

May 9, 1950

The Council of the City of Nitro met in recessed session in the Council Chamber in the City Hall of Nitro, West Virginia, on May 9, 1950, at 7:30 o'clock, P.M., pursuant to a motion to recess which was duly made, seconded and unanimously passed in the special meeting of the Council held on April 25, 1950, at 7:30 o'clock, P.M.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and C.C.Richiusa, George O. Nelson, W.H.Jones, and M.L.Bush, members of the city council. There being one vacancy

Thereupon the Mayor announced that this was a recessed meeting of the duly advertised public meeting held on April 25, 1950, and for the purposes set forth in the legal notice for the hearing of objections and protests from property owners and other interested persons relative to the paving and permanent improvement of the streets and portions of streets set out in said notice, and for which improvements the plans, specifications, profiles and estimates were on file and were available for inspection by any interested person, and that the Engineer for the City was also present to answer questions and make explanations in regard thereto.

Thereupon the Clerk advised Council that the notice to abutting property owners of the proposed permanent improvements had been duly published for three successive weeks in Kanawha Valley Leader as directed by Council in a motion duly passed at its regular meeting held on March 21, 1950; that said affidavit and certificate of publication of said notice had not been received until after the meeting held on April 25, 1950; and that therefore he was tendering the same to this recessed session of said public meeting.

Thereupon Councilman Richiusa, seconded by Councilman Nelson, moved that the Publisher's affidavit and Certificate of publication of said notice, by Cecil Walker, publisher of said paper, be made a part of the minutes of this meeting by being attached hereto, this being a recessed session of the meeting described in said notice. Upon a vote being taken the Councilmen voted unanimously in favor of said motion and the Mayor directed the same passed and so ordered.

Said Affidavit and Certificate of Publication of said notice is as follows:

Printer's Fee \$.....

AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, C. R. Walker....., Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

publication

was duly published in said paper once a week for...3.... successive weeks, commencing with the issue of the...31... day of March, 1950 and ending with the issue of the 14 day of April, 1950 and was posted at the Court House of Kanawha County on , 19

C. R. Walker
Manager,
Kanawha Valley Leader.

Subscribed and sworn to before me this 9 day of May, 1950

W. H. Wilson

Notary Public for Kanawha County, West Virginia.

(My commission expires 12/24/58.....).

The proposals to make such improvements and the plans, specifications, profiles and estimates will be considered by the Common Council of the City of Nitro at a public meeting to be held on the 25th day of April, 1950, at 7:30 o'clock, P. M. at the City Building in said City of Nitro. Any abutting owners or interested parties will be given an opportunity to protest or be heard at said meeting or any adjournment thereof.

GRACE LEWIS,
City Recorder

Legal Notice

NOTICE TO ALL PERSONS OR CORPORATIONS OWNING PROPERTY ABUTTING ON 6th STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); ON 7th STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); ON 8th STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); ON 9th STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); ON 10th STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); ON 11th STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); ON 12th STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); ON 14th STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); ON 21st STREET FROM AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE TO THE NORTHWESTERN APPROACH TO THE BRIDGE ACROSS BLAKES CREEK; ON 1st STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE; ON 3rd STREET FROM ITS INTERSECTION WITH 1st STREET TO AND INCLUDING ITS INTERSECTION WITH 21st STREET; ON 5th STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; AND ON 41st STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE.

Proposals have been made to the Common Council of the City of Nitro to permanently improve the portions of the streets described above in the City of Nitro by grading, draining, paving, re-paving, curbing, and guttering, and otherwise improving said streets as the Common Council of the City of Nitro may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets.

May 9, cont'd

Thereupon the Mayor announced that this was a special meeting, same being a recessed session of the meeting held on April 25, 1950, for the purpose of hearing objections and protests from property owners and other interested persons as set out in the notice to property owners abutting the streets and portions of streets described therein, and that therefore the Council would now proceed to give an opportunity to any abutting property owners or interested parties to object to, protest or otherwise be heard as to said proposed permanent improvements, and that the Engineer was there to show and explain plans, specifications, profiles and cost estimates which had heretofore been filed; and a discussion between the Mayor, Recorder and the Engineer and the property owners was had but no objections or protests were registered against same.

Thereupon G.C. Christian of Municipal Corporation, presented to the Council the plans, specifications, profiles and estimates in regard to the proposed public improvement to said streets as set forth and described in the notices heretofore made a part of the minutes of Council; and Councilman/moved that the plans,

Richiusa

specifications, profiles and estimates which had been heretofore prepared by direction of Council by G.C. Christian of Municipal Engineering Corporation and having been on file with the Recorder prior to said date and which now had been presented to Council by the Engineer and considered by the Council be received, accepted and approved as the plans, specifications, profiles and estimates for the proposed permanent improvement of said streets. Said motion was seconded by Councilman Bush; and upon a roll call vote being taken the Councilman voted unanimously in favor of said motion and the Mayor announced that said motion having received an affirmative vote of more than three fourths of the members of Council, said motion is declared passed and adopted, and so ordered.

Councilman Richiusa proceeded to read and introduce the following Ordinance and Resolution and moved its adoption.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF NITRO PROVIDING FOR THE PERMANENT IMPROVEMENT OF 6th STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 7th STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 8th STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 9th STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 10th STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 11th STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 12th STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 14th STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 21st STREET FROM AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE TO THE NORTHWESTERN

APPROACH TO THE BRIDGE ACROSS BLAKES CREEK; 21st STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE; BANK STREET FROM ITS INTERSECTION WITH 20th STREET TO AND INCLUDING ITS INTERSECTION WITH 21st STREET; 32nd STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; AND 41st STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE, ALL IN THE CITY OF NITRO; APPROVING PLANS AND SPECIFICATIONS; PROVIDING FOR COMPETITIVE BIDS, CONTRACT AND SUPERVISION; PROVIDING FOR PAYMENT BY ASSESSING THE TOTAL COST ON ABUTTING PROPERTY, AND ISSUANCE OF ASSESSMENT CERTIFICATES.

WHEREAS, petitions in writing of persons owning the greater amount of frontage of property abutting upon both sides of each portion of the streets and public ways above described for the permanent improvement thereof as hereinafter provided have been filed with the Council, and said petitions have been examined, authenticated and accepted by the Council; and ,

WHEREAS, the Council in regular session on the 21st day of March, 1950, proposed to permanently improve the streets above named pursuant to the authority and procedure set forth in Chapter 89 of Acts of the Legislature, Regular Session, 1949; and,

WHEREAS, the Council duly authorized that a Notice thereof be given the interested and abutting property owners, as required by said Act; and,

WHEREAS, Notice has been given to the owners of property abutting the streets and public ways above described by publication once a week for three successive weeks in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, that the public improvements hereinafter provided for had been proposed and would be considered by the Council at a public meeting on the 25th day of April, 1950, or in adjournment or recess thereof, and opportunity given any abutting owner or interested party to protest or be heard regarding the same; and,

WHEREAS, A certificate of publication of the notice above mentioned, made by the newspaper publisher, and a copy of the notice has been made a part of the minutes of the City Council of said protest meeting and spread on the records of said meeting; and,

WHEREAS, service of said Notice upon all persons, firms or corporations owning any interest in any property abutting upon said streets and avenues, described in said Notice, to be improved shall conclusively be deemed to have been given by the completion of said publication of said Notice in said newspaper for three successive weeks, as aforesaid; and,

WHEREAS, prior to said meeting Council had caused to be prepared plans, specifications and estimates of the proposed improvements under the supervision of the Engineer for the City of Nitro, showing the proposed grade and sufficient data for any owner of abutting property to calculate approximately what proportionate part of the estimated cost thereof might be assessed against his property, and the said plans, specifications and estimates have been on file with the City Recorder and open to inspection of interested persons; and,

WHEREAS, At the meeting described in said notice and at a recessed and adjourned meeting thereof held on the 9th day of May, 1950, opportunity to protest and be heard was given to all abutting owners or interested persons appearing, at which meetings the proposed improvements were discussed but no protests were made; and,

WHEREAS, the Council deems it necessary and expedient to permanently improve the portions of the streets described above in the City of Nitro, by grading, draining, paving, re-paving,

curbing and guttering, and otherwise improving said streets;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED BY THE
COUNCIL OF THE CITY OF NITRO,

Section 1. The Council finds that the petitions in writing heretofore filed for the permanent improvement, as hereinafter provided for the portions of the streets and public ways described, are valid petitions of the true owners of the greater amount of frontage of property abutting upon both sides of each respective portion of the street or public way to be improved and all signatures shown on such petitions are the true signatures of such owners.

Section 2. It is hereby declared necessary, expedient and convenient to grade, drain, pave, re-pave, curb and gutter, and otherwise improve in accordance with the plans, specifications and profiles hereinbefore filed, the following described portions of streets and public ways in the City of Nitro, as provided by said plans, specifications and profiles:

6th STREET, from its intersection with First Avenue to its intersection with Third Avenue (old county road),

7th STREET, from its intersection with First Avenue to its intersection with Third Avenue (old county road),

8th STREET, from its intersection with Second Avenue to its intersection with Third Avenue (old county road),

9th STREET, from its intersection with second avenue to its intersection with third avenue (old county road),

10th STREET, from its intersection with First Avenue to its intersection with Third Avenue (old county road),

11th STREET, from its intersection with Second Avenue to its intersection with Third Avenue (old county road),

12th STREET, from its intersection with Second Avenue to its intersection with Third Avenue (old county road),

14th STREET, from its intersection with First Avenue to its intersection with Third Avenue (old county road),

21st STREET, from and including its intersection with Third Avenue to the northwestern approach to the bridge across Blakes Creek,

21st STREET, from its intersection with First Avenue to and including its intersection with Third Avenue,

BANK STREET from its intersection with 20th Street to and including its intersection with 21st Street,

32nd STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue,

41st STREET, from its intersection with First Avenue to and including its intersection with Second Avenue,

which said plans, specifications and profiles and estimates are on file with the City Recorder and are referred to in the recitals to this resolution; and the said plans, specifications, profiles and estimates are hereby approved and adopted for the permanent improvement of said portions of said streets and public ways, and said improvements are hereby authorized, and shall be made under the supervision and direction of G.C.Christian of the Municipal Engineering Corporation, who is hereby designated and approved as Engineer for the City of Nitro for said work.

Section 3. The grades of the said pavement shall be the same as that shown on said plans.

Section 4. After independent investigation by the Council, each respective lot or parcel of real estate abutting on any part of any portion of said streets and public ways above described is hereby found and declared to be specially benefited by the proposed improve-

ments abutting such lot or parcel to an extent substantially greater than the costs to be assessed against such abutting lot or parcel.

Section 5. The total cost of the improvements, including the cost of improvements at and within intersections, and including all items of cost mentioned in Section 5, Article 8, Chapter 8 of the Code of West Virginia as amended by the Acts of Legislature of 1949, and including expense of surveys, engineering and attorney's fees, legal fees and publishing fees, shall be apportioned to and be assessed against and borne by the lots and parcels of land and other properties abutting upon the respective portions of streets or other public ways hereby authorized to be improved and upon which said improvements shall have been made. Each lot or parcel so abutting shall be assessed with that portion of the total cost of the improvements on the entire portion of any street or public way herein authorized to be improved which is represented by the proportion which the abutting frontage in feet of said lot or parcel of land bears to the total abutting frontage in feet of all the lots or parcels of land abutting on any respective portion of a street or public way herein authorized to be improved, as provided by said Code, Chapter 8, Article 8 as amended in 1949.

Section 6. The cost so apportioned shall be assessed against the respective abutting lots and parcels of land and shall be paid in ten (10) equal annual installments, the first due thirty days after levying of the assessment for the improvements, and the other nine (9) installments due one each year for nine (9) years thereafter, all with interest at the rate of six percent per annum from the date of the assessments, provided that on failure of the owner of the property assessed to pay any installment as and when due, and such default continue for sixty days, then at the option

of the holder of the certificate evidencing any such assessment the entire balance therefore may be declared immediately due and payable, and the holder of the certificates may forthwith proceed to enforce the collection thereof.

Section 7. Certificates shall be issued evidencing said assessments and each installment of principal and interest payable. Said certificates shall be payable to the bearer and be signed by the Mayor and Recorder and shall refer to the ordinance or resolution laying the assessments, and shall each show the amount and date of the assessment and describe the property against which the assessment is laid, describe the same as to ownership, amount, frontage and briefly as to location. The property abutting the portion of the street, alley, ~~assessment~~ or public way improved shall be subject to a lien, from the date of the ordinance or resolution laying the assessment for the payment of the costs of the improvements assessed against said property, and said assessments shall be and constitute liens in the hands of the holders of said certificates upon the respective lots and lands assessed and shall have priority over all other liens except those for land taxes due the state, county and municipality, and except the liens for pre-existing special assessments; and the said assessments and interest thereon, certificates and enforcement of payment thereof, and in all other respects shall be laid, issued, enforceable and otherwise in all respects subject to the provisions of said Chapter 8, Article 8, of the Code of West Virginia, as amended by Acts of 1949. Each installment of said assessment on each certificate shall be evidenced by a coupon attached to the principal certificate, which coupon shall evidence such install-

ment, shall refer to the date of the resolution levying said assessment and the time when said installment is due, and shall be signed in the name of the City of Nitro by the facsimile signature of the Mayor, attested by the facsimile signature of the Recorder.

Section 8. The Recorder shall forthwith advertise for bids for said improvements to be made in accordance with said plans and specifications therefor. Such advertisement shall be made by publication at least once a week for two successive weeks in Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, and the only paper published therein, and the first such publication shall precede by at least ten days the date for the opening of bids. The contract shall be let to the lowest responsible bidder, but the advertisement for bids shall reserve the City the right to reject any and all bids therefor. All bids shall be made on bid proposal forms by the City Engineer and approved by Council and filed in the office of the City Recorder by 5 o'clock P.M. on May 22, 1950; that a meeting of the Council shall be held on the 25th day of May, 1950, for the purpose of opening, tabulating and analyzing bids; that at said meeting to be held on May 25, 1950, or any recess or adjournment thereof, the Council accept such bid or bids as it may deem best, and let a contract or contracts for said improvement work to the lowest responsible bidder or bidders, otherwise reject all bids. The work done under such contract, when let, shall be paid for by delivering to the contractor assessment certificates as above provided in lieu of cash.

