PROCEEDINGS

OF THE

COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, Monday, January 4th, 1864, 7¹/₂ 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, Boaz, Cook, Coburn, Emerson, S. A. Fletcher, Jr., H. A. Fletcher, Glazier, Haughey, Jameson, Lefever, McNabb and Thompson—14.

Absent—Councilmen Blake, Colley, Staub and Wallace—4.

The proceedings of the special session, held December 28th, 1863, were read and approved.

By Dr. Jameson-Petition:

INDIANAPOLIS, January 4th, 1864.

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

The undersigned petitioner, would respectfully represent to your honorable body, that he became lately, by purchase, the owner of that part of lot 4, in square 87, in Indianapolis, fronting on Kentucky Avenue, and being between Washington and Maryland streets; that there is on said premises a large two-story frame building, which building needs, in that part facing the back yard, a good deal of repairing to make it comfortable. Your petitioner would ask leave from your honorable body to grant him the privilege to extend the lower parts of the north-east part of said house, instead of repairing it in its present dimensions, about three feet in the back yard; and your petitioner would also state, that it would not increase the danger of fire, said building being isolated and separated from other adjoining buildings, besides the back yard, by a private alley. All of which is respectfully represented to your honorable body, and your petitioner will ever pray. WILLIAM KOLB.

Which, on motion of Dr. Jameson, was referred to the Judiciary Committee.

By Mr. Haughey, Chairman of the Finance Committee :

INDIANAPOLIS, January 4, 1864.

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

Gentlemen—The Finance Committee respectfully recommend that orders be issued by the City Clerk on the City Treasurer, to refund erroneous taxes, viz:

To Joseph K. English, City Treasurer, for the following, viz: Double assessment on 36 feet, north side, lot 45, out-lot

| 153, for 1862, in the name of William S. Ayres | \$2 86 |
|---|-----------|
| Double assessment against Charles Teine, on poll and per- | |
| sonal property, for 1862 and 1863 | 1 41 |
| Double assessment of lot 7, square 23, in name of J. S. | |
| Pratt, for 1862 and 1863 | $11 \ 37$ |
| Daniel Keely, poll tax for 1863, over age | 50 |
| Overcharge of delinquent taxes against Samuel Golds- | |
| berry's heirs, on lot 10, square 44, and lots 3, 7, 15, 16, | |
| 17 and 18, in out-lot 46 | 42 70 |
| Double assessment against lot 34, Stumph's sub-division, | |
| out lot 44, poll and personal property for 1862, in the | |
| name of John Muller | 2 40 |
| To George Mather, on poll and personal property, for | |
| 1861 and 1862, resides in Lawrenceburg | 2 50 |
| To Daniel Keely, for poll tax for 1862, over age | 50 |
| | |

To John Clark, for poll tax for 1863, over age...... 50

\$64 79

| TH | EO. | Ρ. | HAUGHEY, |) |
|----|------|-----|----------|------------|
| H. | COJ | BUI | RN, | Committee. |
| H. | A.] | FLI | ETCHER. | 1.00 |

On motion, the report was concurred in, and the City Clerk directed to issue the warrants.

By Mr. S. A. Fletcher, Jr., Chairman Committee on Accounts : AN ORDINANCE appropriating money for the payment of sundry claims against the City of Indianapolis :

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

434

POLICE EXPENSES.

