Council Chamber July 10th 1858

Council Met at 72 P.M. Present the Mayor and all the members of the council except Messrs Durham, Locke and Pratt.

PETITIONS

The following petition was presented.

To the Common Council of the city of Indianapolis Gentlemen.

The undersigned you to order that portion of Meridian Street, between the following points, beginning at the south side of the intersection with New York Street thence to the south side of its intersection with North street, to be graveled with Screened river gravel, a Space of sixteen feet wide, fourteen inches deep in the middle and four inches at each edge; and they also pray that an order be made for opening the gutters on each side, for the same distance.

Alfred Harrison	60 feet	Jas H. McKernon 44 feet
J.C.S.Harrison	50 11	John W. Dodd west front
Jacob Lindley	40 11	University Square as Au-
W. Glenn	50 11	ditor of State
E.J.Baldwin	50 #	George E. West 147
Oliver Tousey	101 "	James Elliott 50
Geo.W.Mears	200 "	John C.Cambell 40

On motion the above petition was refered to the Committee on streets and alleys to report an ordinance.

Mr. Fletcher presented the following petition

To the Honorable Common Council of the City of Indianapolis
The undersigned Citizens and owners of Real Estate fronting on so much of East Street as lies between South and
Bicking Streets, would most respectfully petition your honourable body to cause the aforesaid part of East St to be
graded and graveled, together with its Sidewalks in manner
following, to wit, to cause all said portion of Said East Street
to be regularly graded also its Sidewalks, and the Street.

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July 10th 1858

to be graded and graveled with pit gravel Eighteen (13) feet in width One foot deep in Centre and six inches (6) at sides, and Sidewalks graded and graveled with pit gravel six inches in depth, and Eighteen feet in width each to be completed during this Spring and Summer.



Names of Petitioners Sam. P. Daniels Thomas Youtsey Henry Hugo S. Griffith Names of Petitioners Kilby Ferguson Thomas Arnold William Arnold James Smith

On motion the above petition was referred to committee on streets and alleys with Civil Engineer

REPORTS FROM COMMITTEES

By Mr. Porter

Mr. President

The Judiciary Committee to whom was refered the petition of Sundry persons residing on St Clair street between East and Chatham Sts for an improvement of said street, report that the mode of collecting "from persons owning property who do not work", Sugested by the petitioners is impractible, and they therefore recomend that the petition be not granted.

A.G.Porter)
L.Dunlap (Committee

By Mr. Porter Mr. President

The Judiciary Committee, in conformity with the resolution adopted at the last meeting directing them to frame an ordinance to grade and gravel with Screened river gravel, Washington Street; also boulder the gutters of the Same, respectfully report the following form of an Ordinance for that purpose.

A.G.Porter)
L.Donlap (Committee

On motion the above reports were laid on the table

By Mr Porter, Mr. President

The Judiciary Committee to whom was referred the proposed form of Contract for the removal and burial of dead animals reccommend the adoption of the form of contract

(Note: below was pasted on Page 160)

By Mr Porter, Mr. President,

The judiciary Committee as directed beg leave to report the following form of an ordinance to provide for the filling up by the Indianapolis, Pittsburg & Cleveland Railroad of so much of Railroad street as was excavated by said company and to provide for the abatement of the nuisance growing out of water being permited to become stagnant in the gravel pit East of Railroad Street. A.G.Porter L.Dunlap

herewith reported.

A.G.Porter)
L.Dunlap (Committee

Mr. North moved that the report be rejected which prevailed.

On motion by Mr. McNabb, the vote rejecting the report was reconsidered, and on motion by Mr. Porter the report was laid upon the table.

By Mr. Cottrell,

The Committee on Streets and alleys have examined the bids for grading and graveling Washington Street, Market Street, and Indiania Avenue, and find that James Russell is the lowest bidder on Indiania Avenue, his bid being 14 for grading and $20\frac{1}{2}$ cents for pit gravel, on Washington Street. Thomas Feriter is lowest, his bids are grading 20 per yard, gravel loo per yard, paveing 45 per yard, Curbing 5 cents per foot.

