

Be it ordained by the Council of the City of Columbus:

Section 1. That the Deed for Right-of-Way from Primeland Properties, dated December 8, 1977, recorded in Deed Book 3628, pages 237, 238 and 239, for the hereinafter described real estate, be and the same is hereby accepted and the premises so deeded be and the same are hereby granted for roadway and appurtenant utility purposes:

Situated in the State of Ohio, County of Franklin, City of Columbus, being a proposed 60-foot right-of-way, south side of Morse Road, and being in Quarter Township 1, Township 1, Range 17, United States Military Lands and being part of that original 64.159 acre tract (Parcel 22) of record in Deed Book 3396, Page 830, as the same was conveyed to Primeland Properties, records of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning for reference at the centerline intersection of Morse Road and Relocated Styler Road, as the same is shown of record in Plat Book 41, Page 84;

Thence N 86° 24' 02" E, a distance of 430.93 feet along the centerline of Morse Road to an angle point;

Thence N 86° 38' 59" E, a distance of 567.55 feet continuing along the centerline of Morse Road to the point of true beginning;

Thence N 86° 38' 59" E, a distance of 1103.00 feet continuing along the centerline of Morse Road to an angle point;

Thence N 86° 41' 09" E, a distance of 430.84 feet continuing along the centerline of Morse Road to a point at the northeasterly corner of the aforesaid original 64.159 acre tract and in the centerline of Big Walnut Creek;

Thence S 3° 20' 20" E, a distance of 60.00 feet, along the easterly line of the aforesaid original 64.159 acre tract and the centerline of Big Walnut Creek, to a point;

Thence the following two (2) courses and distances across aforesaid original 64.159 acre tract and parallel with the centerline of Morse Road:

(1) Thence S 86° 41' 09" W, a distance of 430.84 feet to an angle point;

(2) Thence S 86° 38' 59" W, a distance of 1102.99 feet to a point;

Thence N 3° 21' 01" W, a distance of 60.00 feet to the point of true beginning containing 2.113 acres, more or less, and being subject to all easements, restrictions and rights-of-way of record.

Section 2. That the Grantor reserves, for itself and its successors and assigns, the free and unrestricted right of pedestrian and vehicular ingress and egress to and from the property adjoining the premises, across the premises from and to Morse Road. In the event that the Grantee does not widen the pavement of Morse Road to extend to or upon the premises within five years after the date hereof, then the Grantee shall have the right, exercisable for a period of one year after the expiration of the above-mentioned five-year period, to repurchase the premises for the same amount being paid in cash.

Section 3. That the premises so deeded and dedicated be and the same are hereby named Morse Road.

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

Passed January 23, 1978.

M. D. PORTMAN,
President of Council.
Approved January 23, 1978.
TOM MOODY, Mayor.

Attest:
HELEN M. VAN HEYDE, City Clerk.

ORD. No. 18-78—To accept the Quit-Claim Deed from Smoky Row Limited, dated November 25, 1977; and to name premises so deeded and dedicated Summitview Road.

Be it ordained by the Council of the City of Columbus:

Section 1. That the Quit-Claim Deed, from Smoky Row Limited, an Ohio Limited Partnership by Ohio Equities, Inc., dated November 25, 1977, recorded in Deed Book 3626, Pages 767 and 768, for the hereinafter described real estate, be and the same is hereby accepted and the premises so deeded be and the same are hereby dedicated to public use for roadway purposes:

Situated in the State of Ohio, County of Franklin, City of Columbus, being a 20-foot wide strip of land along the northerly side of the centerline of Summitview Road, west of Summit Row Boulevard, and be-

ing part of Lot 35 of Flavel Tuller's Survey in the First Quarter of Township 2, Range 19, United States Military Lands, containing 0.196 acres of land, more or less, said 0.196 acres being out of that tract of land (88.655 acres of land, more or less,) described in a deed to Smoky Row Limited, of record in Deed Book 3066, Page 452, Recorder's Office, Franklin County, Ohio, said 0.196 acres being more particularly described as follows:

Beginning at a point in the centerline of Summitview Road at a southwesterly corner of Smoky Ridge Estates, Section One, the subdivision plat of same being shown of record in Plat Book 51, Page 29, Recorder's Office, Franklin County, Ohio, said beginning point being in a southerly line of said 88.655 acre tract and in the southerly line of said Lot 35, said beginning point also being located N 89° 53' 28" W, a distance of 621.86 feet from the centerline intersection of said Summitview Road with Summit Row Boulevard, as said centerline intersection is shown and delineated upon said recorded plat of Smoky Ridge Estates, Section One;

Thence, from said point of beginning, N 89° 53' 28" W, with the centerline of said Summitview Road, with a southerly line of said 88.655 acre tract and with the southerly line of said Lot 35, a distance of 424.71 feet to a southwesterly corner of said 88.655 acre tract, the same being the southeasterly corner of that 2,000 acre tract of land described in a deed to Helen Zimmerman, of record in Deed Book 3062, Page 504, Recorder's Office, Franklin County, Ohio;

Thence N 00° 04' 48" W, with a westerly line of said 88.655 acre tract and with the easterly line of said 2,000 acre tract, a distance of 20.00 feet to a southwesterly corner of said Smoky Ridge Estates, Section One;

Thence S 89° 53' 28" E, with a southerly line of said Smoky Ridge Estates, Section One, parallel with and 20.00 feet northerly from, as measured at right angles, the centerline of said Summitview Road, a distance of 424.83 feet to a corner of said Smoky Ridge Estates, Section One;

Thence S 00° 14' 32" W, with a westerly line of said Smoky Ridge Estates, Section One, a distance of 20.00 feet to the point of beginning and containing 0.196 acres of land, more or less.

Subject to all rights-of-ways, easements and restrictions, if any, of previous record. Also subject to all legal highways.

Section 2. That the premises so deeded and dedicated be and the same are hereby named Summitview Road.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed January 23, 1978.

M. D. PORTMAN,
President of Council.
Approved January 23, 1978.
TOM MOODY, Mayor.

Attest:
HELEN M. VAN HEYDE, City Clerk.

ORD. No. 19-78—To accept the Warranty Deed from George P. Breech and Mildred L. Breech, dated November 2, 1977, and to name the premises so deeded and dedicated Morse Road.

Be it ordained by the Council of the City of Columbus:

Section 1. That the Warranty Deed from George P. Breech and Mildred L. Breech, dated November 2, 1977, recorded in Deed Book 3626, Pages 765 through 766, for the hereinafter described real estate, be and the same is hereby accepted and the premises so deeded be and the same are hereby dedicated to public use for roadway purposes:

Being a part of an original tract conveyed to George P. and Mildred L. Breech by deed of record in Deed Book 2549, Page 316, as recorded in the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning at a point where the westerly line of the aforementioned Breech tract intersects with the centerline of Morse Road;

Thence with the westerly line of the Breech tract N 5 degrees 00' E, a distance of 60' to a point, passing an iron pin on the northerly right-of-way line of Morse Road at 40';

Thence S 85 degrees 02' 30" E, parallel to and 60' north of said centerline, a distance of 199.65' to a point in the east line of the Breech tract;

Thence with the said east line, S 5 degrees 13' 15" W, a distance of 60' to a point in the centerline of Morse Road,

and passing an iron pin at 20';
Thence with the centerline of Morse Road, N 85 degrees 02' 30" W, a distance of 199.35' to the place of beginning and containing 0.274 acres of land more or less, subject to all easements and road records of record.

Section 2. That the premises so deeded and dedicated be and the same are hereby named Morse Road.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed January 23, 1978.

M. D. PORTMAN,
President of Council.
Approved January 23, 1978.
TOM MOODY, Mayor.

Attest:
HELEN M. VAN HEYDE, City Clerk.

ORD. No. 20-78—To accept a Deed for Right-of-Way from Primeland Properties, dated December 8, 1977; and to name the premises so deeded and dedicated Brice Road.

