

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

---

REGULAR SESSION.

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CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
MONDAY, DECEMBER 17TH, 1866, 7 O'CLOCK, P. M. }

The Common Council met in regular session.

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

Councilmen Allen, Brown, Coburn, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker and Thompson—15.

Absent—Councilmen Fletcher, Schmidt and Staub—3.

The proceedings of the regular session held December 10th, 1866, were read and approved.

On motion by Mr. Coburn,

John F. Mayer was permitted to gravel one half of the alley running north and south immediately west of lot No. 49, in out-lot No. 175, provided the same be done at his expense and to the satisfaction of the Civil Engineer, and the Civil Engineer directed to set the grade stakes.

Mr. Emerson introduced special ordinance No. 145, 1866, entitled:

AN ORDINANCE to provide for the construction of a sewer and drains, with catch-basins at the corners of intersecting streets and alleys, on Market street, between Illinois street and the Central Canal.

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

Mr. Glazier presented the following petition :

INDIANAPOLIS, Dec. 17, 1866.

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

GENTLEMEN:—I have the honor to represent that I was allowed estimates for grading and graveling on Illinois street and sidewalks in September, 1864, that there remains unpaid on said estimates the assessment on lot 17, out-lot 26, \$32.96, and \$32.96 remains unpaid on that part of out-lot 27 through which Pogue's Run has its course, owned by McKernan & Pierce, the owners of the property refusing to pay on the ground that the assessment should be paid by the city. A petition asking that provision be made whereby I might be enabled to obtain my pay was before the City Council on the 13th of August, 1866. No report having been rendered, I have the honor to petition that some action be taken in the case.

Also, I was allowed an estimate for grading and graveling on Winston st. and sidewalks, between Ohio street and the north line of out-lot 45, on the 27th of November, 1865. In said estimate \$42.77 is assessed on lot thirty-one (31), out-lot forty-five (45), (of 35 feet), owned by James Lambert, payment for grading and graveling on 15 feet, (\$18.33) has been refused on the ground that the 15 feet being an alley belonging to the city it should be paid by the city; \$48.88 is assessed on lot forty-six (46), out-lot forty-five (45), (of 40 feet) owned by the Indianapolis, Pittsburg and Cleveland Railroad; payment on 15 feet of this lot is refused on the ground that the 15 feet being an alley the assessment should be paid by the city. I have the honor to petition that I be allowed pay from the city for the assessments as before mentioned, and thus I will ever pray, &c.

THOMAS WREN, Contractor.

Which was referred to the City Attorney.

On motion by Mr. Glazier,

Michael Sells was allowed to grade the alley along his property, between Alabama street and the alley in rear of his property at his own expense, under the direction of the Civil Engineer.

Mr. MacArthur offered the following motion :

That the Messrs. Gallup be allowed to cut down the four Locust trees on the west side of Tennessee street opposite their new building, as they are (the trees) about dead.

Which was referred to the Board of Public Improvements.

His Honor, the Mayor, introduced general ordinance No. 73, entitled :

**AN ORDINANCE** prohibiting the sale, or exposing for sale, on the streets or sidewalks, of fresh fish,

Which was read the first time and passed to a second reading.

His Honor, the Mayor, presented the following communication :

INDIANAPOLIS, Dec. 17, 1866.

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

GENTLEMEN:—We offer you one of the best located lots in the city on which to erect a City Hall, Council Chamber and City Offices. We will sell you the

lot on the north-west corner of Market and Delaware streets. This lot is 195 feet front on Delaware street, and extends from Market to Lincoln streets, for the sum of thirty thousand dollars, which is a little less than 154 dollars per front foot, payable as follows: Interest payable semi-annually from date at 8 per cent.; no part of the principal to be paid until four years from date then payable in sums of 5,000 dollars each year thereafter.

