

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS,
MONDAY, MAY 14TH, 1866, 7½ O'CLOCK, P. M. }

The Common Council met in regular session.

Present—Hon. Sims A. Colley, President *pro tem.*, in the chair,
and the following members at first roll-call:

Councilmen Boaz, Brown, Coburn, Emerson, Glazier, Grosvenor,
Kappes, MacArthur, McNabb, Loomis and Seidensticker—11.

Absent—Councilmen Allen, Fletcher, Jameson, Schmidt, Staub
and Thompson—6.

The proceedings of the regular session held May 7th, 1866, was
read and approved.

By Mr. McNabb—Petition:

INDIANAPOLIS, May 8, 1866.

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

GENTLEMEN:—The undersigned, residents and owners of real estate in out-
lot 138, between Maryland and Georgia streets, respectfully petition your
honorable body to have opened the alley running east and west through said
out-lot parallel with the Soldiers' Home fence from West street to Kingans,
Pork House. The said alley being occupied by shanties, which same are oc-
cupied by women of easy virtue, which, together with the filth from said

shanties being thrown in said alley, renders living in the vicinity of same almost impossible. We earnestly hope that this will meet your earliest consideration.

Moses Musgrave,
David McVea,
Henry Holmes,

Thomas Roark,
Jas. B. Johnson,
And 7 others.

Which, on motion of Mr. McNabb, was referred to a select committee of three.

The Chair appointed as such select committee Councilmen McNabb, Grosvenor and Brown.

By Mr. Seidensticker—Petition :

INDIANAPOLIS, May 14, 1866.

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

We, the undersigned property owners in out-lot No. 42, would respectfully ask your honorable body to open an alley running north and south through said out-lot 42.

F. Thorgenvek,
J. Mannfeld,
Robert Houyt,

Mary Swear,
Tohan Bergner,
Lisette Bertelzman.

Which, on motion of Mr. Seidensticker, was referred to the City Commissioners, and the City Clerk directed to give the proper notice to said Commissioners to meet, &c., also to notify the property holders, as in such cases made and provided by law.

By Mr. McNabb—Petition :

INDIANAPOLIS, May 14, 1866.

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

We, the undersigned citizens of the Fifth and Sixth Wards of the City of Indianapolis, would respectfully apply to your honorable body for the laying of gas pipes from the junction of South and Illinois streets down Illinois street to the Pogue's Run Bridge, as there will be from ten to fifteen burners on either side of the street. Respectfully,

George Hg,
Henry F. Weiglein,
E. C. Atkins,

Osgood, Smith & Co.,
C. Donmeyer.

Which, on motion, was referred to the Committee on Gas.

By Mr. Seidensticker—Petition :

INDIANAPOLIS, April 12, 1866.

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

The undersigned asks permission to dig out, at his own expense, the old bed of Pogue's Run, which is now filled up, the whole length of my property. Pogue's Run is running now entirely on my property, lot No. 1, square 80, and is washing away nearly one yard of land every year of the whole length of said lot; therefore, I wish to remove said Pogue's Run to the old, regular bed, where it ought to be. Most respectfully,

ROBERT SCHMIDT.

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

By Mr. Colley—Petition :

INDIANAPOLIS, April 20, 1866

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

We, the undersigned resident property owners on New Jersey street, between St. Clair street and the north line of out-lot 179, would respectfully ask your honorable body to vacate so much of said street between the limits aforesaid, (which will be about five (5) feet) so as to make said New Jersey street, on the east line, a uniform width, parallel with the west line of said street.

John W Brown,
A. H. Turner,
George Wilson,

W. W. Jones,
Henry Severin,
And 17 others.

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

Mr. Seidensticker moved—

That the Street Commissioner be directed to construct a new culvert at the crossing of Madison Avenue and Delaware street.

Which motion was adopted.

Mr. Glazier moved—

That the City Engineer be requested to report to this Council whether the contract for grading and paving sidewalk on Washington, between Alabama and New Jersey streets, is not forfeited, if so, to advertise for re-letting forthwith.