Section 9. Upon the completion of the improvements, the City Engineer is hereby directed to prepare and submit to the Common Council his report showing the cost of such permanent improve-

ments, the number and descriptions of the lots and parcels of land abutting same, the names of the owners of such lots and parcels, and such other matters, as may be necessary in order to levy an assessment against said abutting property in accordance with the provisions of Chapter 8, Article 8, of the Code of West Virginia, as amended by Acts of the Legislature, regular session, 1949.

Section 10. Dennis R. Knapp who is hereby named and designated as attorney for the City for purposes of said improvements is hereby directed to prepare and submit to the Common Council thereof such notices, ordinances and information as may be required by the Common Council for the laying of the assessments and issuance of the certificates as aforesaid.

Said motion was duly seconded by Councilman Nelson. Upon a roll call vote the Councilmen voted as follows: C.C. Richiusa, Aye; G.O. Nelson, Aye; W.H. Jones, Aye; and M.L. Bush, members of the council. The Mayor and Recorder also voted aye.

The Mayor announced that the Council having voted, unanimously in favor of said motion and more than 3/4 of the members of Council having voted in the affirmative, said ordinance and Resolution was duly passed and so ordered.

Councilman Richiusa moved that the advertisement for bids from contractors for the construction of the proposed improvements shall provide, among other things, that bids shall be received only on bid proposal forms prepared by the Engineer for the City and approved by the attorney which said bid proposal forms are hereby approved and accepted; and the Contractor be required to deposit with his bid a certified check or bidders bond in the amount of \$5000.00, and shall deposit the sum of \$10.00 for a set of the plans and specifications which sum is to be refunded the contractor upon return of the plans and specifications in good condition.

Said motion was duly seconded by Councilman Jones. Upon a roll call vote the Councilmen voted as follows: C.C. Richiusa, Aye; G.O. Nelson, Aye; W.H. Jones, Aye; and M.L. Bush, Aye that being all members of the Council.

The Mayor announced that the Council having voted, unanimously in favor of said motion and more than 3/4 of the members of the Council having voted in the affirmative, said ordinance and resolution was duly passed and so ordered.

There being no further business the meeting adjourned.

Grace Lewis
Grace Lewis, Recorder

W. W. Alexander
W.W.Alexander, Mayor

May 16, 1950

The Council met in regular session Tuesday, May 16, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and M.L.Bush, G.O.Nelson, W.H.Jones, and C.C.Richiusa, members of the Council, there being one vacancey on said Council.

Mayor Alexander called the meeting to order.

Councilman Nelson introduced the following resolution and moved its adoption:

Whereas the advertisement for bids for the grading, draining, curbing and guttering and otherwise permanently improving 6th STREET, from its intersection with First Avenue to its intersection with Third Avenue, 7TH STREET, from its intersection with First Avenue to its intersection with Third Avenue, 8TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 9TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 10TH STREET, from its intersection with First Avenue to its intersection with Third Avenue, 11TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 12TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 14TH STREET, from its intersection with First Avenue, to its intersection with Third Avenue, 21ST STREET, from and including its intersection with Third Avenue to the northwestern approach to the bridge across Blakes Creek, 21ST STREET, from its intersection with First Avenue to and including its intersection with Third Avenue, BANK STREET from its intersection with 20th Street to and including its intersection with 21st Street, 32ND STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue, 41ST STREET, from its intersection with First Avenue to and including its intersection with Second Avenue, provides that bids received will be opened, read and considered by the Council at a session of Council to be held on the 25th day of May, 1950, at 7:30 P.M.

NOW THEREFORE BE IT Resolved that a public meeting of the Council of the City of Nitro be held in the Council Chambers in the City Hall of said City on the 25th day of May, 1950, at 7:30 o'clock, P.M., E.S.T., for the purpose of opening, reading tabulating and considering said bids, and for action of the Council in accepting, rejecting or otherwise considering said bids at said meeting or any adjournment thereof.

Said motion was seconded by Councilman Jones. Upon a roll call vote being taken the Councilmen voted as follows: C.C. Richiusa, aye; G.O.Nelson, aye; W.H.Jones, aye; and M.L.Bush aye.

The Mayor announced that the Council heaving voted unanimously in favor of said motion and more that three-fourths (3/4) of the members of Council having voted in the affirmative said motion was duly passed and so ordered.

The Recorder read minutes of special session of council held May 8th and May 9th.

Councilman Bush entered motion to approve minutes, motion seconded by Councilman Richiusa. Motion carried.

Copies of the financial statement for the month of April were presented for the council acceptance.

Councilman Richiusa moved Council accept the financial statement, motion seconded by Councilman Jones. Motion carried.

Councilman Bush moved that the Appalachian Electric Power Company be requested to install an additional street light on Second Avenue, between 22nd Street and 23rd Street, at the lower corner of the Catholic Church. Councilman Nelson seconded the motion. Motion carried.

There being no further Business the meeting adjourned.


W.W. Alexander, Mayor


Grace Lewis, Recorder

May 25, 1950

At a special meeting of the Council of the City of Nitro held on the 25th day of May, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and M.L.Bush, G.O.Nelson, W.H.Jones and C.C.Richiusa, members of the Council, there being one vancancey on said Council.

The meeting was held pursuant to Ordinance adopted by Council on the 9th day of May, 1950, and by Resolution adopted by Council on May 16, 1950, and also pursuant to advertisement for bids for the permanent improvement of certain streets named in said advertisement which was duly published in the Kanawha Valley Leader.

The meeting was called to order by Mayor W.W.Alexander.

Thereupon the City Recorder reported that she had complied with the direction of Council by ordinance heretofore adopted and had duly advertised for bids on the permanent improvement of 6TH STREET, from its intersection with First Avenue to its intersection with Third Avenue, 7TH STREET, from its intersection with First Avenue to its intersection with Third Avenue, 8TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 9TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 10TH STREET, FROM its intersection with First Avenue to its intersection with Third Avenue, 11TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 12TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 14TH STREET, From its intersection with First Avenue to its intersection with Third Avenue, 21ST STREET, from and including its intersection with Third Avenue to the northwestern approach to the bridge across Blakes Creek, 21ST STREET, from its intersection with First Avenue to and including its intersection with Third Avenue, BANK STREET from its intersection with 20th Street to and including its intersection with 21st Street, 32ND STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue, 41ST STREET, from its intersection with First Avenue to and including its intersection with Second Avenue, in the Kanawha Valley Leader for two successive weeks as required by said Ordinance, and that she had requested publisher's affidavit of said publication.

The Mayor announced that this was the meeting at which bids on the cost of furnishing labor and materials for the permanent improvement of the streets heretofore named were to be opened and publicly read and considered by Council.

The Recorder reported that two contractors had submitted sealed bids for the proposed work they being Anderson's Inc., and Standard Asphalt and Tar Company, both of Charleston, West Virginia, The Mayor announced that the bids would now be publicly opened and read; and thereupon said bids were opened by the Mayor and publicly read and a tentative tabulation made by the City Engineer and Council.

Thereupon Councilman Nelson moved that the City Engineer proceed with a complete tabulation and analysis of the bids and submit same to Council at a recessed meeting hereof to be held on the 8th Day of June, 1950, at 7:30 P.M., at the same place, at which time the bids will be considered by Council.

Said motion was seconded by Councilman Jones, and upon a roll call vote being taken the Councilmen voted as follows: G.O.Nelson, aye; W.H.Jones, aye; M.L.Bush, aye; and C.C.Richiusa, aye.

The Mayor announced that the Council having voted unanimously in favor of said motion and more that three-fourths (3/4) of the members of Council having voted in the affirmative said motion was duly passed and so ordered.

The meeting was recessed until June 8, 1950.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

June 8, 1950

At a Special Recessed Meeting of the Council of the City of Nitro held on the 8th day of June, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and M.L.Bush, G.O.Nelson, W.H.Jones, and C.C.Richiusa members of the Council, there being one vacancy on said Council.

Mayor Alexander called the meeting to order and announced That this was a recessed meeting of the meeting of May 25, 1950.

Thereupon the City Engineer reported his results of the tabulations of the bids received on the proposed permanent improvement of 6TH STREET, from its intersection with First Avenue to its intersection with Third Avenue, 7TH STREET, from its intersection with First Avenue to its intersection with Third Avenue, 8TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 9TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 10TH STREET, from its intersection with First Avenue to its intersection with Third Avenue, 11TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 12TH STREET, from its intersection with Second Avenue to its intersection with Third Avenue, 14TH STREET, from its intersection with First Avenue to its intersection with Third Avenue, 21ST STREET, from and including its intersection with Third Avenue to the northwestern approach to the bridge across Blakes Creek, 21ST STREET, from its intersection with First Avenue to and including its intersection with Third Avenue, BANK STREET, from its intersection with 20th Street to and including its intersection with 21st Street, 32ND STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue, 41ST STREET, from its intersection with First Avenue to and including its intersection with Second Avenue; as follows: Anderson's Inc., \$134,509.98 and Standard Asphalt and Tar Company \$161,126.35.

A discussion was had by members of Council and property owners present relative to the alternate proposal set out in the invitations to bid for construction of a curb only (without standard gutter). In view of the slight difference in cost as shown by the bids, and the superiority of the standard curb and gutter it was agreed that the bids be considered only on the basis of the original plans and specifications for use of the standard curb and gutter.

Thereupon Councilman Nelson informed Council that numerous property owners on 21st Street from its intersection with First Avenue to its intersection with Third Avenue had contacted him relative to widening that portion of said street from fifty feet as shown on the plans to sixty feet. A discussion was had as to the possibility of securing rights of way from all property owners for the additional widths; and upon motion of Councilman Nelson, seconded by Councilman Jones, and unanimously adopted the matter was referred to the City Engineer for investigation and study and action was deferred until a later date.

Councilman Nelson also informed Council that numerous persons were protesting the plan to cut trees in the street right of way on 21st Street between Second Avenue and Third Avenue, and upon motion of G.O. Nelson seconded by Councilman Jones and unanimously adopted this matter was referred to the City Engineer for investigation and action deferred on same until after further investigation.

Thereupon the City Engineer advised Council that the lowest and best bid for each of the streets proposed to be improved was submitted by Anderson's Inc., and that it was a reputable contracting firm, and further that the alternate items set out in the bid be disregarded.

Thereupon Council proceeded to study the tabulated bids and report of the Engineer and to consider the question of the necessity of losing trees on 21st Street by reason of the proposed work.

Thereupon Councilman Richiusa moved that the City accept the bid and proposal of Anderson's Inc., for the permanent improvement of the streets heretofore named and in said proposal and bid set out, and submitted in accordance with the plans, specifications and profiles for same heretofore adopted and approved by Council, and to disregard and exclude the alternate items set out in said proposal and bid; and further that the Engineer investigate the possibility of increasing the width of 21st Street from its intersection with First Avenue to its intersection with Third Avenue and also the possibility of saving a number of trees along said street and that Anderson's Inc., the successful bidder be consulted with respect to doing the extra work on a unit cost basis, and that the Mayor be authorized and directed to execute a proper contract with said company for the undertaking of said work, pursuant to Ordinance authorizing said permanent improvement heretofore passed. Said motion was seconded by Councilman Jones, and upon a roll call vote being taken the Councilmen voted as follows: C.C. Richiusa, aye; G.O. Nelson, aye; W.H. Jones, aye; and M.L. Bush, aye.

The Mayor announced that the Council having voted unanimously in favor of said motion and more that 3/4 of the members of the Council having voted in the affirmative said motion was duly passed and so ordered.

Councilman Nelson, seconded by Councilman Jones, moved that the publisher's affidavit and certificate of publication of the notice of contractors asking for bids on the permanent improvement of the streets heretofore named, by Cecil R. Walker, publisher of the Kanawha Valley Leader, showing that said notice had been duly published in said paper for two successive weeks as required by the Ordinance be made a part of the minutes of this meeting by being attached hereto, this being a recessed session of the meeting described in said notice. Upon a vote being taken the Councilmen voted unanimously for said motion and the Mayor announced the same passed and so ordered.

Printed [redacted]

AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, Cecil R. Walker....., Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Publication

was duly published in said paper once a week for 2..... successive weeks, commencing with the issue of the 12th day of May, 19 50 and ending with the issue of the 19th day of May, 19 50 and was posted at the Court House of Kanawha County on , 19

C. R. Walker
Manager,
Kanawha Valley Leader.

Subscribed and sworn to before me this 5th day of June, 19 50

M. P. Wilson

Notary Public for Kanawha County, West Virginia.

(My commission expires 12/24/58)

All bids shall be made on, and in accordance with, forms furnished by the City Recorder, shall be sealed and shall be in the hands of Grace Lewis, City Recorder, on or before 5:00 P.M., EST, May 22, 1950. Bids will be opened and publicly read at a session of the Council to be held in the Council Chambers in the City Hall at 7:30 P.M., EST, on May 25, 1950. The City of Nitro reserves the right to reject any or all bids or to waive any irregularities therein.

Plans, specifications and proposal forms may be obtained at the office of Grace Lewis, City Recorder, at the City Hall, Nitro, West Virginia.

Grace Lewis,
City Recorder

5122tc.

