

PROCEEDINGS

OF THE

COMMON COUNCIL

---

REGULAR SESSION.

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CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
*Monday, September 15, 1873, 7½ o'clock, P. M.* }

The Common Council met in regular session.

Present—His Honor the Mayor, James L. Mitchell, in the Chair, and the following members:

Councilmen Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Gimber, Hardesty, Kahn, Kennington, McLaughlin, Peck, Pressly, Reagan, Rush, Shepherd, Sherwood, Thalman, Ward and Woodburn—23.

Absent—Councilmen Pendleton, Stratford and Twiname—3.

The proceedings of the regular session held September 1st, the special session held September 4th, the called session held September 5th, and the regular session held September 8th, 1873, were read and approved.

Sealed proposals for sundry street improvements were received, opened, read and referred to the Committee on Contracts.

Sealed proposals for building stone abutments for an iron bridge over Pogue's run on Eddy street, and a proposal for building iron bridge at same point were received, opened, read, and referred to the Committee on Bridges.

Mr. Bigham moved to reconsider the vote by which the North East street ordinance was passed at the last meeting of the Council.

Which motion was adopted.

On motion the vote on the engrossment was reconsidered.

Mr. Bigham moved to amend the ordinance by making the sidewalks twenty feet wide instead of fifteen feet wide.

Which amendment was adopted.

The ordinance as amended was then ordered engrossed.

Special Ordinance No. 156, 1873, entitled:

An ordinance to grade, gravel, and curb the sidewalks with stone East street from Washington street to Massachusetts avenue.

Was read the third time and passed by the following vote:

Affirmative—Councilmen Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Kimber, Kahn, Ken-

nington, McLaughlin, Peck, Pressly, Reagan, Rush, Shepherd, Sherwood, Thalman, Ward and Woodburn—22.

Negative—None.

Mr. Kahn, from the Committee on Contracts, submitted the following report :

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—Your Committee on Contracts, to whom was referred sundry proposals for certain street improvements, have examined the same and find them to be as follows, to wit :

FIRST.

For grading and graveling Garden street and sidewalks from Illinois to Tennessee street, the following proposals were presented :

James Mahoney 75 cents per front foot on each side of the line improved.

David Sylvester, 61 cents per lineal foot front on each side of the line improved.

David Sylvester being the lowest and best bidder we would recommend that he be awarded the contract.

SECOND.

For grading and graveling the first alley west of Meridian street running north and south from Ray to Wilkens street, the following proposals were presented :

James Mahoney, 38 cents per lineal foot front on each side of the line improved.

David Sylvester, 38 cents per lineal foot front on each side of the line improved.

We would recommend that the above contract be awarded to David Sylvester.

THIRD.

For grading and paving with brick the west sidewalk on East street from St. Clair to Gregg street, the following proposals were presented :

J. W. Smith, 75 cents per lineal foot front.

H. B. Cross, 73 cents per lineal foot front.

H. B. Cross being the lowest and best bidder we would recommend that he be awarded the contract.

#### FOURTH.

For grading, paving with brick, and curbing with stone the sidewalk on Sinker street from Alabama to East street.

No proposals were presented, and as material cannot be had for such work, as we are informed, we would recommend that the same be postponed until next spring unless it is the desire of the Councilmen representing the ward where it is proposed to make this improvement, we do not make any objection, and will consent that the same be readvertised at their request if they desire us to do so.

#### FIFTH.

For grading and paving with brick the sidewalk on the west side of Tennessee street, running from North to First street, where not already paved, the following proposals were presented:

J. W. Smith,  $74\frac{1}{2}$  cents per lineal foot front.

H. B. Cross 74 cents per lineal foot front.

H. B. Cross being the lowest and best bidder, we would recommend that he be awarded the contract.

#### SIXTH.

For building public cisterns at the following points only one proposal was presented and that by Bruner & Riner.

One 700 barrel cistern at the corner of St. Clair and Winston streets.

One 700 barrel cistern at the corner of Dunlap street and Madison avenue.

One 700 barrel cistern at the corner of Delaware and Georgia streets.

One 700 barrel cistern at the corner of Illinois and McNabb streets.

One 700 barrel cistern at the corner of Market and Winston streets.

One 600 barrel cistern at the corner of Vermont and Minerva streets.

One 600 barrel cistern at the corner of John and Dorman streets, at 74 and 82 cents per barrel, which we consider too high, and would recommend that said proposal be rejected, and that no more cisterns be contracted for until what is now under contract are completed.

#### SEVENTH.

For grading and graveling Sanders street and sidewalks from Shelby street to the present terminus of said street, no proposals

were submitted, and the same having been readvertised three or four times, we would recommend that this improvement be postponed until the next year.

## EIGHTH.

For building a covered ditch on Japan street, from Morris street to Pleasant run, no proposals were presented, and as the same has been advertised several times and no person seems to want the contract, we would recommend that this work also be postponed until next spring.

## NINTH.

For bowldering that portion of the East Market square used for Market purposes, and also the space used for wood market purposes on the south side, the following proposals were presented :

J. W. Smith, 90 cents per square yard.

James W. W. Hudson, 95 cents per square yard.

