

Ordinance No. 110

An Ordinance Authorizing and Providing for the ~~Insurance~~ *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; and Repealing Ordinance No. 105.

Whereas, by petition of the property owners and by resolutions and ordinance passed by the Council of the City of Wathena, Kansas and contracts duly entered into thereunder, certain streets in said City have been graded, curbed guttered and paved, to-wit: Doniphan Street from Fremont to Benton Street, Jessie Street to Benton Street, Creel Street from St. Joseph Street to Court Street, Court Street from Doniphan Street to Stewart Street and Stewart Street from St. Joseph Street to 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 certain and notice as required by law has been given for the payment of said cost and time for payment therefor 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 inter-sections of streets and alleys, the sum of \$12,405.07, and 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, 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.

Now 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 Doniphan Street from Fremont Street to Benton Street, Jessie Street from Creel Street, Creel Street to Moss Street, Bryan Street from Jessie Street to Benton Street, Creel Street from St. Joseph Street to Court Street, Court Street from Doniphan Street to Stewart Street, and Stewart Street from St. Joseph to Court Street, all in Wathena, Kansas, except payments heretofore made by property owners shall be paid by the issuance and sale of internal improvement bonds of the City of Wathena, Kansas, in the sum of \$32,264.84. Said issue shall consist of 36 bonds numbered from 1 to 36 inclusive, one of said bonds being in the sum of \$764.84, 7 of said bonds being in the sum of \$500.00 each and 28 of said bonds being in the sum of \$1,000.00 each, all of said bonds being dated July 15, 1925, bearing interest at the rate of 4 3/4 percent per annum, payable semi-annually on January 15 and

July 15 in each year the first interest coupon, however, becoming due on July 15, 1926. 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	\$ 764.84	Jan. 15, 1927
2	1000.00	Jan. 15, 1927
3	1000.00	July 15, 1927
4	1000.00	July 15, 1927
5	500.00	Jan. 15, 1928
6	1000.00	Jan. 15, 1928
7	1000.00	July 15, 1928
8	1000.00	July 15, 1928
9	500.00	Jan. 15, 1929
10	1000.00	Jan. 15, 1929
11	1000.00	July 15, 1929
12	1000.00	July 15, 1929
13	500.00	Jan. 15, 1930
14	1000.00	Jan. 15, 1930
15	1000.00	July 15, 1930
16	1000.00	July 15, 1930
17	500.00	Jan. 15, 1931
18	1000.00	Jan. 15, 1931
19	1000.00	July 15, 1931
20	1000.00	Jan. 15, 1932
21	500.00	Jan. 15, 1932
22	1000.00	Jan. 15, 1932
23	1000.00	July 15, 1932
24	1000.00	July 15, 1932
25	500.00	Jan. 15, 1933
26	1000.00	Jan. 15, 1933
27	1000.00	July 15, 1933
28	1000.00	July 15, 1933
29	500.00	Jan. 15, 1934
30	1000.00	Jan. 15, 1934
31	1000.00	July 15, 1934
32	1000.00	July 15, 1934
33	1000.00	Jan. 15, 1935
34	1000.00	Jan. 15, 1935
36	1000.00	July 15, 1935

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 facsimile signatures of said Mayor and City Clerk. Said bonds shall be payable serially as provided at the Fiscal Agency of 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 Commerce Trust Company of Kansas City, Mo., which has purchased said bonds under contract therefor subject to refusal by School Fund

Commission and on the payment of the purchase price according to 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. The full faith, credit and resources of the City of Wathena, Kansas shall be pledged for the prompt payment of said bonds and all interest thereon.

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 the value received hereby acknowledges itself to be indebted and promises to pay to the bearer the sum ofDollars in lawful money of the United States of America on the fifteenth day of January (July) 19... 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 dya of January and July of each year after the date hereof until the said principal sum shall have been paid, the first interest coupon becoming due on July 15, 1926, upon presentation and surrender of the interest coupons hereto attached, bearing the facsimile signatures of the Mayor and the City Clerk of said City, as said coupons severally become due, both principal and interest of the 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 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 36 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 said city by the authority of and in full compliance with the provisions, restrictions 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 laws of said State applicable thereto and this bond and all of the other bonds of said series, and all interest thereon are to be paid by said City of Wathena, Kansas.

And it is hereby declared and certified that all acts, conditions and things required to be done and to exist precedent to and in the issuance of this bond, ahve 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 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 facsimile signature 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 January, July, 19.., the City of Wathena, in the State of Kansas, will pay to the bearer the sum of and no 100th Dollare (\$.) at the office of the State Treasurer, in the City of Topeka, Kansas, at the City of Topeka, being six month interest on its Internal Improvement Bond, dated July 15, 1925, No.....

.....Mayor

Attest.....City Clerk

State of Kansas
County of Doniphan ss.

I, the undersigned, 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.

.....Auditor of State

Sec. 3. Ordinance No. 105 of the City of Wathena, Kansas, is hereby repealed.

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

Passed by the Council and approved by the Mayor this 1st day of June, 1926.

Wm. Erskine, Mayor.

Attest: L. Poirier, City Clerk.