| I OHIOH DITT DIVENS | | |
|---|-------------|-----------------|
| David Powell, services as chief of police, to December 31st, 1863, inclusive. W. S. Johnson, services as lieutenant of police, to December 31st, 1863, inclusive. John S. Bray, services as policeman, to December 31st, 1869, inclusive. | # cO | 0.0 |
| W. S. Johnson, services as lieutenant of police, to Decom | \$62 | 00 |
| ber 31st. 1863. inclusive | 54 | 25 |
| John S. Bray, services as policeman, to December 31st, | | |
| 1000, Inclusive | 54 | 25 |
| George Taffe, services as policeman, to December 31st, | ~ . | ~~ |
| 1863, inclusive | 54 | 25 |
| Thos. D. Amos, services as policeman, to December 31st, 1863, inclusive | 42 | 75 |
| Wm. W. Loucks, services as policeman, to December | 40 | 10 |
| 31st, 1863, inclusive | 53 | 37 |
| Hannibal Taffe, services as policeman, to December 31st, | | |
| 1863, inclusive | 54 | 25 |
| Joseph Charles, services as policeman, to December 31st, | | |
| 1863, inclusive | 50 | 75 |
| W. F. Brennemer, services as policeman, to December | 5.4 | 25 |
| 31st, 1863, inclusive Robt. Redmond, services as policeman, to December | 94 | 20 |
| | 52 | 50 |
| San'l Buser, services as policeman, to December 31st, 1863, inclusive. F. Lang, services as policeman, to December 31st, 1863, inclusive. Honry Paul services as policeman to December 31st, 1863, inclusive. | | 00 |
| 1863, inclusive | 49 | 00 |
| F. Lang, services as policeman, to December 31st, 1863, | | |
| inclusive | 54 | 25 |
| Henry Paul, services as policeman, to December 31st, 1863, inclusive | ~ 4 | 05 |
| 1863, inclusive | 54 | 25 |
| 31st, 1863, inclusive | 51 | 25 |
| A. Unversaw, services as policeman, to December 31st, | 04 | 40 |
| 1863, inclusive | 54 | 25 |
| H. S. Adams, services as policeman, to December 31st, | | -0 |
| 1863, inclusive | 52 | 50 |
| J. W. Bradley, services as policeman, to Decembet 31st, | | |
| 1863, inclusive | 54 | 25 |
| A. E. Catterson, services as policeman, to December 31st, | 5.4 | ۹r |
| 1863, inclusive D. I. Thompson, services as policeman, to December 31st. | 04 | 25 |
| 1863 inclusive | 51 | $62\frac{1}{2}$ |
| Jesse T. Murphy, services as policeman, to December | 01 | 042 |
| SISU, 1005, Inclusive | 51 | $62\frac{1}{2}$ |
| Jacob B. Power, services as policeman, to December | | _ |
| 31st, 1863, inclusive | 54 | 25 |
| Jos. P. Duvall, services as policeman, to December 31st, | F 4 | 05 |
| 1863, inclusive Chas. E. Carter, services as policeman, to December | 54 | 25 |
| 31st, 1863, inclusive | 7 | 00 |
| | | 00 |
| Amount carried forward \$1 | 179 | 37 |
| | | |

435

1

| Amount brought forward \$ William Bretney, services as policeman, to December | 1179 | 37 |
|---|------|-----------------|
| 31st, 1863, inclusive | 54 | 25 |
| M. W. E. Doran, services as policeman to December 31st, 1863, inclusive | 54 | 25 |
| Dab't P Ranhaa dontrigad ad policoman to December | | 20 |
| William Williams, services as policeman, to December 31st, 1863, inclusive | 22 | 75 |
| 31st, 1863, inclusive | 49 | 00 |
| 31st, 1863, inclusive John Gray, services as policeman, to December 31st, | | |
| 1863, inclusive George Thomas, services as policeman, to December | 35 | 00 |
| | | 00 |
| Levi Wilmington, services as policeman, to December | 99 | 95 |
| 31st, 1963, inclusive. Wm. A. Patterson, services as policeman, to December 21st 1863 inclusive | 00 | 25 |
| Wm. Oyler, services as policeman, to December 31st, 1863, inclusive | 24 | 50 |
| 1863. inclusive | 12 | 25 |
| 1863, inclusive August Nagel, services as policeman, to December 31st, 1863, inclusive | 1- | |
| 1863, inclusive Orrin Lawton, services as policeman, to December 31st, | 9 | $62\frac{1}{2}$ |
| ISO5 Inclusive | '/ | 87圭 |
| George W. Luckey, services as policeman, to December 31st, 1863, inclusive | ~ | - |
| 51st, 1805, Inclusive | | 25 |
| J. B. Wilson, sundries furnished Street Commissioner | | 60 |
| George Stilz, sundries furnished Street Commissioner | 10 | 50 |
| Smith & Ittenbach, furnishing and setting curbing, at | | |
| the intersection of Pearl and Meridian streets | | .00 |
| Jordan & Burnett, printing | 27 | 00 |
| Alexander Wood, assisting Civil Engineer, | 39 | 60 |
| M. Shea, assisting Civil Engineer | 39 | 60 |
| John Stumph, for building bridge over the I. & C. R. | | |
| Road at its crossing with Noble street | 2321 | 00 |
| John Stumph, balance on estimate for Pearl street | 6 | 98 |
| H. Timmerman, city's portion of first and final estimate | | |
| for grading and graveling the thirty foot alley, run- | | |
| ning north and south through square 21 | 20 | 00 |
| Henry Coburn, hauling wood to the poor, 11 days at | | |
| \$3 00 per day | 33 | 00 |
| Henry Coburn, lumber furnished to build shanty for distributor of wood | 0 | 43 |
| | 9 | 40 |
| FIRE DEPARTMENT. Charles E. Curtis, services as engineer in Fire Depart- | | |
| mant anding December 21st 1962 | | 0.0 |
| ment, ending December 31st, 1863 Dan'l Glazier, services as engineer in Fire Department, | \$65 | 00 |
| ending December 31st, 1863 | GE | 00 |
| | 65 | 00 |
| Amount carried forward \$4 | 221 | 08 |
| | 201 | 00 |

