

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

---

REGULAR SESSION.

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CHAMBER OF THE COMMON COUNCIL OF THE  
CITY OF INDIANAPOLIS,  
MONDAY, AUGUST 27TH, 1866, 7½ O'CLOCK, P. M. }

The Common Council met in regular session.

Present—His Honor, the Mayor, John Caven, in the chair, and the following members:

Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, McNabb, Schmidt, Seidensticker and Thompson—14.

Absent—Councilmen Colley, Fletcher, Kemker and Staub—4.

The proceedings of the regular session held August 20th, 1866, were read and approved.

On motion by Mr. Allen,

Charles Kunkle was allowed to grade and gravel at his own expense the sidewalk in front of his property on Virginia Avenue, to the satisfaction of the Civil Engineer, and the Civil Engineer was directed to set the grade stakes.

On motion by Mr. Brown,

The owners of lots bordering on the alley running east and west, between lots 29 and 30, in out-lot 116, was allowed the privilege of grading the same, provided the same be done at their own expense and to the satisfaction of the City Civil Engineer, and the Engineer was directed to set the grade stakes therefor.

Mr. Coburn introduced

AN ORDINANCE appropriating money to clean and repair streets, bridges, &c.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the sum of five thousand dollars be appropriated to the Street Commissioner for the purpose of cleaning streets and gutters and repairing bridges, &c., said money to be expended under the direction of the Board of Public Improvements, and accounted to them in the same manner as money heretofore appropriated. The City Auditor is hereby directed to draw warrants on the Treasurer for the above named sum.

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

Ordnained and established this 27th day of August, 1866.

JOHN 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 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, Brown, Coburn, Emerson, Glazier, Grosvenor, Kappes, Loomis, MacArthur, McNabb, Schmidt, 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 Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Kappes, Loomis, MacArthur, McNabb, Schmidt, Seidensticker and Thompson—13. Noes, none.

So the ordinance passed.

On motion by Mr. Loomis,

George Lutz was permitted to grade and gravel the sidewalk on Virginia Avenue, under the direction of the City Civil Engineer.

Mr. MacArthur presented the following remonstrance :

INDIANAPOLIS, Aug. 24, 1866.

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

We, the undersigned, property owners along the line of Blake street, between New York street and Indiana Avenue, would respectfully remonstrate against the grading and graveling of said street at this time, for the reason that we do not think that the necessity of the same is great enough to justify such an enormous expense during a year of as high taxation as the present will be.

William Johnson,  
James S. Athon,  
James M. Ray,

P. A. North,  
Miranda Rhoads,  
And 12 others.

Which was referred to the Board of Public Improvements.

Mr. MacArthur offered the following resolution :

*Resolved*, That the Market Master be authorized to receive as payment for rent of Stalls in the Market Houses, from the occupants thereof, the War Warrants issued by the Council on and previous to December, 1864, at par.

Which was referred to the Committee on Markets.

On motion by Mr. MacArthur,

The Street Commissioner was instructed to notify the Citizens' Street Railroad Company to bowlder between their track on Washington street, between the Canal and the first alley west of West street, the same to be done forthwith, and to correspond with the bowldering on each side of their track.

On motion by Mr. Seidensticker,

V. Plogsterth was permitted to lay down a brick pavement in front of his store on Davidson street, north of Vermont street, and to curb the gutters, provided it be done under the direction and to the satisfaction of the Civil Engineer.

Dr. Thompson presented the following communication :

GEORGE W. MILLER	} No. 1878. Court Common Pleas, June Term, 1866.
vs.	
CITY OF INDIANAPOLIS.	
Judgment vs. Defendant, July 14, 1866, for .....	\$395 00
Costs.....	29 39
Total.....	\$424 39

The above is a correct statement of the Judgment and Costs in the above entitled case. July 27, 1866.

WM. C. SMOCK, Clerk.

Which was referred to the Committee on Accounts and Claims and City Attorney.

His Honor, the Mayor, presented the following communication :

INDIANAPOLIS, Aug. 15, 1866.

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

GENTLEMEN:—I have received an offer for my Hall and all the second story of my building, situated corner of Delaware and Maryland streets, for fifteen hundred dollars per year, payable quarterly. I now offer the same to you at fifteen hundred dollars per year, payable quarterly, in current funds, (currency,) that is not City Warrants; the said house to be leased for the term of five (5) years.

