

at a rate not to exceed \$2.50 per linear foot.

Sec. 2. That the sum of \$1000 or so much thereof as may be needed be and it is hereby appropriated from the sewerage and sewage disposal fund No. 1.

Sec. 3. That for the reasons stated in the preamble hereto this ordinance is 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 February 12, 1934.

FRANK C. KARNS,  
President of Council.

Approved February 12, 1934.

HENRY W. WORLEY, Mayor.

Attest: SAMUEL J. WILLIS, City Clerk.

**AN ORDINANCE No. 77-34**—To vacate certain portions of Mitchell street and Walnut street hereinafter described.

Whereas, the council of the city of Columbus by ordinance No. 66-34, passed February 5, 1934, authorized provided for the conveyance to the state of Ohio of a parcel of real property owned by the city of Columbus, located at the southwest corner of Town street and Washington boulevard in said city, to be used for a naval reserve armory site, and

Whereas, it has been discovered that portions of Mitchell street and Walnut street contained in the parcel of land to be conveyed to the state of Ohio have not been vacated by the city of Columbus, and

Whereas, under the provisions of said ordinance No. 66-34 authorizing the immediate execution of a deed for the said property to the state of Ohio, it is immediately necessary that said portions of Mitchell street and Walnut street be vacated, and

Whereas, the city of Columbus is the owner of all the lots and lands abutting on the said portions of Mitchell street and Walnut street so to be vacated, and said portions of said streets are no longer of use to the public, and council is satisfied that such proposed vacation should be made and that the same will not be detrimental to the general interest; now, therefore,

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

Section 1. That Mitchell street from the south line of Town street to the north line of Rich street, and the following described portion of Walnut street be and the same are hereby vacated: beginning at the intersection of the west line of Mitchell street with the north line of Walnut street; thence westwardly with the said north line of Walnut street 80 feet to a point; thence southwestwardly on a straight line 42.47 feet to a point on the south line of said Walnut street, said point being at a distance of 110 feet measured westwardly from the said west line of Mitchell street; thence eastwardly with the said south line of Walnut street 110 feet to the said west line of Mitchell street; thence northwardly 30 feet to the place of beginning.

Sec. 2. That for the reasons stated in the preamble hereto, 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 February 12, 1934.

FRANK C. KARNS,  
President of Council.

Approved February 12, 1934.

HENRY W. WORLEY, Mayor.

Attest: SAMUEL J. WILLIS, City Clerk.

**AN ORDINANCE No. 78-34**—To authorize the director of public service to issue driveway permit to G. S. Frambes.

Whereas, G. S. Frambes is leasing the building known as the Arcade building at 240 N. High street and contemplates using said building as a parking garage, and

Whereas, the use of said building for such purpose requires a driveway entrance from High street across the sidewalk; now, therefore,

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

Section 1. That the director of public service be and he is hereby author-

ized and directed to issue a driveway permit for a driveway across the sidewalk from the east curb line of High street to the entrance of the building known as the Arcade building, being 240 North High street, said driveway to be not more than twenty feet in width and to be constructed in accordance with plans approved by the director of public service.

Sec. 2. Said G. S. Frambes shall at all times save and keep the city of Columbus free and harmless from all loss or damage which may accrue to it by reason of the privilege herein granted, and shall save said city free and harmless from any and all judgments and claims which may be brought by any person whomsoever against said city on account of the use of said sidewalk as herein provided for or on account of any failure to keep and maintain said driveway in good repair.

Sec. 3. The rights and privileges hereby granted shall not take effect until said G. S. Frambes, for himself, his successors or assigns, shall have filed his written consent with the clerk of this city to conform to and abide by each and all of the conditions herein mentioned and shall have paid to said city the cost of the publication of this ordinance and the owner or owners of the herein mentioned property shall have filed, with the said clerk, its, his or their written consent to restore, at no expense to the said city, the herein mentioned sidewalk and curb to its original condition upon the abandonment of such use of said building.

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

Passed February 12, 1934.

FRANK C. KARNS,  
President of Council.

Approved February 12, 1934.

HENRY W. WORLEY, Mayor.

Attest: SAMUEL J. WILLIS, City Clerk.

**AN ORDINANCE No. 79-34**—To confirm the contracts awarded by the board of purchase for use in the department of public service, division of engineering and construction, during the year 1934.

