

PROCEEDINGS  
OF THE  
COMMON COUNCIL

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
*Monday, September 18, 1871, 7½ o'clock, P. M.* }

The Common Council met in regular session.

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

Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Marsee, Newman, Reagan, Whitsit, Wiles and Woodburn—13.

Absent—Councilmen Heckman, Locke, Thalman, Thoms and Weaver—5.

The proceedings of the regular session held September 11th, 1871, were read and approved.

Sealed proposals for the improvement of streets, sidewalks, alleys, &c., were opened and read, and referred to the Committee on Contracts.

Sealed proposals for building an iron viaduct over the railroads on Virginia avenue were opened and read.

When Mr. Newman offered the following motion :

*Moved* : That the bids for bridge over railway tracks lie over, and be printed in the minutes.

Mr. Brown offered the following amendment to Mr. Newman's motion :

That the bids be referred to the Committee on Bridges, with instructions to retain the papers, and make no report until instructed to do so by the Council.

Which was adopted.

Mr. Newman's motion, as amended, was then adopted.

The several propositions as submitted are as follows :

INDIANAPOLIS, IND., Sept. 11, 1871.

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

GENTLEMEN—We propose to furnish all material and construct the proposed bridge on Virginia avenue, and over the railroad tracks and Pogues run in your city, as follows :

The bridge over the tracks to be one span of 142 feet in length, and the approaches on each side to consist of three spans of 68 feet each, making the length of each approach 204 feet, and total length of bridge 550 feet. The roadway of said bridge to be 20 feet wide, and sidewalks on each side five feet wide. The span over the railroad tracks to be 19 feet in the clear above said tracks. The ends of each span of the bridge, (except the lower ends of the approaches, which will rest upon stone masonry,) will rest upon castiron tubular piers, not less than four feet six inches inside diameter, and five-eighths inch thickness of shell, resting upon substantial stone foun-

dations; said tubes to be filled with good concrete or masonry, on top of which a neatly dressed coping stone will be placed, upon which the bridge seat will rest. These piers will be placed at such distances apart, transversely with the line of bridge, that the center of lower chords will rest immediately over the center of pier.

The style of bridge we propose to construct is the Smith Wrought Iron Truss and Wood Combination Truss, as per plans accompanying.

Flooring to be constructed by swinging transverse iron **I** beams, under chord to connecting pin; upon these **I** beams longitudinal timber stringers will be placed; these stringers to be 4 by 10 inches, placed 3 feet 4 inches between centers, and spliced at ends by halving together for a distance of one foot and bolted, center of splices to come immediately over **I** beams. Flooring to be of best white or burr oak, 3 by 12 inches, and of such length as to lay diagonally across the bridge, at an angle say of 45°. Sidewalks to be constructed by placing three pieces 2x6 inch joist longitudinally with line of bridge, resting upon **I** beams, (which will project to receive them,) and be covered with two inch pine plank. Parapets will be constructed by bolting iron stanchions to **I** beams, and wooden hand rail, bolted to top of stanchions. Between hand-railing and walk two protecting planks will be placed, and fastened to stanchions by means of bolts.

Or, we will construct flooring by substituting wooden floor beams or joist instead of **I** beams and stringers, said joist resting on chord links at intervals of 20 inches between centers. These joist will be of best quality of white oak, 3x12 inches, and floored same as above specifications, each alternate joint to project 5 feet 6 inches beyond outer line of bridge chord to receive sidewalk, which will be constructed same as above specifications, with the exception that wood, instead of iron stanchions or posts, will be used.

We propose to do the above work for the following prices, viz:

For wrought iron bridge with <b>I</b> beams—	
1 span, high truss, 142 ft., at \$45 per foot.....	\$6,390 00
6 spans, 68 ft. each, low truss, 408 feet, at \$30	
per foot.....	12,240 00
Iron piers, 168 feet, at \$25 per foot. ....	4,200 00
Stone masonry.....	270 00
	\$23,100 00

For wrought iron bridge with wood floor beams—

1 span, high truss, 142 ft., at \$40 per foot.....	\$5,680 00
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6 spans, 68 feet each, low truss, 408 feet, at \$25 per foot.....	10,200 00
Iron piers, 168 feet, at \$25 per foot.....	4,200 00
Stone masonry.....	270 00
	————— \$20,350 00

