

cost thereof not to exceed \$75,000.

Sec. 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed January 18, 1943.

W. HERBERT DAILEY,
President of Council.

Approved January 18, 1943.

FLOYD F. GREEN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE No. 17-43—To grant the Columbus Bolt Works company the right and privilege to construct and maintain two steel fuel oil tanks in the sidewalk space on the south side of Randolph street east of West street.

Whereas, the Columbus Bolt Works company, owner of the property known as 291 Marconi boulevard, is engaged in war production work which requires the use of fuel oil, and

Whereas, because of limited transportation facilities and limited storage space, there is grave danger of a shut-down of the plant by reason of the shortage of fuel oil unless additional storage space is provided immediately, and

Whereas, an emergency exists in that such shut-down would seriously hamper the national war effort; now, therefore,

Be it ordained by the council of the city of Columbus:

Section 1. That the right and privilege be and it is hereby granted to the Columbus Bolt Works company to construct and maintain two steel tanks of approximately 15,000 gallons each, under the sidewalk space on the south side of Randolph street east of the intersection of West street, said tanks to be located approximately six feet north of the north line of the building and shall be so placed as not to interfere with or damage in any way any sewers, water pipes or other structures maintained by the city, or any other structures maintained by any public utility. Any street or sidewalk disturbed thereby shall be restored to and be maintained in its former condition to the satisfaction of the director of public service at no expense to the city.

Sec. 2. That said tanks shall be constructed subject to the further condition that the Columbus Bolt Works company shall keep and save harmless the city of Columbus, Ohio, from any and all damages which may arise or grow out of the construction, use or maintenance thereof and shall defend, at its own cost and expense, every suit or claim which may be brought or prosecuted against said city for the recovery of any damages by reason of such construction, use and maintenance; that the grantee, upon notice from the city of Columbus, shall forthwith remove said tanks and restore the sidewalk space to its original condition without cost to the city; provided further that said grant is made with the understanding that the occupancy of said sidewalk space is permitted merely as an accommodation and that no right, title or interest of the public is abridged thereby.

Sec. 3. That the grantee shall file with the clerk of this council its acceptance, in writing, of each and all of the terms, provisions and requirements of this ordinance and shall pay the cost of publication thereof, otherwise this ordinance shall be without force and effect.

Sec. 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor.

Passed January 18, 1943.

W. HERBERT DAILEY,
President of Council.

Approved January 18, 1943.

FLOYD F. GREEN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE No. 18-43—To vacate 2½ feet off of each side of the alley north of Kent street from Miller avenue to the west line of the alley west of Kelton avenue.

Whereas, on the 9th day of November, 1942, a petition by persons owning lots in the immediate vicinity of the alley north of Kent street from Miller avenue to the west line of the alley west of Kelton avenue was duly presented to council, praying that 2½ feet off of each side of said alley, between the points named, be vacated; and notice of the pendency and prayer of said petition has been given as required by law by publication in the Ohio State Journal, a newspaper of general circulation in the corporation, for six consecutive weeks ending January 2, 1943, and

Whereas, council upon hearing is satisfied that there is good cause for such vacation as prayed for, that it will not be detrimental to the general interests and ought to be made; now, therefore,

Be it ordained by the council of the city of Columbus:

Section 1. That 2½ feet off of each side of the alley north of Kent street from Miller avenue to the west line of the alley west of Kelton avenue be and the same are hereby vacated.

Sec. 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law, upon the payment by the petitioners herein of the cost of publication of this ordinance.

Passed January 18, 1943.

W. HERBERT DAILEY,
President of Council.

Approved January 18, 1943.

FLOYD F. GREEN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE No. 19-43—To authorize payment of the claim of Ed Cambell, 322½ E. Fifth avenue.

Whereas, on or about October 23, 1942, at about 2:30 a. m., the automobile of Ed. Cambell, which was parked in front of his home, was damaged when it was run into by city safety car, license OQ228, of the police department; and

Whereas, the said Ed Cambell, through no negligence of his own, has suffered damage to his motor vehicle, by reason of the aforesaid accident, in the reasonable sum of \$93; now, therefore,

Be it ordained by the council of the city of Columbus:

Section 1. That the claim of Ed Cambell in the sum of \$93 for damage to his motor vehicle sustained on or about October 23, 1942, as hereinabove set forth, be and the same is hereby recognized as a moral obligation of the city of Columbus.

