

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
MONDAY, APRIL 9TH, 1866, 7½ O'CLOCK, P. M. }

The Common Council met in regular session.

Present—His Honor, the Mayor, John Caven, in the chair; and the following members at first roll-call :

Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Grosvenor, Kappes, Loomis, MacArthur, Seidensticker and Thompson—12.

Absent—Councilmen Fletcher, Glazier, Jameson, Schmidt and Staub—5.

The proceedings of the regular session, held April 2d, 1866, were read and approved.

By Mr. Kappes—Communication :

INDIANAPOLIS, April 9, 1866.

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

GENTLEMEN:—Anthony Shuldmeyer is assessed on the tax duplicates of the county and city, for the year 1865, with personal property to the amount of five hundred and sixty-five dollars (\$565.00.) Complaint was made by him to the last March term of the Board of Commissioners, that five hundred dollars of said assessment was erroneous, which, upon investigation, was so decided, and the sum of eight dollars and twenty-five cents, the amount of

tax of said erroneous assessment, allowed him. He now asks your honorable body to investigate the statement herein made, and cause him to be paid eight dollars and twenty-five cents, in accordance with your rate of assessment of 500 dollars claimed to be erroneous.

Very respectfully,

JACOB T. WRIGHT.

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

By Mr. MacArthur—Petition :

INDIANAPOLIS, April 9, 1866.

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

We would pray your honorable body for redress of error paid as taxes on lot 321, in out-lot 50, in the City of Indianapolis, said lot being taxed with six hundred dollars of improvements, nothing in the way of improvements being made, not even a fence.

COLL & RANIHAN.

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

By His Honor, the Mayor—Petition :

INDIANAPOLIS, April 9, 1866.

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

GENTLEMEN:—I would respectfully petition your honorable body for permission to remove a portion of the earth near the west end of the alley running from New Jersey to East street, and between New York and Vermont streets. I am the owner of the lot on the north side of the alley at the point from which I propose to remove the earth; and Jos. R. Haugh is the owner on the south side, and he consents to the removal.

The earth will be useful to me, and I do not desire to remove a quantity sufficient to injure the alley, and am willing that your order granting such consent should be conditioned that no more should be removed than in the opinion of your Engineer would not injure the alley, and your petitioner will ever pray.

G. A. WELLS.

I am the owner of the lot on the south side of the above described alley and consent to the removal of the earth, as above petitioned for, as it will not injure the alley.

JOS. R. HAUGH.

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

By Mr. Seidensticker—Petition :

INDIANAPOLIS, April 3, 1866.

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

We, the undersigned petitioners, owning property and living in same, situated on St. Clair street, between Bellefontaine and Peru Railroads, hereby petition the Council of the City of Indianapolis to relieve us for the present of the expense of improving that part of said street, between the Bellefontaine and Peru Railroads, on account that we are not in a condition to meet said expense.

John Deer Sherdey,
Carl Lahmann,
John Muller,

Peter Shafer,
Fred. Prutok,
And 2 others.

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

By Mr. Seidensticker—Communication :

INDIANAPOLIS, April 9, 1866.

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

GENTLEMEN:—The undersigned respectfully represent to you that he is the contractor for the bowldering of West Washington street, having taken said job (between Missouri street and the alley west of West street) off the hands of Joseph Kruger, the original contractor, to which your consent was duly obtained. Upon making my preparations for completing said job early this spring, I am notified by the property holders of their decided unwillingness to have said work done, because they do not want to pay for the Street Railway's portion of said work. They threaten, in case the work is done over their protest, to delay and hinder me in the collection of the assessment as long as the law will give them a chance. I submit these facts to your consideration, and if you decide it to be best, am willing to have my contract canceled, and thus to enable your honorable body to pass a new ordinance, in which the respective portion will be taxed against the Street Railroad, which cannot be done under the present ordinance and contract.

All of which is respectfully submitted to your consideration

JOHN STUMPH.

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

By Dr. W. Clinton Thompson—Communication :

INDIANAPOLIS, April 9, 1866.

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

The Citizens' Street Railway Company respectfully represents to your honorable body :

1. That said company has expended considerable sums of money in placing cinder and gravel on their roads, which would virtually be lost if they were now required to bowlder the same.