By the erection of a suitable building on this lot the second story will furnish the city with a Council Chamber and all city offices; then the first story, basement, and third story will rent for more than enough to pay the interest on the entire cost of lot and building, thereby saving a large amount annually to the tax payers of the city.

ANDREW WALLACE,  
J. C. YOHN.

Which was referred to the Committee on Public Buildings.

The sealed proposals for public works were opened and read by the City Clerk and 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, Dec. 17, 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 to be the lowest bidders:

Deloss Root to erect lamp posts and fixtures on New Jersey street, between New York street and Fort Wayne Avenue, for \$39.75 per post.

D. Root to erect lamp posts and fixtures on Pennsylvania street, between South and McCarty streets, for \$39.75 per post.

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

On motion by Dr. Jameson so much of the report as relates to the erection of lamp posts on New Jersey street, was concurred in and the contract awarded, provided the work be done within thirty days.

On motion by Mr. MacArthur so much of the report as relates to the erection of lamp posts on Pennsylvania street was laid upon the table.

## REPORTS FROM COMMITTEES.

Mr. Seidensticker, from the Committee on Revision of Ordinances, made the following report :

INDIANAPOLIS, Dec. 17, 1866.

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

Your Committee, to whom was referred the petition of W. H. Morrison, herewith report an ordinance in accordance with the same.

AD. SEIDENSTICKER, }  
S. A. COLLEY, } *Committee.*  
P. H. JAMESON. }

Which was received.

Also, general ordinance No. 74, entitled :

AN ORDINANCE fixing the amount of license to be paid by the owners of the Metropolitan and Morrison's Opera Halls,

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

Mr. Seidensticker, from same committee made the following report :

INDIANAPOLIS, Dec. 17, 1866.

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

We herewith report ordinance in accordance with instructions.

Respectfully,

AD. SEIDENSTICKER, }  
S. A. COLLEY, } *Committee.*  
P. H. JAMESON, }

Which was received.

Also, general ordinance No. 75, entitled :

AN ORDINANCE amending section 18 of an ordinance regulating markets &c., passed November 30, 1863,

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

## REPORTS FROM CITY OFFICERS.

The City Auditor made the following report :

INDIANAPOLIS, Dec. 17, 1866.

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

GENTLEMEN:—The City Auditor respectfully reports the following :

1st. An estimate in favor of S. J. & R. H. Patterson for grading North st. and sidewalks, between Blackford and Minerva streets, counting only the embankment or fill, and graveling done by the contractors as ordered by you, which estimate amounts to \$2,713.21. The original estimate amounts to \$3,504.14, making a difference of \$770.93.

2d. First and final estimate allowed James and John Huffer for grading and graveling Blackford street and sidewalks, between New York street and the south side of Market street.

3d. A petition was referred to me, from Eben W. Kimball, claiming a deduction on the assessment on his dwelling house of fifteen hundred dollars, the same being unfinished on the first day of January, 1866, which statement I find to be true, and have reduced the same that amount, after first consulting the City Assessor, Wm. Hadley.

4th. Several reports of the Street Commissioner have been referred to me in relation to the filling up of sundry lots by him. The ordinance, or a portion of it, authorizing him to fill up any low lots ordered to be filled by the Common Council, reads as follows: "If such owner or owners are residents of said city, the Street Commissioner shall give personal notice to such owner or owners to fill or drain said pond, hole or excavation within five days after the service of such notice. In case such owner or owners are unknown, or are not residents of said city, the Street Commissioner shall cause notice to be published in a daily newspaper of general circulation for one day each week, for two consecutive weeks."

Part of section 2d reads as follows: "If such owner or owners shall fail, neglect, or refuse to enter upon the work of draining or filling up as afore-said, after having been notified as provided in the preceding section, the Street Commissioner shall cause an estimate of the probable cost of filling or draining such pond, excavation or hole to be made and recorded in the office of the City Auditor, and from the filing thereof the same shall be a lien upon the real estate described therein. After the filing of said estimate the said Street Commissioner shall proceed to fill or drain such pond, hole or excavation, and the cost and expense thereof shall be assessed against such property owner or owners, and be recovered in an action brought in the name of such city."