H. B. Cross,  $87\frac{1}{2}$  cents per square yard.

As this work can not be done this fall, we would report in favor of postponing the same until next spring.

## TENTH.

For grading and graveling Bicking street and sidewalks from Delaware to High street, the following proposals were presented :

John Green, \$1.63 cents per lineal foot front on each side of the line improved.

Michael Foust, \$1.48 per lineal foot front on each side of the line improved.

Bernard Hammill, \$1.25 per lineal foot front on each side of the line improved.

Bernard Hammill being the lowest and best bidder, we would recommend that he be awarded the contract.

Respectfully submitted,

LEON KAHN,  
W. H. CRAFT,  
M. C. ANDERSON,  
Com. on Contracts.

Which was concurred in, and the contracts awarded.



Also, the following report :

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—Your Committee on Contracts, to whom was referred sundry proposals for grading and graveling sundry streets, have examined the same and find them to be as follows, to wit:

FIRST.

For grading and paving with brick the sidewalks on Alabama street from Fort Wayne avenue to the State Fair Ground, the following proposals were presented :

J. W. Smith, 75 cents per lineal foot front on each side of the line improved.

H. B. Cross, 72½ cents per lineal foot front on each side of the line improved.

H. B. Cross being the lowest and best bidder we would recommend that he be awarded the contract.

SECOND.

For grading and graveling the first alley south of Harrison street, between Cedar street and the first alley west of Cedar street, the following proposal only was presented :

James Mahoney, 25 cents per lineal foot front on each side.

There being only one proposal presented for the improvement of said alley we would recommend that the same be readvertised.

THIRD.

For grading and bowldering the gutter on the north side of South street, from East street to the first alley east of East street, only one proposal was presented, and that by William Kowan, at 70 cents per lineal foot front, which your committee think low enough, and therefore recommend that he be awarded the contract.

FOURTH.

For grading and paving with bowlders, and curbing the outside edges of the sidewalks with stone, Illinois street from South street to Pogue's run, only one proposal was presented, and that by Bernard Hammill, at 89 cents per superficial yard for bowldering, and 61

cents per lineal foot front for curbing, which your committee consider low enough for said work, and if the Councilmen representing said ward desire to have said work done we recommend that said contract be awarded; if not, that the improvement be postponed until next year.

## FIFTH.

For grading and bowldering the gutter on the south side of North street, from Delaware to Alabama street, where not already bowldered, only one proposal was presented, and that by William Kowan, at 60 cents per lineal foot front, which your committee consider low enough and would therefore recommend that he be awarded the contract.

## SIXTH.

For grading and graveling the first alley east of Broadway street, running from Christian avenue to Butler street, no proposals were presented. We therefore recommend that the same be readvertised.

## SEVENTH.

For grading and bowldering Pennsylvania street and curbing the sidewalks with stone from Washington to the south side of South street, only one proposal was presented, and that by Samuel J. Smock, at \$2.90 per lineal foot front on each side; curbing with stone 60 cents per lineal foot front on each side; flagging, 60 cents per lineal foot run, single row; bowldering between the flag stone crossings, 75 cents per superficial yard. As there is only one proposal presented for this work, your committee would recommend that the improvement of this street be postponed until next spring.

## EIGHTH.

For building cisterns at the following points the following proposals were only presented:

One at the corner of St. Clair and Winston streets; one at the corner of Dunlap street and Madison avenue; and one at the corner of Market and Winston streets, at 85 cents per barrel, by Joseph Kruger.

One at the corner of Delaware and Georgia streets; one at the corner of Illinois and McNabb streets; one at the corner of Vermont and Minerva street, at 90 cents per barrel, by the same bidder.

As the season is far advanced and the bids very high, we would recommend that the building of the above cisterns be postponed until next year.

LEON KAHN,  
W. H. CRAFT,  
M. C. ANDERSON,  
Com. on Contracts.

Mr. Brown moved not to concur in the fourth paragraph, and that the work be laid over until next spring.

Which was adopted.

The remainder of the report was then concurred in.

#### REPORT FROM CITY OFFICERS.

The City Civil Engineer submitted the following report:

INDIANAPOLIS, September, 15, 1873.

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

*Gentlemen*—I hereby report the following estimates for work done:

A first and final estimate allowed John Green for grading and graveling Dorman street and sidewalks from St. Clair to Michigan street, 2,676 lineal feet at \$1.05 per ft.	\$2809 80
Also, a first and partial estimate allowed H. C. Roney for building a public cistern at the intersection of Ohio and Harvey streets, capacity of cistern, 700.7 barrels, at 63 cents per barrel.....	441 44
Deduct 15 per cent.....	66 21
Present payment.....	\$375 23
Also, a first and final estimate allowed James Mahoney for grading Brooks street and sidewalks from the old corporation line north to a point 300 feet north of the said north corporate limit. Length on east side 315 ft.; length on west side, 285 ft.; total length, 600 lineal ft., at 70 cents per ft.....	420 00
A first and final estimate allowed Patterson & Dunning for grading and graveling Second street and sidewalks from Pennsylvania to Delaware street, 865.17 lineal feet at \$1.05 per foot.....	908 42
Also, a fourth and final estimate allowed Jesse S. Whitsitt for grading, curbing, paving with wooden blocks the	



street, and with brick the sidewalks on North Tennessee street from the north line of First street to the south line of Seventh street, 12,626.92 sq. yds. pavement at \$1.55 per yard.....	\$19571 72
5,289.70 lineal feet of curb at 60 cents per ft.....	3173 82
4,580.72 lineal feet of brick pavement, at 66 cents.....	3023 27
Total estimate.....	25768 81
Deduct former estimate.....	23100 11