And, in addition to the above, will lease you a lot 40 by 120 feet within a few yards of my building, for a City Prison, at two hundred and fifty dollars (\$250.00) per year, payable as above, and exempted from city tax. Or I will sell said lot for 4,000 dollars, payable in City Bonds—payment 20 years—exempted from city tax.

Yours truly,

ANDREW WALLACE.

Which was referred to the Board of Police and Committee on Public Buildings.

SEALED PROPOSALS.

The sealed proposals for public works were opened and read by the City Clerk, and, on motion, were referred to the Board of Public Improvements.



## REPORTS FROM BOARDS.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, August 27, 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 the monthly report of the Street Commissioner, showing the work done and the money expended. Vouchers for the amount has been examined and found correct, and are filed with the Clerk.

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

*Report of the Street Commissioner to the Board of Public Improvements :*

1. Opened the gutters on New York street, between California street and Indiana Avenue.
2. Opened the gutters on Mississippi street, between Market and North streets.
3. Opened the gutters on Michigan street, between West and Mississippi sts.
4. Filled the hole on corner of Michigan and Delaware streets with gravel.
5. Filled the crossings on Illinois and Walnut streets with gravel.
6. Filled the holes on Illinois street, between North and Walnut streets.
7. Hauled 81 loads of gravel on Illinois street, between St. Clair street and Corporation line.
8. Opened the gutters on Vermont street, between East and New Jersey sts.
9. Filled the holes on Michigan street, between Mississippi st. and the Canal.
10. Put two foot bridges on Delaware and Michigan streets.
11. Cleaned Massachusetts Avenue between Pennsylvania and New Jersey sts.
12. Opened the gutters on Vermont street, between Meridian and Tennessee streets.
13. Opened the gutters on Cedar street, between Virginia Avenue and Huron street.
14. Filled the crossings on Vermont and Tennessee streets with gravel.
15. Opened the gutters on Hosbrook street, between Cedar and Grove streets.
16. Opened the gutters on Huron street, between Cedar and Noble streets.
17. Built two culverts on Cedar and Elm streets, full width, and hauled 43 yards of gravel at the same.
18. Laid a new floor on the bridge on Indiana Avenue across the Canal, which took 11,500 feet of lumber.
19. Built a culvert on Elm and Pine streets.
20. Put three foot bridges on Cedar and Elm streets.
21. Opened the gutters on School street.
22. Built the culvert on North street with intersection of Bride street.
23. Filled two crossings on Maryland Mississippi streets with gravel and cinders.
24. Built a culvert on East and McCarty streets, full width.
25. Took up the culvert on Bicking and Delaware streets and replaced it.
26. Repaired the culvert on South and Illinois streets.
27. Opened the gutters on Delaware street, between Maryland street and Madison Avenue, and cleaned the culverts.
28. Put two foot bridges on East and Merrill streets.
29. Put five foot bridges on Delaware and Merrill streets.
30. Put two foot bridges on Alabama and Merrill streets.
31. Opened the gutters on East street, between Merrill and Bicking streets.
32. Opened the gutters on Alabama street, between Pogue's Run and McCarty street.
33. Built a culvert on Alabama and Merrill street, and hauled 5 yards of gravel and cinders at the same place.
34. Laid four foot bridges on Madison Avenue and Merrill street.

- 35. Put two foot bridges on Madison Avenue and Meridian street.
- 36. Hauled 21 yards of gravel spoils on Washington street, near the Corporation line east.
- 37. Opened the gutters on Merrill street, between Alabama and Delaware sts.
- 38. Opened the gutters on North street, between Indiana Avenue and Blackford street.
- 39. Put two foot bridges on Alabama and Merrill streets.
- 40. Repaired the bridge on West street across the Canal.
- 41. Put a new hand-rail on the bridge on Vermont street across the Canal.
- 42. Built a culvert on North street with intersection of Mississippi street, full width.
- 43. Built a culvert on North and Tennessee streets, full width, and put two new foot bridges at the same place.
- 44. Cleaned the gutters on Washington street, between Illinois and Alabama streets.
- 45. Opened the gutters on Tennessee street, between Washington and Louisiana streets.
- 46. Opened the gutters on Mississippi street, between Washington street and Kentucky Avenue.
- 47. Opened the gutters on Kentucky Avenue, between Tennessee street and the Canal.
- 48. Cleaned the culverts on Washington street with intersection of New Jersey street.
- 49. Filled the big mud hole in the alley running north and south through outlot 105.