On Market Street M.O.Sullivan & Co are the lowest bidders, their bids being 14 for grading and Seventy five cents for gravel. Therefore we recommend that the aforesaid streets be let to above named Contractors.

Thomas Cottrell)
Stephen McNabb (Committee

By Mr. Cottrell,

The committee on Streets and alleys, having examined the bids for the following jobs work and find the lowest bidders as follows, bouldering gutters at the crossing of Illinois and Ohio crossing Deleware and New York crossing Illinois and North Street, S.J.Patterson is the lowest bidder on all the named crossings.

Walls on Pogues run at the crossing of Pennsylvania and

Meridian Streets John B. Stumph is the lowest.

Rebuilding wall on Virginia Avenue August Richter is the lowest, bouldering gutter on Illinois Street, John B. Stumph is the lowest, we therefore recommend that all the contracts be awarded as recommended in this report.

Thomas Cottrell)
Stephen McNabb (Committee

On motion by Mr. Fletcher

The above reports were concurred in and the contracts awarded.



By Mr. Cottrell,

The Committee on Streets and alleys have examined the claim of his excellency, A.B. Condit, for graveling Alabama Street, between Washington Street and Pogues run, and after giveing the matter a thorough investigation, cannot arrive at any other conclusion, that that the aforesaid Condit has (as usal with him in more than one instance) attempted to get an estimate for gravelling said street, by impudence and false pretences, therefore we recommend that the consideration of the alleged claim of A.B. Condit be dismissed from the council

Thomas Cottrell

Mr. McNabb.

Presented Sundry papers in connection with the graveling

of Alabama Street from A.B.Condit

And on Motion of Mr. North the above report and papers from Condit were referred to a Select committee consisting of Messrs North, English and Cottrell.

REPORT FROM OFFICERS

The Treasurers monthly report was presented, Showing a balance on hand of one hundred and twelve dollars and forty four cents. \$112.44

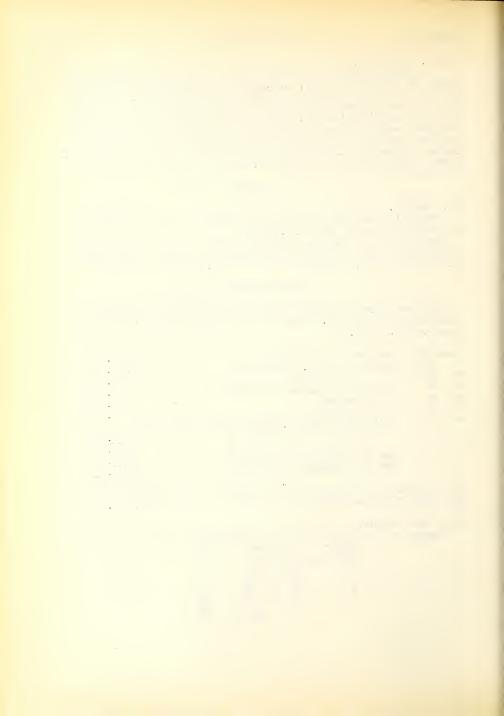
lst	Balance in Treasury	54.60
30th	Taxes of 1857. Collected	722.77
11	" 1856 "	37.45
11	Treasurers assessment 1857	4.48
11	For License	4.00
11	" Printing	4.50
Ħ	Cold from John S. Spann former Treasur-	
	er to pay Delinquency	2.00
		\$829.80
	Orders Reedeemed in June	717.36
	Bal in Treasury July 1st 1858	\$112.44
֡	30th 	30th Taxes of 1857. Collected " " 1856 " Treasurers assessment 1857 For License " Printing Cold from John S.Spann former Treasurer to pay Delinquency Orders Reedeemed in June

The clerks report was presented Showing the indebtedness of the city July 1st 1858 26,939.62

From the Sexton.