Present Payment.....	2668 70
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Also, a first and partial estimate allowed Joseph Kruger for building a public cistern on Washington street one square west of White river, capacity 906.21 barrels, at 70 cents.....	634 35
Less 15 per cent.....	95 15

Present payment.....	539 20
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Also, a sixth and final estimate allowed J. B. Smith for grading, curbing and paving with wooden block pavement North Meridian street from the north line of the first alley south of Fifth street on the east, and from the south line of J. D. Condit's property on the west side, extending to the south line of Tinker or Seventh street, 30,930.33 sq. yds. pavement, at \$1.57½ per yd.....	48715 27
12,692.22 lineal feet curb at 58 cents.....	7361 48

Total estimate.....	56076 75
Deduct former estimates.....	47285 46

Present payment.....	8791 29
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Also, a first and final estimate allowed H. C. Roney for widening and paving the sidewalk on north side Massachusetts avenue, from Delaware to Alabama street, 402.83 lineal feet brick pavement at 45 cents.....	181 27
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Also, an estimate allowed H. C. Roney for curbing the sidewalks on north side Massachusetts avenue from Delaware to Alabama street, 413.83 lineal feet curb at 57 cents.....	235 88
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Also, a second partial estimate allowed H. C. Roney for grading and paving the sidewalks on North Delaware street from the old corporation line on the west, and from the north line of Morrison street on the east side

to the center of Home avenue, 4,109.62 lineal feet pavement at 78 cents.....	3205 50
Deduct former payment.....	1564 68
Present payment,.....	<hr/> 1640 82

Respectfully submitted,

JAMES W. BROWN,  
City Civil Engineer.

Which was concurred in.

Also, the following report :

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—The Civil Engineer respectfully reports to the Council :

#### FIRST.

Contract and bond of David Sylvester for grading and graveling the alley running east and west though square No. 20.

#### SECOND.

Contract and bond of David Sylvester for grading and graveling the first alley north of North street, between Pennsylvania street and Fort Wayne avenue.

#### THIRD.

First and final estimate allowed John Green for grading and graveling Dorman street and sidewalks from St. Clair to Michigan street.

#### FOURTH.

First and final estimate allowed James Mahoney for grading Brooks street and sidewalks from the old corporation line north 300 feet north of the said corporation limits.

## FIFTH.

First and final estimate allowed Patterson & Dunning for grading and graveling Second street and sidewalks from Pennsylvania to Delaware street.

## SIXTH.

Fourth and final estimate allowed Jesse S. Whitsitt for grading, curbing, paving with wooden blocks the street, and pave with bricks the sidewalks on North Tennessee street from the north line of First street to the south line of Seventh street.

## SEVENTH.

Sixth and final estimate allowed James B. Smith for grading, curbing and paving with wooden block pavement North Meridian street from the north line of the first alley south of Fifth street, on the east side, and from the south line of J. D. Condit's property, on the west side, extending to the south line of Tinker or Seventh street.

## EIGHTH.

First and final estimate allowed Henry C. Roney for widening and paving the sidewalks on the north side of Massachusetts avenue from Delaware to Alabama street.

## NINTH.

First and final estimate allowed Henry C. Roney for curbing with stone the north sidewalk on Massachusetts avenue from Delaware to Alabama street.

## TENTH.

Second and partial estimate allowed Henry C. Roney for grading and paving the sidewalks with brick on Delaware street, from the old corporation on the west side, and from the north line of Morrison street on the east side, to the center of Home avenue.

Respectfully submitted,

JAMES W. BROWN,  
City Civil Engineer.

Which was concurred in and the bonds approved.

Also, the following estimate resolution :

*Resolved*, That the foregoing second and partial estimate of Henry C. Roney for grading and paving with bricks the sidewalks of Delaware street from the old corporation line on the west side, and from the north line of Morrison street on the east side to the center of Home avenue 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 Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Gimber, Hardesty, Kahn, Kennington, McLaughlin, Peck, Pressly, Reagan, Rush, Shepherd, Sherwood, Thalman, Ward and Woodburn—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate of John Green for grading and graveling Dorman street and sidewalks from St. Clair to Michigan streets 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 Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Gimber, Hardesty, Kahn, Kennington, McLaughlin, Peck, Pressly, Reagan, Rush, Shepherd, Sherwood, Thalman, Ward and Woodburn—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate of James Mahoney for grading Brooks street and sidewalks from the old corporation line north, 300 feet north of the said corporation line 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 Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Gimber, Hardesty, Kahn, Kennington, McLaughlin, Peck, Pressly, Reagan, Rush, Shepherd, Sherwood, Thalman, Ward and Woodburn—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate of Patterson & Dunning for grading and graveling Second street and sidewalks from Pennsylvania to Delaware streets 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 Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Gimber, Hardesty, Kahn, Kennington, McLaughlin, Peck, Pressly, Reagan, Rush, Shepherd, Sherwood, Thalman, Ward and Woodburn—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing fourth and final estimate of Jesse S. Whitsitt for grading, curbing and paving with wooden blocks the street, and paving with brick the sidewalks on North Tennessee street from the north line of First street to the south line of Seventh 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 Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Gimber, Hardesty, Kahn, Kennington, McLaughlin, Peck, Pressly, Reagan, Rush, Shepherd, Sherwood, Thalman, Ward and Woodburn—23.