NOTICE TO CONTRACTORS

The City of Nitro, West Virginia, will receive, sealed bids for grading, draining, paving, re-paving, curbing and guttering, and otherwise improving, of 6th STREET from its intersection with First Avenue to its intersection with Third Avenue; 7th STREET from its intersection with First Avenue to its intersection with Third Avenue; 8th STREET from its intersection with Second Avenue to its intersection with Third Avenue; 9th STREET from its intersection with Second Avenue to its intersection with Third Avenue; 10th STREET from its intersection with First Avenue to its intersection with Third Avenue; 11th STREET from its intersection with Second Avenue to its intersection with Third Avenue; 12th STREET from its intersection with Second Avenue to its intersection with Third Avenue; 14th STREET from its intersection with First Avenue to its intersection with Third Avenue; 21st STREET from and including its intersection with Third Avenue to the North-western approach to the bridge across Blakes Creek; 21st STREET from its intersection with First Avenue to and including its intersection with Third Avenue; BANK STREET from its intersection with 20th Street to and including its intersection with 21st Street; 32nd STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; and 41st STREET from its intersection with First Avenue to and including its intersection with Second Avenue; same to be done in accordance with plans, specifications and profiles prepared by Engineers for said City.

Payment for the whole cost of the work will be paid for with certificates on the assessment basis. The contractor shall deposit with bid a certified check or bidder's bond in the amount of \$5,000.00 and furnish letter committing performance bond.

Thereupon Councilman Richiusa moved that this meeting be recessed and adjourned until the 19th day of June, 1950, at the same place at the hour of 7:30 o'clock P.M., at which time consideration be given to the proposal to increase the width of 21st Street between First Avenue and Third Avenue from fifty feet as shown on the plans to sixty feet, and to the possibility of saving the trees in the right of way on 21st Street between Second Avenue and Third Avenue.

Said motion was seconded by Councilman Jones and on a roll call vote being taken the Councilmen voted as follows: C.C. Richiusa, aye; G.O. Nelson, aye; W.H. Jones, aye; and M.L. Bush, aye.

The Mayor announced that the Council having voted unanimously in favor of said motion and more than 3/4 of the members of Council having voted in the affirmative said motion was duly passed and so ordered.

The meeting was recessed until June 19, 1950.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

June 12, 1950

The City Council met June 12, 1950 in a special session for the purpose of canvassing the City Election held June 6, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, M.L.Bush, W.H.Jones, G.O.Nelson and C.C.Richiusa members of the Council.

Mayor Alexander called the meeting to order.

The Recorder presented to the Council the certificates of Results for each Precinct in the City as follows:

Precinct No. 260, Union District, Kanawha County.

Mayor:

W.W.Alexander	114
L.R.Stone	52
L.L.Betz	0

RECORDER:

Grace Lewis	123
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COUNCIL:

James F. Roe	60
W.H.Jones	82
Charles Cavet White	46
J.L.McGill	73
Jerome Collins	68
Borden E. Gewin	78
Marion L. Bush	109
G.O.Nelson	132
E.E.Hedrick	84

Precinct No. 261, Union District, Kanawha County

MAYOR:

W.W.Alexander	193
L.R.Stone	58
L.L.Betz	2

RECORDER:

Grace Lewis	214
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COUNCIL:

G.O. Nelson	177
W.H. Jones	134
Charles Cavet White	58
Jerome Collins	116
Borden E. Gewin	132
James J. Row	76
E.E. Hedrick	91
Marion L. Bush	168

The challenged ballots of John Henry Tanner and Okey Warren Ransom from Precinct Number 261 were presented for the Council's consideration.

Councilman Nelson moved and Councilman Bush seconded that the afore named challenged ballots be counted. Motion carried.

Precinct No. 283, Union District, Kanawha County.

Mayor:

W.W. Alexander	230
L.L. Betz	1
L.R. Stone	21

RECORDER:

Grace Lewis,	236
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COUNCIL:

W.H. Jones	139
G.O. Nelson	189
Marion L. Bush	203
Borden E. Gewin	163
Jerome Collins	116
James F. Roe	127
J.L. McGill	68
E.E. Hedrick	66
Charles Cavet White	50

The challenged ballots, from Precinct Number 283, of O.B. Ferris and Madeline Sturgeon were presented for the Council's consideration.

Councilman Bush moved, motion seconded by Councilman Jones, that the challenged ballots of the above named be counted. Motion carried.

Precinct No. 22, Poca District, Putnam County.

MAYOR:

W.W. Alexander	246
L.L. Betz	8
L.R. Stone	71

RECORDER

Grace Lewis	272
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COUNCIL:

W.H. Jones	143
G.O. Nelson	205
Marion L. Bush	236
Borden E. Gewin	203
Jerome Collins	124
James F. Roe	142
J.L. McGill	113
E.E. Hedrick	184
Charles Cavet White	73

The Certificates of results and four challenged ballots showing a total of 1,013 ballots cast in the City election June 6, 1950.

MAYOR

W.W. Alexander	787
L.R. Stone	202
L.L. Betz	11

RECORDER

Grace Lewis	849
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COUNCIL

Marion L. Bush	719
G.O. Nelson	706
Borden E. Gewin	578
W.H. Jones	501
Jerome Collins	436
E.E. Hedrick	425
James F. Roe	406
J.L. McGill	372
Charles Cavet White	228

Councilman Bush moved that the foregoing results of the City election held June 6, 1950 be certified by the Council. Motion seconded by Councilman Nelson. Motion carried.

Councilman Bush moved that the following election officials, 8th Street Grocery, United Mine Workers Union, Local No. 50 and M.A. Lawless be paid the regular fee for services in the election. Motion was seconded by Councilman Nelson. Motion carried.

PRECINCT No. 260

Gertrude Deem	Commissioner of Election
Ruby Wallace	" " "
Marjorie Z. Smith	" " "
Birtise A. Leadman	" " "
Winnie Miller	" " "
Una Willard	" " "
Earnesteen Evans	Clerk

Ruth Rice
Mabel Bailes
Philip Arthur

Clerk
"
"

PRECINCT NO. 261

Margaret Gallagher
Melma O. Kinder
L.F. Hartranft
Elizabeth Robins
Edward H. Gosney
Treva Sayre
Irene Coe
Mary King
W.L. Wintz
Edith Lanham

Commissioner of Election
" " "
" " "
" " "
" " "
" " "
Clerk
"
"
"

PRECINCT No. 283

W.P. Wilson
Lydia Briggs
Essie Sims
Earnestine Jordan
Sam F. Montague
Cora R. Jarvis
Eunice Higginbotham
Virginia Hunter
Floretta Lewis
Wm. A. B. Vivian

Commissioner of Election
" " "
" " "
" " "
" " "
" " "
Clerk
"
"
"

PRECINCT No. 22

Golda N. Roark
S.D. Lyons
Cecilia M. Tormey
Thelma McDaniel
Ray Butler
Hattie Beckman
L.W. Cain
Mary Catherine Reno
Virginia Shaffer
Grace Dorman

Commissioner of Election
" " "
" " "
" " "
" " "
" " "
Clerk
"
"
"

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

June 19, 1950

At a special recessed meeting of the Council of the City of Nitro held on the 19th day of June, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and M.L.Bush, G.O.Nelson, W.H.Jones and C.C.Richiusa, members of the Council, there being one vacancy on said Council.

Mayor Alexander called the meeting to order and announced that this was a recessed meeting of the Special meeting held on the 25th day of May, 1950, and of the Recessed and adjourned meeting thereof held on the 8th day of June, 1950.


Thereupon the City Engineer and the Mayor reported that some of the owners abutting on 21st Street between First Avenue and Third Avenue had refused to provide the additional right of way required to increase the width of said portion of said street from fifty feet as shown on the plans for the proposed permanent improvement of said portion of said street, and that the City Attorney had advised that the only recourse was to condemn said right of way and would entail litigation and delay; and the City Engineer and Mayor advised Council also that the trees along 21st Street between Second and Third Avenues which some persons had protested being removed were upon the right of way of said street and that there was no feasible way to save them and that many of the protests had been withdrawn.

Upon consideration of which Councilman Nelson moved that the acceptance of the bid of Anderson, Inc., heretofore made for the construction of the permanent improvement of the streets set out in, and authorized by Council pursuant to Ordinance of the Council adopted on the 9th day of May, 1950, and as set out and provided in the plans, specifications and profiles prepared by the City Engineer and approved and adopted by Council, and further set out in the proposal and bid submitted by Andersons, Inc., the lowest and best bidder, be ratified, confirmed and accepted in all respects, and that same be accepted and confirmed as submitted in accordance with the plans and specification and excluding the alternate items and proposal set out in the proposal and bid, and further that the work proceed in accordance with said plans, specifications and profiles; and that the Mayor be authorized and directed to execute proper contracts, bonds and all instruments necessary for the undertaking and completion of said work, all pursuant to Ordinance authorizing said permanent improvement heretofore passed. Said motion was seconded by Councilman Jones, and upon a roll call vote being taken the Councilman voted as follows: C.C.Richiusa, aye; G.O.Nelson, aye; W.H.Jones, aye; and M.L.Bush, aye;

The Mayor announced that the Council having voted unanimously in favor of said motion and more than three-fourths (3/4) of the members of Council having voted in the affirmative said motion was duly passed and so ordered.

The meeting was adjourned.


W.W.Alexander, Mayor


Grace Lewis, Recorder



June 20, 1950

The City Council met in a regular session Tuesday, June 20, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, G.O.Nelson, M.L.Bush, W.H.Jones, and C.C.Richiusa members of the Council.

Mayor Alexander called the meeting to order.

The minutes for meetings held May 16th, May 25th, June 8th, June 12th and June 19th were read.

Councilman Richiusa moved minutes be approved, motion seconded by Councilman Nelson. Motion carried.

The Recorder presented copies of the financial statement for the month of May. A motion was made by Councilman Bush, seconded by Councilman Nelson, that the financial statement be accepted. Motion carried.

The Recorder read a letter from the Nitro Junior Chamber of Commerce recommending Ivan Hunter as a member of the Board of Park Commissioners.

Councilman Nelson moved that the council accept the recommendation of the Junior Chamber of Commerce. Motion seconded by Councilman Jones. Motion carried.

Councilman Richiusa moved that the salary of the Mayor be increased to \$1800 per year and the salary of the Recorder be increased to \$2100. per year. Motion seconded by Councilman Nelson. Motion carried.

Councilman Nelson moved that the Mayor be reimbursed to the amount of \$25.00 covering the Mayor and City Attorney's expenses to the West Virginia League of Municipalities meeting held in Huntington in June. Motion seconded by Councilman Richiusa. Motion carried.

Councilman Jones entered motion, seconded by Councilman Richiusa, that the West Virginia Water Service Company be asked to install an additional fire hydrant as near as possible to the City limit line on 40th Street Road, providing the water line has sufficient pressure to support a hydrant. Motion carried.

Councilman Nelson entered motion, seconded by Councilman Jones that a vote of thanks and appreciation be given Councilman Richiusa for his services as City Councilman and his services as City Engineer. Motion carried unanimously.

Councilman Jones moved that the City go on record and that a letter be written to the Public Service Commission protesting a fourth round of rate increase as has been requested by the Chesapeake and Potomac Telephone Company. Motion seconded by Councilman Nelson. Motion carried.

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

July 5, 1950

The City Council met in a special session on the 5th day of July, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, M.L.Bush, and W.H.Jones members of the Council.

Mayor Alexander called the meeting to order and explained that the purpose of the meeting was for the consideration of proposal made to the City Council to amend the Zoning Ordinance of said City to provide extending the business Zone on First Avenue between 41st Street on the North and the Northerly boundary of Lots 4001, 4003 and 4005 on the South in an easterly direction to a depth of 150 feet, from the easterly side of said First Avenue under and in accordance with the Zoning Ordinance of the City of Nitro and the provisions of Chapter 8, Article 5, of the Code of West Virginia.

Mr. Emory Hedrick, owner of lot 4109, Mr. James Cole, owner of lot 4110, and Mr. Bill Wilson, owner of lot 4007, all said lots being within 100 feet of said proposed change of business line, appeared to protest said proposal for the reason of increase on their fire insurance rates, brought about by being with 60 feet of a business building and also objecting to the noise made by a business establishment such as the proposed garage.

As there was not a quorum of the Council present at this meeting, no action could be taken on this matter at the present time. Mayor Alexander asked Mr. Howard Drake, member of the Zoning Commission, to act as Chairman of the Commission, in the absence of Mr. Alderson, Chairman, and requested that the Commission take this question into consideration and make a recommendation to the City Council.

The meeting was recessed until a future date to be announced.

W.W. Alexander
W.W.Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

July 11, 1950

The Council of the City of Nitro met in Special Session on this 11th day of July, 1950, pursuant to Written Call by the Mayor for the purpose of considering Petitions for the permanent improvement of certain streets in said City, a copy of which call for a Special Meeting is filed herewith and made a part of the minutes of this meeting.

There were present: W.W.Alexander, Mayor Grace Lewis, Recorder, W.H.Jones, Jerome Collins, B.E.Gewin and M.L.Bush members of the Council.

Mayor Alexander called the meeting to order and announced that the purpose of this meeting as set out in the call therefor was to consider requests and petitions for the permanent improvement of certain streets in said City of Nitro.

Thereupon Councilman Bush, seconded by Councilman Jones moved that the call for the Special Meeting of this date be filed and be made a part of the minutes thereof, which motion carried, all the members voting in the affirmative, and was so ordered.

Thereupon Council proceeded to consider and discuss the requests, proposals and petitions of the abutting property owners for the grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing and guttering, and the building, constructing and renewing sidewalks in and on streets and public ways and otherwise permanently improving the following named streets: 5TH STREET, in its entirety and including its intersection with First Avenue; 11TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; 12TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; 13TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; 21ST STREET, from the southeastern end of the Blakes Creek Bridge, and including the Bridge approach and intersection with North 21st Street, to the extreme southeasterly end of said 21st Street (such portion being commonly called "South 21st Street"); 29TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; 39TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; and that portion of the Southeast side of Second Avenue lying between 7th Street and 8th Street.