Which motion was referred to the Civil Engineer.

Mr. Boaz moved—

That police powers be conferred upon Henry Bergman to enable him to take charge of and work upon the streets the city prisoners.

Which motion was adopted.

Mr. Coburn moved—

That the Committee on Markets inquire whether hay and grain scales could not be erected on the East Market Space and be made a source of revenue to the city. The Market Master or Wood Measurer to attend to the weighing.

Which, on motion, was referred to the Committee on Markets.

Mr. Coburn moved—

That all estimates for street improvements be printed in the printed proceedings of Council.

Which motion was adopted.

Dr. Jameson moved—

That police powers be conferred on the Wood Measurers.

Which motion was adopted.

Mr. Seidensticker moved—

That the contract of J. Kruger for paving the south side of Washington street, between New Jersey and Alabama streets, be declared forfeited, and the City Auditor be directed to advertise for new bids to be received two weeks from date.

Which motion was adopted.

Dr. Jameson moved—

That the City Clerk report to this Council all appropriations for money not expended, appropriated to pay interest on Bonds, and interest on Orders, for which he issued Bonds to different parties, and that the City Auditor be directed to issue Orders on the Treasurer to the different parties, on presentation of coupons, and certificates for interest due them as issued to them by the Clerk; and that the Auditor be directed to file the said coupons and certificates away as his vouchers for issuing said Orders.

Which motion was adopted.

Mr. Loomis offered the following resolution :

Resolved, That the citizens owning property between Noble and Benton and Georgia and Benton streets, be permitted to grade an alley through such square, under the direction of the Civil Engineer, and that said grading be done at their own expense.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, McNabb and Seidensticker—13. Noes, none.

So the resolution passed.

Mr. Grosvenor moved that the order of business be suspended in order to hear from a Committee of Citizens, who was in waiting, in relation to petitioning the Council to make an appropriation to aid in the construction of the three proposed lines of railroads, named respectively, Indianapolis and Vincennes Railroad; Indianapolis, Crawfordsville and Danville Railroad; and the Indiana and Illinois Railroad.

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

So the regular order of business was suspended.

WILLIAM WALLACE, ESQ., on behalf of the Committee appointed at a meeting of the citizens, addressed the Council on the subject

and recommended that the Council fix a day for the tax-payers of the city to meet at the School Houses in each Ward, and sign a petition asking the Common Council to issue bonds of the City of Indianapolis, to be delivered to the Indianapolis and Vincennes Railroad Company, the Indianapolis, Crawfordsville and Danville Railroad Company, and the Indiana and Illinois Railroad Company, when each of said Companies shall have completed of its line of road, and the same put in running order for the cars, for the distance of forty miles from the City of Indianapolis; and, also, to levy a tax sufficient to pay the annual interest on said sum, when said roads are so completed, and to take such other steps in said matter as may seem just and proper.

WINSLOW S. PIERCE, ESQ., also addressed the Council on the same subject.

JOHN M. LORD, ESQ., by request, also addressed the Council in relation to the importance of the Common Council aiding the people in the construction of the railroads referred to.

Mr. Brown moved that the whole matter be referred to a select committee of three, with instructions to report on same during the present session of Council.

Which motion prevailed.

The chair appointed as such committee, Councilmen Brown, Grosvenor and Jameson.

The regular order of business was resumed.

Mr. Brown introduced general ordinance No. 57, entitled :

AN ORDINANCE prohibiting the blowing of steam whistles in the City of Indianapolis,

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

Mr. Grosvenor moved to lay the ordinance upon the table.

The ayes and noes were called for.

The question being on laying the ordinance upon the table, those who voted in the affirmative were Councilmen Coburn, Emerson, Grosvenor, Loomis and McNabb—5.

Those who voted in the negative were Councilmen Boaz, Brown, Fletcher, Glazier, Jameson, Kappes, MacArthur, Seidensticker and Thompson—9.