2. That bowldering their tracks would not only be a heavy expense, without benefit, but would be an absolute injury, as experience has proven that horses, run continuously over bowldered streets, stiffen and become useless in half the time they would on dirt, gravel, or cinder.

3. The company is in its infancy, and if subjected to the burden of bowldering streets at this time, will not only be unable to open new lines of road, but will probably have to abandon that portion of existing lines they are, or may be, required to bowlder.

4. In respectfully asking to be relieved from bowldering their tracks, the company do not ask to be relieved from keeping their tracks always in good order, to the entire satisfaction of the Common Council. The interests of the company imperatively require the track used by them to be always in good order, and the street on either side of their track being bowldered, will afford ample accommodation for people who prefer going over that kind of road.

For these, and other reasons, said company respectfully pray your honorable body to pass an ordinance repealing so much of any existing ordinance as requires said company to bowlder or pave the space between the rails of their track, and two feet on the outside of each rail, and to substitute in lieu thereof a provision making it the duty of said railway company to keep the space between the rails of their track at all times in good order, to the satisfaction of the Common Council. A copy of such ordinance as is desired is herewith submitted.

THE CITIZEN'S STREET RAILWAY COMPANY, of Indianapolis.

Be it ordained by the Common Council of the City of Indianapolis, That so much of any existing ordinance of said city as requires the Citizen's Street Railway Company, of Indianapolis, to bowlder or pave the space between the rails of their track, and two feet on the outside of each rail, be and the same is hereby repealed; but it shall be the duty of said railway company to keep the space between the rails of their track at all times in good order, to the satisfaction of the Common Council.

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

By Mr. Seidensticker—Petition :

INDIANAPOLIS, April 9, 1866.

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

GENTLEMEN:—We, the property owners residing upon Market and Washington, between Liberty and Noble streets, respectfully ask your honorable body to have the alley running east of Liberty, and between Market and Washington streets, graded and graveled to a point 140 feet. Said alley is in a very filthy condition, and, during wet weather, is almost an entire mud hole.

S. M. Seibert,
Daniel Thayer,

Wm. John Wallace,
Valentine Schaaf.

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

By Dr. W. Clinton Thompson—Communication :

INDIANAPOLIS, April 9, 1866.

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

GENTLEMEN:—Permit me to make to you the following statements in behalf of the petition presented by me some four weeks ago:

1. It is and has been almost impossible for myself or immediate neighbors, in bad weather, to pass to Illinois street and cars, the low place between us filling with water to the depth of three or four feet, being the drainage of said street and adjacent property.

2. It is almost *impassable* to Tennessee street, on account of the mud and slush caused by the late plowing of the street by the contractor who refused to finish the job.

3. The principal entrance to my new house is on Walnut street, and I cannot complete the building until the grading and graveling is done.

4. Most of the property on the square, not represented on the petition, is owned by non-residents, and has frontings on Illinois or Tennessee streets, so that they cannot be reached to join in petition, and are very little interested in having the improvement made.

5. The *only* means of egress, by those owning the property represented in the petition, is along Walnut street east or west, and the owners alone are immediately and personally interested in having the improvement made.

I therefore most earnestly and respectfully urge that there be no unnecessary delay, and that I be permitted at once to proceed in accordance with the conditions of the petition above mentioned.

But, if such an arrangement is incompatible with your sense of law and right, I trust that the wisdom and intelligence of your honorable body will devise some other method of removing my present difficulties.

Very truly and respectfully,

THOMAS J. VATER.

Which, on motion, was referred to the Board of Public Improve-

ments, with instructions to report condition of the contract for the improvement of said street.

By Mr. Glazier—Petition :

INDIANAPOLIS, April 9, 1866.

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

The undersigned, citizens and property owners residing in the vicinity of Alabama street and Virginia Avenue, between South street and Pogue's Run, would respectfully represent that a building is now in course of construction on Louisiana street, between Virginia Avenue and Delaware street, which, it is understood, is to be used as a warehouse for storing petroleum and inflammable oils. Such a building, if so used, would, in case of fire, endanger not only our property but the lives of those living in the immediate vicinity, and we respectfully petition your honorable body to take some action by which such occupancy of said building for such purpose can be prevented, and your petitioners will ever pray.