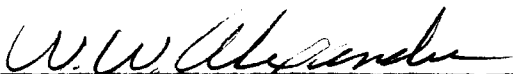
Thereupon Councilman Jones moved that Council accept above named petitions and that it also accept the proposals of interested persons and of Council for the said improvement of said above named streets, and moved that the City proceed to grade, re-grade, drain, pave, re-pave, surface, re-surface, curb, re-curb, and gutter, and the building, constructing and renewing

TO THE MEMBERS OF THE COUNCIL OF THE CITY OF NITRO:


W. H. JONES, B. E. GEWIN, G. D. NELSON, M. L. BUSH,
AND JEROME COLLINS.

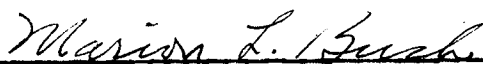
You, and each of you, will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chamber in the City Hall of said City on July 11, 1950, at 7:30 o'clock, P.M. for the purpose of considering petitions, requests and proposals of the owners of property abutting on 5th STREET in its entirety and including its intersection with First Avenue; 11TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 12TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 13TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 21ST STREET from the southeastern end of the Blakes Creek Bridge, and including the bridge approach and intersection with North 21ST STREET, to the extreme southeasterly end of said 21st Street (such portion being commonly called "South 21st Street") 29TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 39TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; and that portion of the Southeast side of Second Avenue lying between 7th Street and 8th Street, all in the said City of Nitro, for the grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing and guttering, and the building, constructing and renewing sidewalks in and on said streets and public ways and otherwise permanently improving same, and for the further purposes of considering any matters relating to said proposed permanent improvements, and any other matters that may properly come before the Council.

Respectfully yours,


W. W. Alexander, Mayor


The foregoing notice is hereby accepted as being both sufficient and timely:











sidewalks in and on above named streets and public ways and that said improvements be done under and pursuant to the procedure set forth and provided in Article 8, Chapter 8, of the Code of West Virginia, as amended by Chapter 89 Acts of the Legislature, Regular Session, 1949; and further moves that the Council do fix August 2, 1950, at 7:30 o'clock P.M. in its Council Chambers in the City Hall of said City as the time and place of a public meeting of Council for the hearing of protests and objections or other remarks of property owners or other interested persons and for any adjournment; and further that the City Recorder be authorized and directed to publish the following notice once a week for three successive weeks in Kanawha Valley Leader, the only newspaper published within the City of Nitro and having general circulation therein, said notice being as follows:

LEGAL NOTICE

NOTICE TO ALL PERSONS OR CORPORATIONS OWNING PROPERTY ABUTTING ON THE FOLLOWING NAMED STREETS OR PUBLIC WAYS IN THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA, 5TH STREET IN ITS ENTIRETY AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE; 11TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 12TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 13TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 21ST STREET FROM THE SOUTHEASTERN END OF THE BLAKES CREEK BRIDGE, AND INCLUDING THE BRIDGE APPROACH AND INTERSECTION WITH NORTH 21ST STREET, TO THE EXTREME SOUTHEASTERLY END OF SAID 21ST STREET (SUCH PORTION BEING COMMONLY CALLED "SOUTH 21ST STREET"); 29TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 39TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; AND THAT PORTION OF THE SOUTHEAST SIDE OF SECOND AVENUE LYING BETWEEN 7TH STREET AND 8TH STREET.

Proposals have been made to the Common Council of the City of Nitro to permanently improve the portions of the streets described above in the City of Nitro by grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, guttering, and otherwise permanently improving said streets or public ways, and by building, constructing and renewing sidewalks in and on said streets or public ways, and by constructing, providing and renewing any such improvements or other permanent public improvements in and on said above named streets and public ways, as the common Council of the City of Nitro may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets.

The proposals to make such improvements and the plans, specifications, profiles and estimates will be considered by the Common Council of the City of Nitro at a public meeting to be held on the 2nd day of August, 1950, at 7:30 o'clock, p.m. at the City Building in said City of Nitro. Any abutting owners or interested parties will be given an opportunity to protest or be heard at said meeting or any adjournment thereof.

CITY OF NITRO

Grace Lewis
City Recorder

Said motion was duly recorded by Councilman Bush, and upon a roll call vote being taken, the Councilman voted as follows:

M.L.Bush - Aye;
W.H.Jones - Aye;
Jerome Collins - Aye; and
B.E.Gewin - A ye, The Mayor declared that said motion had been unanimously passed and so ordered.

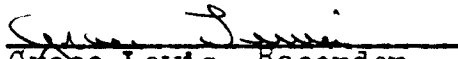
Councilman Jones, seconded by Councilman Bush, moved that G.C. Christian of Municipal Engineering Corporation, of Nitro, West Virginia, be appointed and designated as City Engineer for the purposes of the permanent improvements of said streets heretofore ordered to be improved in the manner heretofore approved, and further said Engineer be authorized and directed to proceed with the necessary work in surveying, preparing plans, specifications and profiles and estimates of the costs of said improvements to be filed with the City Recorder prior to the protest meeting heretofore set or any adjournment thereof; and further that Dennis R. Knapp, a duly licensed attorney, be, and he is hereby appointed attorney for the City for the purpose of said work of permanent improvement and he is hereby authorized and directed to prepare such notices, ordinances and information as may be necessary or required by the Council in connection with the permanent improvements to said streets as aforesaid.

Upon a roll call vote being taken the Councilmen voted as follows:

M.L.Bush - Aye;
W.H.Jones - Aye;
B.E.Gewin - Aye;
Jerome Collins - Aye. The Mayor declared that said motion had been unanimously passed and so ordered.

There being no further business this meeting adjourned.


W.W.Alexander, Mayor


Grace Lewis, Recorder

July 18, 1950

The City Council met in a regular session on the 18th day of July, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, M.L.Bush, W.H.Jones, G.O.Nelson, Jerome Collins and B.E.Gewin members of the Council.

Mayor Alexander called the meeting to order.

The minutes were read for previous meetings held June 20th, July 5th and July 11th.

Councilman Nelson moved, motion seconded by Councilman Collins that the minutes be approved. Motion carried.

The Recorder presented to the Council copies of the financial statement for the month of June.

Councilman Bush moved the statement be accepted, motion was seconded by Councilman Jones. Motion carried.

In regard to the question of having an additional fire hydrant placed near the city limit line on 40th Street road, Mayor Alexander informed the council that the cost of the hydrant would be \$300, of which amount eight percent would be paid per year. This matter was tabled until next regular meeting.

Mayor Alexander presented the following proposed appointments: Grace Lewis, Treasurer, at a salary of \$600 per year, Dennis R. Knapp, City Attorney, J.E.Roark, Building Inspector, C.C.Richiusa, City Engineer, Borden E. Gewin, Park Board Commissioner, from the City Council, E.C.Guthrie, Chief of Police and I.E.Ellis, Chief of the Fire Department.

Councilman Jones, moved, Councilman Gewin seconded the motion that the proposed appointments be accepted. Motion carried.

Mayor Alexander presented the following as Committees to serve this term of office:

Traffic Committee (3)

M.L.Bush, Chairman
W.H.Jones
Jerome Collins

Sewage Works Committee (5)

C.C.Richiusa
D.R.Knapp, Chairman
W.W.Alexander
G.O.Nelson
Borden E. Gewin

Annexation (3)

M.L.Bush, Chairman
Borden E. Gewin
C.C.Richiusa

Sanitation & Health Committee (3)

G.O.Nelson, Chairman
W.H.Jones
Jerome Collins

Finance Committee (3)

Grace Lewis, Chairman
W.W.Alexander
G.O.Nelson

Fire Dept. Committee (3)

W.H.Jones, Chairman
Jerome Collins
Borden E. Gewin

Police Committee (3)

W.W.Alexander, Chairman
Grace Lewis,
G.O.Nelson

Building and Planning Committee (5)

C.C.Richiusa, Chairman
J.E.Roark, Co-Chairman
W.W.Alexander
Jerome Collins
M.L.Bush

Street Committee (3)

W.W.Alexander, Chairman
W.H.Jones
M.L.Bush

Recreation Committee (3)

Borden E. Gewin, Chairman
Jerome Collins
G.O.Nelson

Street Signs and Safety Committee (3)

Jerome Collins, Chairman
W.H.Jones
G.O.Nelson

Councilman Nelson moved that the Committees above
named be ~~approved~~ approved by the Council. Motion seconded

by Councilman Jones. Motion carried.

Mayor Alexander asked that the Zoning Commission be requested to hold a meeting on the question of extension of the business zone off First Avenue between 40th Street and 41st Street and that the commission make their recommendation to the City Council by July 25th.

Mayor Alexander announced that he had received a letter from the census bureau in Washington, D.C. stating that according to the census the population of Nitro was 3,312, which was subject to revision in the early part of 1951 when all records will be completed.

There being no further business the meeting adjourned.


W.W. Alexander, Mayor


Grace Lewis, Recorder



July 27, 1950

The City Council met in a recessed session on July 27, 1950.

There were present: W.W.Alexander, Mayor Grace Lewis, Recorder and Jerome Collins member of the council.

Mayor Alexander presented the rejection of the Zoning Commission, on the matter of extending the business building line to 140 feet off First Avenue between 40th Street and 41st Street.

As ther was not a quorm of the council present this meeting was recessed until August 8, 1950.

W.W. Alexander
W.W.Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

August 2, 1950

The Council of the City of Nitro met in Special Session in the Council Chamber in the City Hall of Nitro, West Virginia, on August 2, 1950, at 7:30 o'clock, P.M. pursuant to Resolution and Ordinance of the City Council adopted on the 11th day of July, 1950, and notice duly published in the Kanawha Valley Leader, a newspaper of general circulation in said City.

There were present: W.W.Alexander, Mayor Grace Lewis, Recorder, W.H.Jones, B.E.Gewin, G.O.Nelson, M.L.Bush, and Jeroem Collins, all members of the Council.

Thereupon the Mayor announced that this was a duly called and advertised meeting of the City Council pursuant to a Resolution and Ordinance duly made and adopted at a meeting of the Council held on July 11, 1950, for the purpose of conducting a public meeting to hear protests or objections of owners of property abutting on 5TH STREET in its entirety and including its intersection with First Avenue; 11TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 12TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 13TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 21ST STREET from the southeastern end of the Blakes Creek Bridge, and including the Bridge approach and intersection with North 21st Street, to the extreme southeasterly end of said 21st Street (such portion being commonly called "South 21st Street"); 29TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 39TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; and that portion of the southeast side of Second Avenue lying between 7th Street and 8th Street, all as set out in the notice of owners of abutting property a copy of which, together with publishers affidavit of due and legal publication was presented to the Council; that therefore Council would proceed to hear and consider any questions on protests of owners property abutting on said streets and portions of streets and all interested persons as to the proposed permanent improvement; and that the City Engineer had completed the plans, profiles and specifications and cost estimates which had heretofore been filed with Council; and a number of questions were asked and explanations made of the plans and specifications and estimated of the costs given; and no protests or objections were registered against same.

Thereupon the Recorder advised Council that the notice to abutting property owners of the proposed permanent improvements had been duly published for three successive weeks in the Kanawha Valley Leader as directed by Council in a motion duly passed at its regular meeting held on July 11, 1950.

Thereupon Councilman Nelson, seconded by Councilman Jones, moved that the Publisher's affidavit and Certificate of publication of said notice, by Cecil Walker, publisher of said paper, be made a part of the minutes of this meeting described in said notice. Upon a vote being taken the Councilmen voted unanimously in favor of said motion and the Mayor directed the same passes and so ordered.

Printer's Fee \$

AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, C. R. Walker, Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Publication

was duly published in said paper once a week for 3 successive weeks, commencing with the issue of the 14th day of July, 19 50 and ending with the issue of the 28th day of July, 19 50 and was posted at the Court House of Kanawha County on

, 19

C. R. Walker
Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 5th

August, 19 50.

James R. Strapp
Notary Public for Kanawha County, West Virginia.

expires June 5, 1954.

renewing sidewalks in and on said streets or public ways, and by constructing, providing and renewing any such improvements or other permanent public improvements in and on said above named streets and public ways, as the Common Council of the City of Nitro may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets.

The proposals to make such improvements and the plans, specifications, profiles and estimates will be considered by the Common Council of the City of Nitro at a public meeting to be held on the 2nd day of August, 1950, at 7:30 o'clock, p.m. at the City Building in said City of Nitro. Any abutting owners or interested parties will be given an opportunity to protest or be heard at said meeting or any adjournment thereof.

CITY OF NITRO
Grace Lewis,
City Recorder

STREETS OR PUBLIC WAYS IN THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA; 5TH

STREET IN ITS ENTIRETY AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE; 11TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 12TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 13TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 21ST STREET FROM THE SOUTHEASTERN END OF THE BLAKES CREEK BRIDGE, AND INCLUDING THE BRIDGE APPROACH AND INTERSECTION WITH NORTH 21ST STREET, TO THE EXTREME SOUTHEASTERLY END OF SAID 21ST STREET (SUCH

ITS INTERSECTION WITH SECOND AVENUE; 30TH

SOUTHEAST SIDE OF SECOND AVENUE LYING BETWEEN 1TH STREET AND 5TH STREET.

Proposals have been made to the Common Council of the City of Nitro to permanently improve the portions of the streets described above in the City of Nitro by grading, re-grading, draining, paving re-paving, surfacing, re-surfacing, curbing, re-curbing, guttering, and otherwise permanently improving said streets or public ways, and

The Mayor called for persons who might desire to protest or be heard concerning the paving but there were none.

Thereupon G.C.Christian of Municipal Engineering Corporation, presented to Council the plans, specifications, profiles and estimates in regard to the proposed public improvement to said streets as set forth and described in the notice heretofore made a part of the minutes of Council; and Councilman Nelson moved that the plans, specifications, profiles and estimates which had been heretofore prepared by direction of Council by G.C.Christian of Municipal Engineering Corporation, and having been on file with the Recorder prior to said date and which now had been presented to Council by the Engineer and considered by the Council be received, accepted and approved as the plans, specifications, profiles and estimates for the proposed permanent improvement of said streets. Said motion was seconded by Councilman Bush; and upon a roll call vote being taken the Councilmen voted unanimously in favor of said motion and the Mayor announced that said motion having received an affirmative vote of more than three fourths of the members of Council, said motion is declared passed and adopted, and so ordered.