Be it ordained by the Council of the City of Columbus:

Section 1. That the Deed for Right-of-Way from Primeland Properties, dated December 8, 1977, recorded in Deed Book 3628, Pages 242, 243 and 244, for the hereinafter described real estate, be and the same is hereby accepted and the premises so deeded be and the same are hereby granted for roadway and appurtenant utility purposes:

Situated in the State of Ohio, County of Franklin, City of Columbus, being located in Half Section 45, Section 26, Township 12, Range 21, Refugee Lands, and bounded and described as follows:

Beginning at a point in the centerline of Brice Road at the northeasterly corner of the Bert and Madge M. Kallies 0.31 acre tract of record in Deed Book 1708, Page 556, all references being to records of the Recorder's Office, Franklin County, Ohio;

Thence along the northerly line of said Kallies 0.31 acre tract, North 85° 41' 51" West, 40.0 feet to a point;

Thence North 3° 57' 25" East (being 40.0 feet westerly at right angles from and parallel to the centerline of Brice Road), 839.81 feet to a point;

Thence along the existing right-of-way for said Brice Road, South 5° 07' 59" East, 63.30 feet to a point;

Thence across the southerly end of the right-of-way for said Brice Road, South 86° 02' 35" East, 30.0 feet to a point in the centerline of said Brice Road;

Thence along the centerline of said Brice Road, South 3° 57' 25" West, 777.56 feet to the place of beginning, containing 0.721 acre, more or less.

Section 2. That the Grantor reserves, for itself and its successors and assigns, the free and unrestricted right of pedestrian and vehicular ingress and egress to and from the property adjoining the premises, across the premises from and to Brice Road. In the event that the Grantee does not widen the pavement of Brice Road to extend to or upon the premises within five years after the date hereof, then the Grantee shall have the right, exercisable for a period of one year after the expiration of the above-mentioned five-year period, to repurchase the premises for the same amount being paid.

Section 3. That the premises so deeded and dedicated be and the same are hereby named Brice Road.

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

Passed January 23, 1978.

M. D. PORTMAN,
President of Council.
Approved January 23, 1978.
TOM MOODY, Mayor.

Attest:
HELEN M. VAN HEYDE, City Clerk.

ORD. No. 21-78—To accept the General Warranty Deed from Columbus Land Investment Company, dated December 7, 1977; and to name the premises so deeded and dedicated Centennial Drive.

Be it ordained by the Council of the City of Columbus:

Section 1. That the General Warranty Deed from Columbus Land Investment Company, dated December 7, 1977, recorded in Deed Book 3629, Pages 101 and 102, for the hereinafter described real estate, be and the same is hereby accepted and the premises so deeded be and the

same are hereby dedicated to public use for roadway purposes:

EXHIBIT A
Situating in the State of Ohio, County Franklin, City of Columbus, being located in Half Section 44, Section 25, Township 12, Range 21, Refugee Lands, and being 0.847 acre of the Columbus Land Investment Company 25.139 acre tract of record in Deed Book 3299, Page 84, all references being to records of the Recorder's Office, Franklin County, Ohio, and being more particularly bounded and described as follows:

Beginning at a point in the westerly line of Gender Road, being also the easterly line of the 25.139 acre tract, said point being located North 4° 23' 40" East, 14.06 feet, North 31° 46' 29" West, 290.38 feet and North 42° 49' 13" West, 300.0 feet from the southeasterly corner of said Columbus Land Investment Company 25.139 acre tract;

Thence along the arc of a curve to the left (Radius=20.0 feet, Delta=90° 00' 00"), a chord bearing and distance of North 87° 49' 13" West, 28.28 feet to the point of tangency of said curve;

Thence South 47° 10' 47" West, 75.37 feet to a point of curvature of a curve to the right;

Thence along the arc of said curve to the right (Radius=290.58 feet, Delta= 47° 13' 37"), a chord bearing and distance of South 70° 47' 36" West, 232.79 feet to the point of tangency of said curve;

