

City Council Chamber  
December 13, 1852

Council met. Present a full Council save Mr. Delzell.

The resolution of Mr. Greer offered on the evening of December 6th 1852, having been made the order of the day, was broken up, and read as follows:

"Resolved That the City Marshal be instructed to notify the President of the Lafayette & Indianapolis Railroad not to excavate or lay the track of said road in Louisiana Street east of Mississippi Street, and that, if said Company persist in laying their track, then to remove said track."

Mr. Greer asked & was granted leave to alter the phraseology of his resolution so as to read, that they be instructed "not to lay the track of said road on North half of Louisiana Street."

The question being put "shall the resolution be adopted" it was decided in the negative by the following vote:

Ayes: Messrs Fidler & Greer	2
Noes: Messrs Louden, Buchanan, Pitts, Culley	4

The City Attorney read the following paper in compliance with the resolution requiring his opinion as to whether the ordinance of the City Council heretofore adopted, "allowed the "Lafayette and Indianapolis Railroad" Company to enter the Union Depot by running on Louisiana Street.

"To the City Council of Indianapolis:

Having been called on by you to give an opinion whether "the ordinance authorizing the Lafayette and Indianapolis Railroad to construct a track through the City of Indianapolis" etc., allows said company to enter the Union Depot by running on Louisiana Street, I respectfully submit the following:

The language of the ordinance touching the point in question is as follows: "thence" (from Georgia Street) "it" (the said Railroad) shall be constructed in as near a straight line as possible, crossing Kentucky Avenue to Louisiana at or near the location of the Terre Haute and Richmond Railroad". The purpose of the ordinance was, doubtless, to allow the Lafayette & Indianapolis Railroad to connect with the Union track at some convenient point on Louisiana Street at or near the Terre Haute & Richmond Railroad Depot, and that in crossing from Georgia street to the point of termination the curve should be as short as practicable so as to occupy the smallest amount of any particular private property consistent with a convenient use of the road. But the language of the ordinance indicates that it was the intention of the City Council that private property should be occupied by

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said roads up to a point where it is necessary to cross Louisiana Street to effect a junction with the Union Track; and that Louisiana Street should only be traversed by said road the smallest distance compatible with a connection with the Union track. It certainly would require language different from that contained in the Ordinance to allow the said Railroad to run up Louisiana Street some five hundred or six hundred feet to obtain a connection with the Union track, if such connection could be attained by passing through private property up to the point of crossing.

Albert G. Porter, City Attorney

Mr. Culley offered the following resolutions:

Resolved That the Terre Haute & Richmond Railroad Company be required to remove or adjust their tracks running along Louisiana street, so as to allow the Lafayette and Indianapolis Railroad Company to enter the Union track at the nearest practicable point by running on the South side or half of said Louisiana Street, not further than the track now occupied by the Terre Haute & Richmond Railroad Company.

Resolved That in the opinion of this Council the said Lafayette & Indianapolis Railroad Company are authorized by the ordinance heretofore passed" to connect with the Union track at the nearest practicable point on South side of Louisiana Street: Provided, the curves of entrance shall not extend beyond the East Side of Mississippi Street."

Resolved That the City Engineer be requested to meet with the several Engineers of the Terre Haute & Richmond, and the Lafayette & Indianapolis Railroad Companies, in adjusting the tracks of said roads under the foregoing resolutions:

After some remarks the resolutions were adopted by the following vote: Ayes: Messrs Louden, Greer, Pitts & Culley 4  
Noes:- " Buchanan & Fitler 2

Mr. Fitler offered the following:

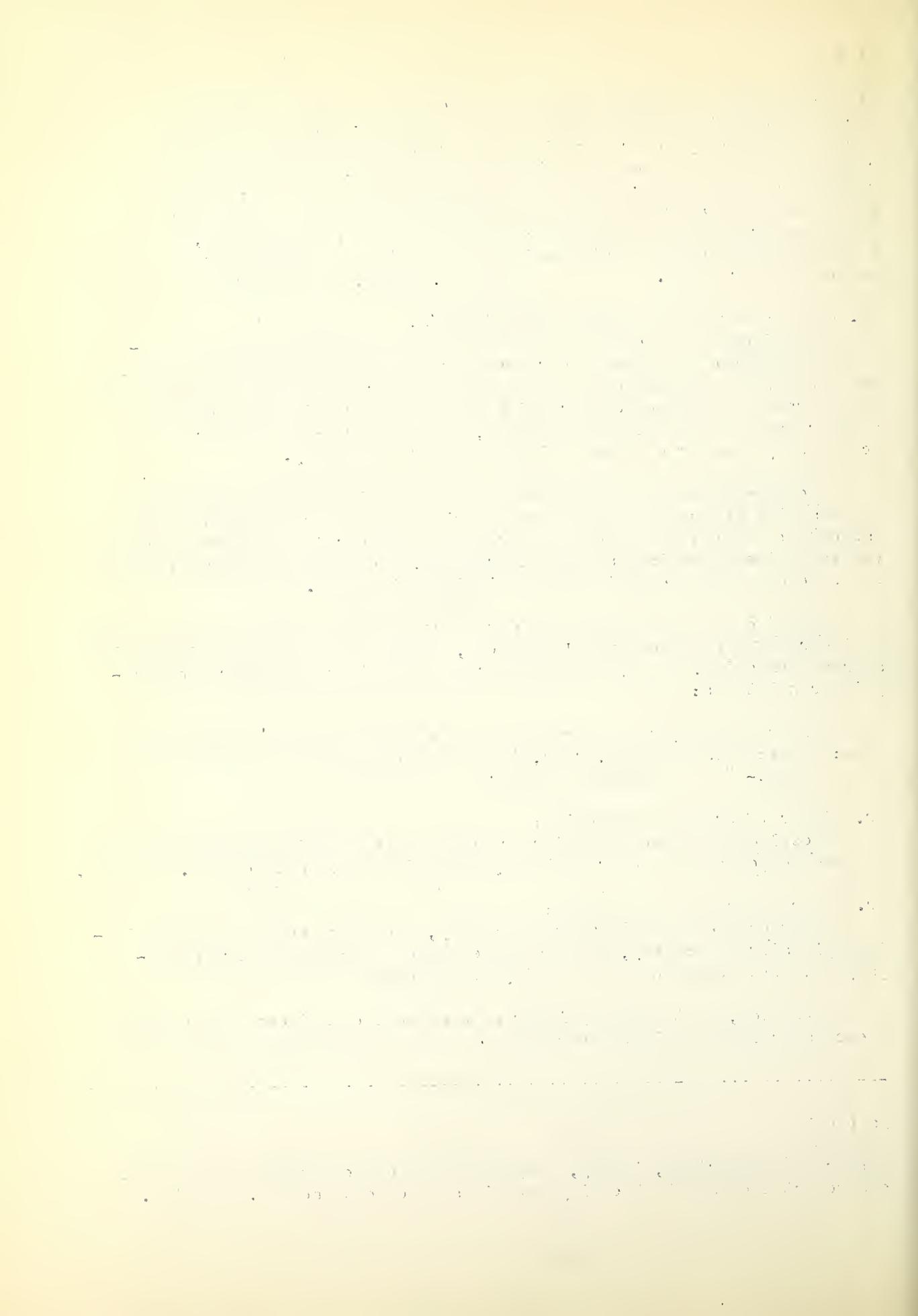
Resolved That the City Clerk report to the Council the amount which has been expended by the present City Council at its next meeting." Adopted.

Mr. Fitler offered the following:

Whereas The Central Railroad Company, the Lawrenceburg & Upper Mississippi Railroad Company, and the Terre Haute & Richmond Railroad Company have not complied with the City Ordinances:

Resolved, That The City Attorney examine the ordinances under which these Railroads come into the city

proper and what right, if any, they have to use the Streets of the same, and report the same to the City Council at the next meeting." Adopted.



Mr. Buchanan offered the following:

"Resolved, That the committee on Streets and alleys be required to examine and repair a bad piece of road on the Michigan Road East".  
Adopted.

A petition from a number of persons praying that the fines against them for a violation of the Market Ordinance be remitted was received and on motion, laid on the table.

Allowed, Brouse & Lockwood, for (S.H.Purposes) \$334.85.

On Motion adjourned to meet again on Friday evening next.

Attest: David V. Culley, President  
Daniel B. Culley, Secy C.C.

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Special Meeting

Friday, December 17th, 1852

Council met. Present Messrs Delzell, Pitts, Fittler, Buchanan and Culley, President.

Allowed James Donavan Bill Posting	5.20
" R.L. McOuat Stove & pipe 4th Ward	10.85
" do Sprinkling pot	.50
" Wm. Haughey Labor 7th Ward 2 days	2.00
" Jno. Clark Do " " 1 "	1.00
" Jno. Ferry Do " " 1/2 "	.50
" Sanford Morris Glass Lantern	.50
" J.H. Vagen Hatchet	.60
" John Fralie Removing partition 3d Ward Sch.H.	1.00
" Hannaman & Duzan Glass for do	2.24
" Washington Smith Labor	<u>20.81</u> \$ 45.20

On Motion by Mr. Pitts, it was

"Resolved, That the City Attorney be requested to draft an ordinance regulating the weight of coal per Bushel, and for the measurement for wood"

Mr. John Moffitt's proposition for building a town clock, was referred, with other papers referring to that matter, to the committee appointed on the subject of a location.

William Y. Wiley & Obed Foote petitioned the City Council for the appointments as City Auctioneers; on Motion, granted by them complying with the ordinance in all respects.