Respectfully submitted,  
 AUGUST RICHTER, *Street Commissioner.*

Which were accepted and approved.

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

INDIANAPOLIS, Aug. 27, 1866.

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

We herewith return general ordinance No. 69, and would recommend that it be stricken from the files.

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

Which was concurred in.

REPORTS FROM COMMITTEES.

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

INDIANAPOLIS, Aug. 27, 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 the I. & C. R. R. Co., beg leave to report the same back without action.

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

Which was concurred in.

Mr. Allen from Committee on Fire Department, called up the report of the Committee on Fire Department, recommending the purchase of a new Steam Fire Engine.

Which was read by the Clerk, and, on motion, was laid over for the present.

## REPORTS FROM CITY OFFICERS.

The City Civil Engineer made the following report :

INDIANAPOLIS, August 27, 1866.

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

The Civil Engineer would respectfully, report the following amount of work finished according to contract :

S. H. Robinson, for grading and graveling California street and sidewalks, between New York and Vermont streets.

Total number of feet .....	920
At 57 cents per lineal foot .....	57
Total .....	\$524 40

Also, Thomas O'Neal, for re-graveling sidewalk on the east side of Meridian street, between Catherine and Merrill streets.

Total number of feet .....	329.10
At 15½ cents per lineal foot .....	15½
Total .....	\$51 12

Also, Joseph Kruger, for paving sidewalk on the east side of Delaware street, between Washington street and the first alley north of Market street.

Total number of feet .....	630.6
At \$1.41½ per lineal foot .....	141½
	\$892 15

Extra bowldering crossing 14 feet 6 inches, at \$2.00 per foot, (extra work ordered by the Board,) .....

29 00

Total .....

\$921 15

Also, Messrs. Naltner & Bloom for excavating channel of Virginia river

630.77 cubic yards at 35 cents per yard .....

\$220 76

Extra work filling up alleys 540.00 cubic yards at 17½ cents .....

94 50

Total .....

\$315 26

No contract or bond given for the above work.

Respectfully submitted,

J. STAPLES, JR., *Civil Engineer.*

Which was accepted and approved, and the City Auditor directed to prepare and report estimates for the same.

The City Civil Engineer made the following report :

INDIANAPOLIS, Aug. 27, 1866.

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

I hereby propose J. P. Harper as Assistant City Civil Engineer.

Respectfully,

JOSHUA STAPLES, JR., *Civil Engineer.*

The question being on the conferment of the appointment of the Assistant Civil Engineer, those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Kappes, Loomis, MacArthur, McNabb, Schmidt, Seidensticker and Thompson—13. Noes, none.

So the appointment was confirmed.



The City Civil Engineer made the following report :

INDIANAPOLIS, Aug. 27, 1866.

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

GENTLEMEN :—I have examined the grade of Merrill street, between New Jersey and Alabama streets, and find there is no particular grade between these points, the grade will therefore have to be changed to make anything like an even grade or to conform as near as possible to the present grade; but it will not be necessary to change grade of street to run the water from New Jersey street east to Alabama street, but only to deepen the gutters.

Respectfully,

JOSHUA STAPLES, JR., *Civil Engineer.*

Which was referred to the Board of Public Improvements :

The City Civil Engineer made the following report :

INDIANAPOLIS, Aug. 27, 1866.

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

I would respectfully submit the following profile of South Mississippi street, between South and Merrill streets for your approval.

Also, Blackford street, between New York and Market streets.

Respectfully,

J. STAPLES, JR., *Civil Engineer.*

Which was referred to the Board of Public Improvements.

The City Auditor made the following report :

INDIANAPOLIS, Aug. 27, 1866.

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

The City Auditor respectfully reports to the Common Council :

1st. The Contract and Bond of Joseph Schwartzer for grading the first alley south of North street, running east and west, between the alley running north and south through square eight, and Mississippi street, is presented for your approval.

2d. Sundry proposals for various street improvements are herewith submitted to your honorable body.

3d. Your honorable body directed me at your last meeting to re-advertise Elm street, to have it graded and graveled between certain points, but upon examination I find that no ordinance has ever been passed for the improvement of the said street; the ordinance is now pending, having only been read the first and second times and laid over.