Report of interments in all the burying grounds for June

Under	5	years	19
Between	10	& 20	4
If	20	& 3	1
11	30	and 40	6
II	40	11 50	2
11	50	1 60	2
		Total	34



From the City 32
" " Country_2
No prevailing disease

John Moffitt Sexton

On motion the report from Treasurer, Clerk, and sexton were laid on the table.

From the Street Commissioner.

Indianapolis July 10th 1858

To the Honorable the Mayor and Common Council of the city of Indianapolis, the undersigned Street Commissioner respect-

fully submits the following report.

For filling under South and Alabama Street bridges, and repairing floor, and for lowering west end of canal Bridge on Vermont Street, and cleaning gutters on Noble Street, between Vermont and Ohio, also for opening & repairing foot bridges

Michael Shea	11.62
Geo Heninger	14.62
James R. Shea	7.12
Thomas Shea	11.62
John Schoup	6.00
John Conway for Hauling	19.00
Tot	cal 69.98

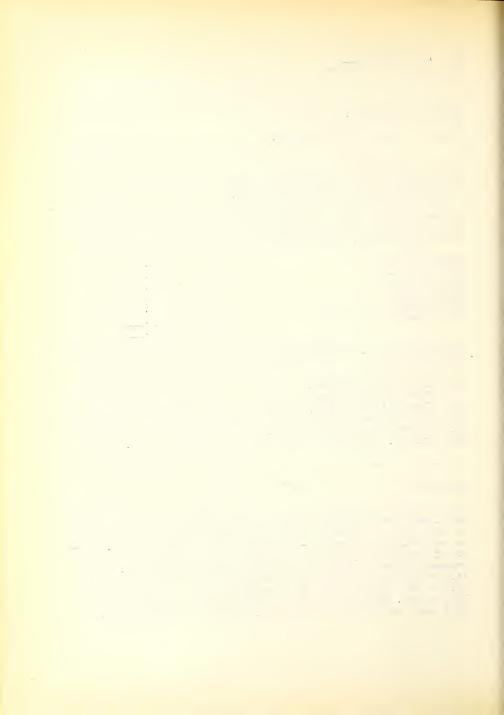
On motion by Mr. Vandegrift the report was recieved and clerk ordered to issue orders for the amount

From the Civil Engineer.

The civil Engineer reports to the city Council lst That Patrick Reilly called at his office and informed him that he declined entering into Contract or giving Security for improving Maryland Street, between Virginia avenue and West Street, and that he did not want North Street.

Page 164 July 10th 1858

2d The last meeting of Council instructed the Engineer with the Committee on Streets and alleys, to report the condition of the work now under contract on North Street between Alabama and Deleware Streets - On retireing from office Mr. Hosbrook furnished the civil engineer with a written Statement respecting this Street of the following purport vis. "North Street between Alabama and Deleware, grade on walk and gutter is too low on South Side at West end, the fill amounts to 1088 yards. Wiles has had an estimate of 20 cents per lineal foot each side on said Contract, except the crossings".



5d The engineer was directed to report a suitable grade for McCarty Street, between Deleware and East Streets, at the next regular meeting of the Common Council, a profile of said Street is herewith Submited.

4th The proposals recieved for improvement of Streets and gutters are also herewith submitted to the Council.

5th The civil Engineer measured the Cistern lately, built by Joseph Kruger at crossing of Alabama and St Joseph Streets which contains 608½ barrells at 55 cents per barrell, amounts to \$338.67, and according to contract, two thirds of this Sum, viz \$225.78 is now due him.

6th The civil Engineer also measured the Culvert across Virginia Avenue built by Wm Richter, and it contains 51 cubic yards and 8 feet of Masonry, at six dollars per yard, amounts to 307.77½, and also 7½ Square yards of bouldering at ends of Culvert at 95 cents per yard, amounts to \$7.12½, both Sums, amounting to 314.90 due by the city to the said William Richter.

7th The citys portion of estimate to James B. Mann, for grading and gravelling Chatham Street, and sidewalks, between Massachusetts avenue and Hanna street, for crossing of Streets is \$16.65.

