

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

Section 1. That the claim of Freda Myers, in the amount of \$14.81 for damages sustained on or about June 14, 1952, as hereinabove set forth, be and the same is hereby recognized as a lawful claim against the city of Columbus.

Sec. 2. That the recognition of this claim as a lawful claim against the city of Columbus is to be used only for the purposes of this ordinance and is not to be construed as an admission of liability for any other claims arising out of the facts hereinabove set forth.

Sec. 3. That for the purpose of paying said claim, there be and hereby is appropriated from General Miscellaneous 21-H Fund the sum of \$14.81.

Sec. 4. That the city auditor be and he is hereby authorized and directed to draw his warrant upon the city treasurer in the sum of \$14.81 in payment of said claim, upon receipt of voucher approved by the city attorney and a release properly executed by the said Freda Myers of all damages arising out of said accident.

Sec. 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Passed July 28, 1952.

O. J. FILLINGER,

President pro tem. of Council.

Approved July 29, 1952.

JAMES A. RHODES, Mayor.

Attest:
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 726-52—To authorize payment of the claim of William Sherrett, 93 East Moler street, Columbus, Ohio.

Whereas, on or about April 22, 1952, the house of Mr. William Sherrett at 93 East Moler street was damaged when struck by city truck license No. 332; and,

Whereas, the said William Sherrett, has suffered damages in the reasonable sum of \$17 by reason of said accident; now, therefore,

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

Section 1. That the claim of William Sherrett in the amount of \$17 for damages sustained on or about April 22, 1952, as hereinabove set forth, be and the same is hereby recognized as a lawful claim against the city of Columbus.

Sec. 2. That the recognition of this claim as a lawful claim against the city of Columbus is to be used only for the purposes of this ordinance and is not to be construed as an admission of liability for any other claims arising out of the facts hereinabove set forth.

Sec. 3. That for the purpose of paying said claim, there be and hereby is appropriated from department No. 68, D-9 fund, the sum of \$17.

Sec. 4. That the city auditor be and he is hereby authorized and directed to draw his warrant upon the city treasurer in the sum of \$17 in payment of said claim, upon receipt of voucher approved by the director of public service and a release properly executed by the said William Sherrett of all damages arising out of said accident.

Sec. 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Passed July 28, 1952.

O. J. FILLINGER,

President pro tem. of Council.

Approved July 29, 1952.

JAMES A. RHODES, Mayor.

Attest:
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 727-52—To vacate Twenty-fifth avenue, from Hamilton avenue approximately 40 feet west to terminus of land owned by the Columbus Board of Education, and the first alley south of Twenty-fifth avenue, from Hamilton avenue approximately 40 feet west to terminus of land owned by the Columbus Board of Education.

Whereas, petition, signed by the owner of all lots and lands abutting upon Twenty-fifth avenue and the first alley south of Twenty-fifth avenue, from Hamilton avenue approximately 40 feet west to terminus of land owned by the Columbus Board of Education, was duly presented to this council, praying for and consenting to the vacation of said street and alley, between the limits named, and

Whereas, council, upon hearing, is satisfied that there is good cause for such vacations as prayed for in said petition, that they 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 Twenty-fifth avenue and the first alley south of Twenty-fifth avenue, from Hamilton avenue approximately 40 feet west to terminus of land owned by the Columbus Board of Education, be and the same are 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 the 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 street and alley so vacated.

Sec. 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Passed July 28, 1952.

O. J. FILLINGER,

President pro tem. of Council.

Approved July 29, 1952.

JAMES A. RHODES, Mayor.

Attest:
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 728-52—To accept the plat of James road subdivision plat No. 1.

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

Section 1. That the plat of James road subdivision plat No. 1, being a subdivision of part of the southwest quarter of section 18, township 12, range 21, refugee lands and being 2.146 acres out of that 8.187 acre tract No. 1 and 6.571 acres out of that 8.83 acre tract No. 2 conveyed to Hector X. Eschenbrenner by deed shown of record in deed book 1403, page 330; 4.597 acres out of that 8.83 acre parcel No. 1 and 6.600 acres out of that 8.83 acre parcel No. 2 conveyed to Hector X. Eschenbrenner by deed shown of record in deed book 1290, page 637; 1.525 acres out of that 8.83 acre tract conveyed to Hector X. Eschenbrenner by deed shown of record in deed book 1292, page 564; and 0.323 acres out of that 8.56 acre tract conveyed to Hector X. Eschenbrenner by deed shown of record in deed book 1290, page 639, all of the above references being made to deeds of record in the recorder's office, Franklin county, Ohio, and being a subdivision of a tract of land lying south of Mound street and west of James road, be and the same is hereby accepted.

Easements shown on the plat are for the purposes of constructing, operating and maintaining public utilities.

Sec. 2. That all avenues, roads, boulevards, streets and places shown on the plat and not heretofore dedicated are hereby dedicated to public use as such.

Sec. 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Passed July 28, 1952.

O. J. FILLINGER,

President pro tem. of Council.

Approved July 29, 1952.

JAMES A. RHODES, Mayor.

Attest:
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 729-52—Determining to proceed with the improvement of Dixon court, from Sellers avenue to the west line of lot No. 6, Dominion heights addition, 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 Dixon court, from Sellers avenue to the west line of lot No. 6, Dominion heights addition, by grading, draining, constructing combined curb and gutter, Portland cement concrete foundation with asphaltic concrete leveling and surface courses, installing house services, 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 June 2, 1952; and in accordance with the plans, profiles, specification and estimate of cost thereof approved and now on file in the office of the department of public service.

Sec. 2. 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. 3. That the whole cost of said improvement, less one-fiftieth thereof, the cost of intersections and the cost of storm sewer, 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 and 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. 4. That the sum of \$3,200 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. 5. That the assessments 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 owner 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. 6. 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. 7. 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. 8. That this ordinance shall take effect and be in force from and after the earliest period allowed by law. Passed July 28, 1952.

O. J. FILLINGER,

President pro tem. of Council.

Approved July 29, 1952.

JAMES A. RHODES, Mayor.

Attest:
AGNES BROWN CAIN, City Clerk.

AN ORDINANCE No. 730-52—To grant the Farm Bureau Insurance company the right and privilege to construct conduit under Chestnut street at a point approximately 50 feet west of the west line of Pearl street.

Whereas, the Farm Bureau Insurance company is the owner of the properties abutting both sides of Chestnut street between High street and Pearl street, and

Whereas, said company has made request for permission to construct conduit under Chestnut street to house steam pipe lines and return lines for the purpose of heating their building, and

Whereas, no right or interest of the public will be abridged thereby; now, therefore,

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

Section 1. That the right and privilege of constructing the reinforced concrete box conduit under Chestnut street from the curb line on the south side thereof to the curb line on the north side thereof at a point approximately 50 feet west of the west line