

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
MONDAY, OCTOBER 30TH, 1865, 7 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, Glazier Kappes, Loomis, MacArthur, Staub and Thompson—13.

Absent—Councilmen Fletcher, Grosvenor, Jameson, Lefever, Schmidt and Seidensticker—6.

The proceedings of the regular session, held October 23d, 1865, were read and approved.

By Dr. Thompson—Petition:

INDIANAPOLIS, October 30, 1865.

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

The undersigned would respectfully represent to your Honorable Body, that in 1858, by direction of the City Council, and under the supervision of the City Engineer, a brick pavement and stone curbing was laid down on 80 feet of her property on Ohio street, commencing at the alley, and extending towards Tennessee street. That during the present month, parties representing themselves as Contractors for paving streets, &c., have taken up the stone curbing, and replaced it with wood, to the injury of her property; she would therefore respectfully ask that the wood curbing be taken up, and the stone re-set in the same permanent and workmanlike manner as originally laid, and would ask all other proper relief.

MARY SMITH.

Which, on motion of Dr. Thompson, was referred to the Board of

Public Improvements, with instructions to issue to the contractors an order to replace the stone curbing.

Mr. Loomis introduced special ordinance No. 80, entitled :

AN ORDINANCE to provide for the grading and graveling of the sidewalk on the north side of Louisiana street, between New Jersey and East streets,

Which was read the first and second times.

Mr. Loomis then moved that rule No. 24, requiring notice of the pendency of special ordinances to be published, be suspended.

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

So the rule No. 24 was suspended.

Mr. Loomis then moved that rule No. 19 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 Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Kappes, Loomis, MacArthur, Schmidt, Staub 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 on the passage of the ordinance, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—13. Noes, none.

So the ordinance passed.

His Honor, the Mayor, introduced the following ordinance :

AN ORDINANCE appropriating money for the purchase of stoves and fuel for the Council Chamber and City offices.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the sum of four hundred dollars be, and the same is hereby appropriated, for the purchase of stoves and fuel for the Council Chamber and the City offices, and the Marshal is hereby directed to purchase the same.

SEC. 2. This ordinance shall be in force from and after its passage.

Ordnained and established this 30th day of October, 1865.

J. CAVEN, *Mayor.*

Attest :

C. S. BUTTERFIELD, *City Clerk.*

Which was read the first and second times.

Mr. Boaz then moved that the rules be suspended and the ordinance placed upon its passage.

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

So the ordinance passed.

Mr. Kappes introduced the following ordinance :

AN ORDINANCE appropriating money in behalf of the Trustees of the Orphan Asylum.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the sum of two hundred dollars be appropriated in favor of the Trustees of the Orphan Asylum, to be expended for the benefit of City Foundlings.

SEC. 2. That the City Clerk be authorized to issue warrants on the Treasury for two hundred dollars, in favor of the President of the Orphan Asylum.

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

Ordained and established this 30th day of October, 1865.

JOHN CAVEN, *Mayor.*

Attest:

C. S. BUTTERFIELD, *City Clerk.*

Which was read the first and second times.

Mr. Kappes then 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 Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Kappes, Loomis, MacArthur, Schmidt, Staub 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 Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—13. Noes, none.

So the ordinance passed.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, October 30, 1865. }

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

GENTLEMEN :—The Board of Public Improvements would respectfully report to your honorable body that two Culverts are needed on Fletcher Avenue, where Virginia Avenue crosses it. The Avenue is now graded and the ditch is deep and impassable. We think the Street Commissioner should be ordered to do the work.

HENRY COBURN, }  
W. CLINTON THOMPSON, } *Board.*

Which, on motion, was concurred in, and the Street Commissioner so instructed.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, October 30, 1865. }

*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 Andrew Stewart is the lowest bidder to grade and gravel Mississippi street, between North street and the Corporation line north—for grading, 99c. per cubic yard ; graveling, \$1.99 per cubic yard.

Michael Shea is the lowest bidder to grade and gravel the alley running north and south through square 23, between Massachusetts Avenue and Vermont street. Grading, 67c. per cubic yard ; graveling, \$1.85 per cubic yard.

Deloss Root & Co. are the lowest bidders to erect lamp posts and fixtures on Illinois street, between St. Clair street and Corporation line north, for \$39.65 per post.

Coulter & White are the lowest bidders to erect lamps and fixtures on Delaware street, between North street and St. Joseph, for \$42.65 per post.