4th. A petition was referred to me concerning a nuisance in the vicinity of the Soldiers' Home. The Council had better notify the parties owning the lots, through the Marshal, to abate the same, and on failure to do so fine them for maintaining a nuisance on their premises. I am satisfied notifying them only will do no good, unless some more vigorous measures are taken when they refuse to do it after being notified to correct the evil. Respectfully,

JOHN G. WATERS, *City Auditor.*

On motion, the report was received and the Contract and Bond as reported by the Auditor were accepted and approved.

The City Clerk made the following report :

OFFICE OF CITY CLERK, }  
Indianapolis, Aug. 27, 1866. }

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

GENTLEMEN:—The City Clerk would respectfully report that, pursuant to instructions from your honorable body, and in accordance with the provisions of the City Charter, he notified the Commissioners of the City of Indianapolis for the opening and laying out of streets and alleys, &c., to meet at the office of the City Clerk on Thursday, the 16th day of August, 1866, at 10 o'clock, A. M. ; that said Commissioners were notified that they were then and there required to make an appraisement of the real estate proposed to be appropriated by the opening of an alley ten (10) feet in width, running north and south through out-lot No. 42, and by the straightening of the bed of Pogue's Run, between Illinois street and the Canal; and that he also gave 25 days' notice, as required by law, to each of the owners, or agents thereof, of the lots or land upon or through which said alley is proposed to be opened, or the bed of said run is proposed to be changed; and that said Commissioners did, at the time and place indicated in such notice, meet and proceed to an examination of the real estate proposed to be appropriated as aforesaid, and also examined witnesses in relation to the same, and that on the 21st and 25th days of August, 1866, said Commissioners filed in the office of the City Clerk the following reports of their proceedings in the premises.

C. S. BUTTERFIELD, *City Clerk.*

REPORT IN CASE OF ALLEY IN OUT-LOT 42.

INDIANANOLIS, Aug. 25, 1866.

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

The Commissioners of Streets and Allays respectfully submit the following report in the matter of the opening of the alley running north and south through out-lot No. 42:

That pursuant to the notices issued and served, they met at the office of the City Clerk on the 16th day of August, 1866, and proceeded to hear and examine witnesses in the matter aforesaid.

The Commissioners having heard the evidence and having duly examined the real estate through which it is proposed to open said alley, and being advised in the premises find:

That an alley ten (10) feet in width should be opened to the public, to run north and south through out-lot No. 42, from St. Clair street to Massachusetts Avenue, and that ten (10) feet in width be appropriated for such alley, to be taken off of the east end of lots numbered seven (7), eight (8), nine (9), ten (10), eleven (11), twelve (12) and thirteen (13) of the sub-division of said out-lot number 42. That the opening of such alley is required for the welfare and convenience of the public.

That the value of the land to be appropriated is six hundred dollars (\$600).

That no part of the expenses of such opening of such alley should be borne by the City of Indianapolis.

That the persons below named are benefited upon the real estate described in the sums set opposite their respective names:

David Springer—Lot 7, out-lot 42.....	\$18 00
R. Haupt—South half of lot 8, out-lot 42.....	38 50
Valentine Morganweck—North half of lot 8, and all of lot 9, out-lot 42.....	115 50
Julius Manfeld—South half of lot 10, out-lot 42.....	38 50
B. Bergner, north half of lot 10, out-lot 42.....	38 50
C. A. and W. R. Heath—Lot 11, out-lot 42.....	77 00
Mary Schweir—Lot 12, out-lot 42.....	77 00
Joseph E. Ludlum—Lot 13, out-lot 42.....	47 00
Leonard Bodenmiller—Lot 14, out-lot 42.....	60 00
Henry Bertselman's heirs—West half of lot 5, out-lot 42.....	90 00

Total benefits ..... \$600 00

And we assess the said sums against the persons aforesaid.



We find the damages sustained to the owners of the following described real estate to be, upon the real estate and improvements thereon, the sums set opposite their respective names:

David Springer—Lot 7, out-lot 42-----	\$218 00
R. Haupt—South half of lot 8, out-lot 42-----	23 50
Valentine Morganweck—North half of lot 8, and all of lot 9, out-lot 42-----	70 50
Julius Manfeld—South half of lot 10, out-lot 42-----	23 50
B. Bergner—North half of lot 10, out-lot 42-----	23 50
C. A. and W. R. Heath—Lot 11, out-lot 42-----	47 00
Mary Schweir—Lot 12, out-lot 42-----	47 00
Joseph E. Ludlusa—Lot 13, out-lot 42-----	147 00
<b>Total damages</b> -----	<b>\$600 00</b>

And we assess the said sums against the persons aforesaid.  
All of which is respectfully submitted.