For combination bridge with **I** beams—

1 span, high truss, 142 ft., at \$35 per foot.....	\$4,970 00
6 spans, 68 feet each, low truss, 408 feet, at \$25 per foot.....	10,200 00
Iron piers, 168 feet, at \$25 per foot.....	4,200 00
Stone masonry.....	270 00
	————— \$19,640 00

For combination bridge with wood floor beams—

1 span, high truss, 142 ft., at \$30 per foot.....	\$4,260 00
6 spans, 68 feet each, low truss, 408 feet, at \$20 per foot.....	8,160 00
Iron piers, 168 feet, at \$25 per foot.....	4,200 00
Stone masonry.....	270 00
	————— \$16,890 00

Bridges to be neatly painted with two coats of oil and white lead, or mineral paint, as may be desired. Piers to be painted with two coats of oil or mineral paint. And we hereby propose to guarantee any or either of the above bridges to carry a moving load of 3,000 pounds to lineal foot, without subjecting them to tensile or compression strain greater than  $\frac{1}{4}$  of capacity.

Respectfully,

SMITH BRIDGE CO.,  
Toledo, Ohio.

INDIANAPOLIS, September 18, 1871.

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

GENTLEMEN—The undersigned propose to do all the iron work, and furnish all the material requisite and necessary to complete, in a workmanlike manner, the superstructure of the bridge over the stream called Pogue's Run, where Virginia avenue crosses said stream in the city of Indianapolis, county of Marion, and State of Indiana, on the plan known as Reznor & Stone's Patent Wrought Iron Oval Arch Truss Bridge, according to the general plan submitted, and specifications as given below:

Arch truss. A. Length of bridge 141 feet, to be built in one span of 141 feet, and to have a double roadway of 10 feet each, at and for the sum of \$31 per lineal foot.

Also, for 8 pier supports, known as Ives' Supports, marked B, for the sum of \$22 per lineal foot, in perpendicular height, lined measure, for each abutment or support, capable of supporting the above superstructure.

Also, for stone masonry for said supports or piers to rest on, of good solid cement masonry, for the sum of \$12.50 per yard, 27 cubic feet.

Also, 8 spans of beam bridge, 50 feet each, as per lithograph, and marked C, the same to be 20 feet wide, a double roadway of 10 feet each, with joists and floor as specified in plan A, for the sum of \$19.50 per foot, lineal measure.

Now, should this bid be accepted, the undersigned Ohio Bridge Company, of Cleveland, agree to enter into contract, with good and sufficient securities, to do the above work at the price named.

J. L. GARD,

For Ohio Bridge Co.

INDIANAPOLIS, Sept. 18, 1871.

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

The Massillon Wrought Iron Bridge Company propose to erect a wrought iron bridge or viaduct over the railroads in the city of Indianapolis, at such place as the Common Council of said city may elect, to be elevated on wrought iron columns of not less than one foot in diameter, properly stayed and braced, not over twenty feet above the street, and with such grade in the approaches as shall be directed by said Council or their Engineer. Said columns to rest on solid stone foundations, not less than three feet in diameter, and bedded below the frosts of winter. Said viaduct to have two carriage ways, of ten feet each in the clear, and two foot ways over the railroad tracks, of five feet in width each in the clear; all separated from each other by ornamented wrought iron railing, and with ornamented wrought iron railing outside of the footways. Straight or winding stairways, as shall be decided by the Council, at the ends of the sidewalks, shall be arranged for the easy ascent and descent of foot passengers, with iron railing, &c.

Flooring of carriage ways to be of three inch white oak plank,

and of foot ways to be of one and a half inch plank. All to be built of first quality materials, painted with two good coats of paint, and warranted to sustain a load of two thousand pounds of moving weight to each and every lineal foot.

All to be done and completed by the first of January, 1872.

For the consideration of \$34.50 per lineal foot.

MASSILLON WROUGHT IRON BRIDGE CO.,

By H. B. Wellman, Agent.

Bonds with satisfactory security to be given for the due performance of the contract, &c.

REPORTS FROM OFFICERS.

The City Civil Engineer made the following report :

INDIANAPOLIS, IND., Sept. 18, 1871.