Negative—None.

Also, the following estimate resolution:

*Resolved*, That the foregoing sixth and final estimate of James B. Smith for grading, curbing, and paving with wooden block pavement North Meridian street from the north line of the first alley south of Fifth street, on the east side, and from the south line of J. D. Condit's property on the west side, extending to the south line of Tinker or Seventh 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 motion was adopted by the following vote:

Affirmative—Councilmen Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Gimber, Hardesty, Kahn, Kennington, McLaughlin, Peck, Pressly, Reagan, Rush, Shepherd, Sherwood, Thalman, Ward and Woodburn—23.

Negative—None.

Also, the following estimate resolution:

*Resolved*, That the foregoing first and final estimate of Henry C. Roney for widening and paving the sidewalks on the north side of Massachusetts avenue from Delaware to Alabama streets 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 Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Gimber, Hardesty,

Kahn, Kennington, McLaughlin, Peck, Pressly, Reagan, Rush, Shepherd, Sherwood, Thalman, Ward and Woodburn—23.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate of Henry C. Roney for curbing with stone the north sidewalk of Massachusetts avenue from Delaware to Alabama streets 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 Adams, Anderson, Batty, Bigham, Bollman, Brown, Craft, Darnell, Gibson, Gimber, Hardesty, Kahn, Kennington, McLaughlin, Peck, Pressly, Reagan, Rush, Shepherd, Sherwood, Thalman, Ward and Woodburn—23.

Negative—None.     .

On motion by Mr. Kahn, so much of the report of the Committee on Contracts as refers to cisterns was reconsidered, and the Civil Engineer directed to advertise for proposals for building such cisterns.

By consent Mr. Shepherd offered the following motion :

*Moved*, That the City Clerk advertise for proposals for building a 600 barrel fire cistern at the corner of Kentucky avenue and South street.

Which was referred to the Chief Fire Engineer with instructions to report immediately.

The City Clerk submitted the following report:

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—The City Clerk would respectfully report the following affidavits now on file in his office for the collection of street assessment by precept, to wit:

James B. Smith vs. James B. Ryan for \$78.49.

James B. Smith vs. Clarinda Geyer for \$227.26.

John Green vs. John H. Winston for \$31.25.

John Green vs. Joseph Board for \$41.25, and respectfully recommended that you order the precepts to issue.

JNO. R. CLINTON,  
City Clerk.

Which was concurred in and the precepts ordered to issue.

The City Clerk presented the following:

INDIANAPOLIS, September 15, 1873.

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

JOHN R. CLINTON, ESQ., CITY CLERK:

*Dear Sir*—We are directed to inform you that at a meeting of the Board of School Commissioners of the city of Indianapolis, held at their rooms on the 5th instant, the following resolution was adopted:

*“Resolved*, That the tax levy for school purposes for the year 1873, be adopted and established as follows: For tuition, ten cents on the \$100; for special fund, twenty-three cents on the \$100; for library tax, two cents on the \$100; and that the President and Secretary be directed to certify the action of this Board to the City Clerk, to cause the same to be placed on the tax duplicate against all property assessed for city taxes.”

In pursuance of law and by direction of the Board of School Commissioners of the city of Indianapolis, its President and Secretary hereby certify that the foregoing levy of taxes, to wit: For tuition, ten cents on the \$100; for special fund, twenty-three cents on the \$100; for library tax, two cents on the \$100; making a total levy of thirty-five (35) cents on the \$100 for the year 1873, for school purposes, was adopted and ordered by the Board, and you are requested to cause the same to be placed on the tax duplicate against all property assessed for city taxes.

Respectfully submitted,

THOS. B. ELLIOTT, President.  
J. J. BINGHAM,

Sec'y of the Board of School Com'rs of the City of Indianapolis.

Which was received.

The City Treasurer submitted the following report :

INDIANAPOLIS, September 15, 1873.

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

Gentlemen—I have the honor to report that the twenty years bonds, series "A," for three hundred thousand dollars (\$300,000) were disposed of as follows :

90,000 at par.....	\$90,000
50,000 at par, and 61 days' interest.....	50,610
50,000 at $\frac{1}{2}$ per cent. premium, and 61 days' interest.....	50,860
100,000 at 1 per cent. premium, and 61 days' interest.....	102,220
10,000 at 65-100 per cent. pemium, and 61 days' interest....	10,187
Total.....	\$303,877

The said bonds were advertised, sold and delivered by and under direction of the Finance Committee at a total cost of two hundred and thirty-eight dollars and twenty-two cents (\$238.22).