SAMUEL M. SEIBERT,	} <i>Commis'ers.</i>
JAMES C. YOHN,	
JAMES N. RUSSELL,	
THOMAS SCHOOLEY,	
WILLIAM BRADEN,	

REPORT IN CASE OF STRAIGHTENING BED OF POGUE'S RUN.

INDIANAPOLIS, Aug. 22, 1866.

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

The undersigned Commissioners appointed to appraise and assess damages and benefits in cases of opening streets, alleys, &c., to whom was referred the petition of the Indianapolis Rolling Mill Company, and others, to have the bed of Pogue's Run changed between Illinois street and the Canal, report that, in pursuance of notice given, they met at the office of the City Clerk on Thursday, the 16th day of August, 1866, at 9 o'clock, A. M., and proceeded to examine witnesses and hear evidence in the matter, and before concluding such examination, adjourned to meet on the following day at 9 o'clock, A. M. On re-assembling the Commissioners proceeded to view the ground proposed to be appropriated for the purpose of changing the course of the said Creek, and after making such view adjourned to meet on Saturday, August 18th, 1866, at 9 o'clock, A. M. Meeting pursuant to adjournment, the Commissioners proceeded to examine witnesses and hear evidence, and before concluding adjourned to meet on Tuesday, at 9 o'clock, A. M. Re-assembling at the time last stated, the Commissioners proceeded to re-view the ground and Creek, and adjourned to meet on Wednesday, August 22d, 1866, at 9 o'clock, A. M. The Commissioners met on the last named day, at the hour stated, and then proceeded to determine the amount of damages sustained and benefits accruing from changing the course of Pogue's Run as petitioned for, and according to the plat referred to the Commissioners by the Common Council. They find—

1st. That the whole amount of damages sustained is five thousand two hundred and seventy dollars (\$5,270), which is distributed and assessed to the owners of lots and parts of lots on the line of the proposed new course or channel of said Pogue's Run, between Illinois street and the Canal, as follows:

James H. McKernan—40 feet off of the north end of 79 feet of lots 42 and 43 of out-lot No. 27-----	\$400 00
Ann Bousley, Sarah A. Moore et al.—All of lot 34 and 10 feet off of the south side of lot 33, of out-lot No. 27-----	650 00
James H. McKernan and Winslow S. Pierce—All of lot 20 and 10 feet off the north side of lot 19, of out-lot 27-----	600 00
James H. McKernan and Winslow S. Pierce—Improvement on last described lot and part of lot-----	100 00
Patrick Hanrahan and wife—All of lot 9 and north half of lot 10, out-lot 27-----	800 00
Patrick Hanrahan and wife—Improvement on last described lot and part of lot-----	1,000 00
<b>Amount carried forward</b> -----	<b>\$3,550 00</b>

Amount brought forward-----	\$3,550 00
Michael Hanrahan—All of lot 10 and part of lot 9 (six feet), out-lot No. 28 -----	270 00
James H. McKernan and Winslow S. Pierce—Part of lot No. 11, out-lot 28 -----	50 00
James H. McKernan and Winslow S. Pierce—All of lot 18 and parts of lots No. 17 and 19, out-lot 28-----	350 00
James H. McKernan and Winslow S. Pierce—All of lot 40 and parts of lots 39 and 41, out-lot 28 -----	350 00
James H. McKernan and Winslow S. Pierce—All of lot 44 and parts of lots 43 and 45, out-lot 28-----	300 00
James H. McKernan—Parts of out-lot 126-----	400 00
 Total damages -----	 \$5,270 00

2d. That no part of the benefits arising from changing the course of such stream should be assessed against the City of Indianapolis.

