Stumph, for the bouldering of Washington street, between the Canal and the first alley west of West street, until the 15th of June next, as petitioned for. We think it best that the Council extend no contract let this season, and especially a contract like this, where no work whatever has been done on it. It is better for the city, and the property holders, that it be forfeited at the expiration of the time, and a new contract let hereafter.

HENRY COBURN, }
W. CLINTON THOMPSON, } *Board.*

Which, on motion, was concurred in.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS. }
Indianapolis, October 11, 1865. }

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 bid of Bennett Brooks for the repairing of the bridge over the Canal on St. Clair street is too high. His bid is six hundred and twenty dollars (620). The Street Commissioner says he can repair it for less than three hundred dollars. We believe that it would be economy to let the Street Commissioner do the work, and recommend that he be instructed to do it as soon as possible.

H. COBURN, }
W. CLINTON THOMPSON, } *Board.*

Which, on motion, was concurred in, and the Street Commissioner directed to perform the work as recommended by the Board.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, October 11, 1865. }

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 William Cowen is the lowest bidder on the grading and graveling of Pratt street and sidewalks, between Meridian and Illinois street, at 97 cents for grading, and \$1.95 per cubic yard for graveling.

HENRY COBURN, }
W. CLINTON THOMPSON, } *Board.*

Which, on motion, was concurred in, and the contract awarded.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, October 11, 1865. }

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 they believe a culvert should be made across the gutter on west side of West street, at the crossing of Maryland street, as petitioned for by Kingan & Co. and others, and that the Street Commissioner do it.

HENRY COBURN, }
W. CLINTON THOMPSON, } *Board.*

Which, on motion, was concurred in.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, October 11, 1865. }

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

GENTLEMEN:—The Board of Public Improvements, to whom was referred the communication of J. H. McKernan, W. H. Morrison, and others, to have all the bouldering done this year examined by some competent persons, would report that all the bouldering, except Circle, Meridian and Market streets, has been accepted, and it would be too late to have work received and paid for examined. But as Circle, and Meridian, and Market streets are not yet accepted, we would recommend that the Board of Engineers, Messrs. Brown, Wilson and Stein, be instructed to examine the bouldering of the above streets, and report whether it has been done according to contract.

Respectfully submitted.

HENRY COBURN, }
W. CLINTON THOMPSON, } *Board.*

Which, on motion, was concurred in.

By Mr. Coburn, from the Committee on Accounts and Claims :

INDIANAPOLIS, Oct. 16, 1865.

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

GENTLEMEN:—The Committee on Accounts and Claims report the following ordinance allowing accounts for the month ending on the 16th day of October, 1865, and respectfully recommend the passage of the same.

HENRY COBURN,	} Committee.
J. HENRY KAPPES,	
W. CLINTON THOMPSON,	

AN ORDINANCE appropriating money for the payment of sundry claims against the City of Indianapolis.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the following named persons be allowed the amounts set opposite their respective names from any moneys in the City Treasury not otherwise appropriated, as follows, to-wit :

Alex. Wood, Assisting Engineer—Street Improvements.....	\$60 00
Fred. Fells, killing dogs—specific.....	10 50
Geo. Demunn, killing dogs—specific.....	28 75
Moses McLaine, removing dead animals.....	60 00
Daniel Glazier, dog checks—specific.....	100 00
N. K. Knotts—specific.....	8 75
James Stevens, killing dogs—specific.....	14 25
W. & J. Braden, printing city bonds.....	415 60
W. & J. Braden, stationery.....	139 80
W. J. H. Robinson, jail expenses for August.....	839 00
W. J. H. Robinson, jail expenses for September.....	974 25
Total.....	\$2,650 90

RECAPITULATION.

Jail Expenses—boarding city prisoners.....	\$1,813 25
City Bonds—lithographing and printing.....	415 60
Specific—killing dogs and making dog checks.....	162 25
Stationery—pens, ink, paper, &c.....	139 80
Street Improvement—Assisting Civil Engineer.....	60 00
Nuisances—removal of.....	60 00
Total.....	\$2,650 90

SEC. 2. The City Clerk is hereby authorized and directed to issue warrants upon the City Treasury to the persons above named, and for the amounts as set forth specifically in section first of this ordinance.

SEC. 3. This ordinance shall take effect and be in force from and after its passage.