J. Marsee,
Ignatius Brown,
E. Browning,

W. I. Wingate,
John Crum,
And 64 others.

Which, on motion, was referred to the Committee on Fire Department.

By Dr. P. H. Jameson—Petition :

INDIANAPOLIS, April 9, 1866.

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

GENTLEMEN:—I, the undersigned, respectfully petition your honorable body for a reduction of the city taxes on my property on West street, lot No. 6, in Ray and McCarty's subdivision, on account of the very high rate at which it was assessed. The lot was purchased and the house built in 1864, when labor and materials were high; and the actual cost of the lot, on three years time, was \$600, and the improvements, including buildings, grading lot, fence, pavement, and shrubbery, cost but \$1,943, yet the property is assessed at \$3,750, nearly double this amount. I have paid the full amount of the taxes assessed, and now I respectfully petition your honorable body for such a reduction as in your judgment may seem reasonable and right in the premises.

Very respectfully,

JOHN MACINTIRE.

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

Mr. MacArthur offered the following motion :

That the Street Commissioner be instructed to fill that hole at the intersection of Vermont and Ellsworth streets.

Which was referred to the Board of Public Improvements.

Mr. Loomis moved—

That August Richter be permitted to put down stone curbing on Virginia Avenue in front of his property, under the direction of the Civil Engineer.

Which motion was adopted.

Mr. Colley moved—

That C. Zimmerman have the privilege of grading and paving in front of his property on Market and Liberty streets, provided he complete the same in 90 days, and the Civil Engineer is hereby directed to set the grade stakes.

Which motion was adopted.

Mr. Loomis offered the following motion :

That Huffer, Carr & Co. be permitted to use surplus dirt on McCarty street at their own discretion.

Which was referred to the Civil Engineer.

Mr. Grosvenor moved—

That the Street Commissioner be instructed to notify the contractor who put down the stone flagging on Kentucky Avenue, between Illinois and Tennessee streets, to replace the paving that was removed in putting down the flagging.

Which motion was adopted.

Mr. Brown moved—

That the Street Commissioner be instructed to notify the Telegraph Company to remove the telegraph pole on the north-west corner of South and Meridian streets, to such point as will not endanger the lamp-post on that corner.

Which motion was adopted.

Dr. Thompson moved—

That the Street Commissioner report to this Council, at his earliest convenience, the amount of work done in each ward, at the public expense, during the past year.

Which motion was adopted.

Mr. Loomis offered the following motion :

That the Superintendent of the Pest House be instructed as to the disposition to be made of the grounds surrounding the same.

Which, on motion was referred to the Committee on Public Buildings, with instructions to confer with the Board of Health.

Mr. Glazier offered the following motion :

That the Board of Public Improvements instruct the Street Commissioner to repair the bridge at the crossing of Virginia Avenue and New Jersey street, as it is in bad condition.

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

Mr. Brown introduced general ordinance No. 47, entitled :

AN ORDINANCE requiring the owners of a certain described parcel of ground situate within the corporate limits of the City of Indianapolis, upon which water has accumulated and become stagnant and noxious, to drain the same, at the expense of the owners.

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

Dr. Jameson introduced the following ordinance, to-wit :

AN ORDINANCE appropriating one hundred and twenty-two dollars and forty-one cents for the refunding of money paid by the following named parties on erroneous or illegal tax sales.

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 City Treasury not otherwise appropriated, as follows, to-wit :

Langsdale & Hamilton—illegal tax sale,	- - - - -	\$31 59
Jesse Jones,	" " " - - - - -	60 00
Sims A. Colley,	" " " - - - - -	13 28
Garrison W. Allred,	" " " - - - - -	17 54
Total	- - - - -	\$122 41

SEC. 2. The City Auditor is hereby authorized to issue warrants upon the City Treasury to the persons named, and for the amounts as set forth specifically in section 1st of this ordinance.

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

Ordained and established this 9th day of April, 1866.

J. CAVEN, *Mayor.*

Attest:

C. S. BUTTERFIELD. *City Clerk.*

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

Dr. Jameson moved that the rules be suspended and the ordinance read the third time and placed upon its passage.