In the first place the Street Commissioner has failed to file an estimate, as required by the ordinance, in my office. In the second place, I presume he has forgotten to give the notice, as required in the part of the first section of the ordinance which reads as follows: "In case such owner or owners are unknown, or are not residents of said city, the Street Commissioner shall cause notice to be published in a daily newspaper, of general circulation, for one day each week for two consecutive weeks."

In a report made by the Street Commissioner to your honorable body October 22d, 1866, he states that he has filled lot 220, in out-lot 97, on Huron street, between Cedar and Pine streets, and that the owner is a non-resident, and that the cost of filling the same was \$45.50.

In his reports referred to me he has expended in filling up low lots \$225.30, which, if the ordinance passed by your honorable body on the 23d of April, 1866, has been complied with can be recovered by suit from the owners of the lots named in his reports to the Common Council.

5th. A petition was referred to me by your honorable body, from Thomas Wren, claiming pay from the city for grading and graveling in front of lot 27, in out-lot 26, owned by John M. Russell, and a portion of out-lot 27, owned by McKernan & Pierce; whenever Mr. Wren will bring his estimate, with the payments marked, I will try and fix it up.

6th. Contract and bond of John Feary and Thomas Dillon, for grading and paving with brick, the sidewalk on the east side of Tennessee street, between Washington and Market streets.

JOHN G. WATERS, *City Auditor.*

On motion by Mr. Brown the estimate in favor of S. J. & R. H. Patterson, reported by the City Auditor, was referred to the Judiciary Committee and City Attorney.

*Resolved,* That the first and final estimate allowed James and John Huffer, for grading Blackford street and sidewalks, between New York and the south side of Market street, be, and the same is hereby, adopted as the esti-

mate of this Council, and 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 Allen, Brown, Coburn, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker and Thompson—15.

No Councilman voting in the negative.

So the resolution passed.

On motion so much of the report as relates to the filling of holes by the Street Commissioner was referred to the City Attorney.

On motion by Dr. Thompson the Contract and Bond reported by the City Auditor were accepted and approved.

The City Auditor also reported special ordinance No. 146, entitled:

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

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

The City Civil Engineer made the following report:

INDIANAPOLIS, Dec. 17, 1866.

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

The Civil Engineer would respectfully submit the following profile of alley running east and west through square 95.

Respectfully submitted,

JOSHUA STAPLES, JR., *Civil Engineer.*

Which was concurred in and the profile adopted.

Also, the following report:

INDIANAPOLIS, Dec. 17, 1866.

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

The Civil Engineer would respectfully report the following:

Some weeks since you awarded a contract to R. H. Patterson to grade and gravel the west sidewalk of Blackford street, between New York and Vermont streets.

I find, according to records, that there is a lot extending to the center of Blackford street on the east side, between New York street and the first alley north of New York street, which lot is 30 feet wide by 217½ feet in depth, leaving Blackford street but 30 feet wide between New York street and the first alley north of New York street.

Would respectfully ask if I shall lay out the work of improving the sidewalk as per records.

Respectfully submitted,

JOSHUA STAPLES, JR., *Civil Engineer.*

Which was referred to the City Attorney, to ascertain if the street had ever been laid out and recorded.

Also, the following report :

INDIANAPOLIS, Dec. 17, 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 :

R. H. Patterson, for grading and graveling Michigan street and sidewalks, between Meridian and Illinois streets.

South side -----	405 feet.
North side -----	380 "
Total number of feet for street -----	785
At 68 cents per lineal foot each side -----	68
Total -----	\$533 80
Total number of feet for sidewalk, south side -----	373 31-100
At 35 cents per lineal foot for sidewalk -----	35
Total for sidewalk -----	\$130 66
Total for street -----	533 80
Total -----	\$664 46

Respectfully submitted,

JOSHUA STAPLES, JR., *Civil Engineer.*

Which was approved and the City Auditor directed to prepare estimates.

