

Section 1. That the grade of McAlister avenue, from Bulen avenue to the alley west of the Norfolk and Western railway, and of the alley west of the Norfolk and Western railway, from Main street to Mound street, be and they are hereby established as shown in profile book No. 9, page 75, on file in the office of the chief engineer.

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

Passed September 11, 1939.

WYATT L. MILLIKIN,
President of Council.

Approved September 12, 1939.

MYRON B. GESSAMAN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE NO. 309-39—To vacate a portion therein described of the alley west of High street.

Whereas, a petition, signed by the owners of all lots and lands abutting upon the alley west of High street from the north line of lots Nos. 322 and 234, Rosemary South subdivision, to a point 38 feet south of said north line of lots Nos. 322 and 234, Rosemary South subdivision was duly presented to this council, praying and consenting that the aforesaid portion of said alley be vacated, and

Whereas, council, upon hearing, is satisfied that there is good cause for such vacation as prayed for in said petition, 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 the alley west of High street from the north line of lots Nos. 322 and 234, Rosemary South subdivision, to a point 38 feet south of said north line of lots Nos. 322 and 234, Rosemary South subdivision, be and the same is hereby vacated.

Sec. 2. That the city of Columbus reserves the right to operate and maintain any and all sewers, water lines and other public utilities owned by said city and that the right is reserved to operate and maintain any and all other public utilities, if any, now existing on or in said alley to be vacated, and shall have the right to enter thereon for the purpose of operating, replacing and maintaining the same.

Sec. 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law, upon payment by the petitioners herein of the cost of publication of this ordinance.

Passed September 11, 1939.

WYATT L. MILLIKIN,
President of Council.

Approved September 12, 1939.

MYRON B. GESSAMAN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

AN ORDINANCE NO. 310-39—To accept the deed of easement of the board of trustees of the Ohio State University, dated August 15, 1939, and to dedicate the premises therein conveyed to public use for highway and street purposes.

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

Section 1. That the deed of easement of the board of trustees of the Ohio State University for the following described premises:

FIRST PARCEL: Situated in the county of Franklin, state of Ohio and in the city of Columbus, and being a strip of land off a portion of the west side of lot No. 1 of the Franklin County Infirmary Farm addition, as the same is of record in plat book 3, page 4, Franklin county recorder's office, the aforesaid portion of said lot No. 1 intended herein to be conveyed being more particularly described as follows:

Beginning at a point in the north line of King avenue, said point being also in the east line of the Columbus and Delaware pike; thence northwardly with said east line of the Columbus and Delaware pike a distance of 200.22 feet, more or less, to its intersection with the north corporation line of the city of Col-

umbus; thence eastwardly with said north corporation line a distance of 22 feet to a point; thence southwardly in a straight line a distance of 200.08 feet, more or less, to a point in the north line of King avenue, said point being located at a distance of 37 feet measured eastwardly with the north line of King avenue from its intersection with the east line of the aforesaid Columbus and Delaware pike; thence westwardly with said north line of King avenue a distance of 37 feet to the point of beginning and containing 0.136 acre, more or less.

SECOND PARCEL: Situated in the county of Franklin, State of Ohio, and in the city of Columbus, and being a strip of land 30 feet in width off the east side of a tract of land owned by the state of Ohio and occupied by the Ohio State University, said tract of land being bounded on the south by the south line of Woodruff avenue extended westwardly, on the east by Doe alley, on the north by Lane avenue and on the west by the Olentango river, the strip of land herein intended to be conveyed being more particularly described as follows:

Beginning at the intersection of the south line of Woodruff avenue with the west line of Doe alley extended southwardly; thence northwardly with the said west line of Doe alley, being also the east line of the aforementioned tract of land owned by the state of Ohio, a distance of 807 feet, more or less, to its intersection with the south line of Lane avenue; thence westwardly with the said south line of Lane avenue a distance of 30 feet to a point; thence southwardly in a straight line parallel to the west line of Doe alley and at a distance of 30 feet measured westwardly at right angles therefrom, a distance of 807 feet, more or less, to a point in the south line of Woodruff avenue extended westwardly; thence eastwardly with the said south line of Woodruff avenue extended, a distance of 30 feet to the point of beginning, and containing 0.556 acre, more or less, be and the same is hereby accepted and the premises therein conveyed are hereby dedicated to public use for highway and street purposes.