So the ordinance was not laid upon the table.

On motion, further consideration of the ordinance was postponed for one week.

Mr. Seidensticker introduced special ordinance No. 60—1866, entitled :

AN ORDINANCE to provide for the grading and graveling of East street, between Bicking street and the south Corporation line,

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

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, May 9, 1866. }

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 herewith submit an ordinance for the improvement of California street, between New York and Vermont streets, as petitioned for by property owners on the above named streets.

H. COBURN,
J. A. GROSVENOR, } Board.
JNO. B. MACARTHUR. }

On motion the report was received.

Also, special ordinance No. 63—1866, entitled :

AN ORDINANCE to provide for the grading and graveling of California street and sidewalks, between New York street and south side of Vermont street,

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

Mr. Emerson moved that rules 19 and 24 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 Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, McNabb, Seidenstocker and Thompson—14. 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 Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, McNabb, Seidensticker and Thompson—14. Noes, none.

So the ordinance passed.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, May 9, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, would respectfully report to your honorable body that the appropriation heretofore made to the Street Commissioner has been expended, and we introduce the following ordinance and ask its passage, to enable him to keep his force employed cleaning streets and repairing bridges, &c.

HENRY COBURN,
J. A. GROSVENOR, } Board.
JNO. B. MACARTHUR, }

Which, on motion, was concurred in.

Also, the following ordinance, to-wit :

AN ORDINANCE appropriating money for the repairing and cleaning of streets and gutters, and repairing and re-building of bridges and constructing of foot bridges.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the sum of three thousand dollars be appropriated for the use of the Street Commissioner, to be expended by said officer, under the direction of the Board of Public Improvements, in the repairing and cleaning of streets and gutters, and the repairing of bridges and culverts, and to be accounted for by him in the same manner as other moneys heretofore appropriated.

SEC. 2. This ordinance to be in force from and after its passage.

Ordained and established this 14th day of May, 1866.

J. CAVEN, *Mayor.*

Attest:

C. S. BUTTERFIELD, *City Clerk.*

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

Mr. Coburn moved that the rules be suspended and 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 Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, McNabb, Seidensticker and Thompson—14. 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 Boaz, Brown, Coburn, Emerson, Fletcher Glazier, Grosvenor, Jamesen, Kappes, Loomis, MacArthur, McNabb, Seidensticker and Thompson—14. Noes, none.

So the ordinance passed.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, May 9, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the bids were referred, would respectfully report to your honorable body that they find the following persons the lowest bidders, and recommend that contracts be awarded them :

1. Henry Myres, to grade and gravel North street, between Mississippi and Missouri streets; grading 25 cents, graveling \$1.40, per cubic yard.

2. Williams & Bernauer, to grade and gravel the first alley south of South street, running east and west through out-lot 94; grading 29 cents, graveling \$1.30, per cubic yard.

3. Samuel Lefever, to curb the sidewalks and bowlder the gutters on the west and south side of the East Market Space, and north side of Court-House Square; curbing \$1.10, per lineal foot; bowldering \$1.32, per superficial yard.

4. John Schier, to pave the west sidewalk of Tennessee street, between Washington and Market streets; paving 97 cents, per superficial yard.

5. John Schier, to grade and gravel Merrill street, between Pennsylvania and East streets; grading 27 cents; graveling \$1.34, per cubic yard.

6th. J. H. Robinson, to grade and gravel Walnut street, between Tennessee and Meridian; grading 40 cents; graveling \$1.40, per cubic yard.

7. James Mahoney, to grade and gravel the continuation of Duncan street through out-lot Nos. 19 and 20; grading 35 cents; graveling \$1.30, per cubic yard.

8. Dunn & Karney, to erect lamp-posts and fixtures on Alabama street, between New York and North streets, at \$42 per post.