The question being on the suspension of the rules, those who voted in the affirmative were councilmen Boaz, Brown, Coburn, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Seidensticker and Thompson—13. Noes, none.

So the rules were suspended and the ordinance read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Boaz, Brown, Coburn, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Seidensticker and Thompson—13. Noes, none.

So the ordinance passed.

Dr. Jameson introduced the following entitled ordinance, to-wit :

AN ORDINANCE appropriating the sum of one thousand dollars to pay the accrued interest on War Fund Orders when the same are presented for exchange for City Bonds.

Which was read the first and second times, and, on motion, was referred to the Finance Committee.

Dr. Jameson introduced the following entitled ordinance, to-wit :

AN ORDINANCE appropriating the sum of one thousand dollars for the payment of the semi-annual interest on bonds issued by the City of Indianapolis,

Which was read the first and second times, and, on motion, was referred to the Finance Committee.

Mr. MacArthur introduced special ordinance No. 35—1866 entitled:

AN ORDINANCE to provide for grading and graveling North street, and sidewalks, between Mississippi and Missouri streets,

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

Dr. W. C. Thompson, introduced special ordinance No. 36—1866, entitle :

AN ORDINANCE to provide for the grading and graveling of Walnut street and sidewalks, between Tennessee and Meridian streets,

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

Mr. Seidensticker introduced special ordinance No. 37—1866, entitled :

AN ORDINANCE to provide for grading and graveling Spring street and sidewalks, between Market and Ohio streets,

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

By Mr. Coburn from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, April 4, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the specifications for a bridge over Pogue's Run, on Tennessee street, be amended as follows: Reduce the walls from four feet at bottom to three feet, with same batter counterforts, 2 by 3 instead of 3 by 3 square, stone not to be dressed. A stone wall in center of the creek in place of wooden bents; flooring 2½ oak plank; stringers 5 by 12, 24 feet long, of good white or burr oak. The Rolling Mill Company will use a part of this bridge and should pay

their part. We would, therefore, ask that we be instructed to make some arrangements with the Company before any contract for building the bridge is made.

HENRY COBURN,
AD. SEIDENSTICKER, } *Board.*
J. A. GROSVENOR,

Which, on motion, was concurred in.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, April 4, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that they herewith report an ordinance for bowldering the gutters on Noble street, between the alley south of Meek street and the Indiana Central Railway track, at the expense of the property holders, in which the material for curbing is left blank, to be decided by the Council.

HENRY COBURN,
AD. SEIDENSTICKER, } *Board.*
J. A. GROSVENOR,

Which was received.

Also, special ordinance No. 38—1866, entitled :

AN ORDINANCE to provide for the bowldering and curbing of the gutters on both sides of Noble street, from the first alley south of Meek street, to the Indiana Central Railway track,

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

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, April 4, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the ordinance for the grading and paving of the sidewalks of Tennessee street, between Washington and Market streets, be amended by the striking out of the east sidewalk. This to be done on the petition of W. P. & E. P. Gallup, who contemplate the erection of large business houses on that side of the street. The ordinance thus amended we think should pass.

HENRY COBURN,
AD. SEIDENSTICKER, } *Board.*
J. A. GROSVENOR,

On motion, the report was concurred in, and special ordinance No. 25—1866, taken up and amended as recommended by the Board.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, April 4, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the ordinance, together with the petition and remonstrance, for the improvement of New York street, from West to Blake streets; also, the north sidewalk from the east side of the first alley west of Bright street to Blake street, and the south sidewalk of said street, between Blake street and the north-west corner of the Military Grounds, have been examined, and we find that a majority of the property owners are in favor of the improvement, and the Councilmen of the Ward desire it, we would recommend that the ordinance pass.

HENRY COBURN,
AD. SEIDENSTICKER, } Board.
J. A. GROSVENOR, }

Which, on motion, was concurred in.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, April 4, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the culvert running across Bluff Road, between McCarty and Ray streets, cannot be moved, as the Road is graded to have a culvert at that point.

HENRY COBURN,
AD. SEIDENSTICKER, } Board.
J. A. GROSVENOR, }

Which, on motion, was concurred in.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, April 4, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the ordinance for paving the west sidewalk of Mississippi street, between Washington street and Indiana Avenue, be rejected on the remonstrance of Stephen Smith, H. C. Newcomb, and a majority of the property holders on the line of said improvement.