3d. That the whole amount of benefits accruing to the owners of lots and parts of lots, by changing the course of such stream, is five thousand two hundred and seventy dollars (\$5,270.00), which is distributed and assessed against the owners of the following described real estate in the amounts set opposite their respective names:

Unknown owners of lots 5, 6 and 7, out-lot 27, (\$25 each) -----	\$75 00
Timothy O'Reilly—lot 11, out-lot 27 -----	100 00
Unknown owner of lot 12, out-lot 27 -----	125 00
Unknown owner of lot 13, out-lot 27-----	125 00
Unknown owner of lot 14, out-lot 27-----	100 00
Unknown owners of lots 22, 23 and 24, out-lot 27 (\$25 each) -----	75 00
Unknown owner of lot 18, out-lot 27-----	80 00
Unknown owner of lot 17, out-lot 27-----	100 00
Unknown owner of lot 16, out-lot 27-----	100 00
Unknown owner of lot 15, out-lot 27-----	60 00
Unknown owner of lot 30, out-lot 27-----	25 00
Unknown owners of lots 31 and 32, out-lot 27, (\$25 each)-----	50 00
Ann Bousley, Sarah A. Moore et al.—Lot 35, out-lot 27 -----	50 00
Ann Bousley, Sarah A. Moore et al.—Lot 36, out-lot 27-----	100 00
James H. McKernan and Winslow S. Pierce—Lot 37, out-lot 27 -----	150 00
James H. McKernan and Winslow S. Pierce—Lot 38, out-lot 27 -----	225 00
Osgood, Smith & Co.—89 feet fronting on Illinois street, off of the north east corner of out-lot 27 -----	200 00
Unknown owner of lot 47, out-lot 27-----	40 00
Michael Malony—Lot 46, out-lot 27-----	60 00
Isaac C. Hays—Lot 45, out-lot 27-----	60 00
Henrietta Parker—Lot 44, out-lot 27-----	15 00
James H. McKernan and Winslow S. Pierce—Lot 42, out-lot 27-----	250 00
George Wysong—Lot 41, out-lot 27-----	125 00
William Bernham—Lot 40, out-lot 27-----	100 00
P. H. and E. B. Drake—19 by 90 feet of lot 39, out-lot 27-----	40 00
Levi H. Boame—16 by 90 feet of lot 39, out-lot 27 -----	40 00
Unknown owners of lots 46, 47, 48 and 49, out-lot 28, (\$25 each)-----	100 00
Unknown owners of lots 36 and 37, out-lot 28, (\$20 each) -----	40 00
James H. McKernan and Winslow S. Pierce—Lot 38, out-lot 28 -----	80 00
James H. McKernan and Winslow S. Pierce—Lot 42, out-lot 28 -----	40 00
Unknown owners of lots 21 and 22, out-lot 28 (\$20 each) -----	40 00
James H. McKernan and Winslow S. Pierce—Lots 19 and 20, out-lot 28 -----	175 00
Unknown owner of lot 15, out-lot 28-----	50 00
Unknown owner of lot 16, out-lot 28-----	20 00
Unknown owners of lots 5, 6 and 7, out-lot 28, (\$25 each)-----	75 00
Michael Hanrahan—Lot 8, out-lot 28-----	25 00
Unknown owner of lot 12, out-lot 28-----	100 00
Unknown owner of lot 13, out-lot 28-----	80 00
 Amount carried forward -----	 \$3,305 00

Amount brodght forward .....	\$3,305 00
Unknown owner of lot 14, out-lot 28. ....	125 00
James H. McKernan—Part of north-west corner of out-lot 124.....	250 00
Samuel Binkley—Part of out-lot 124 .....	250 00
Indianapolis Rolling Mill Company—Out-lot 125.....	950 00
James H. McKernan—Parts of out-lot 126.....	400 00
Total amount of benefits .....	\$5,270 00

All of which is respectfully submitted.

SAMUEL M. SEIBERT,	} <i>Commis'ers.</i>
JAMES N. RUSSELL,	
THOMAS SCHOOLEY,	
JAMES C. YOHN,	
WILLIAM BRADEN,	

On motion the report of the Commissioners in relation to opening alley through out-lot No. 42, was referred to the Councilmen of the 1st and 9th wards.

On motion the Commissioners report in relation to straightening the bed of Pogue's Run was referred back to Commissioners to ascertain the names of the unknown property owners, and to report in two weeks.

#### ORDINANCES ON SECOND READING.

Dr. W. C. Thompson called up the following entitled ordinance, to-wit:

AN ORDINANCE appropriating money and providing for the payment of outstanding indebtedness of the City of Indianapolis, and the interest accrued thereon.

Which was read the second time and, on motion, was referred to the City Attorney.

#### ORDINANCES ON THIRD READING.

Mr. Loomis called up special ordinance No. 71—1866, entitled:

AN ORDINANCE to provide for graveling Elm street and sidewalks, between Noble street and the Corporation line east,

Which was read the third time and placed upon its passage.