Whereas, bids were received December 21, 1933, on materials for use in the department of public service, division of engineering and construction, in accordance with ordinance No. 352-33, passed November 27, 1933, and

Whereas, contracts were awarded by the board of purchase under dates of February 6, 1934 and February 8, 1934, and

Whereas, an emergency exists in the department of public service, division of engineering and construction, in that it is immediately necessary to enter into contracts so as not to delay the work of street repair; now, therefore,

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

Section 1. That the contracts for materials as awarded by the board of purchase under dates of February 6, 1934 and February 8, 1934 and as hereinafter set forth be and the same are hereby confirmed: approximately 200,000 gallons bituminous material for cold patch work, with The Standard Oil company (Ohio) in amount \$15,040; 800 tons asphalt cement with The Standard Oil company (Ohio) in amount \$13,240; 40,000 gallons asphalt road oil with The National Refining company in amount \$1,952; and 300 tons of asphalt filler with Byerlyte corporation in amount \$535.00.

Sec. 2. That the sums, or so much thereof as may be needed, are hereby appropriated from the maintenance and repair fund No. 65 to pay the cost thereof.

Sec. 3. That for the reasons stated in the preamble hereto this ordinance is 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 February 12, 1934.

FRANK C. KARNS,  
President of Council.

Approved February 12, 1934.

HENRY W. WORLEY, Mayor.

Attest: SAMUEL J. WILLIS, City Clerk.

**AN ORDINANCE No. 80-34**—To authorize the director of public service to advertise for bids and to enter into a contract for the construction of relief, sanitary and storm sewers contract No. 3, Orchard lane relief sewer.

Whereas, an emergency exists in the usual daily operation of the department of public service in that it is immediately necessary to contract for the construction of relief, sanitary and storm sewers contract No. 3, Orchard lane relief sewer, hereinafter set forth in order that the same may be done in conformity with the National Industrial Recovery Act, public works administration and for the immediate preservation of public health, peace and safety; now, therefore,

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

Section 1. That the director of public service be and he is hereby authorized and directed to advertise for bids and to enter into a contract for the construction of relief, sanitary and storm sewers contract No. 3, Orchard lane relief sewer extending in Orchard lane from Olentangy boulevard to High street and in High street from Orchard lane to Oakland Park avenue in accordance with plans, specifications and estimate of cost therefor, on file in the department of public service, all of which are hereby approved.

Sec. 2. That the sum of \$15,400 or so much thereof as may be needed, be and the same is hereby appropriated from relief, sanitary and storm sewers fund number 1.

Sec. 3. That this ordinance for the reasons stated in the preamble hereto, 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 February 12, 1934.

FRANK C. KARNS,  
President of Council.

Approved February 12, 1934.

HENRY W. WORLEY, Mayor.

Attest: SAMUEL J. WILLIS, City Clerk.

**AN ORDINANCE No. 81-34**—To authorize the director of public service to advertise for bids and to enter into a contract for the construction of relief, sanitary and storm sewers contract No. 4, Mithoff street relief sewer.

Whereas, an emergency exists in the usual daily operation of the department of public service in that it is immediately necessary to contract for the construction of relief, sanitary and storm sewers contract No. 4, Mithoff street relief sewer, hereinafter set forth, in order that the same may be done in conformity with the National Industrial Recovery Act, public works administration and for the immediate preservation of public health, peace and safety; now, therefore,

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

Section 1. That the director of public service be and he is hereby authorized and directed to advertise for bids and to enter into a contract for the construction of relief, sanitary and storm sewers contract No. 4, Mithoff street relief sewer extending in Mithoff street from Fourth street to Washington avenue and in Washington avenue from Mithoff street to Nursery lane in accordance with plans, specifications and estimate of cost therefor, on file in the department of public service, all of which are hereby approved.

Sec. 2. That the sum of \$15,400 or so much thereof as may be needed, be and the same is hereby appropriated from relief, sanitary and storm sewers fund number 1.

Sec. 3. That this ordinance for the reasons stated in the preamble hereto, 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 February 12, 1934.

FRANK C. KARNS,  
President of Council.

Approved February 12, 1934.

HENRY W. WORLEY, Mayor.

Attest: SAMUEL J. WILLIS, City Clerk.

**AN ORDINANCE No. 82-34**—To authorize the director of public service to advertise for bids and to enter into a contract for the construction of