Councilman Nelson proceeded to read and introduce the following Ordinance and Resolution and moved its adoption.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF NITRO PROVIDING FOR THE PERMANENT IMPROVEMENT OF 5TH STREET IN ITS ENTIRETY AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE; 11TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 12TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 13TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 21ST STREET FROM THE SOUTHEASTERN END OF THE BLAKES CREEK BRIDGE, AND INCLUDING THE BRIDGE APPROACH AND INTERSECTION WITH NORTH 21ST STREET, TO THE EXTREME SOUTHEASTERLY END OF SAID 21ST STREET (SUCH PORTION BEING COMMONLY CALLED "SOUTH 21ST STREET"); 29TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 39TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING INTERSECTION WITH SECOND AVENUE; AND THAT PORTION OF THE SOUTHEAST SIDE OF SECOND AVENUE

LYING BETWEEN 7TH STREET AND 8TH STREET, ALL IN THE CITY OF NITRO; APPROVING PLANS AND SPECIFICATIONS; PROVIDING FOR COMPETITIVE BIDS, CONTRACT AND SUPERVISION; PROVIDING FOR PAYMENT BY ASSESSING THE TOTAL COST ON ABUTTING PROPERTY, AND ISSUANCE OF ASSESSMENT CERTIFICATES.

WHEREAS, petitions in writing of persons owning the greater amount of frontage of property abutting upon both sides of each portion of the streets and public ways above described for the permanent improvement thereof as hereinafter provided have been filed with the Council, and said petitions have been examined, authenticated and accepted by the Council, and, further proposals have been made to Council by owners of abutting property on said streets and by interested persons; and

WHEREAS, the Council in regular session on the 11th day of July, 1950, proposed to permanently improve the streets above named pursuant to the authority and procedure set forth in Chapter 89 of Acts of the Legislature, Regular Session, 1949; and,

WHEREAS, the Council duly authorized that Notice thereof be given the interested and abutting property owners, as required by said Act; and,

WHEREAS, notice has been given to the owners of property abutting the streets and public ways above described by publication once a week for three successive weeks in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, that the public improvements hereinafter provided for had been proposed and would be considered by the Council at a public meeting on the 2nd day of August, 1950, or in adjournment or recess thereof, and opportunity given any abutting owner or

interested party to protest or be heard regarding the same; and,

WHEREAS, a certificate of publication of the notice above mentioned, made by the newspaper publisher, and a copy of the notice has been made a part of the minutes of the City Council of said protest meetin and spread on the records of said meeting; and,

WHEREAS, service of said Notice upon all persons, firms or corporations owning any interest in any property abutting upon said streets and avenues, described in said Notice, to be improved shall conclusively be deemed to have been given by the completion of said publication of said Notice in said newspaper for three successive weeks, as aforesaid; and,

WHEREAS, prior to said meeting Council had caused to be prepared plans, specifications and estimates of the proposed improvements under the supervision of the Engineer for the City of Nitro, showing the proposed grade and sufficient data for any owner of abutting property to calculate approximately what proportionate part of the estimated cost thereof might be assessed against his property, and the said plans, specifications and estimates have been on file with the City Recorder and open to inspection of interested persons; and,

WHEREAS, At a meeting described in said notice opportunity to protest and be heard was given to all abutting owners or interested persons appearing, at which meeting the proposed improvements were discussed but no protest were made; and,

WHEREAS, The Council deems it necessary and espedient to permanently improve the portions of the streets described above in the City of Nitro, in Kanawha and Putnam Counties, West Virginia, by grading, re-grading, draining, paving, re-paving,

surfacing, re-surfacing, curbing, recurbing and guttering, and by building, constructing and renewing sidewalks in and on said streets and public ways, and otherwise permanently improving said streets and public ways in said City of Nitro;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED BY THE COUNCIL OF THE CITY OF NITRO,

Section 1. The Council finds that the petitions in writing heretofore filed for the permanent improvement, as hereinafter provided for the portions of the streets and public ways described, are valid petitions of the true owners of the greater amount of frontage of property abutting upon both sides of each respective portion of the streets or public way to be improved and all signatures shown on such petition are the true signatures of such owners.

Section 2. It is hereby declared necessary, expedient and convenient to grade, re-grade, drain, pave, re-pave, surface, re-surface, curb, re-curb and gutter the streets and public ways, and to build, construct and renew sidewalks in and on such streets and public ways, and otherwise to permanently improve, in accordance with the plans, specifications and profiles hereinbefore filed, the following described streets and portions of streets and public ways in the City of Nitro, as provided by said plans, specifications and profiles:

5TH STREET, in its entirety and including its intersection with First Avenue,

11TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue,

12TH STREET, from and including its intersection with

First Avenue to and including its intersection with Second Avenue,

13TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue,

21ST STREET, from the southeastern end of the Blakes Creek bridge, and including the bridge approach and intersection with North 21st Street, to the extreme southeasterly end of said 21st Street (such portion being commonly called "South 21st Street"),

29TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue,

39TH STREET, FROM AND including its intersection with First Avenue to and including its intersection with Second Avenue,

And that portion of the Southeast side of Second Avenue lying between 7th Street and 8th Street, which said plans, specifications and profiles and estimates are on file with the City Recorder and are referred to in the recitals to this resolution; and the said plans, specifications, profiles and estimates are hereby approved and adopted for the permanent improvement of said portions of said streets and public ways, and said improvements are hereby authorized, and shall be made under the supervision and direction of G.C.Christian of Municipal Engineering Corporation, who is hereby designated and approved as Engineer for the City of Nitro for said work.

Section 3. The grades of said pavement shall be the same as that shown on said plans.

Section 4. After independent investigation by the

Council, each respective lot or parcel of real estate abutting on any part of any portion of said streets and public ways above described is hereby found and declared to be specially benefited by the proposed improvements abutting such lot or parcel to an extent substantially greater than the costs to be assessed against such abutting lot or parcel.

Section 5. The total cost of the improvements, including the cost of improvements at and within intersections, and including all items of cost mentioned in Section 5, Article, 8, Chapter 8 of the Code of West Virginia as amended by the Acts of the Legislature of 1949, and including expense of surveys, engineering and attorney's fees, legal fees and publishing fees, shall be apportioned to and be assessed/against and borne by the lots and parcels of land and other properties abutting upon the respective portions of streets or other public ways hereby authorized to be improved and upon which said improvements shall have been made. Each lot or parcel so abutting shall be assessed with that portion of the total cost of the improvements on the entire portion of any street or public way herein authorized to be improved which is represented by the proportion which the abutting frontage in feet of said lot or parcel of land bears to the total abutting frontage in feet of all the lots or parcels of land abutting on any respective portion of a street or public way herein authorized to be improved, as provided by said Code, Chapter 8, Article 8 as amended in 1949.

Section 6. The cost so apportioned shall be assessed against the respective abutting lots and parcels of land and shall be paid in ten (10) equal installments, the first due thirty days after levying of the assessment for the improvements,

and the other nine (9) installments due one each year for nine (9) years thereafter, all with interest at the rate of six per cent per annum from the date of the assessment, provided that on failure of the owner of the property assessed to pay any installment as and when due, and such default continue for sixty (60) days, then at the option of the holder of the certificate evidencing any such assessment the entire balance therefor may be declared immediately due and payable, and the holder of the certificate may forthwith proceed to enforce the collection thereof.

Section 7. Certificates shall be issued evidencing said assessments and each installment of principal and interest payable. Said certificates shall be payable to the bearer and be signed by the Mayor and Recorder and shall refer to the ordinance or resolution laying the assessments, and shall each show the amount and date of the assessment and describe the property against which the assessment is laid, describe the same as to ownership, amount, frontage and briefly as to location. The property abutting the portion of the street, alley, easement or public way improved shall be subject to a lien, from the date of the ordinance or resolution laying the assessment for the payment of the costs of the improvements assessed against said property, and said assessment shall be and constitute liens in the hands of the holders of said certificates upon the respective lots and lands assessed and shall have priority over all other liens except those for land taxes due the state, county and municipality, and except the liens for pre-existing special assessments; and the said assessments and interest thereon, certificates and enforcement of payment thereof, and in all other respects shall be laid, issued, enforcable and otherwise in all respects

subject to the provisions of said Chapter 8, Article 8, of the Code of West Virginia, as amended by Acts of 1949. Each installment of said assessment on each certificate shall be evidenced by a coupon attached to the principal certificate, which coupon shall evidence such installment, shall refer to the date of the resolution levying said assessment and the time when said installment is due, and shall be signed in the name of the City of Nitro by the facimile signature of the Mayor, attested by the facimile signature of the Recorder.

Section 8. The Recorder shall forthwith advertise for bids for said improvements to be made in accordance with said plans and specifications therefor. Such advertisement shall be made by publication at least once a week for two successive weeks in Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, and the only paper published therein, and the first such publications shall procede by at least ten days the date for the opening of bids. The contract shall be let to the lowest responsible bidder, but the advertisement for bids shall reserve the City the right to reject any and all bids therefor. All bids shall be on bid proposal forms prepared by the City Engineer and approved by Council and filed in the office of the City Recorder by 5:30 o'clock P.M. on August 22, 1950; that a meeting of the Council shall be held on the 22nd day of August, 1950, at 8:00 o'clock P.M., for the purpose of opening, tabulating and analyzing bids; that at said meeting to be held on August 22, 1950, or any recess or adjournment thereof, the Council accept such bid or bids as it may deem best, and let a contract or contracts for said improvement work to the lowest responsible bidder or bidders, otherwise reject all

bids, The work done under such contract, when let, shall be paid for by delivering to the contractor assessment certificates as above provided in lieu of cash.

Section 9. Upon the completion of the improvements, the City Engineer is hereby directed to prepare and submit to the Common Council his report showing the cost of such permanent improvements, the numbers and descriptions of the lots and parcels of land abutting same, the names of the owners of such lots and parcels, and such other matters, as may be necessary in order to levy an assessment against said abutting property in accordance with the provisions of Chapter 8, Article 8, of the Code of West Virginia, as amended by Acts of the Legislature, regular session, 1949.

Section 10. Dennis R. Knapp who is hereby named and designated as attorney for the City for purposes of said improvements is hereby directed to prepare and submit to the Common Council thereof such notices, ordinances and information as may be required by the Common Council for the laying of the assessments and issuance of the certificates as aforesaid.

Said motion was duly seconded by Councilman Jones. Upon a roll call vote the Councilmen voted as follows: W.H. Jones, Aye; G.O. Nelson, Aye; Jerome Collins, Aye; B.E. Gewin, Aye; M.L. Bush, Aye, members of the Council. Mayor and Recorder also voting aye.

The Mayor announced that the Council having voted, unanimously in favor of said motion and more that 3/4 of the members of Council having voted in the affirmative, said Ordinance and Resolution was duly passed and so ordered.

Councilman Nelson moved that the advertisement for bids from contractors for the construction of the proposed improvements

shall provide, among other things, the bids shall be received only on bid proposal forms prepared by the Engineer for the City and approved by the attorney which said bid proposal forms are hereby approved and accepted; and the Contractor be required to deposit with his bid a certified check or bidders bond in the amount of \$2500.00, and shall deposit the sum of \$10.00 for a set of the plans and specifications which sum is to be refunded the contractor upon return of the plans and specifications in good condition.

Said motion was duly seconded by Councilman Jones. Upon a roll call vote the Councilmen voted as follows: Jerome Collins, Aye; G.O. Nelson, Aye; W.H. Jones, Aye; M.L. Bush, Aye; and B.E. Gewin, Aye, that being all the members of the Council.

The Mayor announced that the Council having voted unanimously in favor of said motion and more that 3/4 of the members of the Council having voted in the affirmative, said Ordinance and Resolution was duly passed and so ordered.

The following resolution was presented to the Council for consideration:

WHEREAS, the Congress of the United States has enacted and the President of the United States has signed into law Public Law No. 574 of the 81st Congress, Second Session, known as the Housing and Rent Act of 1950; and,

WHEREAS, said Housing Rent Act of 1950 provides for a continuance of controls on rents by the United States Government until June 30, 1951; but,

WHEREAS, Section 204(f)(1) of said Act provides that such controls on rents by the United States Government shall cease at the close of December 31, 1950, except that they shall cease to be in effect at the close of June 30, 1951 (A) in any incorporated city, town or village which declares by resolution of its governing body that a shortage of rental housing accommodations exists which requires the continuance of such controls on rents in such incorporated city, town or village by the United States Government; and

WHEREAS, said Housing and Rent Act of 1950 further provides in Section 204(f)(2) thereof that any such incorporated city, town or village which makes such declaration of the shortage of rental housing accommodations and the need for continuance of such control on rents shall notify the Housing Expediter in writing; and,

WHEREAS, this Council of the incorporated city of Nitro, West Virginia, in special session, has found that there is within the incorporated City of Nitro, West Virginia, a shortage of rental housing accommodations which does require the continuance of such controls on rents by the said United States Government.

NOW, THEREFORE, BE IT RESOLVED by the Council of the incorporated City of Nitro, West Virginia, that there is a shortage of rental housing accommodations within the said incorporated

City of Nitro, West Virginia, which does require the continuance of Federal controls on rents in such city; and,

BE IT FURTHER RESOLVED that the Recorder of the incorporated City of Nitro be instructed, and this Resolution is instructed, to notify the Hon. Tighe E. Woods, Housing Expediter at Washington, D.C. that this Council has so resolved, and the Recorder is further instructed to forward to said Housing Expediter a certified copy of this Resolution.

Councilman Nelson moved that the Council adopt the foregoing resolution and that a copy of same be sent to Hon. Tighe E. Woods, Housing Expediter. Motion was seconded by Councilman Collins. Motion carried unanimously.

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

August 7, 1950

The City Council met in a recessed session August 7, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, B.E.Gewin, M.L.Bush and Jerome Collins member of the Council.