9. That the bid of Thomas Wren, to build the bridge on Tennessee street over Pogue's Run, be rejected, as it is too high. To let the bridge on this bid it will cost the city about \$5,500. The Board and Street Commissioner have made an estimate, and the bridge can be built for \$3,200.

HENRY COBURN,
J. A. GROSVENOR. } *Board.*
JNO. B. MACARTHUR, }

On motion, so much of the report as relates to bids for street improvements, was concurred in and the contracts awarded as recommended.

In relation to so much of the report as relates to the bid of Thomas Wren, for building the bridge over Pogue's Run at the crossing of Tennessee street, Mr. Brown moved :

That the Board of Public Improvements be instructed to direct the Street Commissioner to build the bridge over Pogue's Run on Tennessee street, and to make such arrangements with the Rolling Mill Company as can be made for a part payment of the cost of the same. That the Street Commissioner be required to report to the Board a correct account of the actual cost of such work.

Which motion was adopted.

Mr. Brown, from select committee submitted the following report :

INDIANAPOLIS, May 14, 1866.

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

The Special Committee, to whom was referred the petition of the Citizens'

Committee on the subject of aiding in the construction of Railroads, report the following resolution.

AUSTIN H. BROWN, }
 P. H. JAMESON, } *Committee.*
 J. A. GROSVENOR, }

Which, on motion, was concurred in, and the following resolution, to-wit:

Resolved, That the resident tax payers be requested to meet at the public School houses of their several Wards on Saturday the 19th day of May, 1866, for the purpose of petitioning the city for issuing not exceeding two hundred thousand dollars in city bonds to aid in the construction of Railroads, and that a committee of three be appointed on the part of the Council, to act in conjunction with the Citizens' Committee, to arrange the details for such public meetings, and give due notice of the same.

Read and placed upon its passage.

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

So the resolution passed.

The chair appointed as such committee Councilmen MacArthur, Kappes and Thompson.

By Mr. Seidensticker, from Judiciary Committee:

INDIANAPOLIS, May 14, 1866.

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

Your Committee, to whom was referred the communication of Mr. B. K. Elliott, wherein he asks compensation for two cases in which he served as Attorney for the city previous to his election as City Attorney, respectfully report that they find Mr. Elliott did perform important services for and in behalf of the city, in the cases named by him, in the Supreme Court. And we respectfully report that Mr. Elliott ought to be allowed \$50 in each case, making \$100 in all, and recommend that the Committee on Accounts be instructed to report an allowance for that amount in their next appropriation.

Respectfully submitted,

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

Which, on motion, was concurred in.

By Dr. Jameson, from Finance Committee:

INDIANAPOLIS, May 14, 1866.

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

GENTLEMEN:—The Finance Committee would report favorably upon the petitions of the following parties for the refunding of taxes:

Call & Ranihan,	Jesse Jones,
John McIntyre,	Jacob T. Wright,
Chesley Reynolds,	A. McOuat's heirs,

William Hadley,
Anna Thompson,
J. D. Condit,
Fred. Dierberg,
Wm. Hannaman,
John Lauer,

George F. Meyer,
David Stevenson,
Robert Schmidt,
Victor Plogstorf,
Wm. Braden,
Chas. H. Todd,

And herewith submit an ordinance for the same. The committee would also report adversely upon the following petitions, and recommend that they be not allowed.

J. R. Osgood,
McKernan & Pierce,

Samuel Kahn,
Fred. Jasper.

Respectfully submitted,

P. H. JAMESON, *Chair. Com. on Finance.*

On motion, the report was concurred in.

Also, the following ordinance to-wit:

AN ORDINANCE appropriating money for the refunding of taxes erroneously assessed.

