

An Ordinance Regulating and Restricting the Speed of Vehicles on the Streets and Alleys of the City of Wathena, Doniphan County, Kansas, and Repealing Ordinance No. 95 and Ordinance No. 68 in so far as such Ordinance are in conflict herewith.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WATHENA:

Section 1. No person shall drive a vehicle on any street or alley of the City of Wathena at a speed greater than is reasonable and prudent under the conditions then existing.

Section II. Where no special hazard exists, the following speeds shall be lawful, but any speed in excess of said limits shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful:

- (1) All vehicles twenty (20) miles per hour in any business district;
- (2) All vehicles thirty (30) miles per hour in any residence district.

Section III. That fact that the speed of a vehicle is lower than the foregoing prima facie limits shall not relieve the driver from the duty to decrease speed when approaching and crossing an intersection, when approaching and going around a curve, or when special hazard exists with respect to pedestrians or other traffic or be reason of weather or highway conditions, and speed shall be decreased as may be necessary to avoid colliding with any person, vehicle, or other conveyance on or entering the street or alley in compliance with legal requirements and the duty of all persons to use due care.

Section IV. "Business District" shall be defined so as to include the following: St. Joseph Street from the east city limits through the intersection thereof with Creal Street; Doniphan Street from the intersection thereof with St. Joseph Street through the intersection thereof with Fremont Street. All streets and alleys within the City of Wathena not defined herein as Business District shall be defined as "Residence District."

Section V. Any person violating any of the above provisions shall, upon first conviction thereof, be punished by a fine of not more than \$ 25.00 or by imprisonment for not more than 30 days; for a second such conviction with one year thereafter such person shall be punished by a fine of not more than \$ 50.00 or by imprisonment for not more than 60 days or by both such fine and imprisonment; upon a third or subsequent conviction within one year after the first conviction, such person shall be punished by a fine of not more than \$ 100.00 or be imprisonment for not more than 90 days or by both such fine and imprisonment.

Section VI. Ordinance No. 95 and Ordinance No. 68 in so far as such ordinance are in conflict with any of the provisions hereunder are hereby repealed.

Section VII. This Ordinance shall be in full force and effect from and after its publication in the Wathena Times on May 11, 1950.

PASSED AND APPROVED THIS 2nd DAY OF May, 1950.

(seal)

Approved: _____

ATTEST: _____
City Clerk

Mayor

MOTION was made by E. H. Foley and seconded by

J. B. Howard, that the following resolution be adopted:

RESOLUTION

WHEREAS, On the 20th day of June, 1950, the Governing Body of the City of Wathena, Doniphan County, Kansas, passed Ordinance No. 175, providing for the issuance of Fire Department Equipment Bonds, Series "B", of the City of Wathena, Doniphan County, Kansas, in the amount of \$8000.00;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WATHENA, DONIPHAN COUNTY, KANSAS:

That the bonds authorized to be issued by said ordinance, together with the interest coupons and the certificates on said bonds, shall be in substantially the following form:

NUMBER

DOLLARS
\$1000.00

UNITED STATES OF AMERICA

STATE OF KANSAS

COUNTY OF DONIPHAN
CITY OF WATHENA

FIRE DEPARTMENT EQUIPMENT BOND, SERIES "B"

KNOW ALL MEN BY THESE PRESENTS:

That the City of Wathena, Doniphan County, Kansas, for value received, hereby acknowledges itself to be indebted and promises to pay to the bearer the sum of

ONE THOUSAND DOLLARS

in lawful money of the United States of America, on the first day of September, 19____, with interest thereon, from the date hereof, at the rate of one and three-fourths per cent (1-3/4%) per annum, payable March 1, 1951, and semi-annually thereafter on the first days of September and March of each year until said principal sum shall have been paid upon presentation and surrender of the interest coupons hereto annexed, bearing the facsimile signatures of the Mayor and the City Clerk of said City of Wathena, Doniphan County, Kansas, as said coupons severally become due, both principal and interest of this bond being payable at the office of the State Treasurer of the State of Kansas, in the City of Topeka, Kansas. And said City of Wathena, in the County of Doniphan, State of Kansas, is held and firmly bound by these presents, and its faith and credit and all of the real and personal property in said City of Wathena, Doniphan County, Kansas, are hereby pledged for the prompt payment of said principal and interest at maturity.