The Mayor called the meeting to order and explained that this meeting was recessed session of meeting held July 27th on the question of extending the present business line on First Avenue to 140 feet between 40th street and 41st Street.

Letter were presented from property owners in this area, James Cole, Frank E. Grover, E.E.Hedrick and Wm.Wilson, informing the Council that the above named were entirely natural and having no objection to make on the question of the above extension of the business line.

Councilman Jones, moved, motion seconded by Councilman Bush, that the business building line between 40th Street and 41st Street be extended 140 feet off First Avenue. Motion carried.

There being no further business the meeting adjourned.

W.W.Alexander
Grace Lewis, Recorder

James Jones
W.W.Alexander, Mayor

August 15, 1950

The City Council met in a regular session August 15th, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, B.E.Gewin, Jerome Collins, G.O.Nelson and W.H.Jones members of the Council.

Mayor Alexander called the meeting to order.

The minutes were read for meetings held July 18th, July 27th, August 2nd and August 7th. Councilman Nelson moved minutes be approved as read. Motion seconded by Councilman Gewin. Motion carried.

The Recorder presented copies of the financial statement for the month of July. Councilman Jones moved, motion seconded by Councilman Collins, that the financial statement be accepted. Motion carried.

Report was made to the Council that residents of 29th Street, between 2nd Avenue and 3rd Avenue have requested a street light placed near Blakes Creek on 29th Street.

Councilman Nelson moved, motion seconded by Councilman Collins, that a street light be placed at this point, providing that there would not be an additional cost for installing a pole. Motion carried.

Mayor Alexander informed the Council that Mrs. J.W. Skaggs' term of office as Park Board Commissioner had expired and that Mrs. Skaggs did not wish to serve another term and Mrs. Richard Jarvis had consented to serve on the Board.

Councilman Nelson moved, motion seconded by Councilman Gewin that Mrs. Richard Jarvis replace Mrs. Skaggs as member of the Park Board Commission. Motion carried.

Copies of the Levy Estimate for the year 1950-51 were presented to the Council for their consideration. The members of the Council approved the Levy Estimate as follows:

STATE OF WEST VIRGINIA,

COUNTIES OF KANAWHA AND PUTNAM,

MUNICIPALITY OF NITRO, To-Wit:

At a regular session of the Council of the municipality of Nitro held in the Council chambers thereof, in the City building on Tuesday, the 15th day of August, 1950, there were present: W.W.Alexander, Mayor Grace Lewis, Recording Officer, and G.O.Nelson, W.H.Jones, R.J.Collins and B.E.Gewin members of the council of said municipality.

In accordance with Section 14, Article 8, Chapter 67, Acts 1931 Second Extraordinary Session, the Council proceeded to make an estimate of the amounts necessary to be raised by Levy of taxes for the current fiscal year, and doth determine and estimate the several amounts to be as follows:

CURRENT REGULAR MUNICIPAL PURPOSES ESTIMATE

(1) The amount due and the amount that will become due and collectible from every source during the fiscal year, EXCEPT FROM THE LEVY OF TAXES to be made for the year.

Balance in hands of city treasurer	\$ 3,647.32
Balance in hands of sheriff	1,668.59
Redemption and sale of delinquent lands	25.00
Police fines and costs	6,000.00
Permits-building, street, sewer and other	260.00
Civic Benefits Association	8,500.00
Taxes: Gross Sales	7,500.09
Capitation	1,100.00
Consumers' Sales (Liquor)	8,050.00
Amusement	1,200.00
Fees: Electrical, plumbing and other	40.00
License:	
Electricians and plumbers	100.00
General	1,450.00
Miscellaneous	1,500.00
	<hr/>
Total Estimated receipts	\$ 41,041.00

ESTIMATED CURRENT EXPENDITURES:

1. Salary of Mayor	1,800.00
2. Salary of Recorder	2,100.00
3. Salary of Treasurer	600.00
4. Trial fees	1,500.00
5. Salary of City Attorney	500.00
7. Salary of Councilmen	600.00
8. Salaries of Assistants and Clerks	35.00
9. Salaries of Chief and one Police	6,700.00
10. New Equipment Police Department	1,000.00
11. General Expenses Police Department	1,150.00
13. Salaries and expenses feeding prisoners	900.00
14. Salaries Chief and 3 Firemen	9,975.00
15. New equipment Fire Department	900.00
16. General Expenses Fire Department	1,100.00
24. Janitor's Salaries and Supplies	140.00
25. Repairs to Jail and City Building	50.00
26. Furniture, Fixture and Office Machines	70.00
27. Stationery, office supplies, and equipment	150.00
28. Postage	50.00
29. Water-fire protection	6,000.00
30. Water-City Building and other purposes	150.00
31. Lights for street lighting	2,150.00
32. Light-City Building, traffic lights, etc.	390.00
33. Repairs street and traffic lights	15.00



34. Fuel, heating City Building	350.00
35. Telephone and Telegraph	450.00
37. Legal Publications	200.00
38. Insurance on City Bldg. and other property	500.00
39. Premiums, Policemen's and Official bonds	130.00
40. Election expenses	400.00
41. Attornys' fees, court costs and damages	1,000.00
42. Salaries, Engineering Department	500.00
43. General expenses, Engineering Department	200.00
44. Salaries and wages all street employees	2,700.00
45. New Equipment, Street Department	100.00
46. Materials, supplies and expenses, Street Dept.	2,026.00
47. Maintenance of Sewers, salaries and supplies	100.00
48. Construction of new streets, sidewalks and sewers	100.00
49. Workman's Compensation premiums	160.00
50. Audit by Tax Commissioner	120.00
51. Refunding erroneous payments	50.00
52. Municipal dues	35.00
55. Traveling and car wxpenses of city officials	125.00
59. Treasurer's fees	60.00
61. Contingent expenses	460.00
	<hr/>

A - Total Current Expenses	47,791.00
B - TOTAL ESTIMATED DISBURSEMENTS	47,791.00
Less Estimated Receipts	41,041.00
Net amount to be raised by levy	<hr/> 6,750.00

And the council doth determine and estimate that it will be necessary to raise by a levy of taxes for the current fiscal year for current regular municipal purposes the amount of \$ 6,750. and to provide for said amount the following levies are proposed to be laid on each one hundred dollars valuation of each class of property, viz:

Sixteen and Three-Quarters	cents (16.75 ¢)	on Class No. I property,
Thirty-three and One Half	cents (33.5 ¢)	on Class No. II " and,
Sixty-seven	cents (67 ¢)	on Class No. IV "

for the purpose aforesaid, based upon the last assessment therein as follows:



CLASS	Assessed Valuation	Authroized Rates	Proposed Rate	Taxes xxx Levied
Number I				
Personal Property	\$ 135,935.	10.5¢	6.25¢ 16.75¢	\$ 228.
Public Utility Property	<u>94,500.</u>	10.5¢	6.25¢ 16.75¢	<u>158.</u>
Total Class No. I	230,435.			386.
Number II				
Real Estate	522,200.	21¢	12.5¢ 33.5¢	1,749.
Number IV				
Real Estate	323,750.	42¢	25¢ 67 ¢	2,169.
Personal Property	221,600.	42¢	25¢ 67 ¢	1,485.
Public Utility Property	<u>255,300.</u>	42¢	25¢ 67 ¢	<u>1,711.</u>
Total Class No. IV	800,650.			\$ 5,365.
TOTAL LEVY	1,553,285.			\$ 7,500.
Less Delinquent Taxes and Exonerations Estimated at 10%				\$ 750.
Net Amount to be raised by Levy				\$ 6,750.

MUNICIPAL BOND PURPOSES - INTEREST AND SINKING FUND ESTIMATE

The council proceeded to make an estimate of the amount necessary to be raised by a levy of taxes for the current fiscal year for interest, sinking fund and amortization requirements of bonded indebtedness, legally incurred by a vote of the people as provided by law, since the adoption of the tax limitation amendment, owing by said municipality, as follows:

BOND ISSUES AUTHORIZED SINCE NOVEMBER 8, 1932

Date of Vote Authorizing Issue	Original Amount of Issue	Amount of Bonds Outstanding	Amount Required for Sinking Fund	Interest	Total
10/28/38	\$ 16,000.	\$ 10,000.	\$ 600.	\$ 275.	\$ 875

Delinquent Taxes and Exonerations Estimated at 10% 88.
The Total Amount to be Raised by a Levy of Taxes 963.
and to provide for said amount the following levies are proposed
to be laid on each one hundred dollars valuation of each class
of property, viz:



...

AUTHORIZED RATES

Two cents (2 ¢) on Class NoI property,
 Four cents (4 ¢) on Class NoII property, and
 Eight cents (8 ¢) on Class NoIV property,

for the purpose aforesaid, based upon the last assessment therein as follows:

CLASS

NUMBER I	Assessed Valuation	Proposed Rates	Taxes Levied
Personal Property	\$ 135,935	2 ¢	\$ 27.
Public Utility Property	<u>94,500.</u>	2 ¢	<u>19.</u>
Total Class No. I	230,435.		46.
Number II			
Real Estate	522,200.	4 ¢	209.
Number IV			
Real Estate	323,750.	8 ¢	259.
Personal Property	221,600.	8 ¢	177.
Public Utility Property	<u>255,300.</u>	8 ¢	<u>204.</u>
Total Class No. IV	800,650.		640.
TOTALLEVY	1,553,285.		895.

Ther being no further business the meeting adjourned.


 Grace Lewis, Recorder


 W.W. Alexander, Mayor



August 22, 1950

At a regular Called Special Meeting of the Council of the City of Nitro held on the 22nd day of August, 1950.

There were Present: W.W.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, B.E.Gewin, G.O.Nelson, M.L.Bush and Jerome Collins, members of the Council.

The meeting was called and held pursuant to Ordinance adopted by Council on the 2nd day of August, 1950, and also pursuant to advertisement for bids for the permanent improvement of certain streets named in said advertisement which was duly published in the Kanawha Valley Leader.

The meeting was called to order by Mayor W.W.Alexander.

Thereupon the City Recorder reported that she had complied with direction of Council by ordinance heretofore adopted and had duly advertised for bids on the permanent improvement of 5TH STREET in its entirety and including its intersection with First Avenue; 11TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 12TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 13TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 21ST STREET from the southeastern end of the Blakes Creek Bridge, and including the bridge approach and intersection with North 21st Street, to the extreme southeasterly end of said 21st Street (such portion being commonly called "South 21st Street"); 29TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 39TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; and that portion of the southeast side of Second Avenue lying between 7th Street and 8th Street, in the Kanawha Valley Leader a newspaper of general circulation, in the City of Nitro, for two successive weeks as required by said Ordinance, and tendered Publisher's Affidavit of said publication.

Councilman Nelson, seconded by Councilman Collins, moved that the notice to Contractors asking for bids on said proposed permanent improvements, together with the Publisher's Affidavit of due publication be made a part of the minutes of this meeting by being attached hereto and incorporated herein, which said motion was adopted unanimously.

Printer's Name

AFFIDAVIT OF PUBLICATION

State of West Virginia,
County of Kanawha, to-wit:

I,Cecil R. Walker....., Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Publication

was duly published in said paper once a week for..2..... successive weeks, commencing with the issue of the...11th day of August, 19 50 and ending with the issue of the 18th day of August, 1950 and was posted at the Court House of Kanawha County on

, 19
C. R. Walker
Manager,
Kanawha Valley Leader.

Subscribed and sworn to before me this 27th day of October, 19 50

[Signature]
Notary Public for Kanawha County, West Virginia.
(My commission expires.....1957.....).
(My commission expires.....1957.....).

right to reject any or all bids, or waive any irregularities therein.
Plans, specifications, and proposal forms may be obtained at the office of Grace Lewis, City Recorder, at the City Hall, Nitro, West Virginia.
CITY OF NITRO
A Municipal Corporation
GRACE LEWIS
City Recorder,

NOTICE TO CONTRACT

The City of Nitro, West Virginia, will receive sealed bids for the grading, re-grading, paving, re-paving, surfacing, curbing, re-surfacing, guttering, and for constructing, building and repairing sidewalks, and otherwise permanently improving 5th Street in its entirety and including its intersection with First Avenue; 11th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 12th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 13th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 21st Street from the Southeastern end of Blakes Creek Bridge, and including the Bridge approach and intersection with North 21st Street, to the extreme southeasterly end of said 21st Street

(Such portion being commonly called "South 21st Street"); 29th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 39th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; and that portion of the southeast side of Second Avenue lying between 7th Street and 8th Street, all in the City of Nitro, Kanawha and Putnam Counties, West Virginia in accordance with the plans, specifications and profiles prepared by the City Engineer. The work will be paid for on the assessment basis. The contractor shall deposit a certified check or bidder's bond in the amount of \$2500.00, and furnish letter committing performance bond.

All bids shall be made on and in accordance with bid proposal forms furnished by the City Recorder, shall be sealed and shall be in the hands of Grace Lewis, City Recorder, on or before 5:00 o'clock, p.m. E. S. T., on the 22nd day of August, 1950. Bids will be opened and publicly read at a session of the Council of the City of Nitro to be held in the Council Chambers in the City Hall at 8:00 p.m., E. S. T., on the 22nd day of August, 1950. The City of Nitro reserves the

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The Mayor announced that this being the meeting at which bids on the proposed permanent improvements to street public ways in said City were to be opened and publicly read, and considered by the Council.

The Recorder reported that two contractors had submitted sealed bids for the proposed work they being Anderson's Inc., and Standard Asphalt and Tar Company, both of Charleston, West Virginia, the Mayor announced that the bids would now be publicly opened and read; and thereupon said bids were opened by the Mayor and publicly read and a tentative tabulation made by the City Engineer and Council.

Thereupon Councilman Nelson moved that the City Engineer proceed with a complete tabulation and analysis of the bids and submit same to Council at a recessed meeting hereof to be held on the 29th day of August, 1950, at 7:30 P.M., at the same place, at which time the bids will be considered by Council.