8th The citys portion of estimate to James Russell for grading and graveling Noble Street, between South and Market Streets, for crossing of Streets and alleys is \$67.52.

9th The citys part of Second estimate to Martin L. Coyner for grading and graveling Virginia avenue, between South and Mc-Carty Streets, for crossings of Streets and alleys is \$88.75, and for School lots \$60.00 both Sums amounting to \$148.75

10th The citys part of estimate to Jeremiah Shea, for grading and graveling Louisiania Street, between Illinois and Mississippi Streets



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for crossings of Streets and alley is 16.572

11th The citys part of estimate to Jeremiah Shea, for grading and graveling of Vermont Street, between Mississippi and California Streets, for crossings of Streets and alleys is \$57.12.

12th The citys portion of estimate to Jeremiah Shea, for grading and graveling side Walk, on West Side of Deleware Street, between South Street and Pogues run is \$6.08

13th The contract for improveing West Street, between Washington and North Streets, was awarded by the council to James Russell, who has not yet signed his contract, and granted security.

Indianapolis July 10th 1858 James Wood Civil Engineer

On motion By Mr Cottrell, the amounts as Set forth in the Engineers report were allowed, and that the profiles of Mc-Carty Street, and Noble Street reported by the Civil Engineer be adopted as the grade of those Streets, which prevailed.

From the Captain of the Watch

Indianapolis July 10th 1858

Report of Captain of Police

No of arrests

For	Intoxication		25
Ħ	Prostitution		17
11	Feeding in Streets		10
11	Disturbing the Peace		7
11	Affrays		6
11	Assault and Battery		5
11	Fast driving		2
11	Interfering with police		2
11	Public Indecency		2
11	Nuisance		2
11	Selling without License		$\frac{1}{79}$
	-	Total	79

No of Days Served by Police



Thomas Amos Halden Davis Charles Carter	28 28 28	150 150 150 150	42.00 42.00 12.00 42.00
Richard Ware	28	150	49.00
W.H. Culbertson	18	150	27.00

Page 166		July 10th 1858	and the case and the first time case and the time the first time that the same time time the same time time.
John S. Russell	28	150	49.00
Hubard Adams	28	150	40.00
Hanibal Taffe	20	150	30.00
Rouben Ely	9	150	10/50
Samuel Lafever	€6	175	45.50
Captain		Total Amt	7 333.00

Rejort from June 19th to July 9th 1859

Yours Respectfully

Samuel Lafever Cheif of the Police

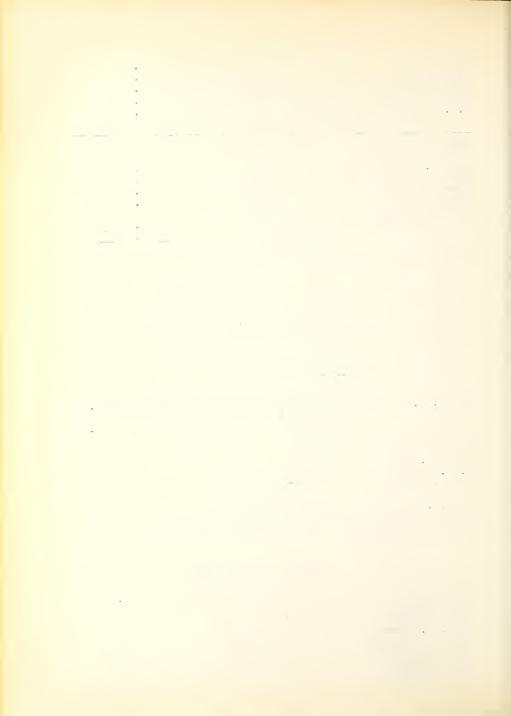
On motion the report was recieved and the accounts allowed

Accounts allowed

James. M. Jameson	Firemens Certificates reedeemed \$14.00 Interest on orders red to Elst of
	May 3.77
Wells & Fletcher	Lumber 7 07 49 00
James R. Shea	St Imp 4 50
M. L. Coyner James. M. Jameson	Int seid on orders to July 1st
	1959 5 95
John.H. Veren The above accounts wand North and orders	Tax refunded 16 41 ere reported correct by Messrs Cottrell were ordered to be issued for the Same