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

GENTLEMEN—I hereby report the following work finished according to contract :

John Richardson, for grading and graveling the first alley east of Noble street, running north and south through outlot 89, from Meek to Bates street.

Length on east side..... 572 feet  
 Length on west side..... 572 feet

Total length..... ..1144 feet  
 At 38 cents per lineal foot..... \$434 72

Also, same, for grading and graveling the alley running from Cady street to the old corporation line east, between Meek and Georgia streets.

Length on north side.....727 ft. 7 in.  
 Length on south side..... ..728 ft. 1½ in.

Total length..... 1455 ft. 8½ in.  
 At 24½ cents per lineal foot..... \$356 64

S. W. & R. H. Patterson, for grading and graveling Elizabeth street and sidewalks, from Ellen to Blake street.

Length on north side.....415 feet  
 Length on south side.....415 feet

Total from Ellen to Douglas st.... 830 feet

At 76 cents per foot.....	\$630 80	
Length on north side.....	288 feet	
Length on south side.....	288 feet	
—		
Total from Douglass to Blake st.....	576 feet	
At 47 cents per foot.....	270 72	
		901 52

Hanway & Hanna, for grading and graveling Chesapeake alley and sidewalks, from Mississippi to Missouri street.

Length on north side.....	420 feet	
Length on south side.....	420 feet	
—		
Total length.....	840 feet	
At 22 cents per lineal foot.....		184 80

Also same, for paving and curbing the west sidewalk on Pennsylvania street, from Second to Seventh street.

1937 feet of paving, at 67 cents .....	\$1,297 79	
2010 feet 10 inches curbing, at 63 cents.....	1,266 81	
—		
Total estimate.....	\$2,564 60	

Respectfully submitted,  
 R. M. PATTERSON,  
 Civil Engineer.

Which was concurred in.

The City Clerk made the following report :

INDIANAPOLIS, September 18, 1871.

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

The City Clerk respectfully reports to Council :

FIRST.

First and final estimate allowed David Sylvester for grading and graveling the first alley south of Ohio street, running east and west from Alabama street to the first alley east of Alabama street.

SECOND.

First and final estimate allowed Messrs. Hanway & Hanna, for grading and graveling Chesapeake alley and sidewalks, from Mississippi to Missouri street.

## THIRD.

First and partial estimate allowed Messrs. Hanway & Hanna, for paving with brick and curbing with stone the sidewalks on Pennsylvania street, from Second to Tinker street.

## FOURTH.

Second and corrected estimate allowed Hiram Seibert for grading and graveling McCarty street and sidewalks, from Tennessee street to White River bank.

## FIFTH.

First and final estimate allowed John Richardson, for grading and graveling the first alley east of Noble street, and running north and south through outlot 89, from Meek to Bates street.

## SIXTH.

First and final estimate allowed S. W. & R. H. Patterson, for grading and graveling Elizabeth street and sidewalks, from Ellen to Blake street.

## SEVENTH.

First and final estimate allowed John Richardson, for grading and graveling the alley running from Cady street to the corporation line east.

Respectfully submitted,

JOHN R. CLINTON,  
City Clerk.

Which was concurred in.

Also the following resolution :

*Resolved*, That the foregoing first and final estimate, allowed John Richardson for grading and graveling the alley running from Cady street to the corporation line east, 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.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Marsee, Reagan, Whitsit, Wiles and Woodburn—12.

Negative—Councilman Newman—1.



Also the following regulation :

*Resolved*, That the foregoing first and final estimate, allowed Sam. W. & R. H. Patterson, for grading and graveling Elizabeth street and sidewalks, from Ellen to Blake street, 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.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Marsee, Reagan, Whitsit, Wiles and Woodburn—12.

Negative—Councilman Newman—1.

Also the following resolution :

*Resolved*, That the foregoing first and final estimate allowed John Richardson for grading and graveling the first alley east of Noble street, and running north and south through outlot 89, from Meek to Bates street, 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.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Marsee, Reagan, Whitsit, Wiles and Woodburn—12.

Negative—Councilman Newman—1.

Also the following resolution :

*Resolved*, That the foregoing second and corrected estimate, allowed Hiram Seibert for grading and graveling McCarty street and sidewalks, from Tennessee street to White River, 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.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Marsee, Reagan, Whitsit, Wiles and Woodburn—12.

Negative—Councilman Newman—1.