Also, the following report :

INDIANAPOLIS, Dec. 17, 1866.

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

The Civil Engineer would respectfully report the following:

Amount of work done by Thomas Wren on Tennessee street, between Garden and McCarty streets. Have made estimate in accordance with the decision of the Common Council, in the case of North street, estimating only embankment, the greater quantity, using as data therefor the notes of the former Engineer.

Total estimate, if completed less 40 feet, for creek :

2,307.4 cubic yards embankment at 70 cents -----	\$1,615 80
2,070.2 cubic yards gravel at \$1.60 cents -----	3,312 32
Total -----	\$4,929 12
$\frac{1}{4}$ retained -----	1,232 03
$\frac{3}{4}$ of full amount -----	\$3,696 09
Deduct former estimate given -----	721 10
Amount due contractor -----	\$2,974 99

Respectfully submitted,

JOSHUA STAPLES, JR., *Civil Engineer.*

Which was approved and the City Auditor directed to prepare the estimate.

Also, the following report :

INDIANAPOLIS, Dec. 17, 1866.

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

The Civil Engineer would respectfully report the following :

Some weeks since the property owners on Norwood street, between Illinois and Tennessee streets, were granted the privilege of improving the sidewalk on the south side of the street, but the records do not show any such street as Norwood street existing between Illinois and Tennessee streets.

Respectfully submitted,

JOSHUA STAPLES, JR., *Civil Engineer.*

Which was referred back to the City Civil Engineer to lay off sidewalk as desired by property owners.

Also, the following report :

INDIANAPOLIS, Dec. 17, 1866.

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

The Civil Engineer would respectfully report the following :

James Mahoney, for grading and graveling Massachusetts Avenue and sidewalks, between Chatham street and the Corporation line east.

The contract calls for good river or creek gravel; as to what constitutes good river or creek gravel admits of a diversity of opinion, therefore, I am not willing to make a decision in the matter, but would respectfully add that according to my understanding of the contract the contractor has not complied with his contract.

About one half of the gravel placed on the center of the street I am entirely satisfied with, but the balance I have never been satisfied with, and have repeatedly notified contractor that the quality of gravel he was placing on the street was not suitable

I hereby submit a partial estimate of the above work as per instructions.

Length of west side .....	2,642 feet.
Length of east side .....	2,642 "
Total number of feet both sides .....	5,284 "
At \$1.48 cents per lineal foot each side .....	148
Total .....	\$7,820 32
One-tenth retained .....	782 03
Amount due contractor .....	\$7,038 29

Would respectfully add that as Civil Engineer of the City of Indianapolis, I cannot receive the above work unless instructed so to do.

Respectfully submitted,

JOSHUA STAPLES, JR., *Civil Engineer.*

On motion by Mr. Seidensticker the report of the City Civil Engineer was received and the estimate of work done laid upon the table until the contractor complies with the conditions of his contract.



The City Treasurer made the following report :

OFFICE OF CITY TREASURER,  
Indianapolis, Dec. 17, 1866. }

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

GENTLEMEN:—The City Treasurer would report that the following several amounts of Orders have been surrendered to him since Nov. 1st, 1866, in pursuance of an ordinance passed by your honorable body Sept. 3d, entitled "An ordinance appropriating money and providing for the payment of the outstanding indebtedness of the City of Indianapolis and the accrued interest thereon," as the same was amended Nov. 3d, 1866, and for which certificates have been issued for the amounts, and to the parties named, as follows:

Receipt and Certificate Number.	FROM WHOM RECEIVED.	Principal.	Interest.	Total.	Accrued interest on New Warrants.	Am't of new warrants the holder of certificate is entitled to.
9	Samuel P. Daniels.....	\$553 15	\$50 20	\$603 35	\$3 35	\$600 00
10	Samuel P. Daniels.....	200 00	2 12	202 12	2 12	200 00
11	Indianapolis Gas Light and Coke Co.....	22,458 40	784 38	23,242 78	242 78	23,000 00
12	Newton Kellogg.....	1,616 32	2 34	1,618 66	18 66	1,600 00
13	J. H. Ross.....	284 82	18 93	303 75	3 75	300 00
14	Newton Kellogg.....	397 27	7 95	405 22	5 22	400 00
15	S. A. Fletcher, Jr.....	2,359 75	175 67	2,535 42	35 42	2,500 00
16	Rev. N. A. Hyde.....	5,051 37	18 06	5,069 43	69 43	5,000 00
		\$32,921 08	\$1,059 65	\$33,980 73	\$380 73	\$33,600 00

The Treasurer would also report a bill for the interest allowed on the Orders surrendered, and asks that an appropriation be made for the same.

Respectfully,

WM. H. CRAFT, *City Treasurer.*

Which was accepted and approved.

The City Attorney made the following report :

INDIANAPOLIS, Dec. 17, 1866.

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

GENTLEMEN:—Upon the questions arising on the resolution introduced by Mr. Loomis, declaring vacant the office of "City Lamp Lighter," I submit the following opinion:

I find embodied in the contract between the City and the Lamp Lighter, the following provision: "And should the party of the first part fail, neglect, or refuse to comply with any of the stipulations embodied in the above contract, it shall be lawful for the Common Council, or the Committee on Gas, either to declare the contract forfeited or take any steps they deem best to do." This confers upon Council the power of declaring the contract forfeited; but the clause quoted will be strictly construed, and it will devolve upon the city to clearly show a violation of the contract. The breach must be a substantial one, and of a material stipulation.

Respectfully,

B. K. ELLIOTT, *City Attorney.*

On motion by Mr. MacArthur the report of the City Attorney was accepted and approved, and the matter referred to the Committee on Gas with instructions to make a thorough examination into the manner of lighting and extinguishing the street lamps.

His Honor, the Mayor, John Caven, made the following report :

INDIANAPOLIS, Dec. 17, 1866.

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

GENTLEMEN :—The amount of fines collected by me during the month of Novber, was \$575.60, which I have paid to the City Treasurer, as shown by Auditor's duplicate certificate herewith filed.

Respectfully submitted,

JOHN CAVEN, *Mayor.*

Which was accepted and approved.

ORDINANCES ON SECOND READING.

Mr. Seidensticker called up, on second reading, general ordinance No. 74, entitled :

AN ORDINANCE fixing the amount of license to be paid by the owners of the Metropolitan and Morrison's Opera Halls,

Which was read the second time.

Mr. Seidensticker 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, Colley, Emerson, Glazier, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker and Thompson—13.

Those who voted in the negative were Councilmen Coburn and Grosvenor—2.

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, Colley, Emerson, Glazier, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker and Thompson—13.

Those who voted in the negative were Councilmen Coburn and Grosvenor—2.

So the ordinance passed.

On motion by Mr. Emerson, special ordinance No. 145—1866, was taken up read the second time and ordered to be engrossed, and also referred to the Board of Public Improvements.

Dr. Jameson, called up, on second reading, special ordinance No. 146, entitled :

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

Which was read the second time.

Mr. Brown 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, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker and Thompson—15.

No Councilman voting in the negative.

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 Councilman Allen, Brown, Coburn, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker and Thompson—15.

No Councilman voting in the negative.

So the ordinance passed.

On motion by Mr. Seidensticker, general ordinance No. 75, was taken up read the third time and ordered to be engrossed.

On motion by Dr. Jameson, general ordinance No. 73, was taken up, read the second time and ordered to be engrossed.