HENRY COBURN,
AD. SEIDENSTICKER, } Board.
J. A. GROSVENOR, }

Which, on motion, was concurred in.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, April 4, 1866. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the petition

of Julia A. Brown to grade and gravel Massachusetts Avenue in front of her property be not granted, as the ordinance for its improvement has passed.

HENRY COBURN,
AD. SEIDENSTICKER, } *Board.*
J. A. GROSVENOR,

Which, on motion, was concurred in.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, April 4, 1866.

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that Messrs. O'Conner & Schuer are the lowest bidders on Spring street, between Vermont street and the north line of out-lot No. 45—grading 50 cents, graveling \$1.45. We recommend that the contract be awarded them.

HENRY COBURN,
AD. SEIDENSTICKER, } *Board.*
J. A. GROSVENOR,

Which, on motion, was concurred in, and the contract awarded.

By Mr. Boaz, from Committee on Police :

INDIANAPOLIS, April 9, 1866.

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

William Oyler, my former Assistant Deputy Marshal, has left me, and I have appointed David Powell to fill his place, and ask you to confirm him.
Respectfully, JOHN UNVERSAW, *City Marshal.*

On motion, the report was received, and the appointment of Mr. Powell confirmed.

Dr. Thompson, from Committee on Gas, asked for further time to report on the matters and things referred to said committee.

Which, on motion, was granted.

By Dr. Jameson, from Committee on Printing and Stationery :

INDIANAPOLIS, April 1, 1866.

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

GENTLEMEN:—The Committee on Printing and Stationery beg leave to report the accompanying bills for printing and stationery for quarter ending March 30, 1866, and would recommend their payment.

Respectfully,

P. H. JAMESON, }
WM. BOAZ, } *Committee.*
CHAS. GLAZIER,

On motion, the report was received.

Also, the following ordinance to-wit :

AN ORDINANCE appropriating money for the payment of City Printer.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the sum of eleven hundred and fifty-four dollars and fifty-five cents (\$1,154.55) be, and is hereby, appropriated for the payment of the City Printer, and that the City Auditor is hereby directed to draw warrants for the moneys herein appropriated, as follows :

To Douglass, Conner & Co.,	- - - - -	\$968 10
To Metzger & Co.,	- - - - -	\$186 45

In payment of their respective accounts for printing for quarter prior to April 1st, 1866.

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

Ordained and established this 9th day of April, A. D. 1866.

JOHN CAVEN, *Mayor.*

Attest :

C. S. BUTTERFIELD, *City Clerk.*

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

Dr. Jameson moved that the rules be suspended and the ordinance read the third time and placed upon its passage.

The question being on the suspension of the rules, those who voted in the affirmative were Councilmen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Seidensticker and Thompson—13. Noes, none.

So the rules were suspended and the ordinance read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Boaz, Brown, Coburn, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Seidensticker and Thompson—13. Noes, none.

So the ordinance passed.

By Mr. Boaz, from Select Committee :

INDIANAPOLIS, April 9, 1866.

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

GENTLEMEN:—Your committee, to whom was referred the petition of the Eight Hour League No. 1, of Indianapolis, beg leave to report, viz :

That having investigated the subject as thoroughly as possible, we are convinced that the petitioners ask no more than what is just and reasonable. Therefore we would recommend that eight hours per day be hereafter considered a legal days work for all persons employed by the City of Indianapolis.

WILLIAM BOAZ,
JOHN B. MACARTHUR, } *Committee.*

Mr. Brown offered the following motion :

That this Council sympathize with the great workingmen's movement in favor of making eight hours a legal day's labor.

Mr. Seidensticker moved that further consideration of the subject be postponed until next regular meeting.

Mr. Boaz, moved to amend by inserting, " that the subject be made the special order of business for such meeting,"

Which amendment was adopted.

The motion to postpone, as amended, was then adopted.

By Mr. Brown, from Select Committee :

INDIANAPOLIS, April 9, 1866.