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

No.	Names.	Nature of Claim.	Amount.
1.	Charles N. Todd.....	Erroneous tax.....	\$26 56
2.	William Braden.....	".....	15 00
3.	Victor Plogstorf.....	".....	37 50
4.	Robert Schmidt.....	".....	7 50
5.	David Stevenson.....	".....	64 50
6.	George F. Meyer.....	".....	15 00
7.	A. McQuat's heirs.....	".....	9 00
8.	Jacob T. Wright, for Schildmeyer,	".....	7 50
9.	Jesse Jones.....	".....	35 00
10.	John Lauer.....	".....	10 00
11.	William Hannaman.....	".....	334 00
12.	Fred. Dierberg.....	".....	7 50
13.	J. D. Condit.....	".....	72 75
14.	Anna Thompson.....	".....	9 34
15.	Wm. Hadley, per J. A. Brouse,...	".....	37 50
16.	John McIntyre.....	".....	15 00
17.	Chesley Reynolds.....	".....	50
18.	Call & Ranihan.....	".....	9 00

SEC. 2. The City Auditor is hereby authorized and required to issue orders to the above parties and for the amounts specifically set forth in section first of this ordinance.

SEC. 2. This ordinance to be in force from and after its passage.

Ordained and established this 14th day of May, A. D. 1866.

JOHN CAVEN, *Mayor.*

Attest:

C. S. BUTTERFIELD, *City Clerk.*

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

Dr. Jameson 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 Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, McNabb, Seidensticker 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 Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, McNabb, Seidensticker and Thompson—13. Noes, none.

So the ordinance passed.

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

INDIANAPOLIS, May 14, 1866.

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

The Committee on Streets and Alleys, to whom was referred the petition of William Sheets, report that the requisite legal notice has been given by the petitioner of the pendency of his petition, and that no objection or remonstrance thereto has been made to the same. Your Committee, therefore, recommend that the prayer of the petitioner be granted.

AUSTIN H. BROWN,
Chairman Committee on Streets and Alleys.

Which, on motion, was concurred in.

ORDER OF VACATION.

PETITION OF WILLIAM SHEETS.

Come now the petitioner and file proof of the publication in the Weekly Indiana State Journal, a newspaper of general circulation, printed and published in the City of Indianapolis, of the requisite notice of the pendency of their petition, for twenty days prior to the 20th day of April, 1866, which is in the following words and figures to-wit:

STATE OF INDIANA, }
MARION COUNTY. } ss:

Personally appeared before the undersigned, a Justice of the Peace of said county, Samuel M. Douglass, publisher of the 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 weeks successively, the first of which publication was on the third day of April, 1866, and the last on the seventeenth day of April, 1866.

S. M. DOUGLASS.

Subscribed and sworn to before me, this 24th day of April, 1866.

CHARLES FISHER, J. P. [SEAL.]

NOTICE.—Notice is hereby given that I have filed a petition with the Common Council of the City of Indianapolis, to vacate the alleys in the south part of out-lot No. 127, in said city, and that the same will be considered on Monday, the 23d day of April, 1866, or as soon thereafter as the same can be heard by the said Council.

WM. SHEETS.

And, also, proof that copies of the same notice had been posted up in three public places in the immediate vicinity of the sub-division proposed to be vacated, twenty days prior to the 20th of April, 1866, which is in the words and figures, to-wit :

NOTICE.—Notice is hereby given that I have filed a petition with the Common Council of the City of Indianapolis, to vacate the alleys in the south part of out-lot No. 127, in said city, and that the same will be considered on Monday, the 23d day of April, 1866, or as soon thereafter as the same can be heard by said Council.

WM. SHEETS.

STATE OF INDIANA, }
MARION COUNTY, } ss.

Be it known, that on the 31st day of March, 1866, before me, Chas. Fisher, a Justice of the Peace in said county, personally appeared the undersigned, and made oath that the foregoing is a true copy of a notice which he posted up on the 31st day of March, 1866, in three conspicuous places in the vicinity of said property, to-wit, on the fence, on the south-east corner, south-west corner, and north-west corner of said south half of said out-lot No. 127.

EDWIN SEAMAN.

Sworn to and subscribed before me the day and year above written.

CHARLES FISHER, J. P. [SEAL.]