HENRY COBURN, }  
W. CLINTON THOMPSON, } *Board.*

On motion, so much of the report as relates to the grading and graveling of Mississippi street, was laid upon the table ; and so much as relates to grading and graveling the alley through Square 23, and so much as relates to lighting with gas Illinois street, between St. Clair street and the corporation line north and Delaware street, between North and St. Joseph streets, was concurred in and the contracts awarded.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, October 30, 1865. }

*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 Jesse D. Carmichael, Deloss Root, and J. H. Ohr, to grade and gravel a portion of Pratt street, between Meridian and Illinois streets, be not granted, for the reason, that there is an ordinance for its improvement already passed, and the contract awarded.

HENRY COBURN, }  
W. CLINTON THOMPSON, } *Board.*

Which, on motion, was concurred in.

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

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }  
Indianapolis, October 30, 1865. }

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 communication of the Civil Engineer in relation to the appointment of an assistant has been duly considered, and we are confident that no competent assistant can be had at the present salary, (nine hundred dollars per annum.) The Engineer informs us that he can procure competent assistance for twelve dollars hundred per annum. We would therefore recommend that the Council pledge itself to vote the extra appropriation to make the salary that amount.

H. COBURN,  
W. CLINTON THOMPSON, } Board.

Which, on motion, was concurred in, and the Finance Committee instructed to prepare an ordinance.

By Mr. Boaz, from Special Committee:

INDIANAPOLIS, Oct. 30, 1865.

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

GENTLEMEN—Your Committee to whom was referred the charges of the Chief of Police against Patrolman James N. Stevens, beg leave to report, that the matter be carefully investigated and the Marshal be instructed to subpoena the following persons, viz: Sarah Heinman, Mag. Barnett, Molly Samuell, Amos Smith, John McDougall, — — Locky, James N. Stevens, Louis Locky, George Dumont, William Patterson, Charles Mosier, Samuel A. Cramer, David Powell, George Thomas, to appear before the Council, or a select committee, on the 7th day of November, 1865, at 7 o'clock.

WM. BOAZ,  
J. HENRY KAPPES, } Committee.  
HENRY COBURN, }

Which, on motion, was concurred in.

By Mr. Emerson, from the Committee on Bridges:

INDIANAPOLIS, October 30, 1865.

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

GENTLEMEN:—The Chairman of the Committee on Bridges deem it highly necessary that there should be foot bridges erected over Pogue's Run on Illinois street; and would, therefore, recommend that the Civil Engineer be instructed to advertise for proposals for the erection of said bridges, to be built upon the same plan as those on West Washington street, over the Canal.

All of which is respectfully submitted.

R. B. EMERSON,  
Chairman Committee on Bridges

On motion of Mr. Brown, the report was concurred in, and the Civil Engineer directed to advertise for proposals to bridge Pogue's Run the full width of the street, including sidewalks.

By Mr. Kappes, from Committee on Benevolence :

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

GENTLEMEN:—Your Committee to whom was referred the petition of Drussilla Wilson and others, asking an appropriation of \$200 in behalf of City Foundlings, beg leave to report, that the prayer of the petitioners be granted, and the sum of \$200 appropriated for said object.

J. HENRY KAPPES,  
W. CLINTON THOMPSON, } Committee.  
W. H. LOOMIS,

Which, on motion, was received.

By Mr. Brown, from the Special Committee on Bouldering :

INDIANAPOLIS, October 30, 1865.

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

The Special Committee of the Common Council, appointed at its last meeting to examine the bouldering of Circle street and portions of Meridian and Market streets intersecting the same, lately done under a contract made by the city on the 5th of February, 1865, with Joseph Kruger, beg leave to report as follows :

On Friday afternoon, October 27th, in obedience to the published notice of the Mayor, five members of the Committee met, elected a Chairman, and adjourned to meet the next morning. At the adjourned meeting all the members of the Committee were present except Mr. Grosvenor.

The Committee, upon examining the contract, found that the specifications required the streets to be bouldered with three distinct sizes of boulders, and these distinct sizes were to be placed in three distinct portions of the street. The "Centre" of the street was to be bouldered with the smallest sized boulders, which were to be not less than 4 nor more than 6 inches deep; the second sized boulders were to be laid on each side of the "centre," and were to be not less than 6 nor more than 8 inches in depth; and the largest size, not to exceed 10 inches in depth, were to be laid in the gutters. All were to be laid in a bed of sand 12 inches deep, the street being first graded. After the boulders were laid they were to be beaten down "three several times" and then covered with fine sand to the depth of two inches.