The question being on the passage of the ordinance, those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Emerson, Glazier, Grosvenor, Jameson, Kemker, Loomis, McNabb, Schmidt, Seidensticker and Thompson—13. Noes, none.

So the ordinance passed.



Mr. Grosvener called up special ordinance No. 84—1866, entitled:

AN ORDINANCE to provide for grading and graveling the south sidewalk of Kentucky Avenue, between Tennessee street, and the south side of Georgia street,

Which 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, Brown, Coburn, Emerson, Glazier, Grosvener, Jameson, Kappes, Loomis, McNabb, Schmidt, Seidensticker and Thompson—13. Noes, none.

So the ordinance passed.

Dr. Thompson asked and obtained leave of absence.

#### UNFINISHED BUSINESS.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, Aug. 27, 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 would recommend that the profile as prepared by the City Engineer for the grade of Mississippi street, between South and Merrill streets, and Blackford street, between New York street and the south side of Market street, be, and the same are hereby, adopted as the grade of said streets.

HENRY COBURN, }  
J. A. GROSVENER, } Board.

Which was concurred in, and the profiles adopted.

Mr. Brown presented the following petition:

INDIANAPOLIS, Aug. 20, 1866.

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

Your petitioner, the Indianapolis and Cincinnati Railroad Company, respectfully represents that her facilities for the accommodation of the Coal, Lumber, Lime, Stone, Salt, and such like trade in Indianapolis, is insufficient, by reason of her limited side track. That she is the owner of both the lot on the north-east corner and the lot on the north-west corner of Louisiana and Alabama streets. That in order to use this ground advantageously and meet the increasing demands of your city, your petitioner prays permission to construct a track from some point on the main track in Louisiana street, between New Jersey and Alabama streets, running thence in a direction a little north of west to, and through the said lot on the north-east corner of Louisiana and Alabama streets, thence across Alabama street (but a few feet north of the present track) into Block No. 84, believing the public interests will be subserved as well by the improvement as the convenience of said Railroad Company.

Respectfully,

THE INDIANAPOLIS & CINCINNATI R. R. CO.

By H. C. LORD, President.

T. A. MORRIS, Chief Engineer.

## On motion by Mr. Brown,

Monday evening, September 17th, 1866, was designated as the time for the consideration by the Council of the petition of the I. & C. R. R. Co., and the Clerk directed to give fifteen days' notice in two public newspapers published in this city, as required by the ordinance passed March 19, 1849.

## On motion by Mr. Coburn,

The Lafayette and Indianapolis Railroad Company were instructed to build culverts under their tracks on North street, so as to allow the free flow of water to the Canal on said street.

## Mr. Grosvenor presented the following petition :

INDIANAPOLIS, Aug. 27, 1866.

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

Your petitioners would respectfully ask permission to grade the part of the alley adjoining our property, running east and west, between McCarty and Ray streets, west of Bluff Road. The work to be done under the direction of the City Engineer.

CHAS. SCHWICHO,  
MICK. BLOOM.

Which was referred to the Board of Public Improvements.

## Mr. Grosvenor offered the following resolution :

*Resolved,* That the owners of the following described real estate, to-wit: Out-lot one hundred and thirty-eight, be, and they are hereby, required to fill and drain the same, as, in the opinion of this Council, there is a hole or excavation thereon in which water has or may become so stagnant and noxious as to be a nuisance and injurious to the health and comfort of said city and of the inhabitants thereof, and that the Street Commissioner be, and he is hereby, required to notify the owners thereof, as provided by an ordinance passed April 23d, 1866, entitled "An ordinance providing for the drainage and filling up of ponds, excavations and holes, and prescribing penalties for the failure to fill up or drain the same," and that in case of the failure of the owners thereof to fill or drain the same, the Street Commissioner proceed to drain or fill said excavation, as provided in said ordinance.

Which was referred to the Board of Public Improvements.

## On motion by Mr. Brown,

The owners of lots 2 and 3, out-lot 121, were allowed the privilege of grading the alley running east and west, between said lots, provided the same be done at their own expense and to the satisfaction of the City Civil Engineer.

Mr. Loomis offered the following motion :

That a Special Committee of three be appointed to purchase a horse and wagon for the use of the Civil Engineer.

Which was referred to the Board of Public Improvements.

On motion by Mr. Brown the Council adjourned.

JOHN CAVEN, *Mayor.*

ATTEST :

C. S. BUTTERFIELD, *City Clerk.*