And there being no remonstrance or objection, of which the Common Council has any knowledge, to the vacation of the sub-division mentioned in said petition, and the Common Council of the City of Indianapolis being fully advised in the premises, do hereby order and direct that the sub-division of the south half of out-lot 127, be vacated, that the owner of said real estate may make another sub-division thereof.

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

INDIANAPOLIS, May 14, 1866.

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

The Committee on Streets and Alleys, to whom was referred the petition of Thomas J. Vater, report against granting the prayer of the petitioner.

AUSTIN H. BROWN,

Chairman Committee on Streets and Alleys.

Which, on motion, was concurred in.

From the Civil Engineer—Report :

INDIANAPOLIS, May 14, 1866.

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

The Civil Engineer would respectfully report the following contracts and bonds for your approval.

Samuel Lefever, for bowldering the alley running east and west through Square No. 55.

Also, O'Conner & Dorsey, for bowldering the gutters and curbing the inner edge of the same, on Noble street, between the first alley south of Meek street and the Central Railroad track.

Also, James Splain, for grading and graveling the alley running north and south through Square 22, between New York and Vermont streets.

Also, Williams & Bernauer, for grading and graveling Michigan street and sidewalks, between Delaware and East streets.

Also, O'Conner & Dorsey, for grading and graveling Liberty street and sidewalks, between North street and Massachusetts Avenue.

Also, S. J. & R. H. Patterson, for grading and graveling North street and sidewalks, between Blackford and Minerva streets.

Also, O'Conner & Dorsey, for grading and graveling Stevens street and sidewalks, between East street and Virginia Avenue.

Also, S. W. Patterson, for grading and graveling Vermont street and sidewalks, between Meridian and Alabama streets.

A first and final estimate for Samuel W. Patterson for grading and graveling New York street and the intervening spaces of the sidewalks, between Alabama and Meridian streets, is also respectfully submitted for your approval.

Also, a first and final estimate in favor of Cogill, Smock & Cogill for grading and graveling Pratt street, between Pennsylvania and Delaware streets, is submitted for approval.

JAMES WOOD, *Civil Engineer.*

On motion of Dr. Jameson the contract and bond of Samuel Lefever, as reported by the Civil Engineer, was referred to the Board of Public Improvements for amendment and alterations.

On motion, all other contracts and bonds, reported by the Civil Engineer were accepted and approved.

Also, the following estimate, to-wit :

First and final Estimate allowed Samuel W. Patterson for grading and graveling New York street and the intervening spaces of the sidewalks between Alabama and Meridian streets, made at 138 5-6 cts. per lineal foot for street, and 41 6-8 cents per lineal foot for sidewalks.

OWNERS' NAMES.	Lot.	Square.	Feet and Inches.	Assessment for street.	Assessment for sidewalks.	Total Assessment.
Cornelia Wainwright, pt.....	12	36	130 0	\$180 48	54 27	\$234 75
Luther H. Crull, e end.....	12	"	65.0	90 24	27 13	117 37
Trustees First Presbyterian Church.....	1	"	195.0	270 72	81 31	352 11
Elizabeth W. Pettibone, pt.....	1	37	190.4	264 24	20 87	285 11
Henry Coburn.....	5	38	125.0	173 54	.....	173 54
Henry Coburn.....	6 and	7	"	60.0	83 30	83 30
Sarah Coburn, w. end.....	1	"	50.0	69 41	20 87	90 28
Thomas G. Alford, pt.....	1	"	33.9	46 85	14 09	60 94
Mary A. Gibson, pt.....	1	"	33.9	46 85	14 09	60 94
Trustees Lutheran Church, pt.....	1	"	67.6	93 70	28 18	121 88
A. B. Willard, e. end.....	8	23	57.0	79 13	.....	79 13
Andrew Brouse, pt.....	8	"	109 6	152 02	.....	152 02
Andrew Brause, Brouse sub.....	5	"	33.0	45 81	.....	45 81
C. Williams, do.....	4	"	33.0	45 81	.....	45 81
E. Cherry, do.....	3	"	37.6	52 06	.....	52 06
John Wilkins do.....	2	"	16.0	22 21	.....	22 21
*D. & M. Wiley, do.....	1	"	68.6	95 09	.....	95 09
*Lorena Austin, e. end.....	6	24	63.6	88 15	13 15	101 30
*B. R. McCord, mid pt.....	6	"	34.0	47 20	7 09	54 29
*W. Y. Wiley, w. end.....	6	"	97.6	135 36	20 26	155 62
Trustees First Baptist Church.....	7	"	195.0	270 72	.....	270 72
State of Indiana.....	25		583.10	.....	.....	583 10
Common Council.....				355 65	106 88	462 53
Total.....				\$3,291 64	\$408 27	\$3,699 91