The Committee, in order to test whether the work had been done according to these specifications, caused small sections of boulders to be taken up at different places in each of the divisions of the street mentioned in the contract. In determining how much of the street was considered the "centre," (under the contract,) the Civil Engineer (who was present) was called upon to state what the usage had been in such cases. He stated that in ninety feet streets (sixty feet excluding the sidewalks) the usage had been to allow twenty-four feet for the centre, and that this was determined by measuring twelve feet from each side of the actual centre of the street. He, also, stated that the portion of the street in which the "second sized boulders were to be placed was all the remainder of the street on either side of the "centre," except the gutters.

As the boulders were removed they were measured by some member of the Committee, and those over the minimum depth required and those under that depth counted. The sand was then thrown out from the section opened and a measurement taken of the exact depth from the top of the adjoining boulders not taken up to the top of the soil forming the grading below. The result in each case was noted by the Chairman and other members of the Committee.

The following notes of these examinations are submitted :

## "THE CENTRE" DIVISIONS.

1. *Circle Street*, opposite Long's Undertaker Shop: Boulders 4 inches and over, 6. Boulders under 4 inches, 7. Depth of sand, 10 inches.

2. *Circle Street*, opposite the residence of Wm. H. Morrison: Boulders 4 inches and over, 14. Boulders under 4 inches, 13. Depth of sand, 6 inches to a hard, black substance (supposed to be part of the old street plowed up in grading one inch in depth, and below this five inches of a mixture of gravel and sand much coarser and of a different color than that above the dark substance described. This last mentioned layer Mr. W. H. Morrison claims to be a portion of gravel that had been hauled on the ground at his instance at the time he dug a cellar, not long before the street was graded, and for which gravel he paid.

3. *Circle Street*, opposite the residence of James H. McKernan: Boulders 4 inches and over, 16. Boulders under 4 inches, 32. Depth of sand, 9 inches.

4. *Meridian Street*, between Dunlop and Yohn's blocks: Boulders 4 inches and over, 14. Boulders under 4 inches, 14. Depth of sand, 9 inches.

The minimum size of boulders in all of the above sections should be not less than 4 inches.

## SECOND DIVISION.

(BOULDERS TO BE NOT LESS THAN SIX INCHES IN DEPTH.)

1. *Circle Street*, east of the corner of Meridian street, and opposite the Journal Buildings: Boulders 6 inches and over, 5. Boulders under 6 inches, 4. Depth of sand, 12 inches.

2. *Circle Street*, (side next the Circle,) opposite the residence of W. H. Lingenfelter: Boulders 6 inches and over, 14. Boulders under 6 inches, 13. Depth of sand, 6 inches. Below this depth of sand was a black substance claimed by some of the Committee to be sand, and by others to be loam. This layer was 6 inches in depth, and below was the soils used in grading. The contractor, who was present, claims the black substance referred to, to be a portion of the sand found in the street and plowed up by him in grading.

3. *Market Street*, opposite the residence of Dr. Burnham: Boulders 6 inches and over, 7. Boulders under 6 inches, 9. Depth of sand, 11 inches.

## THE "GUTTERS."

(BOULDERS TO BE OF THE LARGEST SIZE AND NOT EXCEEDING TEN INCHES IN DEPTH.)

1. *Circle Street*, opposite the First Presbyterian Church: Boulders one-half under 6 inches. Depth of sand, 12 inches.

## THE "SHOULDER."

The portion of the street where the "Centre" Division and "Second" Division come together is called the "shoulder." Necessarily the two different sizes of boulders would be blended, and it would be unjust to the contractor to require that all the boulders should be of the minimum depth of the "Second" Division, viz., 6 inches.

1. *Meridian Street*, (east side,) opposite the residence of Mr. Pyle: Boulders 4 inches and over, 13. Boulders under 4 inches, 9. Depth of sand, 10 inches.

2. *Circle Street*, (west side,) opposite the residence of Mrs. Paxson: Boulders 6 inches and over, 7. Boulders under 6 inches, 6. Depth of sand, 11 inches. This last named section was a little below the "shoulder."

After these examinations were concluded, the Committee caused a section of that portion of *South Meridian street*, between Blackford's and Hubbard's Blocks to be taken out of the "centre" thereof with this result: Boulders 4 inches and over, 9. Boulders under 4 inches, 16. Depth of sand, 7 inches.

This street was bouldered seven years ago, and has been used as much as any street in the city.

The Committee submit these facts for the consideration of the Council, without making any recommendation, preferring that the Council shall decide whether the work has been done according to contract or not.

|                      |             |
|----------------------|-------------|
| AUSTIN H. BROWN,     | } Committee |
| W. CLINTON THOMPSON, |             |
| W. H. LOOMIS,        |             |
| J. STAUB,            |             |
| R. B. EMERSON,       |             |
| C. F. SCHMIDT,       |             |
| P. H. JAMESON,       |             |

Which, on motion, was received and ordered to be spread upon the minutes.