The three hundred and three thousand eight hundred and seventy-seven dollars (\$303,877) realized from sale of said bonds has been placed to the credit of the city in "Register of Receipts" as proceeds from sale of bonds ; has also been entered in book for "Register of Bonds" in same manner, to be duly accounted for by me as Treasurer. The money has been applied as follows : To taking up series "E" two years bonds, for one hundred thousand dollars and interest, due September 1, 1873 ; the one hundred and twenty-five thousand dollars (\$125,000) and interest of the eight (8) per cent. warrants, issued June 16, 1873 ; to pay the bonds and interest falling due July 1, 1873. Also, the sixty thousand dollars (\$60,000) and interest of ten (10) per cent warrants issued July 16, 1873, to meet current expenses.

I would also report that on the fourth of this month I received from the City Clerk one hundred and fifty thousand dollars in 8 per cent. warrants, dated September 1, running ninety days, which were taken at par by Fletcher & Sharpe and the Indiana Banking Co., under a contract made by the Finance Committee. The said amount, one hundred and fifty thousand dollars, has been placed to the credit of the city *in due form* to be accounted for by me as Treasurer.

Respectfully submitted,

HENRY W. TUTEWILER,  
City Treasurer.

Which was concurred in.



The Chief Fire Engineer submitted the following report :

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—I would most respectfully report that a cistern is needed at the corner of South street and Kentucky avenue, and would recommend that the Civil Engineer advertise for proposals.

CHAS. RICHMANN,

Chief Fire Engineer.

Which was concurred in.

The Street Commissioner submitted the following report :

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—I have the honor to exhibit herewith receipt of City Treasurer for moneys collected and paid into the treasury by me as Street Commissioner for the month of August, 1873, under provisions of section 11 of the ordinance prescribing rules and regulations for the government of city officers, etc.

Respectfully submitted.

THOS. WILES,

Street Commissioner.

Which was received.

The City Commissioners submitted the following report :

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—The Board of City Commissioners have acted on the matter of opening an alley north and south through out-lot 8, in Indianapolis, as referred to us by your honorable body, and would report thereon as follows :

We find that the north half of out-lot 8 has heretofore been subdivided and a thirty foot alley runs north and south through it. We make our estimate on a continuation of this alley south to North street. We estimate the value of the ground taken for said alley at \$1,000. We estimate the benefits to the adjoining lots and lot owners at \$1,000. We think the city should pay no part of said damages or benefits.

The following schedule sets forth the damages, benefits, lots, etc., in detail :



Damages to Eliza Blake for a strip of ground thirty feet wide east and west, by about two hundred and five feet long north and south, in the south half of out-lot 8 in Indianapolis, \$1,000. Benefits to said Eliza Blake on the east half of the south half of out-lot 8 as aforesaid, \$500; and on the west half of the south half of said out-lot 8 as aforesaid, \$500; total benefits to said Eliza Blake from opening said alley, \$1,000. Balance of damage to said Eliza Blake, \$00.00.

There is an old stable and corn crib partly in the line of the proposed alley. They are of so little value that we did not take them into consideration. If the alley be opened we recommend that the stable be left as it is, at least for the present.

We return herewith the petition, order of reference, notices, proofs of publication, plat, and remonstrance referred to us.

Respectfully submitted.

J. GEORGE STILZ,  
IGNATIUS BROWN,  
W. J. ELLIOTT,  
PETER WEIS,  
GEO. W. ALEXANDER,  
Board of City Com'rs.

Which was received.

Also, the following report:

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—The Board of City Commissioners met at the City Clerk's office at 9 A. M., September 3, 1873, pursuant to notice from City Clerk, and in obedience to an order of the Common Council passed June 30, 1873, to take action on the petition of W. Dehue and others asking the opening of Michigan street to the width of sixty feet, from the first alley east of Winston street, to connect with Michigan street in Davidson's heirs addition.

After inspecting the premises and hearing the statement of the Superintendent of the Cleveland, Columbus, Cincinnati & Indianapolis Railway Company, we arrived at the following estimates of damages and benefits:

As was stated in the report on this case made June 30, 1873, by the former Board of Commissioners, we find F. M. Churchman to be the record owner of a strip 62 feet wide running from said alley east of Winston street to the old corporation line, and Roderick W. Farmer is the owner of the ground east of said line and extending to Davidson's addition. The ground in question is thickly covered with railway switching tracks, and in its present condition is of little or no value to any one other than the railway companies who now have the right of way over it. Churchman, so far as we have been able to learn, pays no taxes on this strip, and gets no rent from the

Company for its use. We consider his interest in the track as of merely a nominal value, and his benefits equal to his damages by being relieved from possible taxation on the ground. In regard to the ground between the old corporation line and Davidson's addition we think that the benefits on either side of the street will offset the value of the ground taken.