*Sidewalks only 3 inches in depth.

I hereby certify the foregoing estimate correct.

Respectfully,
JAMES WOOD, *Civil Engineer.*

Resolved, That the foregoing first and final estimate allowed Samuel W. Patterson for grading and graveling New York street and the intervening spaces of the sidewalks, between Alabama and Meridian streets, be, and the same is hereby, adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

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

So the resolution passed.

Also, the following estimate, to-wit:

First and final Estimate allowed Messrs. Cogill, Smock and Cogill for grading and graveling Pratt street and sidewalks, between Pennsylvania and Delaware streets; made at 113 $\frac{2}{3}$ cents per lineal foot.

OWNERS' NAMES.	Lot.	Out Lot.	Feet and Inches.	Assessment.
John S. Spann.....	22	173	140.0	\$159 13
David Damon.....	23	"	35.0	39 78
David Damon.....	24	"	35.0	39 78
Charles Rafert.....	25	"	35.0	39 78
Susan M. Coyner.....	26	"	35.0	39 78
Wm. A. Barr.....	1	"	144.0	163 68
Johanna Hinds, s. ends.....	27 and 28	"	74.0	84 11
Johanna Hinds, s. ends.....	29	"	35.0	39 78
Wm. Y. Wiley.....	30	"	35.0	39 78
H. & L. Wright.....	part 31	"	40.0	45 46
B. Sullivan.....	part 32	"	30.0	34 10
John L. Fish.....	33	"	35.0	39 78
Ruth Lindley.....	34	"	35.0	39 78
Danforth & Knox.....	35	"	35.0	39 78
Josiah Locke.....	36	"	35.0	39 78
H. Locke.....	37	"	35.0	39 78
Jane Locke.....	38	"	35.0	39 78
Total.....				\$963 84

I hereby certify the above estimate correct.

JAMES WOOD, *Civil Engineer.*

Resolved, That the foregoing first and final estimate allowed Cogill, Smock & Cogill, for grading and graveling Pratt street and sidewalks, between Pennsylvania and Delaware streets, be, and the same is hereby, adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

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

So the resolution passed.

On motion the sealed proposals reported by the Civil Engineer and City Auditor were read and referred to the Board of Public Improvements.

From the City Attorney—Report :

INDIANAPOLIS, May 14, 1866.

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

GENTLEMEN:—I have prepared, in obedience to your directions, a form of resolution contemplated by the ordinance providing for filling up and draining excavations, which I herewith transmit.

Respectfully, B. K. ELLIOTT, *City Attorney.*

On motion the report was received and the blank referred to the Committee on Printing and Stationery.