Ordained and established this 16th day of October, 1865.

JOHN CAVEN, Mayor.

ATTEST :

C. S. BUTTERFIELD, City Clerk.

Which was read the first time, and, on motion, was read the second time.

Mr. Kappes then moved that the rules be suspended and the ordinance read the third time and placed upon its passage.

The question being on the suspension of the rules, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Em-

erson, Fletcher, Glazier, Grosvenor, Kappes, Loomis, MacArthur, Schmidt and Thompson—13. Noes, none.

So the rules were suspended and the ordinance read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Kappes, Loomis, MacArthur, Schmidt and Thompson—13. Noes, none.

So the ordinance passed.

By Mr. Brown, from the Committee on Streets and Alleys:

INDIANAPOLIS, Oct. 16th, 1865.

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

The Committee on Streets and Alleys, to whom was referred the petition of W. C. Holmes for the vacation of Waters street, presented to the Council July 10th, 1865, report that they have examined the matters and things therein set forth, and report thereon as follows:

1st. That if the petition above referred to be considered the one now pending before Council on the subject, there is no remonstrance filed to the notice given, which notice is regarded by the Committee as legal.

2d. That the written consent of the Central Canal Company, by their Agent, Alfred Gay, which corporation claims to be the owners of the property immediately adjoining said Waters street has been filed.

Therefore the Committee recommend that the prayer of the petitioner be granted, and an order passed declaring said Waters street vacated.

AUSTIN H. BROWN,

Chairman Committee on Streets and Alleys.

Mr. Brown moved that the rules be suspended and Messrs. Porter and Harrison, Attorneys for Mr. Holmes, be heard in behalf of the petitioner.

The question being on the suspension of the rules, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt and Thompson—14. Noes, none.

So the rules were suspended, and Messrs. Porter and Harrison addressed the Council on the subject.

On motion of Mr. Brown, the whole matter was referred to the City Attorney.

Mr. Brown called up the report from the Committee on Streets and Alleys, on the petition of Jane Wallo, and others, to vacate an alley in square 93, and moved that the report be concurred in.

Which motion prevailed.

Mr. Brown then offered the following order :

Order of vacation of alley running through McGill's heirs' subdivision of square No. 93.

Come now the petitioners, Jane Waldo, Rebecca McGill, Andrew McGill, Robert McGill, Elizabeth McGill, Margaret M. Sullivan, Peter J. Sullivan, and Asel Waldo, and produce proof that they have given the notice required by law, of the pendency before this Council of their petition for an order to vacate the alley running east and west through McGill's heirs' sub-division of block ninety-three, (93), commencing at Mississippi street, and running through to the Canal, by a publication in the *Indianapolis Daily Journal*, a newspaper of general circulation, published in Indianapolis, twenty (20) days before the 16th day of October, 1865, which proof is as follows, to-wit:

STATE OF INDIANA, }
MARION COUNTY, } ss:

Personally appeared before the undersigned Ansel C. Grooms, bookkeeper for Holloway, Douglass & Co., publishers of the *Weekly Indiana State Journal*, a newspaper of general circulation, printed and published in the City of 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 three (3) weeks successively, the first of which publication was on the twelfth (12) day of September, 1865, and the last on the twenty-sixth (26) day of September, 1865.

ANSEL C. GROOMS.

Subscribed and sworn to before me this second day of October, 1865.

CHARLES FISHER,
Justice of the Peace.

NOTICE.—The undersigned give notice that a petition is before the Common Council of the City of Indianapolis, for the vacation of the alley running east and west through McGill's heirs' subdivision of block ninety-three (93), commencing at Mississippi street and running through to the Canal, and that the same will be taken up for action at the meeting of said Council to be held on Monday evening September 25th, 1865, or at some subsequent meeting.

Jane Waldo,	Elizabeth McGill,
Rebecca McGill,	Margaret M. Sullivan,
Andrew McGill,	Peter J. Sullivan,
Robert McGill,	Azel Waldo.

And, also, by posting up copies of said notice at three (3) of the most public places in the neighborhood of said alley, which proof is as follows, to-wit:

STATE OF INDIANA, }
MARION COUNTY, } ss.