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

The undersigned, special committee, appointed to inquire into the complaints made to the Common Council in regard to certain nuisances existing below the corporation line, and bordering the southern boundary of the Fifth Ward, beg leave to report that they have visited one of the factories complained of, that of Louis F. Lannay & Co., and, also, the grounds used as the burial place for dead animals. They found the factory of Messrs. Lannay & Co. in much better condition than was supposed, the buildings well constructed for drainage, and the regulations of the establishment such as lead to the belief that no nuisance will be committed detrimental to the public health. The proprietor seems disposed to use every reasonable exertion to keep his establishment and to conduct his business in such manner as will be acceptable to the Common Council, and we recommend that he be allowed to continue his business, subject to reasonable rules as to cleanliness, &c.

The burial ground for deceased animals your committee found to be in a most filthy and disgusting condition, a disgrace to any city. And worse than all they found upon it, in full operation by some unknown persons, a factory for steaming the oil from deceased animals, whose bodies in all stages of decomposition were scattered around in every direction. The steaming apparatus consists of a furnace with boiler and tank and an exceedingly slender smoke stack, all of which is unenclosed. In fact, there are no buildings connected with this concern, and the noxious fumes, when the wind is in the right direction, are carried into the city for more than a half a mile.

Your committee urge the Council to take the proper steps to cause the removal, immediately, of this intolerable nuisance which has been erected upon the city's grounds, without permission, so far as we can learn from any one authorized to give it. We, also, recommend that the city burial lot be sold and another purchased at some point not nearer than one mile to the city limits.

As regards the establishment of Francis Bergman (soap factory,) your committee ask further time to investigate the complaints made against it, promising to make an early report thereon.

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

On motion the report was received.

From the Civil Engineer—Report :

INDIANAPOLIS, April 9, 1866.

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

The Civil Engineer would respectfully report the contract and bond of Daniel Mahoney for grading and graveling Walnut street and sidewalks, be-

tween Alabama and Liberty streets, for your approval. Bids for various street improvements are also respectfully submitted.

JAMES WOOD, *Civil Engineer.*

On motion the contract and bond of Daniel Mahoney, as reported by the Civil Engineer, were accepted and approved.

On motion the sealed proposals reported by the Engineer were received, and referred to the Board of Public Improvements.

From the City Clerk—Report :

OFFICE OF CITY CLERK,
Indianapolis, April 9, 1866. }

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

I would respectfully report that, pursuant to instructions from your honorable body, and the provisions of section 59 of the new City Charter, I notified the Commissioners of the city of Indianapolis for the opening and laying out of streets, alleys, &c., to meet at my office, on Thursday, the 29th day of March, 1866, at 10 o'clock, A. M. ; that said Commissioners were then and there required to make an appraisal of the real estate proposed to be appropriated by the opening of Waters street, from its present northern terminus to Stevens street, in a width of sixty feet ; and that I also gave twenty-one days notice, by personal service, or otherwise, to each of the owners or agents thereof, of lots or land upon or through which said street is proposed to be opened. And that said Commissioners did, at the place and time indicated in such notice, proceed to an examination of the real estate proposed to be appropriated by the opening of said street as aforesaid, and that said Commissioners have filed with me the following report of their proceedings, had in the premises, to-wit :

INDIANAPOLIS, March 29, 1866.

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

The undersigned Commissioners, on opening Streets and Alleys of the City of Indianapolis respectfully report, on petition of Hiram Seibert, Wm. H. Belscher and others, residing on Waters street, between McCarty street, and the second alley north of said street, in out-lot 101, to open said Waters street, at a uniform width between the north line of said alley and Stevens street. Having met at the office of the City Clerk on the 29th day of March, 1866, at 11 o'clock A. M. proceeded to examine the premises, and after due consideration, unanimously agreed that it is expedient and necessary that said street should be opened as contemplated by said petition, and we value the land appropriated for such improvement at the sum of six hundred and two dollars (\$602) of that amount \$175 should be born by W. and A. Stoelte on account of the enhanced value thereby of lots 6, 7, 8 and 9 in the sub-division of W. and A. Stoelte in out-lot 103; and \$62 by F. and J. Shone on lot 5; \$62 by Rudolph Martin on lot 4; \$42 by Margaret Scollard on lot 6; \$21 by Joseph L. Fisher on the north half of lot 7—35 feet ; \$20 by W. H. Butcher on south half of lot 7—33 feet ; \$41 by Fred Schoe on lot 8; \$13 by Henry Dagner on north half lot 29—31½ feet ; \$13 by Christian Otto on south half lot 29—31½ feet ; \$13 by Charles Hillman on north half lot 28—31½ feet ; \$13 by Fred. Hillman on south half lot 28—31½ feet ; \$13 by Fred. Hillman on north half lot 27—31½ feet ; \$13 by Fred. Smith on south half lot 27—31½ feet ; \$12 by Joseph Shistler on lots 30 and 31—30 feet ; \$28 by H. Seibert on lots 30 and 31—70 feet ; \$24 by Wm Baily on lots 30 and 31—60 feet, and \$12 by Jacob M. Hildebrand on lots 30 and 31—30 feet ; all of said last named lots in south half of out-lot 101 according to Greer & Waters sub-division thereof. Also, \$25 to Alfred F. Sloan on lot 4 square 102, sub-division of W. and A. Stoelte.