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

Passed September 11, 1939.

WYATT L. MILLIKIN,
President of Council.

Approved September 12, 1939.

MYRON B. GESSAMAN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

RESOLUTIONS

To extend pay of Charles Butler, patrolman.

Whereas, Patrolman Charles Butler has been off duty by reason of injury received in line of duty and at the present time is unable to resume his duties, and the three months leave with pay has expired, and

Whereas, it is the sense of this council that Charles Butler be granted an additional thirty days, June 11th - July 10th, 1939, inclusive, since he has been off duty through no fault of his own; now, therefore,

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

That Patrolman Charles Butler, a member of the police department of the city of Columbus, is entitled to and shall receive his regular pay until such time as he is able to resume his duties, but must not exceed a period longer than thirty days beginning June 11th, 1939, and the city auditor is hereby requested to honor payrolls bearing his name for the period June 11th to July 10th, 1939, both inclusive.

Adopted September 7, 1939.

WYATT L. MILLIKIN,
President of Council.

Approved September 7, 1939.

MYRON B. GESSAMAN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

To request the director of public service to make a report in connection with the destruction of fish in the Scioto river south of Greenlawn avenue.

Whereas, the conservation department of the state of Ohio is spending thousands of dollars from the moneys received from fishing licenses of the state of Ohio in the conservation and propagation of fish in the state; and Whereas, only recently thousands of fish were killed by the pollution or otherwise in the Scioto river just south of Greenlawn avenue, causing a condition detrimental both to fish as well as to the public health; now, therefore,

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

That the director of public service make a report to this body at the earliest possible moment as to the cause of the destruction of the thousands of fish in the Scioto river south of Greenlawn avenue.

Adopted September 11, 1939.

WYATT L. MILLIKIN,
President of Council.

Approved September 11, 1939.

MYRON B. GESSAMAN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.

Declaring the necessity of re-assessing certain delinquent special assessments.

Whereas, the fiscal officer of the city of Columbus, Ohio, has on file in his office a list containing the names of the owners of each parcel of land in the city of Columbus which has been certified delinquent three years or more on which there are delinquent special assessments, together with a tax duplicate description of each parcel and the amount, exclusive of penalties, due and unpaid at the close of the June, 1939, tax collection on each and every original special assessment on each parcel; and

Whereas, bonds have been issued in anticipation of the collection of said special assessments and all of said bonds have been paid and retired and therefore it is not necessary to refund any bonds in order to re-assess the aforesaid special assessments; and

Whereas, the council of the city of Columbus, Ohio, being the taxing authority for said city, has the power to authorize the re-assessment of all delinquent special assessments by virtue of Section 2293-5J of the general code of Ohio; now, therefore,

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

(a) That all delinquent special assessments shown on the list submitted by the fiscal officer of the city shall be re-assessed under the provision of section 2293-5J of the General Code of Ohio; that the amount re-assessed shall be that amount shown in the list as due in June, 1939, except where such amounts have since been paid in full or contracted to be paid under the provisions of the so-called Whittemore Act and its amendments; that in case of partial payment of any assessments shown on said list the remainder only shall be re-assessed; that said re-assessment shall extend for a period not to exceed ten years from the date of the first installment of said re-assessment, which by law may commence at the tax paying period immediately following the tax paying period at which the last installment of the original assessment is due; provided, however, that no re-assessment period shall extend longer than fifteen years from the date of said re-assessment.

(b) That each re-assessment shall bear interest at the rate of two percent from the date of said re-assessment and shall be payable in substantially equal semi-annual installments; and that notice shall be published once a week for two consecutive weeks in a newspaper of general circulation in the city of Columbus, Ohio, that such re-assessment has been prepared by the fiscal officer of the city and that it is on file in his office for the inspection and examination of the persons interested therein.

Adopted September 11, 1939.

WYATT L. MILLIKIN,
President of Council.

Approved September 12, 1939.

MYRON B. GESSAMAN, Mayor.

Attest: HELEN T. HOWARD, City Clerk.