

dedicated to public use for street and alley purposes.

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

Passed May 2, 1927.

SCOTT WEHE,
President of Council.

Approved May 2, 1927.

JAS. J. THOMAS, Mayor.

Attest: HARRY H. TURNER, City Clerk.

AN ORDINANCE No. 38053—To vacate the first alley north of Clinton Heights avenue, from Beech Hill avenue to the west line of lot 68 of Clinton Land company's addition to the city of Columbus, Ohio.

Whereas, On the 24th day of January, 1927, a petition by persons owning lots in the immediate vicinity of the first alley north of Clinton Heights avenue from Beech Hill avenue to the west line of lot 68 of Clinton Land company's addition to the city of Columbus, was duly presented to council praying that said alley, between the points named, be vacated; that notice of the pendency of the prayer of said petition has been given as required by law by publication in the City Bulletin, a newspaper of general circulation in the corporation, for six consecutive weeks on the following dates, to-wit: March 12, 19, 26, April 2, 9 and 16, 1927; and,

Whereas, Council, upon hearing, is satisfied that there is good cause for such vacation as prayed for, 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 first alley north of Clinton Heights avenue, from Beech Hill avenue to the west line of lot 68 of Clinton Land company's addition to the city of Columbus, be and the same is hereby vacated.

Sec. 2. That the city of Columbus hereby reserves the right to construct, operate and maintain sewers, water lines, wire lines and conduits, and other public utilities in that portion of said alley so vacated, and to enter thereon for the purpose of operating, repairing and maintaining the same; and also the right to use said alley as a means of ingress and egress from the sewer on the lots immediately north of said alley.

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

Passed May 2, 1927.

SCOTT WEHE,
President of Council.

Approved May 2, 1927.

JAS. J. THOMAS, Mayor.

Attest: HARRY H. TURNER, City Clerk.

AN ORDINANCE No. 38054—To vacate a portion of the alley between Summit street and Glen Echo drive and north of Arcadia avenue, as hereinafter fully described.

Whereas, On the 28th day of March, 1927, a petition signed by all owners of property abutting upon a portion of the alley between Summit street and Glen Echo drive and north of Arcadia avenue, hereinafter fully described, was presented to council consenting to and praying that said portion of said alley be vacated; and

Whereas, Council, upon hearing, is satisfied that there is good cause for such vacation as prayed for and 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 portion of the alley between Summit street and Glen Echo drive north of Arcadia avenue from the north line of lots Nos. 1 and 4 of H. M. Mauger's subdivision to a point 64 feet south from the north line of said lots be and the same is hereby vacated.

Sec. 2. That said city of Columbus hereby reserves to itself and to public utility companies operating in said city the right to operate and maintain any and all public utilities now existing on said portion of said alley and to enter

thereon for the purpose of operating, repairing 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 May 2, 1927.

SCOTT WEHE,
President of Council.

Approved May 2, 1927.

JAS. J. THOMAS, Mayor.

Attest: HARRY H. TURNER, City Clerk.

AN ORDINANCE No. 38058—To provide for the issue of notes in anticipation of the levy of special assessments and in anticipation of the issuance of bonds in anticipation of the collection of special assessments for the improvement of the streets therein named, by constructing sewers or paving the roadway, or otherwise improving the same.

Whereas, The council of the city of Columbus has heretofore, by proper legislation, declared the necessity of improving certain streets hereinafter named, by constructing sewers or paving the roadway, or otherwise improving the same, and

Whereas, The subject-matter herein provided for constitutes an emergency measure by providing for the immediate preservation of the public property, health and safety, and

Whereas, An emergency exists in the usual daily operation of the department of public service in that it is necessary to provide funds without delay for said improvements in order that the same may be completed before the coming of winter; now, therefore,

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

Section 1. That for the purpose of raising money in anticipation of the levy of special assessments, and in anticipation of the issuance of bonds in anticipation of the collection of special assessments for the improvement of the following named streets, by constructing sewers or by paving the roadway, or otherwise improving the same, in accordance with the legislation heretofore passed by the city council with respect thereto, to pay the property owners' share of the cost and expense of said respective improvements, notes of said city shall be issued in the amount of four hundred thirty-three thousand, four hundred dollars which shall be placed to the credit of the following funds in the respective amounts set opposite same, to-wit:

Kelton avenue from Livingston avenue to the south line of lots 512-522 Driving Park addition	\$ 64,230.00
Richardson avenue from Sulivant avenue to the south line of Heffner Heights annex	25,900.00
Sanitary sewers in Fifth avenue from Sunbury avenue to a point 100 feet more or less west of Harvey court, etc.	10,000.00
Sanitary sewers in Glen Echo ravine and the Mock road district, etc.	330,000.00
Sanitary sewers in the first alley east of Harmon avenue from the alley north of Greenlawn avenue to the alley north of Miner avenue, etc.	3,270.00

Provided, however, that the appropriation hereinabove made for constructing sewers, or paving the roadway, or otherwise improving the streets above listed is subject to the qualification that interest at the rate of four per cent per annum for the period of eighteen months has been included in said respective amounts and the amount necessary to pay said interest is hereby appropriated for the payment thereof and for no other purpose, and the respective amounts above set forth shall be reduced by their proportionate amount for the payment of said interest.

Sec. 2. Said notes shall be signed by the mayor and auditor, bear date not later than May 15, 1927, and be due and payable November 15, 1928;

The City Bulletin to any address, by mail, 50 cents a year, in advance.

said notes shall be of the denomination of \$5000 each, except No. 87, which shall be of the denomination of \$3400, numbered consecutively from 1 to 87 both inclusive; they shall bear interest at the rate of four per cent per annum, payable semi-annually on the fifteenth day of November, 1927; fifteenth day of May, 1928; and the fifteenth day of November, 1928; and for which the proper interest coupons bearing a facsimile of the signature of the auditor shall be attached to and made a part of said notes; principal and interest shall be payable at the office of the agency of the city of Columbus, Ohio, in the city of New York.

Sec. 3. After said improvements are completed and the cost thereof ascertained, council shall, by ordinance, assess upon the benefitted property in the manner provided in the legislation referring to said improvements and heretofore adopted by this council the entire cost and expense thereof, except the portion to be paid by the city in accordance with the provisions of the general code of Ohio, and with section 178 of the charter of the city, and shall authorize the issuance of bonds in anticipation of the collection of said assessments in an amount substantially equal thereto under the provisions of section 3914 of the general code of Ohio and section 189 of the charter. The proceeds from the sale of such bonds and any unexpended balances in the improvement funds remaining after the completion of said improvements shall be used for the payment of the notes authorized by this ordinance and for no other purpose.

Sec. 4. All assessments collected for the improvements, and unexpended balances remaining in the funds, after the cost and expense of the improvements have been paid, shall be applied to the payment of the notes and the interest thereon until both are fully provided for. For the purpose of further providing for the paying of the interest on the notes herein authorized, and providing a sinking fund for their final redemption at maturity, the trustees of the sinking fund of the city of Columbus, shall annually certify to the auditor of Franklin county the amount necessary to pay the interest with a proportionate amount to be levied in such year for sinking fund purposes so that the interest on such notes shall be paid as the same accrues and a sinking fund provided for sufficient to discharge the principal of said notes when the same becomes due, and that said county auditor shall compute and ascertain the rate of levy necessary therefor in each year and shall place the same upon the duplicate for the year for which it was certified, and in addition to all other levies, which tax shall not be less than the interest and sinking fund tax required by section 11 of article XII of the constitution. Provided, however, that in each year that the assessments anticipated by said notes are payable and are applicable to the payment of such interest and principal and are appropriated for such purpose the amount of such tax shall be reduced by the amount of assessments so appropriated. Provided, further, that such tax shall be reduced by the amount of the bonds issued and sold in anticipation of the collection of special assessments for the improvements in this ordinance named.

Sec. 5. That the faith and credit of the city of Columbus are hereby pledged for the payment of both principal and interest of the notes hereinbefore assumed at maturity and in accordance with the laws and constitution of the state of Ohio.

Sec. 6. The committee on finance of this council is hereby directed to have said notes properly prepared and executed, to sell the same as needed and to deposit the proceeds in the city treasury to the credit of the funds hereinbefore named for the purpose of paying the portion of the cost of said improvements not heretofore provided to be paid by said city and for which purpose said money is hereby appropriated, subject, however, to the appropriation for the payment of interest as contained in section 1 hereof.

Sec. 7. That for the reason stated in