George Waldo, being duly sworn, on his oath says that on the 12th day of September, 1865, he was with his father, Azel Waldo, and saw him post three notices, of which the one hereto attached is a true copy, and at the following places, to-wit: One on the northern fence of square No. 93; one on the Carpenter shop in the same square, and one on a tree on the bank of the Canal.

GEORGE W. WALDO.

Subscribed and sworn to before me, this 2d day of October, 1865.

CHARLES FISHER, J. P.

NOTICE.—The undersigned give notice that a petition is before the Common Council of the city of Indianapolis for the vacation of the alley running east and west through McGill's heirs' subdivision of block ninety-three, (93,) commencing at Mississippi street, and running through to the Canal, and that

the same will be taken up for action at the meeting of said Council, to be held on Monday evening, September 25th, 1865, or at some subsequent meeting.

Jane Waldo,	Elizabeth McGill,
Rebecca McGill,	Margaret M. Sullivan,
Andrew McGill,	Peter J. Sullivan,
Robert McGill,	Azel Waldo.

And no person appearing to object to said vacation, and it appearing, to the satisfaction of the Common Council, that the petitioners are owners of lots bordering on the line of said alley, and the Common Council being fully advised in the premises, it is hereby ordered and decreed that the alley running east and west through McGill's heirs' subdivision of block ninety-three, (93) commencing at Mississippi street, and running through to the Canal, in the City of Indianapolis, be, and the same is hereby vacated.

The question being on the passage of the order, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt and Thompson—14. Noes, none.

So the order passed.

Mr. Brown called up the report from the Committee on Streets and Alleys, made to the Council October 9th, 1865, on the report of the Commissioners for laying out and opening streets and Alleys, on opening New Jersey street, between Merrill and McCarty streets, and moved that the report of said Committee on Streets and Alleys be concurred in.

The ayes and noes were called for.

The question being on concurring in the report those who voted in the affirmative were Councilmen Brown, Coburn, Grosvenor and Jameson—4.

Those who voted in the negative were Councilmen Allen, Boaz, Emerson, Glazier, Kappes, Loomis, MacArthur, Schmidt and Thompson—9.

So the report was not concurred in.

Mr. Loomis moved to reconsider the vote just taken on concurring in the report of the Committee on Streets and Alleys.

Which motion did not prevail.

Mr. Kappes moved—

That the report of the Commissioners for opening and laying out streets and alleys be referred back to the Commissioners, and that the City Clerk be instructed to give proper notice of the time and place of meeting of said Commissioners, as required by law, for a rehearing of the matters and things therein contained.

Which motion prevailed.

Mr. Brown called up the report of the Committee on Streets and Alleys, made to Council October 9th, 1865, on the report of the Commissioners for laying out and opening streets and Alleys, on opening Waters street, between the second Alley north of McCarty street and Stevens street, in south half of out-lot No. 101., and moved that the whole matter be referred back to the Commissioners.

Which motion prevailed.

Mr. Brown called up the report from the Committee on Streets and Alleys made to Council October 9th, 1865, on the petition Henry Weibke, and others, in relation to the opening of North street between Noble and Davidson streets, and moved that the report be received and the accompanying resolution placed upon its passage.

Which motion prevailed.

Resolved, That the President of the Board of Public Improvements be instructed to notify the resident principal officer of the Peru and Indianapolis Railroad Company, that such Company will be required, within thirty days after receiving such notice, to gravel and plank their track where it crosses North street, in such manner as will allow the same to be crossed by vehicles of any kind, without obstruction.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt and Thompson—14. Noes, none.

So the resolution passed.

Mr. Allen called up the report from the Committee on Fire Department and Cisterns, made to Council October 9th, 1865, on the communication of William Wood, contractor for building cisterns, and moved that the same be referred to the Committee on Accounts and Claims, with instructions to prepare an ordinance making the necessary appropriation to pay Mr. Wood.

Which motion prevailed.

On motion of Mr. Grosvenor, the Council went into an election for Day Policeman to fill the vacancy in Fifth Ward, occasioned by the resignation of John A. Moores,

Councilmen Coburn and Kappes acting as tellers.

Samuel Buser received.....	13 votes
Blank.....	1 vote.

Mr. Buser was declared duly elected.

On motion of Mr. Grosvenor, the Council went into an election to fill the vacancy in the Night Police Force, occasioned by the election of Samuel Buser to the Day Police Force.

Councilmen Coburn and Kappes acting as tellers.