This bond is one of a series of eight (8) bonds of like date, tenor and amount, excepting maturity, aggregating the principal sum of Eight Thousand Dollars (\$8000.00), issued by said City of Wathena, Doniphan County, Kansas, for the purpose of providing funds to pay the cost of purchasing and/or replacing Fire Department equipment for said City of Wathena, Kansas.

And it is hereby certified and recited that this bond is authorized under the authority of Section 15-1124 of the 1947 Supplement to the General Statutes of Kansas for 1935, and is issued pursuant thereto, and is issued in full conformity with the provisions, restrictions and limitations of the constitution and the laws of the State of Kansas, and particularly of Section 15-1124 of the 1947 Supplement to the General Statutes of Kansas for 1935, and Article 1 of Chapter 10, of the General Statutes of Kansas for 1935, and amendments thereto, and all other laws of said state applicable to said issue, and this bond, and all 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 have been properly done and performed, and to 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 of Wathena, including this series of bonds, does not exceed any constitutional or statutory limitation.

IN WITNESS WHEREOF, The City of Wathena, in the County of Doniphan, State of Kansas, by its Governing Body, has caused this bond to be signed by the Mayor and sttested by the City Clerk of said City, and the seal of said City to be hereto affixed, and the coupons hereto attached to be signed with the facsimile signatures of said officers, and this bond to be dated this first day of June, 1950.

A. G. Kincaid

Mayor of the City of Wathena, Doniphan County, Kansas

Attest:

Raymond Kirschbaum

City Clerk

(Seal)

C O U P O N

No. _____

On the _____ day of _____, 19____, the City of Wathena, Doniphan County, Kansas, will pay to bearer _____ Dollars and _____ Cents (\$____), lawful money of the United States of America, at the office of the State Treasurer, Topeka, Kansas, being _____ months' interest on its Fire Department Equipment Bond, Series "B", dated June 1, 1950. No. _____

) March
) September
) City of Wathena, Doniphan
) County, Kansas
) \$ _____

(Facsimile)

Attest: _____ Mayor
(Facsimile)

City Clerk

CITY CLERK'S CERTIFICATE

STATE OF KANSAS, COUNTY OF DONIPHAN, CITY OF WATHENA, ss:

I, the undersigned, City Clerk of the City of Wathena, Doniphan County, Kansas, hereby certify that the within Fire Department Equipment Bond, Series "B", and the coupons attached, of the City of Wathena, Kansas have been duly registered in my office according to law, and that the signatures thereto are genuine.

WITNESS My hand and official seal this _____ day of _____, 1950.

City Clerk of the City of Wathena,
Doniphan County, Kansas

(Seal)

STATE AUDITOR'S CERTIFICATE

STATE OF KANSAS, COUNTY OF SHAWNEE, ss:

I, GEORGE ROBB, Auditor of the State of Kansas, do hereby certify that a full and complete transcript of the proceedings leading up to the issuance of the within bond has been filed in my office, and that the within bond and the coupons hereto attached were registered in my office according to law on

WITNESS My hand and official seal.

Auditor of the State of Kansas

By

Assistant Auditor of the State of Kansas

(Seal)

which form of bond and interest coupons be and the same are hereby approved, and the Mayor and Clerk of the City of Wathena, Doniphan County, Kansas, are hereby authorized and directed to sign and execute said bonds and the interest coupons attached thereto, in such form.

PASSED and adopted this 20th day of June , 1950.

Attest:

Mayor of the City of Wathena, Doniphan
County, Kansas

City Clerk

(Seal)