| Amount brought forward | \$4231 | 08 |
|---|--------|----|
| Amount brought forward William McDougal services as fireman, ending December | | |
| 31st, 1863E. II. Webster, services as fireman, ending December | 52 | 70 |
| E. II. Webster, services as fireman, ending December | | |
| 31st, 1863 James Fox, services as fireman, ending December 31st, | 52 | 70 |
| James Fox, services as fireman, ending December 31st, | | |
| 1863 | 102 | 70 |
| James Smith, services as driver, ending December 31st, | | |
| 1863 | | 70 |
| William Dawson, services as driver, ending Decemcer | | |
| 31st, 1863 William Miller, services as driver, ending December 31st, | 52 | 70 |
| William Miller, services as driver, ending December 31st, | | |
| 1863 | 52 | 70 |
| William Curtis, services as driver, ending December 31st, | | |
| 1863 | 52 | 70 |
| 1863 Sam'l Blythe, services, as driver, ending December 31st, | | |
| 1863 | 52 | 70 |
| George Kentzel services as driver ending December | | |
| 31st 1863 | 52 | 70 |
| 31st 1863 Lafayette Doughty, services as watchman, ending Decem- ber 31st, 1863 Chas. W. Rhoads, services as watchman ending Decem- box 21st 1962 | | |
| ber 31st, 1863 | 52 | 70 |
| Chas. W. Rhoads, services as watchman ending Decem- | | |
| UCT 01St. 1000 | 04 | 70 |
| C. F. Schnidt, for 322 yards dirt, used for filling up | | |
| lot on South street, between Delaware and Penn- | | |
| sylvania street, at forty-five cents per yard | 144 | |
| P. J. Reinhardt, keys for offices | 2 | 00 |
| Wesley M. Adams, repairing circle fence | 26 | 50 |
| G. F. Adams, desk for police office | 36 | 00 |
| Spiegel, Thoms & Co., dcsk for Clerk's office | | 65 |
| Spiegel, Thoms & Co., varnishing desk in Mayor's office, | 4 | 00 |
| R. L. & A. W. McOuat, sundries | | 60 |
| Indianapolis Gas Light & Coke Company, gas, &c., fur- | | |
| Indianapolis Gas Light & Coke Company, gas, &c., fur- nished street lamps for three months, ending Decem- | | |
| ber 31st, 1863 | 2980 | 18 |
| ber 31st, 1863 W. J. H. Robinson, for keeping city prisoners for the month of November, 1863 Hugh Slavin, hauling wood twenty-two days to the poor, at \$2 75 per day William McClain Boaz, hauling wood to the poor nine-teen days at \$3.00 per day. | | |
| month of November, 1863 | 396 | 00 |
| Hugh Slavin, hauling wood twenty-two days to the | | |
| poor, at \$2 75 per day | 60 | 50 |
| William McClain Boaz, hauling wood to the poor nine- | | |
| teen days, at go oo per day | 57 | 00 |
| William McClain Boaz, twenty-five days distributing | | |
| wood to the poor at \$2 00 per day | 50 | 00 |
| William Boaz, sundries, as per bill | | 75 |
| Hasselman & Vinton, sundries, as per bill | 41 | 30 |
| John G. Waters, specific | 75 | 00 |
| | | • |
| Total | \$8730 | 16 |

RECAPITULATION.

| Gas | \$2980 | 18 | 5. |
|---------------------|--------|----|----|
| Bridges | | | |
| Police | 1522 | 37 | ł |
| Fire Department | 751 | 00 | j |
| Specific | 544 | 33 | ļ |
| Jail expenses | | | |
| Street improvements | 132 | 18 | ; |
| Printing | 27 | 00 | J |
| Street repairs. | | | |
| 1 | | | |
| | 00000 | 10 | |

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

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

Ordained and established this 4th day of January, 1864. JOHN CAVEN, Mayor.