Sec. 2. That for the purpose of paying said claim, there be and hereby is appropriated from general miscellaneous, No. 21-H fund, the sum of \$93.

Sec. 3. That the city auditor be and he is hereby authorized and directed to draw his warrant upon the city treasurer in the sum of \$93 in payment of said claim, upon receipt of a voucher approved by the city attorney and a release properly executed by the said Ed Cambell of all damages arising out of said accident.

Sec. 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed January 18, 1943.

W. HERBERT DAILEY,
President of Council.

Approved January 18, 1943.

FLOYD F. GREEN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE No. 20-43—To authorize payment of the claim of George Brand, 285 E. Whittier street.

Whereas, on or about May 7, 1942, at about 8:00 a. m., the automobile of George Brand, which was parked in front of his home, was damaged when it was run into by city street sweeper No. 317 of the street cleaning department; and

Whereas, the said George Brand, through no negligence of his own, has suffered damage to his automobile by reason of the aforesaid accident in the reasonable sum of \$2.75; now, therefore,

Be it ordained by the council of the city of Columbus:

Section 1. That the claim of George Brand in the sum of \$2.75 for damage to his automobile sustained on or about May 7, 1942, as hereinabove set forth, be and the same is hereby recognized as a legal claim against the city of Columbus.

Sec. 2. That for the purpose of paying said claim, there be and hereby is appropriated from department 91, 010 D-9, judgment and damage fund, the sum of \$2.75.

Sec. 3. That the city auditor be and he is hereby authorized and directed to draw his warrant upon the city treasurer in the sum of \$2.75 in payment of said claim, upon receipt of a voucher approved by the director of public service and a release properly executed by the said George Brand of all damage arising out of said accident.

Sec. 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed January 18, 1943.

W. HERBERT DAILEY,
President of Council.

Approved January 18, 1943.

FLOYD F. GREEN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE No. 21-43—To authorize payment of the claim of C. G. Traxler, 119 Clinton Heights avenue.

Whereas, on or about September 1, 1942, at about 8:00 a. m., the automobile of C. G. Traxler was damaged when it was backed into by city truck OQ230 of the engineering department while Mr. Traxler's car was parked on Glenwood avenue near Broad street; and,

Whereas, the said C. G. Traxler, through no negligence of his own, has suffered damages to his automobile by reason of the aforesaid accident, in the reasonable sum of \$26.50; now, therefore,

Be it ordained by the council of the city of Columbus:

Section 1. That the claim of C. G. Traxler in the sum of \$26.50, for damage to his automobile sustained on or about September 1, 1942, as hereinabove set forth, be and the same is hereby recognized as a legal claim against the city of Columbus.

Sec. 2. That for the purpose of paying said claim, there be and hereby is appropriated from general miscellaneous No. 21-H fund the sum of \$26.50.

Sec. 3. That the city auditor be and he is hereby authorized and directed to draw his warrant upon the city treasurer in the sum of \$26.50 in payment of said claim, upon voucher approved by the city attorney and a release properly executed by the said C. G. Traxler of all damage arising out of said accident.

Sec. 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed January 18, 1943.

W. HERBERT DAILEY,
President of Council.

Approved January 18, 1943.

FLOYD F. GREEN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE No. 22-43—To authorize payment of the claim of Frank Roberts, Jr., 2162 N. High street.

Whereas, on or about September 14, 1942, the automobile of Frank Roberts, Jr., was damaged when it was backed into by city truck OQ138 of the division of garbage and refuse collection while said car was parked in the first alley south of Northwood avenue at the rear of 2162 N. High street; and

Whereas, the said Frank Roberts, Jr., through no negligence of his own, has suffered damage to his automobile by reason of the aforesaid accident in the reasonable sum of \$18; now, therefore,

Be it ordained by the council of the city of Columbus:

Section 1. That the claim of Frank Roberts, Jr., in the sum of \$18 for damage to his automobile sustained on or about September 14, 1942, as hereinabove set forth, be and the same