In regard to the right of way of the railway companies and the damage to them from the severance of their trains at this point, we can only say that their right of way will not be materially interfered with across the proposed street, and we therefore make no estimate of damages for it; and as to damages for severance of the trains by the street while it must be admitted that such damage does exist and will always exist, yet it is impossible to estimate its amount. The injury would be of the nature of contingent and consequential damages, and we have the highest authority for declining to undertake any estimate of such damages.

We estimate the total damages therefore on the real estate taken at \$550, and the benefits to adjoining real estate at \$550, and we think the city of Indianapolis should pay no part of said damages or benefits.

We estimate the damages to Mr. F. M. Churchman for a strip sixty feet wide, north and south, by about — feet long, in out-lot 50, in the line of Michigan street, from the first alley east of Winston street to the old corporation line, subject to the right of way of the Cleveland, Columbus, Cincinnati & Indianapolis Railway Company, and of the Indianapolis & St. Louis Railway Company at \$50. Benefits to said F. M. Churchman on balance of his property, \$50. Balance of damage to Churchman, \$0.00

Damages to Roderick W. Farmer for a strip 222 feet long and 60 feet wide, lying just east of the foregoing strip, in the line of said Michigan street as extended, and being in the west half of the southwest quarter of section 6, township 15, range 4 east, at \$500. Benefits to Rhoderick W. Farmer on the adjacent ground in said half quarter, \$500. Balance of damages to said R. W. Farmer on said tract, \$00.00. Total damages, \$550. Total benefits, \$550.

We return herewith the papers in the former case returned to us for re-examination, the notices, proofs, etc., remonstrance, affidavits, and other papers filed in the present case, all for your final action thereon.

Respectfully submitted,

J. GEORGE STILZ,  
IGNATIUS BROWN,  
W. J. ELLIOTT,  
PETER WEIS,  
GEO. W. ALEXANDER,  
Board of City Com'rs.

Which was received.

The Board of Health submitted the following report :

*Gentlemen*—The Board of Health would respectfully submit the following weekly mortality report for the week ending September 15, 1873 :

Under 1 year.....	8
From 1 to 2 years.....	2
From 2 to 5 years.....	3
From 5 to 10 years.....	1
From 10 to 15 years.....	2
From 15 to 20 years.....	1
From 20 to 25 years.....	2
From 25 to 30 years.....	2
From 30 to 40 years.....	3
From 40 to 50 years.....	5
From 50 to 60 years.....	4
From 60 to 70 years.....	1
From 70 to 80 years.....	
From 80 to 90 years.....	1
From 90 to 100 years.....	
100 and upwards.....	
Unknown.....	
Total.....	35

Respectfully submitted,

S. A. ELBERT, M. D., Prest.

W. WANDS, M. D., Secretary.

Which was received.

#### ORDINANCES ON FIRST READING.

Mr. Batty introduced Special Ordinance No. 328, 1873, entitled :

An ordinance to grade and gravel Home avenue from Columbia street to Central avenue.

Which was read the first time.

Mr. Bollman introduced Special Ordinance No. 329, 1873 entitled:

An ordinance to grade and gravel the first alley west of East street, commencing 200 feet south of South street, and running south 220 feet.

Which was read the first time.

Also, the following petition:

INDIANAPOLIS, September 15 1873.

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

*Gentlemen*—The undersigned, owners of the real estate fronting on Morris street, between East street and the west line of Vajen's addition, respectfully petition your honorable body to pass an ordinance providing for the grading and graveling of Morris street between the above mentioned points with good river or creek gravel.

And your petitioners will ever pray, etc.

LOUIS HILD,  
HENRY STUMPH,  
And 9 others.

Which was received.

Mr. Craft introduced Special Ordinance No. 330, 1873, entitled:

An ordinance to grade and gravel Michigan street and sidewalks from Winston street to the corporation line east.

Which was read the first time.

Also, the following petition:

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—The undersigned, owners of real estate fronting on Noble street, between Wabash street and Michigan street, respectfully petition your honorable body to pass an ordinance providing for the grading and paving with brick the west sidewalk of the said Noble street, between Wabash and Michigan streets.

And your petitioners will ever pray, etc.

GEORGE STIEDEL,  
E. W. PIERSON,  
And 3 others.

Which was referred to the Committee on Streets and Alleys



Mr. Kennington introduced Special Ordinance No. 331, 1873, entitled :

An ordinance to light with gas Coburn street from Madison avenue to Virginia avenue.

Which was read the first time.

Mr. Hardesty introduced Special Ordinance No. 332, 1873, entitled :

An ordinance to bowlder the gutter on the east side of Madison avenue, between South street and the south side of Garden street.

Which was read the first time.

Mr. Pressly introduced Special Ordinance, No. 333, 1873, entitled :

An ordinance to light with gas Fletcher avenue between Cedar street and Dillon street.

Which was read the first time.

By consent Mr. Craft from the Committee on Water Works submitted the following report:

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—Your Committee on Water Works, to whom was referred sundry papers, have given them due consideration, and would respectfully report as follows, to wit:

FIRST.

A motion was referred to your committee which was presented to Council by H. S. Bigham, Esq., from the Ninth ward, directing the Water Works Company to put in a fire hydrant at the intersection of Sciota and Potomac alley. We would recommend that the said Company be directed to put in said hydrant.