Also the following resolution :

*Resolved*, That the foregoing first and partial estimate, allowed Messrs. Hanway & Hanna for grading, paving with brick and curbing with stone the sidewalks on Pennsylvania street, from Second to Tinker street, 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.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Marsee, Reagan, Whitsit, Wiles and Woodburn—12.

Negative—Councilman Newman—1.

Also the following resolution :

*Resolved*, That the foregoing first and final estimate, allowed Messrs. Hanway & Hanna for grading and graveling Chesapeake alley and sidewalks, from Mississippi to Louisiana street, 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.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Marsee, Reagan, Whitsit, Wiles and Woodburn—12.

Negative—Councilman Newman—1.

Also the following resolution :

*Resolved*, That the foregoing first and final estimate, allowed David Sylvester for grading and graveling the first alley south of Ohio street, running east and west from Alabama street to the first alley east of Alabama street, 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.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Marsee, Reagan, Whitsit, Wiles and Woodburn—13.

Negative—Councilman Newman—1.

The City Clerk made the following report :

INDIANAPOLIS, September 18, 1871.

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

GENTLEMEN—The City Clerk would respectfully report that there is on file in his office the following affidavit for the collection of street assessment by precept, viz :

S. W. & R. H. Patterson v. Chas. E. Ray, \$42.10, and would respectfully recommend that you order the precept to issue.

Respectfully submitted,

JOHN R. CLINTON,  
City Clerk.

Which was concurred in, and precept ordered to issue.

The Street Commissioner made the following report :

INDIANAPOLIS, Sept. 18, 1871.

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

GENTLEMEN—I would respectfully report that the bridge over Pogue's run, on Meridian street, is in a very bad condition, and should be replaced with a substantial structure of some kind immediately. Some of the stringers are so much decayed that they are

liable to go down at any time with a steam fire engine, or any heavily loaded team.

Respectfully submitted,

A. BRUNER,  
Street Commissioner.

Which was referred to the Committee on Streets and Alleys and Civil Engineer.

The Sheriff of Marion county served a temporary injunction or restraining order from Jude Blair, of Marion Superior Court, on the Mayor and Councilmen, in the cause of the Indianapolis and Pogue's Creek Gravel Road Company *vs.* the City of Indianapolis, until Saturday, the 23d day of September, 1871, at 9 o'clock A. M., at which time the cause is set for trial.

On motion, the City Attorney was instructed to answer the suit.

Dr. Woodburn offered the following resolution :

*Resolved*, That the report of the City Commissioners, accepted and adopted, relative to the widening of Seventh or Tinker street, be and the same is hereby rescinded.

Which was adopted by the following vote :

Affirmative—Councilmen Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Marsee, Newman, Reagan, Whitsit, Wiles and Woodburn—12.

Negative—Councilman Batty—1.

Dr. Woodburn introduced General Ordinance No. 52, 1871, entitled :

An Ordinance repealing "Special Appropriation Ordinance No. 52, 1871," passed September 6th, 1871,

Which was read the first, second and third times, and, under a suspension of the rules, passed by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Newman, Reagan, Whitsit, Wiles and Woodburn—12.

Negative—None.

Mr. Marsee called up the following motion :

*Moved*, That the City Marshal notify the Citizens' Street Railway Company to temporarily remove their track from Kentucky avenue, within thirty days from this date, for the purpose of allowing the construction of Kentucky avenue sewer.

Which, on motion, was referred to the Committee on Sewers and Sewer Engineer.

CALL OF THE ROLL OF MEMBERS FOR THE PRESENTATION OF NEW  
BUSINESS.

Mr. Batty offered the following motion :

*Moved*, That the City Gas Inspector be instructed to examine as to the number of gas posts erected on St. Clair street, between Railroad street and Peru street, and compare the same with the number returned in the estimate, and report to this Council as to whether or not they agree.

Which was adopted.

Mr. Batty introduced Special Ordinance No. 114, 1871, entitled :

An Ordinance to provide for grading and graveling Tinker street and sidewalks, from the east side of Meridian street to the southwest corner of W. H. Talbott's property.

Which was read the first time.

Mr. Batty introduced Special Ordinance No. 115, 1871, entitled :

An Ordinance to provide for grading and graveling Tinker street

and sidewalks, from the southeast corner of W. H. Talbott's property to the east side of Western avenue, (or Fall Creek Gravel Road.)