BIDS ON LIBERTY STREET

Jeremich Shea	rading	19	yard.	101	raveling	U.	Pit	gravel
Hans Congerman Thos. W. Brean	11	11 11	11	741	H H		Tit	_mrwel
Andrew Tilbenny Wm & Robert Johnson	. 11	11	11	16	11	00	11	99 99
John Kallaher John Williams	11	11	11	9	11	14	11	11



James, R. Shea M. Oconner	Grading				Graveling	98 Pit insvel
E. Kni ht	11	11	11	11	11	1,31.
M. L. Coyner	11	11	11	15	11	20
John Winchell	11	11	11	8	19	12
Thomas Feriter	11	11	11	15	11	05 G.P. Gravel

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	BIDS ON MIS	SSISSIPPI	STREFT			
James Russell	Grading	15	graveling	82		
M. L. Coyner	11	16	11	84		
Lewis Morrill	11	20	Ħ	1.00		
Pat. O. Lilijan	11	10	Ħ	50	5. R.	GERVOL
II. O. Folerty)	11	10}	11	65	11 11	11
Dennis a en)	11	10분	11	6.5	17 11	11
John Smith	11	11.2	11	65	11 11	11
Jacob Landis	11	19	11	75	11 11	19
John Kallaher	11	15	19	35	11 11	11
Wm & R. Johnson	11	17	11	3.5	11 11	11
Echraim C. Cross	11	17	11	90	11 11	11
Andrew Tillberry	11	14	11	1.5	11 !!	11
Thos. W. Breaks	11	150	11	971	. 11 11	ч
Jeremiah Shea	11	18~	19	97	H 11	
Poter Hight	II.	8	11	60	11 11	11

Bids on gutter in Wash Street between Tenn Street and the Ornal

E.J. Croas paving 87½ per pard grading
Jacob Landis " 55 " " " "

JerreShea " 105 " " 15

R.A. Looker " 74 " " Crossing on street 95.

On motion the bids were referred to the committee on streets alleys with Enjineer to reject the lowest responsible bidder

- RESOLUTIONS -

By Mr Cottrell,

Resolved.

Trat the Street commissioner be firected to notify the property holders, on the Suth side of schington St between east and Liverty Streets, to have the old bed of Popues filled up within thirty days

Aves. Mesers. Cottrell, En lish, Fletcher,

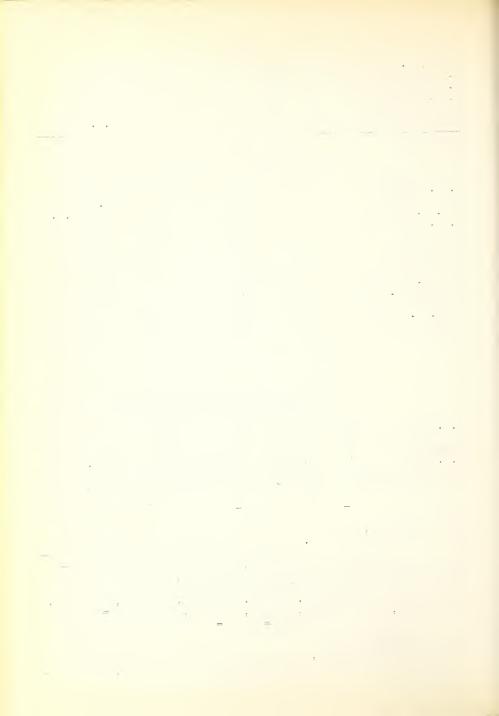
Aves. Mesers. Cottrell, English, Fletcher, Greenfield, Geiesencorff, Hadley, Mc Nabb, and North = S

Noes = None = adopted

By Mr Fletcher

Resolved,

That the Street commissioner, be direct-



ed to replank the bridge over Poques run on Virginia Avenue Ayks = Messrs Cottrell, English, Fletcher, Greenfield, Geiesendorff, Hadley, Mc Nabb and North = 3 = Noce = None