## SECOND.

A motion was also referred to your committee offered by Mr. Bollman, directing that the drinking fountain in front of the Post Office on Market street be removed to the East Market square. Your Committee would recommend that said motion be not passed.

## THIRD.

A motion was also referred to your committee offered by Thomas H. S. Peck, Esq., directing the Committee on Water Works to contract with Messrs. Neab & Merrill to erect a drinking fountain on North Illinois street near the drug store known as the Eleventh Ward Drug Store, near Sixth street. Your committee recommend that the above motion be amended to read at the corner of Illinois and Tinker streets.

W. H. CRAFT,  
L. Q. SHERWOOD,  
EDWARD REAGAN,  
Com. on Water Works.

Which was concurred in.

Also, the following report from the Committee on Fire Department:

INDIANAPOLIS, September 15. 1873.

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

*Gentlemen*—Your Committee on Fire Department, to whom was referred sundry papers, would report as follows:

## FIRST.

A motion was referred to your committee directing the Chief Fire Engineer to locate a fire alarm box at the corner of Douglass and New York streets. We have considered the same and would recommend that the motion be adopted.

## SECOND.

A motion was also referred to us to examine the Dean Pump and report whether the said pump can be used for extinguishing fires, and also the estimated cost of the same. Your committee would report an invitation of the Elevator Company for the members of the Council to visit their Elevator and inspect the Dean Pump erected and in use there.

## THIRD.

A motion was also referred to us directing the Chief Fire Engineer to locate a fire alarm box at the corner of Meridian street and Russell avenue. We have examined the same and would report adversely to it as there is already one within two squares of the point indicated, and we believe that one at that point is unnecessary.

## FOURTH.

A motion was also referred to us directing the purchase of a lot on Sixth street between Illinois and Tennessee streets for an engine house. Believing that there is a necessity for the said purchase, we would report in favor of the same, and recommend that the Committee on Contracts be authorized to close the contract for the same.

## FIFTH.

Also, sundry papers have been referred to your committee in regard to cisterns at or near the Cabinet Sewing Machine Works. We would report that no contractor will undertake to put in a cistern in that locality. We would therefore recommend that the City Clerk advertise for proposals to put in a fire well at the corner of Yandes street and Home avenue, bids to come in Monday night, September 22, 1873:

## SIXTH.

We would report that Engine No. 1, which was sent to the Silsby Company for repairs has been repaired and returned, and we would recommend that it be received and the Clerk instructed to incorporate the amount in the next appropriation ordinance, viz., twenty-five hundred dollars.

## SEVENTH.

We would also recommend that the City Clerk be directed to advertise for proposals to build a hose reel house on South street between Delaware and Alabama streets, as per specifications to be found at the office of D. Bohlen, architect.

Respectfully submitted,

W. H. CRAFT,  
DAVID GIBSON,  
ROBT. KENNINGTON,  
Com. on Fire Department.

Which was concurred in.

On motion by Mr. Pressly, the rules were suspended for the purpose of receiving reports from committees:

Mr. Adams, from the Committee on Judiciary, submitted the following report:

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—Your Judiciary Committee, to whom was referred an account of one Peter Early, claiming damages to the amount of \$98.62 by an overflow of water from the Merrill street, believe that the claim is a just one, and should be paid to said claimant, and that the amount claimed be inserted in the next account ordinance for allowance.

J. C. ADAMS,  
JNO. H. BATTY.  
Committee on Judiciary.

Which was concurred in.

Mr. Thalman, from the Committee on Bridges, submitted the following report:

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—Your Committee on Bridges, to whom was referred a motion that the City Clerk be directed to advertise for proposals for putting in stone abutments and building an iron bridge across the canal on Blackford street, respectfully report in favor of the same, and recommend that the Clerk so advertise.

Respectfully submitted.

ISAAC THALMAN,  
JOHN T. PRESSLY,  
ROBERT KENNINGTON,  
Committee on Bridges.

Which was concurred in.

Mr. Pressly, from the Committee on Gas Light, submitted the following report:

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—Your Committee on Gas, to whom was referred sundry proposals, have examined the same, and find the following persons to be the lowest and best bidders, and recommend that they be awarded the contract:

Southeastern District, James Anderson, at thirty cents per lamp post.

Southwestern District, George W. Seibert, at twenty eight cents per lamp post.

Northeastern District, John Langsdale, at thirty cents per lamp post.

Northwestern District, James T. Williams, at thirty cents per lamp post.

Respectfully submitted,

JOHN T. PRESSLY,  
W. H. CRAFT,  
FRED C. BOLLMAN.  
Com. on Gas.

Mr. Gibson moved to refer the report back to the committee with instructions to award the contract for lighting all the public lamps to Mr. George W. Seibert, at 27 cents per lamp per month.

Which on motion by Mr. Brown, was laid upon the table.

The report was then concurred in.

The City Clerk presented the bond of John Langsdale for lighting the lamps in the north-east section; the bond of James Anderson for lighting the lamps in the south-east section; the bond of George W. Seibert for lighting the lamps on the south-west section; and the bond of James Williams for lighting the lamps in the north-west section. All of which bonds were approved.