All of which is respectfully submitted.

DAVID S. BEATY,
J. W. DAVIS,
T. L. ROBERTS,
EGIDIUS NALTNER, } *Commissioners.*

Which report, in my opinion, does not comply, in form, to the provisions of section 60 of the City Charter. I would, therefore, recommend that said report be referred to the City Attorney, for examination before being finally received by your honorable body. Respectfully,

C. S. BUTTERFIELD, *City Clerk.*

On motion of Mr. Seidensticker, the report of the City Clerk was concurred in, and the report of the City Commissioners referred to the City Attorney.

From His Honor, the Mayor—Report :

MAYOR'S OFFICE,
Indianapolis, April 9, 1866. }

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

GENTLEMEN:—The amount of fines collected by me during the month of March, 1866, was \$679.80, which amount I have paid to the City Treasurer, as shown by the duplicate quietus of the City Auditor herewith accompanying.

Respectfully submitted,

J. CAVEN, Mayor.

Which, on motion, was accepted and approved.

Mr. Kappes called up general ordinance No. 44, entitled :

AN ORDINANCE for the removal of the East Wood and Hay Market in front of the Court House on Washington street,

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

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Boaz, Brown, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, Seidensticker and Thompson—10.

Those who voted in the negative were Councilmen Coburn, Colley and MacArthur—3.

So the ordinance passed.

Mr. Seidensticker called up special ordinance No. 33—1866, entitled :

AN ORDINANCE to provide for grading and graveling Vermont street, between Liberty and Noble streets, and also the sidewalks of said street.

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

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Boaz, Brown, Coburn Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Seidensticker and Thompson—13. Noes, none.

So the ordinance passed.

Dr. Jameson called up special ordinance No. 29—1866, entitled :

AN ORDINANCE to provide for grading and graveling Michigan street and sidewalks, between Alabama and East streets,

And moved to amend by inserting *Delaware* street instead of *Alabama* street.

Which amendment was adopted by unanimous consent.

The ordinance, as amended, was then read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Boaz, Brown, Coburn, Colley, Emerson, Glazie, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Seidensticker and Thompson—13. Noes, none.

So the ordinance passed.

UNFINISHED BUSINESS.

By His Honor, the Mayor—Communication :

INDIANAPOLIS, April 9, 1866.

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

GENTLEMEN:—As the agent appointed by your honorable body to take the enumeration of the city, I hereby beg leave to make my return, and turn over the books and papers containing said enumeration.

Respectfully,

J. M. W. LANGSDALE.

Which, on motion, was received.

Also, account of William Sheets for blank book furnished, for copying said enumeration.

Which, on motion, was referred to Committee on Accounts and Claims.

Mr. Seidensticker moved—

That the City attorney be instructed to attend at all sessions of the City Commissioners called for opening new streets, and assist them in their duties and the draft of their report.

Which motion was adopted.

On motion of Mr. Colley, the Council adjourned.

Present at roll-call on adjournment: Councilmen Boaz, Brown, Coburn, Colley, Emerson, Glazier, Grosvenor, Jameson, Kappes, Loomis, MacArthur, Seidensticker and Thompson—13.

JOHN CAVEN, *Mayor*.

ATTEST :

C. S. BUTTERFIELD, *City Clerk*.