Mr. Loomis moved to take up that part of the Engineer's report approving the work and recommending the approval of the estimate for bouldering Circle, Market and Meridian streets.

Dr. W. Clinton Thompson moved to postpone the whole matter for one week.

The ayes and noes were demanded.

The question being on the adoption of Dr. Thompson's motion to postpone, those who voted in the affirmative were Councilmen Brown, Coburn, Colley, Jameson, Kapps, Staub and Thompson—7.

Those who voted in the negative were Councilmen Allen, Boaz, Emerson, Glazier, Loomis, MacArthur and Schmidt—7.

There being a tie vote, His Honor, the Mayor, voted in the affirmative—8.

So the motion to postpone carried.

From the Civil Engineer—Report and Resolutions :

INDIANAPOLIS, October 30, 1865.

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

The Civil Engineer respectfully reports to the Council that Messrs. Coulter & White, contractors for erecting lamp posts, lamps and fixtures, on Delaware street, between South and Merrill streets, have completed the same according to contract, and an estimate is herewith reported in their favor, for your approval.

That Herman Timmermann, the contractor for grading and graveling Central Street, between Liberty and Noble streets, has finished the same according to contract, and an estimate is herewith reported in his favor for your approval.

That David W. Snyder, the contractor for grading Fletcher Avenue, between Noble street and the donation line, has completed the same according to contract, and an estimate is herewith submitted for your approval.

JAMES WOOD, *Civil Engineer.*

*Resolved,* That the first and final estimate allowed Messrs. Coulter and White, for furnishing and erecting lamp posts, lamps and fixtures on Dela-

ware street, between South and McCarty streets, is hereby adopted as the estimate of this Council, and the property-holders are hereby required to pay the sums set opposite their respective names.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—14. Noes, none.

So the resolution passed.

*Resolved*, That the first and final estimate allowed Herman Timmermann, as certified and reported by the Civil Engineer, for grading and graveling Central Street between Liberty and Noble streets, is hereby adopted as the estimate of this Council, and the property holders are hereby required to pay the amounts set opposite their respective names.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—14. Noes, none.

So the resolution passed.

*Resolved*, That the first and final estimate allowed David W. Snyder for grading Fletcher Avenue, between Noble and donation line east, is hereby adopted as the estimate of this Council, and the property holders are hereby required to pay the amounts set opposite their respective names.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—14. Noes, none.

So the resolution passed.

Mr. Glazier called up special ordinance No. 79, entitled :

AN ORDINANCE to provide for furnishing and erecting lamp-posts, lamps and fixtures on South street, between Delaware and New Jersey streets,

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 Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—14. Noes, none.

So the ordinance passed.

By Mr. Brown :

*Resolved*, That the Citizens Street R. R. Co. be instructed to change their track so as to cause no injury to the cistern on the corner of Illinois and

Pratt streets, and to repair the injury already done by the R. R. track passing over it, and that the City Clerk furnish the President of the R. R. Co. with a copy of this resolution.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—14. Noes, none.

So the resolution passed.

By Mr. Loomis :

*Resolved*, That the Street Commissioner be, and is hereby directed to notify the Indianapolis and Cincinnati Railroad Company that said company shall, without delay, cover the culvert at the intersection of Louisiana street and Virginia Avenue, and also remove the surplus dirt at such intersection, and from Louisiana street.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—14. Noes, none.

So the resolution passed.

Mr. Loomis moved—

That the owners of lots on Railroad Avenue be permitted to grade at their own expense said street, in front of their respective lots, and that the Civil Engineer be, and is hereby directed to set the grade stakes.

Which motion was adopted.

Mr. Loomis moved—

That the property owners on Grove street, between Fletcher Avenue and the first alley south, be permitted to grade said street at their own expense.

Which motion prevailed.

Mr. Emerson moved—

That the contractor for grading, paving with boulder stone, and curbing the outer edge of sidewalks, Washington street, between first alley west of Canal and West street, with stone, have his contract time extended to the first day of June, 1866, provided that the consent of the sureties on the bond of the contractor be first obtained.

Which motion prevailed.

Mr. Emerson moved—

That the Street Commissioner be requested to notify Mr. Condit to grade up the sidewalk in front of his property on West Washington street to the proper grade, with good gravel.

Which motion prevailed.

Mr. Staub moved—

That the Street Commissioner be instructed to fill up the hole on Davidson street, between New York and Vermont streets.

Which motion was adopted.