Mr. Gibson, from the Committee on Railroads, submitted the following report;

INDIANAPOLIS, September 15, 1873.

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

*Gentlemen*—Your Committee on Railroads, to whom was referred the petition of H. C. Lord, Esq., for the right of way on and along the streets and alleys for the Belt Railroad, have examined the same, and submit the following:

Our understanding is that one principal object of the Belt R.R. would be the relieving of our streets and alleys now occupied or crossed by



railroads of a large portion of the heavy freight business now done on them, to the great annoyance of the public, and at a great expense and inconvenience to the railroads, by carrying it around the city; but if said Belt Railroad is to be run through the outskirts of the city, and cross streets and alleys, it will increase difficulties, from which we are now seeking relief; we therefore recommend that the prayer of the petitioner be not granted.

In relation to the petition of C. P. Jacobs, W. R. Manlove, S. Cornelius and J. E. McDonald; your committee fully concur in the views of said petitioners, that it would be a great calamity to the public to run a railroad between the city and Crown Hill Cemetery. That there is no present necessity for running a railroad north of the city, as all the railroads can be connected without doing so; but as the Common Council have no authority to act in the matter, until some further steps are taken by the Belt Railroad Company, we recommend that no further action be taken on said petition.

Respectfully submitted,

DAVID GIBSON,  
ROBERT KENNINGTON,  
LEON KAHN,

Com on Railroads.

Which was concurred in.

On motion of Dr. Ward, the report of the Committee on Benevolence and Hospitals, made to Council September 1, 1873, was taken up.

The second paragraph was taken up and concurred in.

The third paragraph was taken up, which Mr. Kennington moved to reject.

Which motion was not adopted.

Mr. Brown offered the following motion:

*Moved*, That the Committee on Benevolence and Hospitals together with the City Civil Engineer, make a plat of the hospital grounds showing a subdivision into lots, and report the same to this Council.

Which was adopted.



The fourth paragraph was taken up and the part referring to new privies concurred in. The remainder of the paragraph was referred back to the committee with instructions to report an estimate of the cost of the supplies needed.

Mr. Brown, from Special Committee, submitted the following report:

INDIANAPOLIS, September 15, 1873.

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

The undersigned, a Select Committee, to whom was referred the matter of filling up the canal south of Market street, with instructions to report the best plan for accomplishing that object, would report as follows:

The representatives of the Indianapolis, Cincinnati & Lafayette Railroad Company make, through your committee, the following propositions:

1st. The Company asks the Common Council to grant the right of way for an additional track to be laid west of the existing track of said railroad, from Louisiana to North street.

2d. In consideration of this grant, the company will give the right to put a sewer in Missouri street, from Market to Louisiana street, and fill up the canal between said streets, and will lower the present track between Market street and Indiana avenue, to conform to the grade of the streets that cross the same.

The Railroad Company has entered into a contract with the Water Works Company, by which there shall be no interference on the part of the latter with the work of filling up the canal.

Your committee unanimously report in favor of accepting the propositions of the Indianapolis, Cincinnati & Lafayette Railroad Company, and recommend the passage of the accompanying ordinance, granting the right of way aforesaid, and for filling up the canal between the streets named.

Your committee further recommend that early steps be taken for making a contract for the construction of a sewer according to plans to be proposed by the City Civil Engineer, from Market street to the Kentucky avenue sewer. Owing to the fact

that all east and west streets are now graded, with a fall toward the canal, it would seem that the sewer is a necessity. In addition, a flow of fresh water can be thrown into the Kentucky avenue sewer, by which it can be kept flushed.

It is proper to say that the I., C. & L. Railroad Company are the owners of whatever rights the Water Works Company may have to the canal south of Market street.

Your committee believe that the proposition embraced in the ordinance presents the cheapest plan of filling up the canal as far as it goes, and it is believed that the filling up of the balance of the canal must speedily follow, if the Council will render the little aid required in that direction.

Respectfully submitted,

AUSTIN H. BROWN,  
ISAAC THALMAN,  
JOHN T. PRESSLY,  
JAMES H. WOODBURN,  
HENRY GIMBER,  
Select Committee.

Mr. Brown introduced General Ordinance, No. 68, 1873, entitled :

An ordinance to provide for the filling up of the Indiana Central Canal, between Market and Louisiana streets, and for the lowering of the track of the Indianapolis, Cincinnati & LaFayette R. R. Company between Market street and Indiana avenue.

Which was read the first time, and read the second time for information.

The report was then concurred in by the following vote :

Affirmative—Councilmen Batty, Bigham, Brown, Craft, Gimber, Hardesty, Kahn, Kennington, McLaughlin, Peck, Pressly, Rush, Sherwood, Thalman, Ward and Woodburn—16.

Negative—Councilmen Adams, Anderson, Bollman, Gibson, Reagan and Shepherd—7.

On motion by Mr. Brown, the City Clerk was directed to have the ordinance printed in pamphlet form and made the special order of business next Monday night.

On motion the Council adjourned.

JAMES L. MITCHELL,  
MAYOR.

ATTEST:

JOHN R. CLINTON,  
*City Clerk.*