

Ordinance No. 105

An Ordinance Authorizing and Providing For the Issuance of Internal Improvement Bonds of the City of Wathena, Kansas, to Pay the Cost of Paving and Otherwise Improving certain streets in said city:

Whereas: By petition of the property owners and by resolutions passed by the council of the City of Wathena, Kansas, and contracts duly entered into and thereunder certain streets in said city have been graded, curbed, guttered and paved to wit: Doniphan Street from Fremont to Benton Str., Jessie Str. from Creal Str. to Moss Str., Bryant from Jessie Str. to Benton Str., a part of Creal Str. between St. Joseph Str. and Court Str. in part between Doniphan Street and Stewart Str. and Stewart Str. between St. Joseph Str. and Court Street.

Whereas: The amount of the cost of said improvement for which each lot or parcel of land, and the City as a whole, is liable has been ascertained and notice as required by law has been given for the payment of said cost and time for payment thereof has expired.

Whereas; The total cost of said improvement has been ascertained to be the sum of \$39,149.02, and of this amount there has been assessed against abutting property liable for its share thereof, the sum of \$26,743.95 and against the City as a whole for the cost of grading and for the cost of paving intersections of streets and alleys, the sum of \$12,405.07, and that the owners of lots and parcels of ground so assessed have paid into the city treasury the amount so assessed against certain lots and parcels of ground so assessed have paid into the city treasury the amount so assessed against certain lots and parcels of ground, the sum of \$6,884.18.

Whereas; It has been determined necessary to pay the remaining cost of said improvement by issuing internal improvement bonds of said city in the total sum of \$32,264.84.

No therefore, be it ordained by the Mayor and Councilmen of the City of Wathena, Doniphan County, Kansas:

Sec. 1. That the cost of grading, curbing, guttering and paving of Doniphan Street from Fremont Street to Benton Street, Jessie Street from Creal Street to Moss Street, Bryant Street from Jessie Street, to Bryant Street, a part of Creal Street between St. Joseph Street and Court Street. Court Street in part between St. Joseph Street and Court Street all in Wathena, Kansas, except payments made by property owners, shall be paid by the issuance and sale of internal improvement bonds of the City of Wathena, Kansas, total sum of \$32,264.84. Said issue shall consist of 37 bonds, numbered from 1 to 37 inclusive, one of said bonds being in the sum of \$264.84, 8 of said bonds being in the sum of \$500.00 each and 28 of said bonds being in the sum of \$1,000 each, all of said bonds being dated July 15, 1925, bearing interest at the rate of 4 3/4 per annum, payable semi-annually on January 15th and July 15, in each year, the first interest coupon, however, becoming due on January 15, 1927. Both principal and interest of said bonds shall be payable at the office of the State Treasurer of the State of Kansas in the City of Topeka, Kansas. Said bonds shall be numbered, shall be in the denomination, and shall become due as follows;

No.	Denomination:	Maturity:
1	\$ 264.84	Jan. 15, 1927
2	500.00	Jan. 15, 1927
		Total \$764.84
3	1,000.00	July 15, 1927
4	500.00	July 15, 1927
		Total 1,500.00
5	1,000.00	Jan 15, 1928
		Total 1,000.00
6	1,000.00	July 15, 1928
7	1,000.00	July 15, 1928
		Total 2,000.00
8	1,000.00	Jan. 15, 1929
		Total 1,000.00
9	1,000.00	July 15, 1929
10	1,000.00	July 15, 1929
		Total 2,000.00
11	1,000.00	Jan. 15, 1929
12	500.00	Jan. 15, 1929
		Total 1,500.00
13	1,000.00	July 15, 1930
14	1,000.00	July 15, 1930
		Total 2,000.00
15	1,000.00	Jan. 15, 1931
16	500.00	Jan. 15, 1931
		Total 1,500.00
17	1,000.00	July 15, 1931
18	1,000.00	July 15, 1931
		Total 2,000.00
19	1,000.00	Jan. 15, 1932
20	500.00	Jan. 15, 1932
		Total 1,500.00
21	1,000.00	July 15, 1932
22	1,000.00	July 15, 1932
		Total 2,000.00
23	1,000.00	Jan. 15, 1933
24	500.00	Jan. 15, 1933
		Total 1,500.00
25	1,000.00	July 15, 1933
26	1,000.00	July 15, 1933
		Total 2,000.00

27	1,000.00	Jan. 15, 1934	
28	1,000.00	Jan. 15, 1934	
		Total	2,000.00
29	1,000.00	July 15, 1934	
30	1,000.00	July 15, 1934	
31	500.00	July 15, 1934	
		Total	2,500.00
32	1,000.00	Jan. 15, 1935	
33	1,000.00	Jan. 15, 1935	
		Total	2,000.00
34	1,000.00	July 15, 1935	
35	1,000.00	July 15, 1935	
36	1,000.00	July 15, 1935	
37	500.00	July 15, 1935	
		Total	3,500.00