Attest:

C. S. BUTTERFIELD, City Clerk.

The ordinance was read the first time, and, on motion of Dr. Thompson, was read a second time by its title.

Mr. Emerson then moved that the rules be suspended, and the ordinance read a third time now.

The question being on the suspension of the rules, those who voted in the affirmative, were Councilmen Allen, Brown, Boaz, Cook, Coburn, Emerson, S. A. Fletcher, Jr., H. A. Fletcher, Glazier, Haughey, Jameson, Lefever, McNabb and Thompson.—14.

Noes, none.

So the rules were suspended, and the ordinance read a third time.

The question being, shall the ordinance pass? those who voted in the affirmative, were Councilmen Allen, Brown, Boaz, Coburn, Cook, Emerson, S. A. Fletcher, Jr., H. A. Fletcher, Glazier, Haughey, Jameson, Lefever, McNabb and Thompson.—14.

Noes, none.

So the ordinance passed.

By Mr. Allen, Chairman Committee on Fire Department :

INDIANAPOLIS, January 4th, 1864.

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

The Committee on Fire Department, beg leave to offer the following resolution :

WILLIAM ALLEN, THEODORE P. HAUGHEY. Committee. Resolved, That three hundred dollars be appropriated in favor of the Fire Department, for the purpose of procuring feed, fuel, &c.

The question being, shall the resolution pass? those who voted in the affirmative were Councilmen Allen, Brown, Boaz, Cook, Coburn, Emerson, S. A. Fletcher, Jr., H. A. Fletcher, Glazier, Haughey, Jameson, Lefever, McNabb and Thompson—14.

Noes, none.

So the resolution passed.

By Mr. Brown, Chairman Committee on Streets and Alleys : INDIANAPOLIS, January 4th, 1864.

Mr. President—The Committee on Streets and Alleys, to whom was referred the petition of A. C. Howard, proposing to put, up at the corners of streets, their names, would report that, though the price seems reasonable for the work proposed to be done, yet, in the present state of our finances, we think it inexpedient to now legislate upon the subject.

AUSTIN H. BROWN, HENRY COBURN, WILLIAM COOK.

Which, on motion, was concurred in.

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

Resolved, That a first and final estimate be allowed D. Root & Co., for furnishing and erecting lamp-posts, lamps and fixtures, on East street, between South street and Pogue's Run, when finished to the satisfaction of the Civil Engineer.

The question being on the adoption of the resolution, those who voted in the affirmative were Councilmen Allen, Brown, Boaz, Cook, Coburn, Emerson, S. A. Fletcher, Jr., H. A. Fletcher, Glazier, Haughey, Jameson, Lefever, McNabb and Thompson-14.

Noes, none.

So the resolution passed.

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

Resolved, That the following first and final estimate allowed D. Root & Co., for furnishing and erecting lamp-posts, lamps and fixtures on Pennsylvania street, between Michigan street and Donation line north, be and the same is hereby adopted as the estimate of the Common Council, and the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution, those who voted in the affirmative were Councilmen Allen, Brown, Boaz, Cook, Coburn, Emerson, S. A. Fletcher, Jr., H. A. Fletcher, Glazier, Haughey, Jameson, Lefever, McNabb and Thompson—14.

Noes, none.

So the resolution passed.

| First and final estimate allowed D. Root & Co., for furnishing and erecting |
|--|
| lamp-posts, lamps and fixtures on Pennsylvania street, between Michigan |
| street and the Donation line north, made at $13\frac{1}{2}$ cents per lineal foot. |