John Buser received..... 12 votes.
 John R. Cotton “ 2 “

John Buser was declared duly elected.

By Mr. Brown, from Special Committee.

INDIANAPOLIS, Oct. 16 1865.

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

The special committee appointed to inquire whether the lamp posts and lamps furnished for South Meridian and Delaware streets, are such as ought to be accepted by the city, beg leave to report that they found the posts and lamps to be according to contract, but that the frame-work for the lamps to rest in was thought to be too weak. They, therefore, instructed the contractor to strengthen them by placing two additional braces on each frame, which he has agreed to do. When this is done, the committee are of opinion the Civil Engineer ought to accept the work.

AUSTIN H. BROWN,
Chairman Special Committee

Which, on motion, was concurred in.

From the Civil Engineer—Report :

INDIANAPOLIS, October 16, 1865.

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

GENTLEMEN:—The first and final estimate allowed John Stumph for grading, paving and curbing the sidewalks on Ohio street, between Pennsylvania and Tennessee streets, is herewith submitted for your approval.

II. The first and final estimate allowed William Kowan for grading and graveling Wabash street and sidewalks, between East and Noble streets, is also herewith submitted for your approval.

In accordance with an order from the Board of Public Improvements, ordinances for various street improvements are herewith presented.

JAMES WOOD, *Civil Engineer.*

Which, on motion, was referred back to the Civil Engineer.

From the Civil Engineer—Report :

INDIANAPOLIS, October 16, 1865.

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

GENTLEMEN:—I am informed that in the debate of last Monday night, upon the nomination of H. J. Craft as my assistant, that reflections were made upon me because I had not nominated a practical engineer.

The city should have an Assistant Engineer, and a good one, and I have made every effort to obtain one. The labor I am compelled to perform is too great for me.

I knew the Council desired to economize, and while I felt it was due to me to have some assistance, I had determined to do the work, if possible, myself.

I am obliged to employ a clerk in the office, as the office work is enough for one man.

The salary the city allows will not procure a practical engineer, for I have tried, and all I could do with the salary was to employ a clerk, which I must have. I have done with the money you allowed me all I could, and if you will allow me sufficient I will employ the best practical engineer that can be had, as it will very much lighten my own labors.

Although I was over-worked, yet I was willing to endure it without complaint; but when the double injustice is done me of denying me the necessary assistance, and then condemn me for not having it, I feel that justice to myself requires an explanation, as I can not believe that it was intended, but results from the want of a full understanding of the facts.

If the Council will enable me to employ an assistant, I shall feel under many obligations, as it will be a great relief to me; but it can not be done with the present salary.

The city business so entirely employs my time, that I make scarcely anything at private employment.

If you will only allow me for a clerk I will get the best I can for the salary, and do my best to get along; but hope you will not blame me for that which is your own fault, and in which I am principal sufferer in being denied assistance, the want of which imposes extraordinary labors upon me. Even at the risk of shocking the religious feelings, perhaps, of some of your number, candor compels me to say that I am not only obliged to work a great deal at nights, but even on Sunday, to get the work done and prevent the interests of the city from suffering.

In conclusion, then, I repeat that I shall esteem it as a very great favor if the Council will furnish me with an assistant who is a practical engineer

JAMES WOOD, *Civil Engineer.*

Which, on motion, was referred to the Board of Public Improvements.

From the City Treasury—Report :

CITY TREASURER'S OFFICE, }
Indianapolis, October 16, 1865. }

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

I would respectfully state to your honorable body that the amount assessed against James M. Ray, and in favor of Joseph Kruger for street improvement in front of certain property on west side of Delaware street, between Washington street and Union Railway Track, still remains unpaid, for the reason that the said James M. Ray has, since the work was done, deeded the said plat of ground to the city for an alley; and as the parties interested expect the city to pay the assessment, I would request that your honorable body take such action in the case as will clear the precept issued. The amount remaining unpaid is twenty-eight dollars and seventy-eight cents. I would further report that I have completed the Delinquent List for publication, and as the law directs the publication of the same in one newspaper, and as the List has heretofore been published in both the English and German languages, the city as I am informed, paying for the publication in German, I would respectfully ask of your honorable body direction in the matter; to publish the List in German will cost about two hundred and fifty dollars.