Thence North 85° 35' 36" West, 306.47 feet to a point;

Thence South 4° 24' 24" West, 25.0 feet to a point;

Thence North 85° 35' 36" West, 40.0 feet to a point;

Thence along the easterly line of a 5.445 acre tract, North 4° 24' 24" East, 100.0 feet to a point;

Thence South 85° 35' 36" East, 40.0 feet to a point;

Thence South 4° 24' 24" West, 25.0 feet to a point;

Thence South 85° 35' 36" East, 306.47 feet to a point of curvature of a curve to the left;

Thence along the arc of said curve to the left (Radius=209.42 feet, Delta=47° 37"), a chord bearing and distance of North 70° 47' 36" East, 167.77 feet to the point of tangency of said curve;

Thence North 47° 10' 47" East, 98.24 feet to the point of curvature of a curve to the left;

Thence along the arc of said curve to the left (Radius=20.0 feet, Delta=90° 00' 00"), a chord bearing and distance of North 2° 10' 47" East, 28.28 feet to the point of tangency of said curve in the westerly line of said Gender Road;

Thence along the westerly line of said Gender Road, South 42° 49' 13" East 100.0 feet to the place of beginning, containing 0.847 acres, more or less.

Section 2. That the premises so deeded and dedicated be and the same are hereby named Centennial Drive.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed January 23, 1978.

M. D. PORTMAN,
President of Council.

Approved January 23, 1978.

TOM MOODY, Mayor.

Attest:
HELEN M. VAN HEYDE, City Clerk.

ORD. No. 22-78—To accept the Quit-Claim Deed from L.S.S., Inc., dated December 7, 1977, and to name premises so deeded and dedicated Broadview Road.

Be it ordained by the Council of the City of Columbus:

Section 1. That the Quit-Claim Deed, from L.S.S., Inc., dated December 7, 1977, recorded in Deed Book 3627, Pages 418 and 419, for the hereinafter described real estate, be and the same is hereby accepted and the premises so deeded be and the same are hereby dedicated to public use for roadway purposes:

Situating in the State of Ohio, County of Franklin, Blendon Township, Quarter Township 4, Township 2, Range 17, United States Military Lands, containing 0.144 acres of land, more or less, south of the centerline of Broadview Road, east of Cherrybottom Road, and being out of that 17.168 acre tract described in a deed to L.S.S., Inc., of record in Deed Book 3615, Page 45, Franklin County Recorder's Office, said 0.144 acre tract being more particularly described as follows:

Beginning at a railroad spike in the centerline of Broadview Road (60 feet in

width), said spike being in the northeasterly corner of said 17.168 acre tract, the northwesterly corner of that 5.375 acre tract now or formerly owned by Albert K. Germanson Jr., of record in Deed Book 2947, Page 221, (all references to Deed Books in this description are of record in Recorder's Office, Franklin County, Ohio); thence S 3° 19' 06" W, with the easterly line of said 17.168 acre tract and the westerly line of said 5.375 acre tract, a distance of 30.01 feet to a point in the southerly right-of-way line of said Broadview Road, said point being in the City of Columbus Corporation line;

Thence N 85° 15' 40" W, with said southerly right-of-way line and with said City of Columbus Corporation line, a distance of 208.76 feet to a point;

Thence N 2° 47' 22" E, with said City of Columbus Corporation line, same being the southerly extension of the westerly line of a 2.00 acre tract described in a deed to William J. & Dorothy M. Krejci of record in Deed Book 2744, Page 591, a distance of 30.02 feet to a point in the centerline of said Broadview Road at the southwesterly corner of said 2.00 acre tract;

Thence S 85° 15' 40" E, with said northerly line, and with said centerline, a distance of 209.04 feet to the point of beginning, subject to all rights-of-way, easements and restrictions, if any, of previous record.

Section 2. That the premises so deeded and dedicated be and the same are hereby named Broadview Road.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed January 23, 1978.

M. D. PORTMAN,
President of Council.

Approved January 23, 1978.