Acopted

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By Mr Fletcher Resolved Resolv

That Thomas. H. Sharpe be allowed to grade and pave the Sidewalk, in front of lis property on Pensylvania, Street between Wishington and Laryland Street, and the engineer is hereby directed to Set the proper Staked

Ayes =

Messrs, Cottrell, English, Fletcher, Greenfield

Grisencorff, Hadley, North, and Vance, rift = 8 = Noes - None

Acopted

By Mr En_lish

Resolved,

That the Street Commissioner, to instructed to repair the bridge, across Fogues run, on Market Stieet

Ares

Messrs, Cottrell, English, Fletcher, Greenfield, Geiesendorff, Hadley, Mc Nabb, North and Vandegrift = 3 = Moes = Mone

Adapted

By Mr Greenfield,

Resolveda

That the Street commissioner te suthorized to fill up two holes, at the East end of the bridge crossing the canal on Washington Street

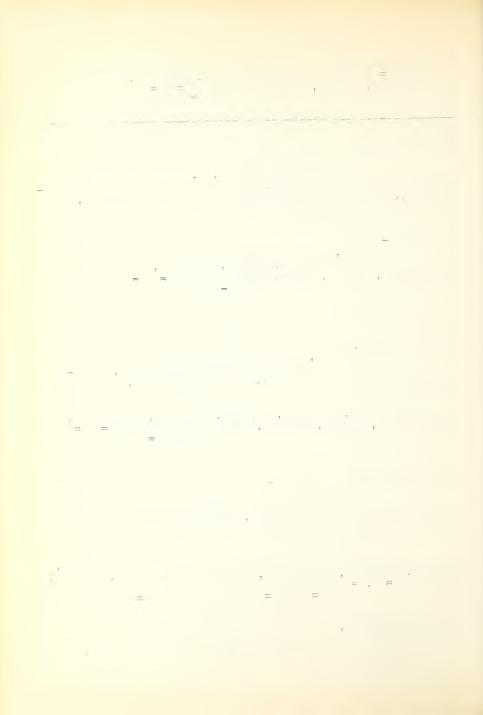
AyESI

Messrsu Cottrell, English, Fletcher, Greenfield, Geiesenforff, Hadley, Mc Nabl, and North = 8. =

> Noes = None = Aposted =

By Mr Geisendorff, Resolveda

That the Street Co Missioner, be



and is hereby directed, to notify, the Largette, Rail Road Company, to plank the culvert, under their track, at the Canal, on the South Side of Market Street,

Aj s, Mesers, Cottrell,

English, Fletcher, Greenfield, Geissenforff, Hadley, Mc Nabb, North, and Vandegrift = 9 = Noss = Noss

Adopted =

Page 169 July 10th 1388

By Mr Cottrell,

Resolved, That the city Engineer, we directed
to have, good oak timber put underneath of all the new walls,
that may hereafter built on Pogges run

Ajes,
Messrs, Cottrell,
English, Fletcher, Greenfield Geissendorff, Hodley, Lo Meso,
and North = 8

Nbes = None Adopted

By Mr Cottrell,
Resolvedu

That the civil engineer be requested to examine the desding and graveling on New Jersey Street, octiveen North and St Clair Streets, and ascertain, wither said grading and graveling is done in such manner, as contemplated by the ordinance relative to the grading, and graveling of said part of New Jersey Street.

Heesers, Cottrell, English, Fletcher, Greenfield, Geiesendorff Hedley, McNabt, and Worth = 8. Noes = Mone Adopted.