#### ORDINANCES ON THIRD READING.

Mr. Kappes, called up special ordinance No. 142—1866, entitled :

AN ORDINANCE to provide for the paving of the west sidewalk of Alabama street, between Vermont and North streets,

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, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker and Thompson—15.

No Councilman voting in the negative.

So the ordinance passed.

Dr. Jameson called up special ordinance No. 128—1866, entitled :

AN ORDINANCE to provide for grading and graveling the alley running north and south through out-lot forty (40), between Walnut and St. Clair streets, and between New Jersey and East streets,

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, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker and Thompson—15.

No Councilman voting in the negative.

So the ordinance passed.

Mr. Brown called up special ordinance No. 141—1866, entitled :

AN ORDINANCE to provide for lighting with gas South street, between Pennsylvania and Tennessee streets,

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, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Kemker, Loomis, MacArthur, McNabb, Seidensticker and Thompson—15.

No Councilman voting in the negative.

So the ordinance passed.

#### UNFINISHED BUSINESS.

On motion by Mr. Loomis the matter of purchasing a new Steam Fire Engine was taken up.

Mr. Grosvenor offered the following motion, as a substitute for Mr. Loomis's pending motion :

That the Committee on Fire Department be, and are hereby, instructed to purchase upon the best terms possible one of the Latta Steam Fire Engines.

Mr. Brown moved to amend the motion by striking out "Latta Steam Fire Engine," and inserting "Seneca Falls Steam Fire Engine."

The ayes and noes were demanded.

Those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Glazies, Jameson, Kemker, Loomis and McNabb—8.

Those who voted in the negative were Councilmen Colley, Emerson, Grosvenor, Kappes, MacArthur, Seidensticker and Thompson—7.

So the motion to amend was adopted.

Dr. Jameson then moved to amend the motion by striking out "Seneca Falls Steam Fire Engine," and inserting "Amoskeag Steam Fire Engine."

The ayes and noes were called for.

Those who voted in the affirmative were Councilmen Colley, Emerson, Grosvenor, Jameson, Kappes, MacArthur and Thompson—7.

Those who voted in the negative were Councilmen Allen, Brown, Coburn, Glazier, Kemker, Loomis, McNabb and Seidensticker—8.

So the motion to amend was not adopted.

Mr. Seidensticker moved that the matter of buying a new Steam Fire Engine be postponed until the 15th of May, 1867.

The ayes and noes being called for, those who voted in the affirmative were Councilmen Colley, Emerson, Grosvenor, Jameson, Kappes, Kemker and Seidensticker—7.

Those who voted in the negative were Councilmen Allen, Brown, Coburn, Glazier, Loomis, MacArthur, McNabb and Thompson—8

So the motion to postpone was not adopted.

Mr. MacArthur moved to postpone the matter until Thursday the 20th inst., at 7 o'clock P. M., and that the same be made the special order of business.

The ayes and noes being called for, those who voted in the affirmative were Councilmen Colley, Emerson, Grosvenor, Kappes, MacArthur and Thompson—6.

Those who voted in the negative were Councilmen Allen, Brown, Coburn, Glazier, Jameson, Kemker, Loomis, McNabb and Seidensticker—9.

So the motion to postpone until Thursday night did not pass.

Mr. Brown then called for the ayes and noes on the adoption of the motion to buy a "Seneca Falls" Steam Fire Engine.

Those who voted in the affirmative were Councilmen Allen, Brown, Coburn, Glazier, Loomis and McNabb—6.

Those who voted in the negative were Councilmen Colley, Emerson, Grosvenor, Jameson, Kappes, Kemker, MacArthur, Seidensticker and Thompson—9.

So the motion to buy a "Seneca Falls" Steam Fire Engine did not pass.

On motion the Council adjourned.

JOHN CAVEN, *Mayor.*

ATTEST:

C. S. BUTTERFIELD, *City Clerk.*