| | | | | | | ئب |
|--|--------------------|---------|--|-------------------|--------|---|
| · | | | | | | Assessment. |
| OWNERS' NAMES. | | re. | Out-Lot. | | es. | ssn |
| | ot. | Square. | L-J | Feet. | Inches | ssee |
| | Lot. | S_{Q} | õ | н | In | As |
| Daniel S. Ward's heirs, 9, 10, 11, 12, & s. ½. | 8 | 5 | | 151 | 101 | \$20 505-16 |
| Margaret H. McCarthy, 7 and north 1. | 8 | 5 | | 50 | 71 | 6 83 7-16 |
| Albert J. Danforth | 6 & 5 | 5 | | 67 | 6 | $9 11\frac{1}{2}$ · |
| John S. Dunlop | 3&4 | 5 | | 67 | 6 | $9 11\frac{1}{2}$ |
| Gustavus Schurman | 1&2 | 5 | ••••• | 67 | 6 | $9 11\frac{1}{2}$ |
| State of Indiana State of Indiana | ••••• | ••• | $\frac{5}{36}$ | $\frac{420}{420}$ | 0 | $\begin{array}{ccc} 56 & 70 \\ 56 & 70 \end{array}$ |
| Eli A. Hall. | | ••• | 172 | 420 | 4 | 8 82 |
| James M. Frost | | •••• | 172 | 65 | 4 | 8 82 |
| James A. Tarlton | 2 | | 172 | 32 | 8 | . 4 41 |
| James M. Frost | 1 | | 172 | 32 | 8 | 4 41 |
| Samuel C. Frink, off south side | 10 | | 172 | 46 | 0 | 6 21 |
| James J. Drum, off north side | 10 | | 172 | 16 | 6 | $2 22\frac{3}{4}$ |
| Susanna Wallace, off south side | 9 | ••• | 172 | 31 | 3 | $4 21\frac{7}{8}$ |
| C. G. L. Moore, lot 8 and north half | . 9 | ••• | 172 | 93 | 9 | $12 65\frac{5}{8}$ |
| Wm. M. Patton's heirs, off south side | 777 | ••• | $172 \\ 172$ | $\frac{37}{25}$ | 6 0 | $5 06\frac{1}{2}$ 3 37 $\frac{1}{2}$ |
| D. V. Culley, off north side D. V. Culley, off south side | 6 | •••• | 172 | 20 50 | 0 | 6 75 |
| Theresa Sargent, lot 5 and north part. | 6 | | 172 | 75 | 0 | $10\ 12\frac{1}{2}$ |
| Benjamin F. Haugh | 4 | | 172 | 62 | 6 | $8 43\frac{3}{4}$ |
| Deloss Root | 3 | | 172 | 62 | 6 | $8 43\frac{3}{4}$ |
| Nancy B. Cox, one and | 2 | | 172 | 100 | 0 | 13 50 |
| English Lutheran Church | 13 | | | 62 | 6 | $8 43\frac{3}{4}$ |
| William E. Wood, 11 and | 12 | | | 125 | 0 | $16 87\frac{1}{2}$ |
| J. R. Osgood, south-west part | ••••• | 4 | ••••• | 202 | 6 | |
| J. R. Osgood, middle part | ••••• | | | 50 100 | 0 0 | $\begin{array}{c} 6 & 75 \\ 13 & 50 \end{array}$ |
| Hardin Parrish, part John M. Lord, north-west part | ••••• | 4 | | 67 | 6 | $911\frac{1}{2}$ |
| James D. Brown | 1 | т | 4 | 115 | Ő | $15 52\frac{1}{2}$ |
| Mary W. Lowe | $ $ $\overline{2}$ | | 4 | 45 | Õ | 6 071 |
| Samuel Wilmot | 3 | | 4 | 40 | 0 | 5 40 |
| Frank F. Simpson | 4 | | 4 | 35 | 0 | 4 721 |
| A. L. Roach | 5 | | 4 | 32 | 0 | 4 32 |
| Moses F. Adamson | 6 | | | 38 | 4 | $4 98\frac{1}{2}$ |
| W. J. & S. A. Johnson | 1008 | | $\begin{vmatrix} 4\\ 37 \end{vmatrix}$ | $\frac{76}{50}$ | 8 0 | $ \begin{array}{c ccccccccccccccccccccccccccccccccccc$ |
| Anna S. Fry, south part Alexander Wands, north part, 7 s. part. | 8 | •••• | 37 | 35 | 8 | |
| David Ray, north part | 8 | •••• | . 37 | 40 | ŏ | 540^{8} |
| Mary A. Davis | 9 | | 37 | 62 | 10 | 8 491 |
| Alexander Metzger | 10 | | 37 | 62 | 10 | $8 49\frac{1}{4}$ |
| Moses Kaufman, off south part | 11 | | 37 | 40 | 0 | 5 40 |
| Wm. J. Halliday, n. part 11 & s. part | 12 | | 37 | 42 | 10 | $5 78\frac{3}{4}$ |
| Joseph Long, north part | 12 | | 37 | 42 | 10 | |
| Elizabeth G. Palmer 15 and | 14 | | 173 | $73 \\ 25$ | 0 | $985\frac{1}{2}$ |
| James M. Frost | $16 \\ 17$ | 1 | $ 173 \\ 173 $ | 35 35 | 0 | $\begin{array}{ccc} 4 & 72rac{1}{2} \\ 4 & 72rac{1}{2} \end{array}$ |
| Wm. Y. Wiley James M. Cook | 17 18 | | 173 | 35 35 | 0 | $472\frac{1}{2}$ $472\frac{1}{2}$ |
| Alfred Booth | 19 | | 173 | 35 | Ő | $472\frac{1}{2}$ |
| | | | | | | |
| Amount carried forward | | | | | | \$488 631 |
| | | | | | | |