Respectfully,

WM. H. CRAFT, *City Treasurer.*

Which, on motion, was referred to the Committees on Accounts and Claims and Printing and Stationery.

From the City Marshal—Report :

INDIANAPOLIS, October 16, 1865.

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

I would respectfully report that, in pursuance of a resolution passed by your honorable body, directing the City Marshal to purchase settees for the use of the lobby in the City Council Chamber, I have purchased five settees for the sum of twenty-six dollars and twenty-five cents (\$26 25), in city orders.

JOHN UMVERSAW, *City Marshal.*

Which, on motion, was accepted and approved.

Dr. Jameson called up general ordinance No. 20, entitled :

AN ORDINANCE authorizing the Cincinnati, Indianapolis and Danville Railroad Company to construct a track through the City of Indianapolis, and prescribing the terms thereof, and repealing an ordinance bearing the same title, passed September 22th, 1865,

Which was read the second time, and, on motion, was read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt, and Thompson—14. Noes, none.

So the ordinance passed.

By Dr. Jameson—Communication :

INDIANAPOLIS, October 16, 1865.

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

GENTLEMEN :—As a property holder, I desire to call your attention to the necessity of grading and graveling the portion of North Liberty street and sidewalks, between North street and Massachusetts Avenue. When it rains, the entire street and sidewalks, between said points, are covered with water and mud, so that it is almost impossible for a footman to pass that way. Property on that street is chiefly occupied by tenants, and property holders seem disinclined to spend money for the improvement of the street. They refuse to sign a petition to improve it. I deem it absolutely necessary, for the health and welfare of the public in that locality, that measures be taken to improve said street as speedily as possible; whereupon I pray your honorable body to give this matter your immediate attention, and oblige your obedient servant,

J. A. COMINGOR.

Which, on motion, was referred to the Board of Public Improvements.

Mr. Loomis moved—

That the Citizens' Street Railway Company be and are hereby directed to improve the grade on and along Virginia Avenue, in accordance with the

provisions of section five (5) of their charter, passed and approved January 18, 1864, said section having reference to the track of said road conforming to the grade of streets, &c., &c.

Which motion was adopted.

By Mr. Brown :

WHEREAS, Mr. A. T. Coquillard having organized a Mercantile Police Force, said force being supported and sustained by the contributions of merchants and others doing business on the squares located on the principal business streets, for the purpose of immediately protecting their property ; therefore,

Be it resolved, That the Mayor be, and he is hereby authorized and instructed to administer to the members of such force, from time to time, as they may be selected by Mr. Coquillard, the oath usually administered to members of the City Police Force, for the purpose of enabling such Mercantile Force to exercise police powers.

Resolved, That in case any complaint shall be made to the Mayor as to the bad character or bad conduct of any particular member of such Mercantile Police Force, and he shall be satisfied that the continuance on such force of such member will be detrimental to the public interest, the Mayor shall notify Mr. Coquillard that the police powers of such member is revoked, and after such notice, if continued on such force, his acts as to making arrests, &c., shall not be recognized.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, McArthur, Schmidt and Thompson—14. Noes, none.

So the resolution passed.

Mr. Glazier moved—

That the Board of Public Improvements be requested to examine the culvert being constructed on Virginia Avenue, by the Indianapolis and Cincinnati Railroad Company, and, if they think expedient, to direct the Street Commissioner to widen the lower end of the culvert built by the city, so as to correspond with the one built by the Railroad Company.

Which motion was adopted.

Mr. Brown moved—

That Calvin A. Elliott be allowed the privilege to pave, with good hard brick, the sidewalks in front of his property on Michigan and Maryland streets, square No. 66, at his own expense, provided the same be done to the satisfaction of the Civil Engineer.

Which motion was adopted.

UNFINISHED BUSINESS.

By Mr. Grosvenor—Petition :

INDIANAPOLIS, October 16, 1865.

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

Your petitioner would respectfully represent that the culvert and gutter at the corner of Illinois and Georgia streets, adjoining my property, need repairs, and would ask that the Street Commissioner be instructed to repair the same.

HUGO MARMONT.

On motion, the prayer of the petitioner was granted.

On motion of Dr. Thompson, the Council adjourned.

Present at roll-call on adjournment: Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Schmidt and Thompson—14.

JOHN CAVEN, *Mayor.*

ATTEST :

C. S. BUTTERFIELD, *City Clerk.*