TOM MOODY, Mayor.

Attest:
HELEN M. VAN HEYDE, City Clerk.

ORD. No. 23-78—To accept the plat of Cherrybottom Village, Section 3.

Be it ordained by the Council of the City of Columbus:

Section 1. That the plat of Cherrybottom Village, Section 3, a subdivision of Lots 171 thru 224 inclusive, situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 4, Township 2, Range 17, United States Military Lands, containing 17.024 acres, more or less, and being of that 17.168 acre tract described in a deed to L.S.S., Inc., of record in Deed Book 3615, Page 45, Franklin County Recorder's Office, the same being located south of Broadview Road and east of Cherrybottom Road, be and the same is hereby accepted.

Section 2. That all or parts of the Courts, Places, Trail and Road shown hereon and not heretofore dedicated be and the same are hereby dedicated to public use as such; and easements are reserved where indicated on the plat for the construction, operation and maintenance of all public and private utilities, above and beneath the surface of the ground, and, where necessary are for the construction, operation and maintenance of service connections to all adjacent lots and lands and for storm water drainage.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed January 23, 1978.

M. D. PORTMAN,
President of Council.

Approved January 23, 1978.

TOM MOODY, Mayor.

Attest:
HELEN M. VAN HEYDE, City Clerk.

ORD. No. 92-78—To authorize an appropriation of \$8,678,978.00 from the unappropriated balance of the Waterworks Depreciation and Improvement Sub-fund, Sub-fund No. 08-391, to the Division of Water, Division No. 6009, and to declare an emergency. (\$8,678,978.00)

Whereas, an emergency exists in the Water Division in that it is immediately necessary to appropriate funds for operations during fiscal year 1978, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

Be it ordained by the Council of the City of Columbus:

Section 1. That from the unappropriated monies in the Waterworks Depreciation and Improvement Sub-fund, Sub-fund 08-391, and from any and all sources

estimated to come into said sub-fund during the fiscal year ending December 31, 1978, and unappropriated for any other purpose, an appropriation of \$8,678,978.00 shall be made to the Division of Water, Division No. 6009, as follows:
Sub-fund 08-391
Waterworks Depreciation and Improvement

Character	Purpose	Amount
03	Services for Operation and Maintenance	\$ 359,955.00
04	Debt Service Requirements	8,279,023.00
05	Other Disbursements	40,000.00
TOTAL APPROPRIATION		\$8,678,978.00

Section 2. That the monies appropriated in the foregoing Section 1 to Division No. 6009 shall be paid upon order of the Director of Public Service and that no order shall be drawn or money paid except upon voucher, the form of which shall be approved by the City Auditor.

Section 3. Except in the matter of payrolls providing for the payment of the salaries of officers and employees regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrance of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Except that such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of Finance, such prior approval must be obtained before submission of any requisition for items coded as "Capital Outlay" to the Division of Purchasing. The Finance Director will review such requests for conformity with the approved budget.

Section 4. That it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and subdepartment, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the several department heads as granted in Section 2 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification. Provided, however, that transfers may be made from one character to another, within any one department or division. Transfer of sums exceeding \$2,500.00 shall be authorized only by resolution of Council. Transfers of sums of \$2,500.00 or less, shall be approved by letter over the signatures of the head of the department, the Finance Director, the City Auditor, and the Chairman of the Committee of Finance.

Section 5. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years' obligations from current appropriations up to a maximum of \$2,500.00 per obligation.

Section 6. In accordance with Section 27 of the Columbus City Charter detailed schedules of all changes from the Mayor's Estimate are on file in the Office of the City Clerk.

Section 7. 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 or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed January 23, 1978.

M. D. PORTMAN,
President of Council.

Approved January 23, 1978.

TOM MOODY, Mayor.

Attest:
HELEN M. VAN HEYDE, City Clerk.

ORD. No. 93-78—To authorize an appropriation of \$5,000.00 from the unappropriated funds in the CETA Special Projects Title VI Fund, Subfund No. 02-191