By Mr Mc Nabb,

Resolved,

That the Street Sommissioner be directed to repair the bridge across the small on South Street

Ages. Messrs,

Cottrell, English, Fletcher, Greenfield, Griesenforff, Hadley,
Mc Nabb and North = 8 =

Rose

Adopted,

By Mr Cottrell,

Resolved

That the Street Commissioner, we directed to have all the Stone loose removed from Follows run and piled



up on the point, in Tronton MrBrownings lot on Vin inia Averue. Ayes, Mesers,

Cottrell, Eulish, Flatcher, Greatlista, Geiesendurff, he Nebb, North and Vandegriff = 3

Ho s - Hone Acopted

July 10th 1958 Page 170

Ey Ir Cottrell, Resolved #

That the City Mers'all, noting the property holders on Square No Cb. to remove all the filth, rom the allegs on said Square, within ten was s,

Messrs. Cottrell English, Fletcher, Greenfield, Gelesenderff, Madley, Mc Nabb, & North. Oth =

> loes = None Adopted =

by Mr Vandegrift,

Resolvado

That the Street Corressioner, be directed to place, gravel in a sufficient quantity to the tie vater on Tennessee Streat in mont of Ray John O. Kane's property.

Ages - Mesers. Cottrell, English Fletcher, Greenfield, Geiesendorff, Hadley, Mc Nebb, Worth and Vunde rift = 3 Noes Tone -Adopted =

By Mr North Resolved" That James Russell, lave in days, to rill his bond, for grading, and graveling west Streat

Adopted by the following Vote

ATES Messrs, Cottrell, Fletcher, Greenfield, Galesendorf, Raddey,

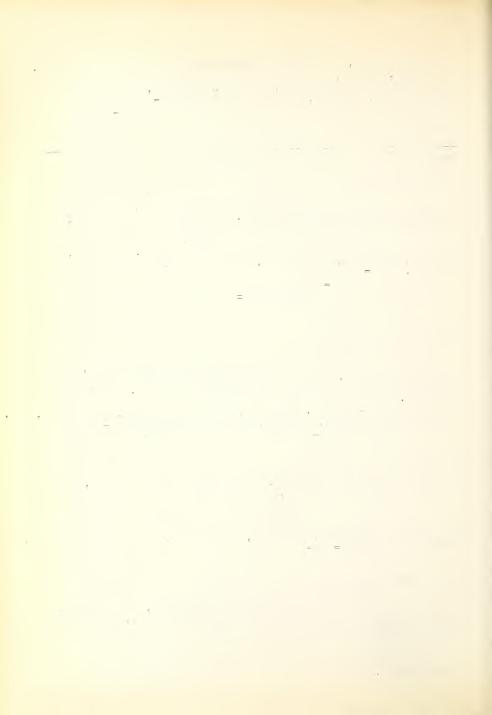
By I'r English

Resolved II

That the Civil Engineer, be sirected, to live Michael Oconner a final estimate for work, on New York Street as Soon as said Street is completed to the satisfaction of the Engineer

Adopted by the following Vote

Ayes, Messrs.



Cottrell, English, Fletcher, Greenfield, Geiesendorff, Hadley, McNabb and North 8. Noes None

By Mr. Greenfield.

Resolved.

That Patrick Reilly having failed to file his bonds for grading and graveling Maryland Street, that the said contract be awarded to the next lowest responsible bidder.

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July 10th 1858

Ayes. Messrs Cottrell, Fletcher, Greenfield, Geiesendorff, Hadley, McNabb, North and Vandegrift 8. Noes Messrs English 1. Adopted.

Account allowed

City of Indianapolis

To Nathan Edwards Dr For repairing Bridge on Alabama Street \$27.00

On motion by Mr. McNabb the above account was allowed and the clerk ordered to issue an order for the amount.

By Mr. Porter.

Mr. President.

The Judiciary Committee to whom was referred the form of "An ordinance amendatory to an ordinance to prevent nuisances passed April 20th 1852, and also repealing section 4 of the same" recomend that instead thereof the following form be adopted.