Which was read the first time.

Mr. Bigham presented the following petition :

INDIANAPOLIS, September 18, 1871.

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

GENTLEMEN—Your petitioners would respectfully represent the wish of G. A. Clarke to erect a wooden building, one story high, 12 by 24 feet square, on the southeast corner of lot No. 4, in block No. 44, at the northwestern intersection of Delaware and Market streets in said city, the building to be used as a physician's office.

Your petitioners would further represent that such a building would not endanger by fire the destruction of any other building, and such building to be only of temporary duration. We the subscribers, therefore, ask your honorable body to grant the request herein by said G. A. Clarke, and as in duty bound, &c.

ANDREW WALLACE,

G. A. CLARKE, M. D.

Which was referred to the Committee on Fire Department and Public Buildings.

Mr. Bigham offered the following motion :

*Motion:* That the City Clerk be directed to advertise for bids for the paving with hard brick the following sidewalks around the East Market House, to-wit : The north sidewalk of Market street, between Alabama and Delaware, ten feet wide, and the east sidewalk of Delaware street, between Market and Wabash streets, ten feet wide, and Wabash street, south side, from Delaware to Alabama streets, about 15 feet wide, and the west sidewalk of Alabama street, between Wabash and Market streets, ten feet wide. The same to be paid for out of the money received from the sale of stalls and market receipts.

Which was adopted.

Mr. Brown offered the following motion :

*Moved:* That the Street Commissioner be instructed to have new stringers of wood placed in the bridge over Pogue's run on Meridian street, and also to repair said bridge. 1

Which was adopted.

Mr. Brown presented the following petition :

INDIANAPOLIS, Sept. 18, 1871.

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

GENTLEMEN—The undersigned, owners of lots fronting on Illinois street, between the Union Railway tracks and South streets, would respectfully represent to your honorable body that said street is in bad condition, and needs substantial improvement. They therefore pray your honorable body to pass an ordinance to so grade the street as to dispense with the present deep gutters, and to curb the sidewalks, where not now curbed, with good lime stone, and to pave with bowlders said street; and that said improvement be commenced before the winter sets in. And your petitioners will ever pray.

Richard Essigke, 20 feet.

A. Balls, 60 feet.

T. G. Lindlinyer, 40 feet.

William Essmann, 56 feet.

Edmund Rentsch, 56 feet.

Samuel E. Moran, 45 feet.

Adam Kistner, 60 feet.

Which was received.

Mr. Brown introduced Special Ordinance No. 116, 1871, entitled :

An Ordinance to provide for changing the grade of the gutters on both sides of Illinois street, between the Union Railway tracks and South street; and to curb the sidewalks, where not already curbed, with good Flat Rock or other good limestone, and for paving with bowlders the full width of Illinois street, between the Union Railway tracks and the south side of South street.

Which was read the first time.

Mr. Brown introduced General Ordinance No. 53, 1871, entitled :

An Ordinance to provide for tapping public sewers and drains, and making connections therewith,

Which was read the first time.

Mr. Brown introduced General Ordinance No. 54, 1871, entitled :

An Ordinance authorizing the appointment of Commissioners to appraise the damages that may accrue from cutting a new channel for Pogue's run, through the lands of Stoughton A. Fletcher, Ingram Fletcher, the heirs of Jeremiah Johnson, and the heirs of Gustavus A. Schurman and Catharine Schurman, deceased,

Which was read the first time.

Mr. Brown introduced Special Ordinance No. 117, 1871, entitled :

An Ordinance to provide for grading and paving with boulder stones the first alley south of Georgia street, running east and west between Meridian street and the first alley east thereof,

Which was read the first time.

Mr. Brown offered the following motion :

*Moved:* That the Citizens' Street Railway be allowed the privilege of paving with brick, flag stones, bowlders or wooden blocks or timbers, as the said Company may elect, the sidewalk in front of their property on Louisiana and Tennessee streets; provided, the same be done at their own expense, and to the satisfaction of the City Civil Engineer.]

Mr. Reagan moved to amend by saying, "only the portion used for the purpose of crossing with horses," &c.

Which was adopted. ]

Mr. Brown's motion, as amended, was then adopted.