Said motion was seconded by Councilman Jones, and upon a roll call vote being taken the Councilmen voted as follows: G.O.Nelson, A ye; W.H.Jones, Aye; M.L.Bush, Aye; B.E.Gewin, Aye; and Jerome Collins, Aye, members of the Council.

The Mayor announced that the Council having voted unanimously in favor of said motion and more than three-fourths of the members of the Council having voted in the affirmative said motion was duly passed and so ordered.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

August 29, 1950

At an adjourned and recessed meeting of the Council of the City of Nitro held on the 29th day of August, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, B.E.Gewin, G.O.Nelson, M.L. Bush and Jerome Collins, members of the Council.

Mayor Alexander called the meeting to order and announced that this was an adjourned and recessed meeting of Council regularly called and held on the 22nd day of August, 1950, and was for the purpose of further considering bids submitted by Anderson's Inc., and Standard Asphalt and Tar Company, both of Charleston, for the permanent improvement, according to plans, profiles and specifications heretofore adopted, of 5TH STREET in its entirety and including its intersection with First Avenue; 11TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 12TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 13TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 21ST STREET from the southeastern end of the Blakes Creek Bridge, and including the bridge approach and intersection with North 21st Street, to the extreme southeasterly end of said 21st Street (such portion being commonly called "South 21st Street"); 29TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; 39TH STREET from and including its intersection with First Avenue to and including its intersection with Second Avenue; and that portion of the southeast side of Second Avenue lying between 7th Street and 8th Street.

Thereupon the Mayor presented to the interested owners of lots abutting said streets present at the meeting the cost per front foot to such owners if the lowest bid were accepted. And it being apparent that a majority of the owners of the property abutting on 5th Street, on 12th Street, and on 13th Street, were opposed to the permanent improvement of said streets at present costs, it was directed, upon motion of Councilman Nelson, Seconded by Councilman Jones, and unanimously adopted, that said streets be dropped and omitted from the present plans for permanent improvement of streets, and that as to said streets no further action for their permanent improvement would be taken.

Thereupon Councilman Nelson moved that the bid of Anderson, Inc., heretofore made for the permanent improvement of 11th Street, 21st Street, 29th Street, and 39th Street and that portion of the southeast side of Second Avenue, lying between 7th Street and 8th Street, all as set out in, and authorized by, Council pursuant to ordinance adopted on the 22nd day of August, 1950, and in accordance with plans, profiles and specifications prepared by the City Engineer and adopted by Council and submitted on bid proposal forms prepared by the City Engineer, be accepted, it being the lowest

and best bid for the construction of said permanent improvement; and further that the work proceed in accordance with said plans, profiles and specifications; and that the Mayor be authorized and directed to execute proper contracts, bonds and all instruments necessary for the undertaking and completion of said work, all pursuant to Ordinance authorizing said permanent improvement heretofore passed. Said motion was seconded by Councilman Jones, and upon a roll call vote taken the Councilman voted as follows: G.O. Nelson, aye; W.H. Jones, aye; M.L. Bush, aye; B.E. Gewin, aye, and Jerome Collins, aye; W.W. Alexander, Mayor, aye and Grace Lewis, Recorder, Aye.

The Mayor announced that the Council having voted unanimously in favor of said motion and more than three-fourths (3/4) of the members of Council having voted in the affirmative said motion was duly passed and so ordered.

The Recorder presented to the Council copies of the Levy Order for the year 1950-51, along with the approval of the Levy Estimate by the Tax Commissioner, for the Council's approval.

The Levy order was approved as follows:

STATE OF WEST VIRGINIA,

COUNTIES OF KANAWHA AND PUTNAM,

MUNICIPALITY OF NITRO, To-Wit:

At an adjourned and recessed session of the Council of the Municipality of Nitro, West Virginia, held in the council chamber thereof on Tuesday, the 29th day of August, 1950; Present: W.W. Alexander, Mayor, Recording Officer Grace Lewis and R.J. Collins, G.O. Nelson, B.E. Gewin, W.H. Jones and M.L. Bush members of the Council of said Municipality.

CURRENT REGULAR MUNICIPAL LEVY ORDER

The council having ascertained that the amount necessary to be raised by a levy of taxes for the current fiscal year for regular municipal purposes will be \$ 7,500, according to the estimate made and entered of record on the 15th day of August, 1950, and said estimate having been published as required by law, and no one appearing to oppose the same or to take exception thereto, and the Tax Commissioner having approved the same in writing, it is therefore ordered that said estimate and the rates of levy proposed therein, be approved and that the following levies be laid on each one hundred dollars valuation of each class of property, viz:

Sixteen & three-quarters cents (16.75 ¢) on Class No. I property,
 Thirty-three & one half cents (33.5 ¢) on Class No. II " and,
 Sixty-seven cents (67 ¢) on Class No. IV "

for the purposes aforesaid, based upon the last assessment therein,
 as follows:

CLASS	Assessed Valuation	Total Rate of Levy	Taxes Levied
Number I			
Personal Property	\$ 135,935	16.75¢	\$ 228.
Public Utility Property	<u>94,500</u>	16.75	<u>158.</u>
Total Class No. I	230,435		386
Number II			
Real Estate	522,200	33.5	1,749.
Number IV			
Real Estate	323,750	67	2,169
Personal Property	221,600	67	1,485
Public Utility Property	<u>255,300</u>	67	<u>1,711</u>
Total Class No. IV	800,650		5,365
TOTAL LEVY	1,553,385		7,500

MUNICIPAL BOND PURPOSES - INTEREST AND SINKING FUND ORDER

BOND ISSUES AUTHORIZED SINCE NOVEMBER 8, 1932

The Council having ascertained that the amount necessary to be raised by a levy of taxes for the current fiscal year to pay the interest on and provide a sinking fund for the discharge of the principal of a bond issue of \$16,000. will be \$963. according to the estimate made and entered of record on the 15th day of August, 1950, and said estimate having been published as required by law

and no one appearing to oppose the same or take exception thereto and the Tax Commissioner having approved the same in writing, it is therefore ordered that said estimate and the rates of levies proposed therein be approved and that the following levies be laid on each one hundred dollars valuation of each class of property, viz:

AUTHORIZED RATES

Two cents (2 ¢) on Class No. I property,
 Four " (4 ¢) on Class No. II " and
 Eight " (8 ¢) on Class No. IV "

for the purposes aforesaid, based upon the last assessment therein, as follows:

CLASS	Assessed Valuation	Total Rate of Levy	Taxes Levied
Number I			
Personal Property	\$ 135,935	2 ¢	\$ 27.
Public Utility Property	<u>94,500</u>	2 ¢	<u>19.</u>
Total Class No. I	230,435		46.
Number II			
Real Estate	522,200	4 ¢	209.
Number IV			
Real Estate	323,750	8 ¢	259.
Personal Property	221,600	8 ¢	177.
Public Utility Property	<u>255,300</u>	8 ¢	<u>204</u>
Total Class No. IV	800,650		640.
Total Levy	1,553,285		895.

STATE OF WEST VIRGINIA,
 COUNTIES OF KANAWHA AND PUTNAM,
 MUNICIPALITY OF NITRO, TO-WIT:

I, Grace Lewis, Recording Officer of said municipality, do

hereby certify that the foregoing are true copies from the record made and entered by the council of said municipality on the 29th day of August, 1950.

Given under my hand this 29th day of August, 1950.

Grace Lewis,

Recorder

There being no further business the meeting was adjourned.

Grace Lewis
Grace Lewis, Recorder

W.W. Alexander
W.W. Alexander, Mayor

September 19, 1950

The City Council met in a regular session on the 19th day of September, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, G.O.Nelson, and B.E.Gewin members of the Council.

Mayor Alexander called the meeting to order.

The Recorder read the minutes of meetings held August 15th, August 22nd and August 29th. Councilman Nelson moved minutes be approved. Motion seconded by Councilman Collins. Motion carried.

Copies of the financial statement, for the month of August, were presented. Councilman Jones moved that the statement be accepted. Motion seconded by Councilman Gewin. Motion carried.

In a discussion of the question of annexation of East Nitro, Crawford City and Central City, the following questions were presented by a delegation from said proposed area and the answers to the questions were made by the Mayor:

1. When will we get police protection?

A. As soon as the Circuit Judge certifies the election.

2. When will we have fire plugs installed?

A. All necessary fire plugs will be installed immediately.

3. How much difference will it make in our fire insurance premium based on \$5,000 of insurance?

A. The rate in Nitro is 28 cents per \$100 and in the unincorporated area the rate is 64 cents per \$100.

4. When would the new fire insurance rates be effective?

A. As soon as the State Fire Underwriters were sure that fire facilities were adequate.

5. Where will our children go to school?

A. The Council will do everything possible to see that they go to the Nitro School.

6. Would the School Board furnish transportation?

A. That is up to the School Board.

7. How about traffic regulations?

A. Would be governed by town laws.

8. Will there be a change in the present property valuations for tax purposes?

A. This matter is handled by the County Assessor, however we do not believe there would be.

9. What are the City Tax Assessments rates?

A. Class No. I - 11¢, Class No. II - 22¢, Class No. IV - 44¢

10. Who pays for new streets and sidewalks in an incorporated city?

A. Property owners.

11. How are permits for new construction secured and is there a charge?

A. By making application with the Recorder, \$5.00 for the first \$3,000 and \$1.00 for each additional \$1,000 or part thereof.

12. Can I do my own work and are there certain specifications that I must meet.

A. Yes, you may do your own work. Plumbing and Electrical work must pass the City Building Inspector's inspection.

13. Will we have garbage collection?

A. Yes.

14. How about mail service?

A. The United States Government is planning mail service in this area and you should have this service in the near future.

15. Will there be a sewer assessment and if so how much?

A. At the present time there is not an assessment - in the event of a sewage plant being installed no doubt there will be.

16. Are cess-pools permitted in sewered areas?

A. If the cess-pools are not a nuisance, it may be allowed.

17. What control will the City have over health hazards and annoyances?

A. Some control, mostly handled through the State Health Dept.

18. Why are business men opposed to incorporation, is there a gross sales tax on businesses and how much?

A. 20¢ on each \$100.

19. How about street lighting?

A. Street lighting would be one of the first things attended to.

20. What will be the political set up?

A. There will be a Committee of Three appointed from the annexed group to work with the present City Council until such time that an election is held. The Town will probably be set up in wards.

21. Will the bus rates in Nitro Business area remain as they are?

A. This matter will be taken up with the Charleston Transit Company immediately.

There being no further business the meeting was adjourned until September 20, 1950.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

September 20, 1950

The Nitro City Council met in an adjourned session on the 20th day of September, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, B.E.Gewin, G.O.Nelson, Jerome Collins, W.H.Jones and M.L.Bush members of the Council.

The meeting was called to order by Mayor Alexander.

A petition was presented to the Council signed by 400 residents of Nitro, petitioning the City Council to submit to the qualified voters of the City of Nitro, West Virginia and to the qualified voters in the unincorporated territory contiguous to said City, known as East Nitro, Crawford City and Central City, the question of annexing the said contiguous territory of East Nitro, Crawford City and Central City.

A delegation from the proposed annexed area ask the Council to hold a mass meeting in the proposed area before the election in an effort to educate the residents of the area on the advantages of annexing with Nitro.

The Council agreed to hold the meeting, the time and place to be announced later.

Councilman Collins moved, seconded by Councilman Jones that the following ordinance be adopted an arrangements be made to hold a Special A nnexation Election on the 19th day of October, 1950. Motion carried.

AN ORDINANCE AND ORDER PROVIDING FOR A VOTE OF QUALIFIED VOTERS TO BE HAD AND AN ELECTION TO BE HELD IN THE CITY OF NITRO AND IN THE UNINCORPORATED TERRITORY CONTIGUOUS TO SAID CITY, COMMONLY KNOWN AS EAST NITRO, CRAWFORD CITY AND CENTRAL CITY, ON THE QUESTION OF THE ANNEXATION SAID UNINCORPORATED CONTIFUOUS TERRITORY OF EAST NITRO, CRAWFORD CITY AND CENTRAL CITY TO THE CITY OF NITRO, AT SPECIAL ELECTIONS TO BE HELD THEREIN ON THE 19TH DAY OF OCTOBER, 1950 ESTABLISHING VOTING PLACES FOR AND PROVIDING FOR THE CONDUCTING AND HOLDING OF SAID ELECTIONS, THE APPOINTMENT OF OFFICIALS TO CONDUCT THE SAME AND ALL OTHER MATTERS AND THINGS NECESSARY AND INCIDENT THERETO AND IN CONNECTION THEREWITH.