UNFINISHED BUSINESS.

By Mr. Kappes—Petition:

INDIANAPOLIS, Oct. 30, 1865.

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

GENTLEMEN:—We the undersigned, property holders and residents of East Washington street east of Alabama, would respectfully petition your honorable body to pass an ordinance for the paving with brick, of the sidewalk on the South side of Washington street, between Alabama and New Jersey streets, for the reason that said portion of Washington street is impassable in the rainy season.

Wm. L. Lingenfelter,  
A. R. Hyde,  
Charles Balke,

Wm. Neff,  
A. Galvin,  
And two others.

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

By Mr. Kappes—Petition:

INDIANAPOLIS, October 30, 1865.

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

GENTLEMEN.—The undersigned, property holders on the south side of Washington street, between Alabama and New Jersey streets, would respectfully petition your honorable body to grant them the privilege of paving the sidewalk before their property with brick, under the direction of the Civil Engineer.

D. Klein,  
A. J. Gerstner,  
J. Becker,

C. Aldag,  
Christ. Karle,

On motion, the prayer of the petitioners was granted.

By Mr. Brown—Remonstrance:

INDIANAPOLIS, Oct. 30, 1865.

*To the Common Council of the City of Indianapolis:*

Your humble petitioners, property holders on South Pennsylvania street, between South and Merrill street, in the city of Indianapolis, would respectfully represent to your honorable body that, whereas a movement is going on to have the alley running east and west, between lots 4 and 5 in out-lot (sixteen) 16 vacated in favor of the Sixth Ward School House; and whereas said alley is recorded to be left open for the accommodation of the property holders living in said neighborhood: Now, therefore we, the undersigned, do respectfully petition your honorable body, to prevent that said alley be used

for private purposes, and that it may ever continue for the benefit of the property-holders or their tenants.

Very respectfully, your obedient servants,

Signed,

H. E. Buehrig,

F. A. Schmidt,

L. Kolb,

Charles Goetz,

T. Lieber,

And nine others.

Which, on motion, was referred to the Committee on Streets and Alleys.

By Dr. Jameson, from the Finance Committee :

INDIANAPOLIS, October 30, 1865.

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

The Committee on Finance would respectfully recommend that W. H. H. Terrell be allowed sixty-four dollars, for taxes illegally assessed against him for the year 1864.

P. H. JAMESON, }  
C. F. SCHMIDT, } *Committee.*

Which, on motion, was received.

By Dr. Jameson :

AN ORDINANCE refunding Taxes illegally assessed against W. H. H. Terrill, for the year eighteen hundred and sixty-four.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the City Clerk is hereby directed to issue an order on the City Treasurer, in favor of W. H. H. Terrill for the sum of sixty-four dollars for taxes illegally assessed against him for the year above named.

SEC. 2. This ordinance shall take effect and be in force from and after its passage.

Ordained and established this 30th October, 1865

JOHN CAVEN, Mayor.

Attest:

C. S. BUTTERFIELD, City Clerk.

Which was read the first and second times. Dr. Jameson then 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, Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—14. 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 Allen, Boaz, Brown, Coburn, Col-

ley, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—14. Noes, none.

So the ordinance passed.

By Dr. Jameson, from the Committee on Revision of Ordinances :

INDIANAPOLIS, Oct. 30, 1865.

The Committee on Revision of Ordinances would respectfully report ordinances in compliance with instructions of Council.

S. A. COLLEY, }  
P. H. JAMISON, } *Committee.*

Which was received.

Dr. Jameson then introduced general ordinance No. 21, entitled :

AN ORDINANCE to repeal a section of an ordinance in relation to hitching animals, &c.

Which was read the first and second times.

Mr. Emerson 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 Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—14. 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 Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—14. Noes, none.

So the ordinance passed.

Dr. Jameson introduced general ordinance No. 22, entitled :

AN ORDINANCE concerning wooden awnings or sheds,

Which was read the first and second times.

Dr. Jameson then 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 Allen, Boaz, Brown, Coburn,

Colley, Emerson, Glazier, Jameson, Kappes, MacArthur, Schmidt, Staub and Thompson—13.

Councilman Loomis voting in the negative—1.

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 Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kappes, MacArthur, Schmidt, Staub and Thompson—13.

Councilman Loomis voting in the negative—1.

So the ordinance passed.

On motion of Mr. Colley, the Council adjourned.

Present at roll-call on adjournment: Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Jameson, Kappes, Loomis, MacArthur, Schmidt, Staub and Thompson—14.

JOHN CAVEN, *Mayor*.

ATTEST:

C. S. BUTTERFIELD, *City Clerk*.