Mr. Cottrell presented the following communication :



INDIANAPOLIS, IND., September 18, 1871.

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

GENTLEMEN—The undersigned desires to lease from you for the purpose of erecting a dwelling thereon, a piece of ground adjoining Marion Engine House on the South, and is willing to pay you a fair and reasonable price for the same. The said lease to run ten years, or more if you desire it. A description of the same is also herewith submitted.

Respectfully submitted,

J. H. WEBSTER,  
Driver of Hook and Ladder Wagon.

Which was referred to the Committee on Fire Department and Chief Fire Engineer.

Mr. Cottrell offered the following motion :

*Moved,* That the Chief Fire Engineer be authorized to purchase a wagon for the purpose of hauling material for the use of the Fire Department, the same not to cost over one hundred and twenty-five dollars.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Marsee, Reagan and Wiles—10.

Negative—Councilmen Newman, Whitsit and Woodburn—3.

Mr. Cottrell offered the following resolution :

*Resolved,* That the City Marshall be instructed to notify all the property holders on East street, between South and the Southern corporation line, to remove their fences and buildings from said East street, within sixty days after the passage of this resolution, and should any of the property owners on said street fail to comply with the provision of this order, then the City Marshall shall at once cause the obstruction to be removed at the expense of the property owner, on which such expense has been incurred, the City Civil Engineer to set the line stakes.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Kennington, Marsee, Reagan, Whitsit, Wiles and Woodburn—12.

Negative—Councilman Newman—1.

Mr. Gimber offered the following motion :

*Moved*, That the Street Commissioner be instructed to bowlder the mouth of the first alley West of Tennessee street, on the South side of Washington street, provided the same be paid for out of the ward fund.

Which was adopted.

Mr. Gimber presented the following petition :

INDIANAPOLIS, IND., Sept. ,18 1871.

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

GENTLEMEN—The undersigned would pray your honorable body to refund to me the sum of \$38.50, the amount of erroneous tax assessed against me on lot 52, in out-lot 24, which I have fully paid, and would pray your honorable body to refund.

Respectfully submitted,

His

COONROD X SCHNEIDER.

Mark.

Which was referred to the Committee on Finance and City Assessor.

Mr. Marsee introduced Special Ordinance No. 118, 1871, entitled :

An Ordinance to provide for curbing with stone and repairing the sidewalks with brick, on Virginia avenue, from Delaware street to Pogue's run,

Which was read the first time.

Mr. Marsee offered the following motion :

*Moved,* That the City Marshall be authorized to employ some one, without any charge to the city, to shoot the pigeons on the City Building, provided that such shooting be done before six o'clock A. M.

Which was adopted.

Mr. Marsee offered the following motion :

*Moved,* That the City Marshall notify Noel & Co., to repair their plank crossing over the sidewalk on Virginia avenue, between Maryland and Alabama streets, within ten days from this date.

Which was adopted.

Mr. Marsee offered the following motion :

*Moved,* That Jennie Daily have permission to grade and pave with brick, the sidewalk in front of her property on Erie alley, the same to be done in sixty days from date, and the City Civil Engineer is hereby directed to set the grade stakes for the same.

Which was adopted.

Mr. Marsee offered the following motion :

*Moved,* That the City Marshal be directed to notify the owner of the building on the south-east corner of square (79) seventy-nine, to repair the sidewalk on the east side along said property, within ten days from this date.

Which was adopted.

Mr. Marsee offered the following motion :

*Moved,* That the Street Commissioner be, and he is hereby instructed to immediately remove from Kentucky avenue all railroad tracks which are, or shall be in the way of the construction of the sewer, now being constructed on said street, doing no unnecessary damage to the rails, ties, or other material of said track, and in such manner as to least obstruct travel on said railroads, provided said railroads are not removed or protected by the managers thereof, within the time necessary for the building of the sewer.

Which was adopted.

Mr. Kennington offered the following motion :

*Moved* : That the City Marshal be instructed to open the extension of Union street, through the grounds of the heirs of Nicholas McCarty, as heretofore ordered to be extended by the Common Council.

Which was adopted.

Mr. Reagan offered the following motion :

*Moved* : That the Street Commissioner be, and is hereby, ordered to immediately repair the culvert at the west side of Tennessee, crossing South street.

Which was adopted.