440

Jan. 4, 1864.

| OWNERS' NAMES. | Lot. | Square. | Out lot. | Feet. | Inches. | Assessment. |
|---|--------------------------|--------------|--|------------------------|--|--|
| Amount brought forward John S. Spann, 20, 21, 22 Jane Locke Nathaniel F. Cunningham Joseph E. McElvain Christ Church | $38 \\ 1 \\ 2 \\ 3 \& 4$ | ···· ···· | $173 \\ 173 $ | 103 93 50 100 | $\begin{array}{c} 0 \\ 2\frac{1}{2} \\ 10 \\ 0 \\ 0 \\ 0 \\ 0 \end{array}$ | $\begin{array}{r} \$488 \ 63 \\ \$14 \ 17 \\ 13 \ 93 \\ 12 \ 67 \\ 6 \ 75 \\ 13 \ 50 \\ 20 \ 25 \end{array}$ |
| James M. Bradshaw, 5 Lydia M. Latham William Tinsley, north part Common Council | 8 | •••• | 173 | 84 | | $ \begin{array}{r} 20 & 23 \\ 11 & 34 \\ 11 & 454 \\ 87 & 294 \\ \hline \$680 & 00 \end{array} $ |

ESTIMATE ALLOWED DELOSS ROOT-Continued.

I certify the above estimate correct, and made in accordance with an order of the Common Council.

INDIANAPOLIS, January 4, 1864.

JAMES WOOD, Civil Engineer.

Mr. Brown, Chairman Committee on Streets and Alleys, presented the following Report from John M. Kemper, Street Commissioner:

INDIANAPOLIS, January 4, 1864.

Report of Street Commissioner to Committee on Streets and Alleys, of amount of work done by him from September 14, 1863, to January 2, 1864, inclusive.

| John Richman, 78 days, at \$1 50 per day | \$117 | 00 |
|--|-------|----|
| James Kennedy, 68 days, at \$1 50 per day | 112 | 00 |
| Dennis Stow, 33 ³ / ₄ days, at \$1 50 per day | 50 | 62 |
| Mathias Kemper, 12 days, at \$1 50 per day | 18 | 00 |
| Patrick Sullivan, 13 days, at \$1 50 per day | 19 | 50 |
| Patrick Conner, 9 days, at \$1 50 per day | 13 | 50 |
| John Leonard, $67\frac{3}{4}$ days, at \$1 50 per day | 101 | 62 |
| Thomas Pyle, $63\frac{3}{4}$ days, at \$1 50 per day | 96 | 62 |
| John Kirkwood, 4 days, at \$1 50 per day | 6 | 00 |
| Michael Welsh, 2 days, at \$1 50 per day | 3 | 00 |
| J. J. Wenner, 50 days, at \$1 50 per day | 75 | 00 |
| James Ferreter, 12 days, at \$1 50 per day | 18 | 00 |
| J. Nash, $4\frac{1}{2}$ days, at \$1 50 per day | 6 | 75 |
| Mathew McCormack, 34 days, at \$1 50 per day | 51 | 00 |
| Phillip Mahony, 30 ¹ / ₂ days, at \$1 50 per day | 45 | 75 |
| John Hennesy, 33 days, at \$1 50 per day | 49 | 50 |
| John Hellen, 23 ¹ / ₂ days, at \$1 50 per day | 35 | 25 |
| Patrick Conwell, $4\frac{1}{2}$ days, at \$1 50 per day | 6 | 75 |
| | | |