From the City Clerk—Report :

OFFICE OF CITY CLERK,
Indianapolis, May 14, 1866. }

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

I would respectfully report that, pursuant to instructions from your honorable body, and the provisions of section 59 of the new City Charter, I notified the Commissioners of the City of Indianapolis for the opening and laying out of streets, alleys, &c., to meet at my office on Saturday the 5th day of May, 1866, at 10 o'clock, A. M.; that said Commissioners were then and there required to make an appraisal of the real estate proposed to be appropriated by the straightening of Pogue's Run from Illinois street to a point where it enters the culvert under the Canal, in a width of thirty feet: and that I also gave twenty-one days' notice, by personal service, or otherwise, to each of the owners or agents thereof, of lots or land upon or through which said Run is proposed to be straightened. And that said Commissioners did, at the place and time indicated in such notice, proceed to the examination of the real estate proposed to be appropriated by the straightening of said Run as aforesaid, and that on the 11th day of May, 1866, said Commissioners filed with me the following report of their proceedings in the premises,

Respectfully, C. S. BUTTERFIELD, *City Clerk.*

INDIANAPOLIS, May 11, 1866.

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

GENTLEMEN:—The undersigned Commissioners of Streets and Alleys, respectfully submit the following report in the matter of straightening Pogue's Run :

The Commissioners met pursuant to notice at the office of the City Clerk, on the 5th day of May, and not being able to complete their investigation adjourned until the 8th day, and again adjourned until the 11th of May.

That having examined the real estate through which it is proposed to straighten said Run, and having heard the evidence they find as follows: That the value of the real estate to be appropriated is seven thousand six hundred and fifty dollars (\$7,650); that the benefits arising from straightening said Pogue's Run enure to the benefit of the city at large, and that the damages should be paid by the City of Indianapolis, to-wit: the sum of seven thousand six hundred and fifty dollars, (\$7,650).

That the damages, which would be sustained by the straightening of said Run are as follows:

James H. McKernan upon north 40 feet off of 79 feet of Block No. 27.....	\$600 00
Lot 31, out-lot 27, and 10 feet of lot 33.....	600 00
Lot 20 and 10 feet off of lot 19, out-lot 27.....	600 00
Patrick Hanrahan, 15 feet off of lot 10, out-lot 27, (including house,).....	1,500 00
Michael Maloney, lot 9, out-lot 27.....	500 00
Catherine Ready, 35 feet, with house.....	500 00
Widow Handershan, lot 9, 10 feet off of lot 8 and 1 foot off of lot 10, in 28.....	500 00
James H. McKernan and Winslow S. Pierce, lots 10 and 11, out-lot 28.....	600 00
Lot 18 in out-lot 28.....	500 00

Lot 17 in out-lot 28.....	350 00
Lots 40 and 41 in 28.....	600 00
Lots 43, 44 and 45 in out-lot 28.....	500 00
	<hr/>
	\$6,850 00
	800 00
	<hr/>
	\$7,650 00
	<hr/>

The undersigned beg leave to suggest that the said Run can be straightened at very much less expense by changing the course of the proposed channel so as to commence at the intersection of Merrill and Eddy streets, thence west on a line south of the south line of Merrill street to the channel cut by the Rolling Mill Company, thence to the culvert under the Canal. By opening the channel in this manner, no buildings would be appropriated or destroyed, and the drainage to lots be very much less than by opening it as contemplated by the resolution.

The undersigned have been occupied for three days in this matter.

Respectfully,

D. S. BEATY,	} Commissioners.
WM. COUGHLIN,	
ÆGIDIUS NALTNER,	
J. W. DAVIS,	
T. L. ROBERTS,	

On motion, the report of the Commissioners was referred to the Committee on Streets and Alleys.

Mr. Brown moved—

That the City Auditor be directed to audit all claims of Commissioners to assess damages for opening of streets, &c., at the rate of four dollars per day, such claims to be properly sworn to, and embrace such items in ordinances allowing claims.

Which motion was adopted.

On motion of Dr. W. Clinton Thompson, the Council adjourned.

Present at roll-call on adjournment: Hon. Sims A. Colley, Pres't *pro tem.*, in the chair, and the following members, Councilmen Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, McNabb, Seidensticker and Thompson—15.

SIMS A. COLLEY, President *pro tem.*

ATTEST:

C. S. BUTTERFIELD, *City Clerk.*