Mr. Reagan offered the following motion :

*Moved* : That the Street Commissioner be, and is hereby, ordered to notify the Terre Haute and Richmond Railroad Company, and all other companies that cross those streets, to place a stone culvert at the west crossing of Mississippi and Louisiana streets, the same to be done within twenty days from this date; and in case of failure, the Street Commissioner be, and is hereby, ordered to do the said work, and charge the costs to said Companies.

Which was referred to the Committee on Streets and Alleys.

Mr. Whitsit introduced Special Ordinance No. 119, 1871, entitled :

An Ordinance to provide for planting and boxing shade trees on Buchanan street, from East street to Virginia avenue,

Which was read the first time.

Mr. Whitsit introduced Special Ordinance No. 120, 1871, entitled :

An Ordinance to provide for planting and boxing shade trees on Huron street, from Virginia avenue to the corporation line east,

Which was read the first time.

Mr. Whitsit introduced Special Ordinance No. 121, 1871, entitled:

An Ordinance to provide for planting and boxing shade trees on Elm street, from Noble street to the corporation line east,

Which was read the first time.

Mr. Whitsit introduced Special Ordinance No. 122, 1871, entitled:

An Ordinance to provide for planting and boxing shade trees on Hosbrook street, from Cedar street to the corporation line,

Which was read the first time.

Mr. Whitsit introduced Special Ordinance No. 123, 1871, entitled:

An Ordinance to provide for planting and boxing shade trees on Pine street, from Virginia avenue to Harrison street,

Which was read the first time.

Mr. Whitsit introduced Special Ordinance No. 124, 1871, entitled:

An Ordinance to provide for planting and boxing shade trees on Daugherty street, from East street to Virginia avenue,

Which was read the first time.

Mr. Whitsit offered the following motion:

*Motion:* That the Water Works Company be instructed to remove the single fire plugs recently erected on east Vermont street, and replace them with double plugs.

Which was adopted.

Mr. Whitsit offered the following motion :

*Motion* : That the Committee on Fire Department, with the Chief Fire Engineer, be instructed to purchase the necessary bells and fixtures for the new engine houses.

Which was adopted.

Mr. Whitsit offered the following motion :

*Motion* : That James Morearity be allowed to grade and pave the sidewalk in front of his property on East street, the same to be done within thirty days, and under the direction of the City Engineer.

Which was adopted.

Mr. Whitsit presented the following petition :

INDIANAPOLIS, IND., Sept. 18, 1871.

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

GENTLEMEN—Permission is respectfully asked of your honorable body to remove a one-story frame dwelling from Bates street, in the 8th ward in said city, to lot No. 15, in Yeizer's addition to said city.

C. H. SMITH.

Which was granted, and also permission was granted to all persons to remove buildings purchased from the School Trustees, provided they do not cross any bridges with any of said buildings.

Mr. Whitsit offered the following motion :

*Moved* : That the City Commissioners be directed, in making their estimates for the opening of streets, etc., to make them in accordance with the late decisions of the Supreme and Superior Courts, in reference to the opening of streets, etc., and be governed in all things by the City Attorney; and that the City Attorney be and is hereby empowered and instructed to act as an advisory member of said Board of Commissioners: and be it further provided, that the City Attorney shall make an examination of all ordinances and other

matters coming before the Common Council, and report as to their legality, before action is taken thereon.

Which was adopted.

Mr. Wiles introduced Special Ordinance No. 125, 1871, entitled :

An Ordinance to provide for the erection of lamp posts, lamps, and fixtures complete to burn gas, except the service pipe, on Washington street, from the Canal to White river,

Which was read the first time.

Mr. Wiles introduced Special Ordinance No. 126, 1871, entitled :

An Ordinance to provide for the erection of lamp posts, lamps, and fixtures complete to burn gas, except the service pipe, on Henry street, between Mississippi and Missouri streets,

Which was read the first time.

Mr. Wiles introduced Special Appropriation Ordinance No. 50, 1871, entitled :

An Ordinance appropriating money to pay the damages arising from the opening of Mississippi street from Tinker street to Twelfth street,

Which was read the first time.

Mr. Wiles introduced General Ordinance No. 55, 1871, entitled :

An Ordinance authorizing Edward King to construct a railroad track across New York street, at its eastern terminus,

Which was read the first time.