Amount carried forward..... \$825 86

COUNCIL PROCEEDINGS.

| American I to Command | moor or |
|---|----------|
| Amount brought forward | \$825 86 |
| J. W. Broomfield, 76 days teamster, at \$3 per day | 228 00 |
| William Wells, $4\frac{1}{2}$ days teamster, at \$3 per day | 13 50 |
| A. Cropper, 5 days teamster, at \$3 per day | 15 00 |
| R. Cropper, $11\frac{1}{2}$ days teamster, at \$3 per day | 34 50 |
| J. W. White, 34 days teamster, at \$3 per day | 102 00 |
| J. Clark, 6 days teamster, at \$3 per day | 18 00 |
| J. Cunningham, 7 days teamster, at \$3 per day | 21 00 |
| J. N. Burrows, 2 days teamster, at \$3 per day | 6.00 |
| L. Kemper, teamster, $38\frac{1}{2}$ days | 115 50 |
| H. Lewis, teamster, $18\frac{1}{2}$ days | 55 50 |
| A. Rubush, teamster, 1 day | 3 00 |
| Michael O'Conner, teamster, $1\frac{1}{2}$ days | 4 50 |
| John Kimmel, Arcadia, Ind., for hewed timber and | |
| lumber | 125 50 |
| Toll-keeper of Lick Creek Gravel Road Company | 6 00 |
| · · · · | |

\$1573 86

JOHN M. KEMPER,

Street Commissioner.

Which, on motion, was accepted and approved. By Mr. Brown, Chairman Committee on Streets and Allevs:

INDIANAPOLIS, January 4, 1864.

Mr. President—The Committee on Streets and Alleys, to whom was referred the bids of John Stumph, for bouldering the alley running north and south through square 65, between Washington and Pearl street, and for bouldering the alley running north and south through square 65, between Pearl and Maryland streets, report that he is the best bidder, and recommend that the contract be awarded him.

> AUSTIN H. BROWN, HENRY COBURN, WILLIAM COOK.

On motion, the report was concurred in, and the contracts awarded.

By Mr. Emerson, from Select Committee:

INDIANAPOLIS, January 4, 1864.

Mr. President—Your Committee to whom was referred the matter in relation to damages to certain persons on Benton street, caused by the grading of said street, would respectfully report :

| 28 yards of excavation, at 20 cents | \$5 | $\bar{60}$ |
|---------------------------------------|-----|------------|
| Brick work, 5000 at \$15 per thousand | 75 | 00 |

Total...... \$80 60

Your Committee would report further, that in their opinion the city is not liable for damages caused by the grading of any street within the corporate limits. And for further information. your Committee would refer your honorable body to the decision of the Supreme Court of Indiana, and also that of Chief Justice John Marshall, delivered at Washington City, on the subject:

"In the case of Macy v. City of Indianapolis, 17 Indiana Rep. 267, the Supreme Court of Indiana decide that for damages resulting from a change in the grade of a street, the property holder cannot recover. In this case, the Supreme Court said: 'It would no doubt have been within the legitimate province of the legislature to make provision for the payment of such damages, but they have not done so. In the absence of such provision, it is clear that damages cannot be recovered against the city.'

"In Gostler v. City of Georgetown, 6 Wheaton Rep. 593, the Supreme Court of the United States made a similar decision, Chief Justice John Marshall, delivering the opinion of the Court. In the case of Smith v. City of Washington, 20 Howard U.S. Rep. a similar decision was made by the same tribunal."

Your Committee would, therefore, recommend that the action of this Council allowing the said damages, be rescinded.

All of which is respectfully submitted.

R. B. EMERSON,

S. LEFEVER, WILLIAM ALLEN. Special Committee.

Which, on motion of Mr. Haughey, was laid upon the table.

