

improvement, which said lots and lands are hereby determined to be specially benefited by said improvement and in an amount to be determined.

Sec. 5. That the sum of \$25,000.00 be and the same is hereby appropriated from the maintenance and repair No. 65-602 fund to pay the remainder of the cost of said improvement.

Sec. 6. That the assessment so to be levied shall be paid in twenty semi-annual installments with interest on deferred payments at a rate not exceeding six per cent, per annum; provided that the owners of any property assessed may, at his option, pay such assessment or any number of installments thereof, at any time after said assessment has been levied.

Sec. 7. That notes of the city of Columbus, Ohio, shall be issued in anticipation of the issuance of bonds to be issued in anticipation of the collection of assessments by installments, and in an amount equal thereto.

Sec. 8. That the director of public service be and he is hereby authorized and directed to make and execute contract for the said improvement with the lowest and best bidder after advertising according to law.

Sec. 9. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed April 4, 1955.

O. J. FILLINGER,

President of Council.

Approved April 4, 1955.

M. E. SENSENBRENNER, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 493-55—Determining to proceed with the improving of Darfield place, from Eastmoor boulevard to Brookside drive; Brookside drive, from Main street to Mound street; Eastmoor boulevard, from Main street to Templeton road; Kingsbury place, from Eastmoor boulevard to Mound street; Mound street, from Chesterfield road to point 122.3 feet east of Brookside drive; and Kingsbury court, from Kingsbury place to point 130 feet west of Kingsbury place, in the city of Columbus, Ohio.

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

Section 1. That it is hereby determined to proceed with the improvement of Darfield place, from Eastmoor boulevard to Brookside drive; Brookside drive, from Main street to Mound street; Eastmoor boulevard, from Main street to Templeton road; Kingsbury place, from Eastmoor boulevard to Mound street; Mound street, from Chesterfield road to point 122.3 feet east of Brookside drive; and Kingsbury court, from Kingsbury place to point 130 feet west of Kingsbury place, by grading, draining, constructing combined curb and gutter, Portland cement concrete foundation with asphaltic concrete leveling and surface courses, and doing such other things as may be necessary, in the city of Columbus, Ohio, in accordance with the resolution declaring it necessary to improve the same adopted by council February 14, 1955; and in accordance with the plans, profiles, specifications and estimate of cost therefor approved and now on file in the office of the department of public service.

Sec. 2. That the streets herein declared necessary to be improved are so situated in relation to each other that, in order to complete the improvement thereof in the most practical and economical manner, same should be improved at the same time, with the same kind of materials and in the same manner and shall be done under one contract.

Sec. 3. That all claims for damages resulting therefrom shall be judicially inquired into after completion of the proposed improvement, and the city attorney be and he is hereby authorized and directed to institute proceedings in a court of competent jurisdiction to inquire into such claims.

Sec. 4. That the whole cost of said improvement, together with interest on notes issued in anticipation of the issuance of bonds and on bonds issued

in anticipation of the collection of the assessment to be levied for said improvement and all other necessary expenditures, less one-fiftieth thereof, the cost of intersections and difference in cost between a 26-foot and 30-foot pavement on Eastmoor boulevard, shall be assessed in proportion to the special benefits which may result from the improvement upon the following described lots and lands; to-wit: All lots and lands bounding or abutting upon the proposed improvement, which said lots and lands are hereby determined to be specially benefited by said improvement and in an amount to be determined.

Sec. 5. That the sum of \$15,100.00 be and the same is hereby appropriated from the street improvement and intersection fund No. 91 to pay the remainder of the cost of said improvement.

Sec. 6. That the assessment so to be levied shall be paid in twenty semi-annual installments with interest on deferred payments at a rate not exceeding six per cent, per annum; provided that the owners of any property assessed may, at his option, pay such assessment or any number of installments thereof, at any time after said assessment has been levied.

Sec. 7. That notes of the city of Columbus, Ohio, shall be issued in anticipation of the issuance of bonds to be issued in anticipation of the collection of assessments by installments, and in an amount equal thereto.

Sec. 8. That the director of public service be and he is hereby authorized and directed to make and execute contract for the said improvement with the lowest and best bidder after advertising according to law.

Sec. 9. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed April 4, 1955.

O. J. FILLINGER,

President of Council.

Approved April 4, 1955.

M. E. SENSENBRENNER, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 495-55—To vacate the alley north of Weldon avenue, extending from the east line of Atwood terrace to the west line of the alley west of Howey road extended.

Whereas, petition, signed by the owners of lots and lands abutting upon the alley north of Weldon avenue, extending from the east line of Atwood terrace to the west line of the alley west of Howey road extended, was duly presented to this council, praying for and consenting to the vacation of said alley, between the limits specified, 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 north of Weldon avenue, extending from the east line of Atwood terrace to the west line of the alley west of Howey road extended, 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 any other public utilities owned by the city, and that the right is reserved to operate and maintain any other public utilities, if any, now existing on or in said alley hereby vacated, and does further reserve unto itself perpetual easement for the full width of the alley for the purpose of installing or constructing any new utility facilities, either publicly or privately owned, which may become necessary, and shall have the right to enter thereon at any time for the purpose of constructing, installing, replacing, operating 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.

Passed April 4, 1955.

O. J. FILLINGER,

President of Council.

Approved April 4, 1955.

M. E. SENSENBRENNER, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 496-55—To vacate Etna street, between Eastmoor boulevard and Harding road.

Whereas, petition, signed by the owners of all lots and lands abutting upon Etna street, between Eastmoor boulevard and Harding road, was duly presented to this council, praying for and consenting to the vacation of said street, between the specified limits, 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 Etna street, extending from the west line of Eastmoor boulevard to east line of alley west of Eastmoor boulevard; from the west line of alley west of Eastmoor boulevard to east line of Virginiale road as located east of the park; from the west line of Virginiale road as located east of the park to the east line of Virginiale road as located west of the park; from the west line of Virginiale road as located west of park to the east line of the alley west of Virginiale road; and from the west line of alley west of Virginiale road to east line of Harding road, 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 any other public utilities owned by the city, and that the right is reserved to operate and maintain any other public utilities, if any, now existing on or in said street hereby vacated, and does further reserve unto itself perpetual easement for the full width of the street for the purpose of installing or constructing any new utility facilities, either publicly or privately owned, which may become necessary, and shall have the right to enter thereon at any time for the purpose of constructing, installing, replacing, operating 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.

Passed April 4, 1955.

O. J. FILLINGER,

President of Council.

Approved April 4, 1955.

M. E. SENSENBRENNER, Mayor.

Attest:

AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 497-55—To vacate Walnut street, from the west line of Belle street to a point 120 feet west.

Whereas, petition, signed by the owners of lots and lands abutting upon Walnut street, from the west line of Belle street to a point 120 feet west, was duly presented to this council, praying for and consenting to the vacation of said street, between the limits specified, 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 Walnut street, extending from the west line of Belle street to a point 120 feet west, 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 any other public utilities owned by the city, and that the right is