Mr. Wiles offered the following motion :

*Moved:* That the Civil Engineer be directed to set the stakes along the line of Mississippi street, from Seventh to Twelfth street, in accordance with the report of the City Commissioners, and approved by this Council.

Which was adopted.

Mr. Wiles offered the following motion:

*Moved:* That the City Clerk be instructed to notify citizens through the public papers, of the opportunity of procuring private fire alarm boxes at their own expense, by giving timely notice to the Chief Fire Engineer.

Which was adopted.

Mr. Wiles presented the following petition:

INDIANAPOLIS, September 18, 1871.

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

GENTLEMEN—We the undersigned respectfully petition your honorable body to have Tinker street and sidewalks graded and gravelled, from Meridian street to Fort Wayne or Western avenue.

W. H. BROWN, 162 feet.

H. R. ALLEN, 156 feet.

A. J. DANFORTH, 150 feet.

Which was received.

Dr. Woodburn presented the following petition:

INDIANAPOLIS, IND., Sept 18, 1871.

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

GENTLEMEN—The undersigned owners of the real estate fronting on St. Clair street, between Meridian and Alabama streets, respectfully petition your honorable body to pass an ordinance providing for the laying of gas pipes, and putting up lamp posts along St. Clair street, between Meridian and Alabama streets.

Respectfully submitted,

J. B. AIKMAN,

J. J. PALMER,

ROBERT GRAY,

MARY A. KREGLO,

GEO. TOWSEY,

And 6 others.



Which was received.

Dr. Woodburn presented the following petition :

INDIANAPOLIS, IND., Sept. 18, 1871.

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

GENTLEMEN—The undersigned, owners of real estate fronting on first alley east of Mississippi street, between First and Pratt streets, running south from First street to first alley south of same street, respectfully petition your honorable body to pass an ordinance providing for the grading and graveling with coarse river or creek gravel, fifteen (15) inches in the center, to four (4) inches at the sides: said alley being 180 feet long, and  $11\frac{1}{2}$  feet in width. And your remonstrants will ever pray, &c.

Respectfully submitted,

THOMAS MADDEN,  
JOHN H. KEVERS,  
H. N. GOE,  
JOHN SCHNABEL.

Which was received.

Dr. Woodburn introduced Special Ordinance No. 127, 1871, entitled :

An Ordinance to provide for grading and graveling the first alley east of Mississippi street, running south from First street to the first alley south of First street,

Which was read the first time.

Dr. Woodburn introduced Special Ordinance No. 128, 1871, entitled :

An Ordinance to provide for taking up the brick and relaying the same on the east sidewalk of Illinois street, from Market street  $67\frac{1}{2}$  feet south of Market street,

Which was read the first time.

Dr. Woodburn introduced Special Ordinance No. 129, 1871, entitled :

An Ordinance to provide for grading and graveling Tinker street and sidewalks, from the east line of the wide portion of Illinois street to the Central Canal, or Michigan road,

Which was read the first time.

Dr. Woodburn offered the following resolution :

*Resolved*, That the City Attorney be instructed to report an ordinance at the next meeting of the Council, providing for the widening of Tinker street to the width of fifty-three feet, from Illinois street west to the Michigan road, by the appropriation of a strip twenty feet wide off of the south ends of all lots lying on the north side of said Tinker street, between Illinois street and the Michigan road.

Which was adopted by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Cottrell, Kimber, Kennington, Marsee, Newman, Whitsit, Wiles and Woodburn—11.

Negative—Councilmen Craft and Reagan—2.

Mr. Marsee, from the Select Committee, made the following report :

INDIANAPOLIS, IND., Sept. 18, 1871.

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

GENTLEMEN—Your Select Committee to whom was referred the petition of the Union Starch Factory, would respectfully report that they have examined the same, and would recommend that they be allowed to run until further orders from this Council.

Respectfully submitted,

JOHN L. MARSEE,  
FR. THOMS,  
J. THOMAS COTTRELL,  
J. S. NEWMAN,  
AUSTIN H. BROWN.

Which was concurred in.

His Honor the Mayor offered the following motion :

*Moved*, That the Council now adjourn.

Which was adopted.

DANIEL MACAULEY,

Mayor.

ATTEST :

JNO. R. CLINTON,

City Clerk.