An ordinance concerning nuisances -Section 1st Be it ordained by the common council of the city of Indianapolis, that any person or persons who shall throw or deposit. or cause to be thrown or deposited, or suffer to be thrown or deposited by any person in his, her or their employ or upon any public Square or other public ground, or in or upon any Street, alley, lane or water course, within this city, any vegetable matter, meat, filth, or the carcass or part of the carcass, of any dead animal or Shall cause or suffer any person in his her or their employ, to cause any nuisance, or filthy liquid to flow or stand thereon, Shall, on conviction thereof, be fined in any Sum not less than one dollar, nor more than twenty five dollars; and for every additional twenty four hours during which such person or persons shall suffer the same to remain after having been notified by the Marshall to remove the Same, such person or persons, shall be fined in an additional sum of notless than one nor more than five dollars.



Section 2d. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed; provided that the repeal of such ordinances or parts of ordinances, Shall not effect any existing suit or liability, for the breach of any ordinance or part of an ordinance, hereby repealed.

Sec. 3d. This ordinance Shall take effect and be in force from and after its publication for two weeks consecutively

in the Indianapolis Daily Journal.

A.G.Porter L. Domlap

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July 10th 1858

On Motion of Mr. English the report was laid on the table and on motion of Mr. English the ordinance was read a first and Second time and laid upon the table.

Mr. English presented the following

An Ordinance to compel the Indianapolis, Pittsburgh and Cleveland Rail Road Company to fill up to the proper grade, that part of Rail Road Street, which was excavated away by Said Company, to abate the nuisance created by the excavation made by said Company, on the east side of Rail Road Street. Section 1st Be it ordained by the common Council of the City of Indianapolis, that the Indianapolis, Pittsburgh and Cleveland Rail Road Company, Shall within sixty days from the taking effect of this ordinance, cause Rail Road Street, at the point where part of Said Street was excavated away, by said Company, in the making of a gravel pit to be filled up to the height and level at which Said Street was before the Said excavation was made.

If Said Company Shall not cause Said Street to be filled up as aforesaid within the period aforesaid, they Shall forfeit and pay the Sum of twenty five dollars; and for every additional day thereafter, during which said Street Shall remain not filled up as aforesaid, said Company Shall forfeit and pay an aditional sum of Twenty Five dollars. Section 2d The Said Company Shall also within Sixty days from the taking effect of this ordinance, cause their gravel pit on the eastern side of Railroad Street to be filled up to a level with the grounds adjacent thereto, or construct a drain or drains in such manner as that water will not collect and become Stagnant in said pit, under a penalty of ten dollars, for each aditional day thereafter, during which said pit Shall remain unfilled on said drain or drains Shall be unconstructed



Section 3d This Ordinance Shall take effect and be in full force from and after its publication for two weeks consecutively in the Indiana Weekly Journal

The ordinance was read a first and Second time and the rules were suspended by the following vote Ayes Messrs Cottrell, English, Fletcher, Greenfield, Geisendorff, Hadley, McNabb, and North 8 Noes None

The ordinance was then read a third time and adopted by the following Vote.

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July 10th 1858

Ayes Messrs Cottrell, English, Fletcher, Greenfield, Geiesendorff, Hadley, McNabb and North 8. Noes None

Mr. Fletcher presented affidavit from Thos Wren asignee of S. G. Wiles Stateing that Mary Flack was indebted to him to the amount of Forty dollars and ninety five cents, for grading and graveling Alabama Street and sidewalks, between the Fortwayne Road and Wood Street on lot (7) and South half of lot No Eight (8) Also affidavit stateing that Mr Kirland was indebted to him to the amount of nine dollars and twenty two cents, for gradeing and graveling South Street and Side walks between Pennsylvania and Deleware Street, on Lots one hundred and forty nine and one hundred and fifty, Also affidavit Stating that Mr. Fedder was indebted to him to the amount of nine dollars and twenty two cents, for grading and graveling South Street and sidewalks between Pennsylvania and Deleware street, on lots one hundred and fifty five and fifty

On motion the clerk was ordered to issue precepts on the above affidavits in favour of Thomas Wren

The ordinances as compiled by the city Attorney were presented to the council, and on motion were referred to the Judiciary Committee with instructions to include all ordinances passed up to July 1st 1858 and on motion Council adjourned

Attest

John G. Waters City Clerk Samuel D. Maxwell Mayor

Page 174 BLANK