Said bonds shall be signed by the Mayor and attested by the City Clerk and have impressed thereon the corporate seal of the City of Wathena and said coupons shall be authenticated by the lithographed or actual signatures of said Mayor and City Clerk. Said bonds shall be payable serially as provided by law and Fiscal Agency of the State of Kansas at Topeka, Kansas, and said Mayor and City Clerk are hereby authorized to execute said bonds and coupons as provided for in this ordinance and deliver them to..... which has purchased said bonds under contract therefor and on the payment of the purchase price according to the terms of said contract, and for the payment of said bonds, and the interest thereon annual levies shall be made as provided by law on all property liable therefor.

Sec. 2. Said bonds shall be in substantially the following form with recitals as follows:

United States of America
 State of Kansas
 County of Doniphan
 City of Wathena

No.....

\$.....

INTERNAL IMPROVEMENT BOND

KNOW ALL MEN BY THESE PRESENTS, That the City of Wathena in the County of Doniphan, State of Kansas, for value received hereby acknowledges itself to be indebted and promises to pay to bearer the sum of _____ Dollars in lawful money of the United States of America on the fifteenth day of January, July, 19.., with interest thereon from the date hereof at the rate of four and three-fourths percent (4 3/4%) per annum, payable semi-annually on the fifteenth day of January and July each year after the date hereof until the said principal sum shall have been paid, the first interest coupon becoming due on January 15, 1927, upon presentation and surrender of the interest coupons hereto attached, bearing the lithographed signatures of the Mayor and City Clerk of said City, as said coupons severally become due, both principal and interest of this bond being payable at the office of the State Treasurer in the City of Topeka,

Kansas. And said City of Wathena in the State of Kansas is held and firmly bound by these presents, and the full faith credit and resources of said City are hereby irrevocably pledged for the prompt payment of said principal and interest at maturity.

This bond is one of a series of 37 bonds of like date and tenor, excepting denomination and maturity, aggregating the principal sum of \$32,264.84, issued by the City of Wathena, Kansas, for the purpose of paying the cost of improving certain streets in the City by the authority of and in full compliance with the provisions, restriction and limitations of the Constitution and Laws of the State of Kansas, including Sections 10-101 to 10-115, and Sections 12-601 to 12-610 of the Revised Statutes of Kansas, 1923 and all other provisions of the laws of said State applicable thereto, and this bond and all of the other bonds of said series, all interest thereon are to be paid by said City of Wathena, Kansas.

And it is hereby declared and certified that all acts and conditions and things required to be done to exist precedent to the issuing of this bond have been properly done and performed and do exist in due and regular form and manner as required by the constitution and laws of the State of Kansas, and that the total indebtedness of said City, including this series of bonds, does not exceed any constitutional or statutory limitation.

IN WITNESS WHEREOF, the said City of Wathena, in the State of Kansas, by its Mayor and Councilmen, has caused this bond to be signed by its Mayor and its corporate seal to be hereto affixed, attested by its City Clerk, and the coupons hereto attached to be signed with the lithographed signatures of said officers, and this bond to be dated this Fifteenth day of July, 1925.

.....
Mayor

Attest
City Clerk.
Coupon.

No..... \$.....

On the Fifteenth day of July, January, 19.., the City of Wathena, in the State of Kansas,, will pay to bearer the sum ofDollars (\$) at the office of the State Treasurer, in the City of Topeka, Kansas, being six month's interest on its internal improvement Bond dated July 15, 1925, No.....

.....
Mayor

Attest.....
City Clerk.

Certificate of City Clerk

State of Kansas,
County of Doniphan ss
City of Wathena

I, L. Poirier, City Clerk of the City of Wathena, Kansas, hereby certify that the within Internal Improvement Bond of the City of Wathena, Kansas has been duly registered in my office according to law.

Witness my hand and official seal this day of January, 1926.

.....
City Clerk of Wathena, Kans.

Office of the Auditor of the
State of Kansas.

I, W. E. Davis, Auditor of the State of Kansas, do hereby certify that a transcript of the proceedings leading up to the issuance of this bond has been filed in my office, and that this bond was registered in my office according to law this.....

Witness my hand and official seal.

.....
Auditor of State

Sec. 3. This ordinance shall take effect and be in full force from and after its publication once in the official paper of the said City.

Passed by the Council and approved by the Mayor, this 29th day of December 1925.

W. Erskine, Mayor

Attest: L. Poirier.

REPEALED BY ORDINANCE NO. 110