Carrying Con-ce'l'dWeap's Gambling. Running Ve-hicles with-Grand Larc'y Petit Larceny Disturbing the Peace. Violating Dog Ordinance. Obstructing Gutters. Feeding on Streets. Shooting in Streets. Violat'gSun' Ordinance. Obstructing Sidewalks. Hitching to Lamp Posts. Shooting in Hitching to Shade Tree Number of Days Run. Exhibiting Show with-out License Intoxication Driving on Sidewalk. Resisting Assault an Battery, w intent to 1 NAMES. 31 David Powell, Captain 18 John S. Bray...... 31 2 12 5 $\mathbf{5}$ 16 7 3 16 1 301 4 1 William W. Loucks. 3 2 1 Hannibal Taffe..... 4 3 1 Joseph Charles..... 7 1 3 3 12 6 2...... -1 23 1 19 3 13 $\mathbf{2}$ 7 21 1 22 Henry Paul......31 17 1 1 1 22 19 1 16 14 1 19 Hubbard S. Adams...... 30 16 1 1 3 3 4 4 ----17 291 16 1 Daniel I. Thompson..... 1212 Jesse T. Murphy..... 17 11 1 1 1 3 Jacob B. Power..... 21 14 1 Charles E. Carter...... 13 11 William Bretney..... 8 2 5 M. W. E. Doran 11 10 1 19 George Thomas, extra...... 20 17 1 5 5..... William Williams 5 8 5 [. William A. Patterson...... 14 5 3 344 1 6

PAY ROLL and Report of the Police Force of the City of Indianapolis, for the month ending Dec. 31, 1863.

I certify, on honor, that the above Pay Roll and Report is correct and just, and that it was made out in accordance with orders to me directed by the Common Council of the city of Indianapolis. DAVID POWELL. Chief of Police.

The Chief

of Police submitted the

following

..

Which, on motion, was accepted and approved Mr. F. M. Herron, winder of the town clock, reported verbally, that the \$50 in addition to his former salary, which was allowed him at a previous meeting of the Council, was not sufficient to enable him to put the clock in good repair, and keep it running, so as to keep correct time; that it would cost at least that amount to clean and repair the clock, and that it was worth at least \$100 per annum to wind and regulate the clock, and make it keep correct time.

Which was received.

By Mr. Haughey-Motion:

That Mr. Herron be allowed the sum of one hundred dollars per annum, as winder of the town clock; and that he be allowed the sum of fifty dollars to clean and repair the said clock.

Which motion was adopted.

By Mr. Emerson :

Resolved, That Bennet Brooks be allowed a first and final estimate, for the erection of the wood work of the bridge over the railroad on Noble street, when completed to the satisfaction of the Civil Engineer.

The question being on the adoption of the resolution, those who voted in the affirmative, were Councilmen Allen, Brown, Boaz, Cook, Coburn, Emerson, S. A. Fletcher, Jr., H. A. Fletcher, Glazier, Haughey, Jameson, Lefever, McNabb and Thompson—14.

Noes, none.

So the resolution passed.

By Mr. Brown ;

Resolved, That the City Clerk issue his warrant in favor of John M. Kemper, Street Commissioner, for five hundred dollars, to pay for lumber, and labor on bridges and streets.

The question being on the adoption of the resolution, those who voted in the affirmative, were Councilmen Allen, Brown, Boaz, Cook, Coburn, Emerson, S. A. Fletcher, Jr., II. A. Fletcher, Glazier, Haughey, Jameson, Lefever, McNabb and Thompson—14.

Noes, none.

So the resolution passed.

By Dr. Jameson—Motion :

That a committee of three be appointed to revise the rules governing the deliberations of the Council.

Which motion was adopted.

His Honor, the Mayor, appointed as said Committee, Councilmen Jameson, Brown and Haughey. By Dr. Thompson-Motion:

That the Committee on the Fire Department inquire and report to the Council whether the Engineers, Firemen, Drivers and Watchmen, in the Fire Department, engage in any other business than their regular duties.

Which motion was adopted.

By Mr. Haughey-Motion :

That the Street Commissioner be directed to replace the foot bridges on Pennsylvania street, and on Washington street, where there are stone crossings.

Which motion was adopted.

His Honor, Mayor Caven, presented the following:

By Telegraph from Brooklyn, January 4, 1864.

Hon. JOHN CAVEN—Your letter received. Will accept according to your letter. Give the grant to R. B. Catherwood and his associates. We must re-organize. If given to me, will be on at once. Telegraph result.

R. B. CATHERWOOD.

Which was read and received.

His Honor, the Mayor, reported that he had issued 359 certificates to volunteers, for the sum of fifty dollars, in pursuance of the resolution, passed at a previous meeting of the Council, ap-⁴ propriating \$25,000, for the maintenance, protection and support of the families of volunteers.

On motion, the Council adjourned.

JOHN CAVEN, Mayor.

ATTEST :

C. S. BUTTERFIELD, City Clerk.