WHEREAS, a petition in writing signed by L.F. Hartranft and some 400 other persons has been filed with the Council of the City of Nitro, Kanawha and Putnam Counties, West Virginia, setting forth by metes and bounds the unincorporated territory proposed to be annexed to said City of Nitro and asking that a vote be taken upon the proposed annexation; and

WHEREAS, it appears to the Council that said petition is in due form, properly executed by more than ten percent (10%) of the inhabitants of the City of Nitro and complies with the provisions of Section 21, Article 6, Chapter 8-A of the Code of West Virginia; and

WHEREAS, responsive to said petition it is the duty of this Council, under the law in such cases made and provided, to order a proper vote to be taken upon said proposed annexation in the City of Nitro and in the said territory contiguous thereto, known as East Nitro, Crawford City and Central City, proposed to be annexed to said City;

NOW THEREFORE, BE IT ORDAINED AND ORDERED BY THE COUNCIL OF THE CITY OF NITRO;

1. (a) A special election shall be held in the City of Nitro, Kanawha and Putnam Counties, West Virginia on Thursday, the 19th day of October, 1950, and

(b) a special election shall be held in the unincorporated territory contiguous to the City of Nitro known variously as East Nitro, Crawford City and Central City, and hereinafter described, on Thursday, the 19th day of October, 1950, and a vote of the qualified voters shall be taken upon the proposed annexation, for the purpose of submitting to the qualified voters of the said City of Nitro, and to all the qualified voters residing in said contiguous territory and to all of the qualified voters owning any part of such territory whether resident thereon or not, the question whether the unincorporated area consisting of the territory popularly known as East Nitro, Crawford City and Central City situate in Union District, Kanawha County and Poca District, Putnam County, West Virginia, and being generally the area lying between the southwestern boundary of the City of Nitro and the Kanawha River, and extending from the West Virginia Water Service Company property on the north to the southerly boundary line of Central City (formerly Margaret A. Marshall property) on the south, as hereinafter set forth, and being more accurately described by metes and bounds as follows:

BEGINNING at low water levels of the Kanawha River (Elevation five hundred sixty-six feet, Sandy Hook datum), in a line common to West Virginia Water Service Company and the Nitro Recreation Park, thence in this line bearing north eighty-seven degrees four minutes east, eight hundred sixty-two and nine tenths feet to an iron stake, corner of the Nitro Recreation Park; thence in the line of the Nitro Recreation Park bearing south thirteen degrees thirty-eight minutes west, fifty-eight and five tenths feet to an iron stake; thence in the common line of the Nitro Recreation Park and the County Road, bearing south forty-

five degrees thirty minutes east, one thousand four hundred twelve and one tenth feet to an intersection with the center line of Nineteenth Street in the City of Nitro; thence in the center line of Nineteenth Street, bearing south sixty-six degrees fifteen minutes east, forty-one feet to the boundary line of the City of Nitro, common to the east right-of-way line of the New York Central Railway; thence, bearing southward in this line three thousand nine hundred eighty-eight feet on a circular arc of approximately eight thousand four hundred forty feet radius, to the present south boundary corner of the City of Nitro, recorded as an iron stake in the New York Central Railway east right-of-way line; thence in the boundary line of the City of Nitro, bearing north seventy-four degrees fifteen minutes east, forty-one and five tenths feet to an iron pipe corner; thence in the boundary line of the City of Nitro, bearing south eighty-seven degrees twenty-four minutes east, eight hundred forty-six feet to a stone monument, corner to the boundary line of the City of Nitro; thence on a tangent bearing south nine degrees thirty five minutes east, two thousand six hundred eighty feet on a circular arc of approximately seven thousand five hundred seventy feet, concentric with the arc of the New York Central Railway right-of-way to a terminal bearing of south thirty degrees east; thence, in the south line of the Central City Subdivision, as extended, bearing south fifty six degrees thirty minutes west, two thousand feet, more or less to the low water level of the Kanawha River (elevation five hundred, sixty six feet, as above defined); thence with the meanders of the stream approximately one and seven tenths miles in a northerly direction along the low water line of the Kanawha River to the point of beginning. The whole enclosing a tract of three hundred seven acres, more or less, about three acres lying in Pocatalico District of Putnam County and three hundred four acres lying in Union District of Kanawha County, West Virginia.

Shall be annexed to and thence forth become a part of the City of Nitro, a municipal corporation created and existing under the laws of the State of West Virginia.

2. The form of ballot for such elections shall be substantially as follows:

MAP

Territory of	
East Nitro ,	
Crawford City	CITY OF NITRO
and Central City,	
proposed to be	
annexed	

Shall the territory indicated on the map, 'Territory of East Nitro, Crawford City and Central City proposed to be annexed,' be annexed to and become part of the City of Nitro?

FOR ANNEXATION

AGAINST ANNEXATION

3. The voting precincts within the City of Nitro as arranged, adopted and fixed by the County Courts of Kanawha County and Putnam County, West Virginia, and the boundaries thereof and places of voting within the boundaries thereof and the places of voting therein, respectively, in the City of Nitro.

The voting precinct in said unincorporated contiguous territory comprising the area known as East Nitro, Crawford City and Central City, hereinbefore described and proposed to be annexed shall be and is described as follows, namely:

'East Nitro, Crawford City and Central City Precinct No. 1' shall consist and be composed of that area lying between the southwestern boundary line of the City of Nitro and the Kanawha River and extending in a southerly direction from the West Virginia Water Service Company property on the north to the southerly boundary of Central City (formerly southerly boundary of Margaret A. Marshall property) on the south, and including a rectangular strip lying east of the New York Central Railroad right-of-way and adjacent to the extreme southern boundary of the City of Nitro, which said area includes and is within the territory proposed to be annexed as described herein by metes and bounds, and which said area includes and consists of parts of Kanawha County Precincts Nos. 272 and 282 and Putnam County Precinct No. 23.

The places of voting in each of said precincts shall be as follows:

CITY OF NITRO:

Kanawha County Precinct No. 260 - Eighth Street Grocery.

Kanawha County Precinct No. 261 - East End of Nitro School.

Kanawha County Precinct No. 283 - West End of Nitro School.

Putnam County Precinct No. 22 - UMW Union Hall

AREA OF EAST NITRO, CRAWFORD CITY, AND CENTRAL CITY:

Precinct No. 1 - George W. Gibson's Grocery Store

4. The commissioners and clerks for holding said elections shall be and are hereby appointed in each of the precincts in the City of Nitro and in the area of East Nitro, Crawford City and Central City, respectively, as follows:

Kanawha County Precinct No. 260 - Eighth Street Grocery.

Commissioners: Philip Arthur, Mrs. Darrell Evans, and Mrs. Vinell Meadows.

Clerks: Margaret Boggess and Mrs. Paul Willard.

Kanawha County Precinct No. 261 - East End Nitro School.

Commissioners: Irene Coe, Ed Gosney and Treva Sayre.
Clerks: W.L.Wintz and Mrs. E.O.Kinder.

Kanawha County Precinct No. 283 - West End Nitro School.

Commissioners: Grace Peck, Mrs. W.H.Jones and Sam
Montague.

Clerks: Lydia Briggs and Blanche Baumgartner.

Putnam County Precinct No. 22 - UMW Union Hall

Commissioners: Polly LeMaster, Mrs. L.W.Walker and
Hattie Beckman.

Clerks: Mrs. J.M.Porter and Mrs. J.E.Roark.

Area of East Nitro, Crawford City and Central City Precinct
No. 1 - George W. Gibson's Grocery Store.

Commissioners: Blanche Barrickman, Paul McCoy and Keith
Hill.

Clerks: T.O.Townsend and Mabel Duffy.

5. The registration of voters and the use of registration books shall be governed by the Permanent Registration Law of the State of West Virginia, and the City of Nitro hereby adopts the registration lists of Kanawha and Putnam Counties, West Virginia, as amended and corrected according to law, as the official registration list of voters in the City of Nitro and as the official registration list of voters in the area of East Nitro, Crawford City and Central City proposed to be annexed, the latter including that portion of the qualified voters residing in Kanawha County Precincts Nos. 272 and 282, and Putnam County Precinct No. 23, who reside within the area popularly known as East Nitro, Crawford City and Central City proposed to be annexed as hereinbefore bounded and described, and there shall also be permitted to vote all of the qualified voters owning any part of **such** East Nitro, Crawford City and Central City Territory as hereinbefore bounded and described, whether resident thereon or not as provided for in Code, West Virginia, 8A-6-21; and all pertinent and applicable provisions of the Election laws of the State of West Virginia concerning general, primary, special or municipal elections shall apply to this election.

6. Notice of the calling of such elections shall be given by the publication of this ordinance and orders in a newspaper of general circulation in the City of Nitro and in the unincorporated contiguous territory known as East Nitro, Crawford City and Central City proposed to be annexed once a week for two successive weeks, the first publication to be at least fourteen days prior to said 19th day of October, 1950.

7. The City Recorder of the City of Nitro shall forthwith furnish an attested copy of this ordinance and orders to the Circuit



Court of Judge of Kanawha County, West Virginia, the county wherein the portion of said City of Nitro greatest in population lies, and the County wherein the portion of said area of East Nitro, Crawford City and Central City proposed to be annexed thereto greatest in area and population lies, for his information to enable the Judge of said court to comply with the requirements of Section 23, Article 6, Chapter 8" of the Code of the State of West Virginia. The City Recorder shall also perform the further duties in respect to each of said elections as are imposed upon her by all applicable laws.

There being no further business the meeting was adjourned.

Grace Lewis
Grace Lewis, Recorder

W.W. Alexander
W.W. Alexander, Mayor

September 28, 1950

The City Council met in a special session September 28, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Jerome Collins, G.O.Nelson, W.H.Jones, and M.L.Bush members of the Council.

Mayor Alexander called the meeting to order and announced to the delegation present from East Nitro, Crawford City and Central City that the special annexation election on the question of incorporating the areas of East Nitro, Crawford City and Central City would be held October 19, 1950.

Mayor Alexander presented to the Council the resignation of G.O.Nelson as Councilman.

Councilman Collins moved that Councilman Nelson's resignation be accepted. Motion seconded by Councilman Jones. Motion carried.

Councilman Collins moved, motion seconded by Councilman Bush, that Dr. George W. Hogshead be appointed to replace Dr. Nelson on the City Council. Motion carried.

There being no further business the meeting adjourned.

Grace Lewis
Grace Lewis, Recorder

W.W. Alexander
W.W.Alexander, Mayor

October 17, 1950

At a Regular Meeting of the Council of the City of Nitro, held on the 17th day of October, 1950.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and W.H.Jones, Jerome Collins, B.E.Gewin, and George W.Hogshead, members of the Council.

Mayor Alexander called the meeting to order and announced that the meeting was now open for business.

Thereupon J.A.Spence, City Engineer, presented to the Council his Report that the improvements authorized by Ordinance of Council adopted on May 9, 1950, and as hereinafter set out in full, had been completed in accordance with the plans, specifications, paving Ordinance and Contract with Anderson's Inc., a corporation, which said report is in form and figures as follows, to-wit:

REPORT OF ENGINEER

ON

PERMANENT IMPROVEMENT OF 6TH STREET FROM FIRST AVENUE TO THIRD AVENUE: 7TH STREET FROM FIRST AVENUE TO THIRD AVENUE: 8TH STREET FROM SECOND AVENUE TO THIRD AVENUE: 9TH STREET FROM SECOND AVENUE TO THIRD AVENUE: 10TH STREET FROM FIRST AVENUE TO THIRD AVENUE: 11TH STREET FROM SECOND AVENUE TO THIRD AVENUE: 12TH STREET FROM SECOND AVENUE TO THIRD AVENUE: 14TH STREET FROM FIRST AVENUE TO THIRD AVENUE: 41ST FROM FIRST AVENUE TO SECOND AVENUE: 32ND STREET FROM FIRST AVENUE TO SECOND AVENUE AND BANK STREET FROM 20TH STREET TO 21ST STREET.

TO THE COUNCIL OF THE CITY OF NITRO:

I, J.A.Spence, of Municipal Engineering Corporation, a corporation, City Engineer, hereby certify and report this 17th day of October, 1950, that the improvements authorized by Ordinance of the Council adopted on the 9th day of May, 1950, have been completed in accordance with the plans, specifications, paving ordinance and contract with Anderson's Inc., a corporation, made pursuant thereto on the above named street and portions of streets, and do further certify and report that I have measured, apportioned and calculated the several frontages abutting thereon and the total

cost and the respective amounts chargeable upon each lot or parcel of land abutting thereon in accordance with said paving ordinance and do certify and report that the proper amounts to be assessed against the respective abutting lots or parcels of land as provided by said ordinance and Article 8 of Chapter 8 of the Code of West Virginia as amended by the Acts of the Legislature of 1949, with a description of the abutting lots and lands as to ownership, frontage, location and respective amounts to be assessed are as follows:

SIXTH STREET --NORTH SIDE
(First Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
O.F. Carson and M.M. Carson	601	47.25	\$9.1654	\$433.27
Grant W. Woodall and Clella A. Woodall	603	40.00	9.1654	366.62
Buelah A. Wilkinson and Mary Wilkinson	605	40.00	9.1654	366.62
James R. Frazier and Talitha C. Frazier	607	40.00	9.1654	366.62
Paul P. Leadman and Birtise A. Leadman	609	40.00	9.1654	366.62
Grover Gloven Boggess and Inez R. Boggess	611,613	80.00	9.1654	733.24
J.D. Landers and Myrtle V. Landers	615	40.00	9.1654	366.62
Nitro Industrial Corporation	617	40.00	9.1654	366.62
Nitro Industrial Corporation and J.R. Alexander	619,621	106.75	9.1654	978.41

SOUTH SIDE

G.E. Watkins	602,604,606	147.91	9.1654	1355.66
James B. Smith and Majorie A. Smith	608	40.00	9.1654	366.62
Wilbert F. Gladwell and Janet McClung Gladwell	610, 612	80.00	9.1654	733.24
James H. Sprouse and Bethelean Sprouse	614	40.00	9.1654	366.62
Nitro Industrial Corp- oration	616, 618	80.00	9.1654	733.24
Nitro Industrial Corp- and Isaiah Rhodes	620	68.59	9.1654	<u>628.65</u>
TOTAL				\$8528.67

SEVENTH STREET - NORTH SIDE
(First Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Althea M. Casto and Russell W. Casto	701	45.00	\$9.1654	\$412.44
J.A. Greenway and Lula Greenway	703	40.00	9.1654	366.62
Lula Greenway	705	40.00	9.1654	366.62
Cline W. Grant and Forest J. Grant	707	40.00	9.1654	366.62
C.W. Grant and Forest J. Grant	709	40.00	9.1654	366.62
John P. Dougherty and Garnett P. Dougherty	711	40.00	9.1654	366.62
Nitro Industrial Corp- oration and John P. Doutherty	713	40.00	9.1654	366.62
Martin Rice and Ruth Rice	715, 717	80.00	9.1654	733.24
Oney O. Welch and Flora Belle Welch	719	40.00	9.1654	366.62

Homer DeWeese and Icy Deweese	721	40.00	9.1654	366.62
Edna Ione Jarrell	723	58.56	9.1654	536.72

South Side

B.R. Goodall and Thelma Goodall	702	45.00	9.1654	412.44
Nitro Industrial Corp- oration	704	40.00	9.1654	366.62
Grant W. Woodall and Clella Ardaina Woodall	706	40.00	9.1654	366.62
Beulah Hammond	708	40.00	9.1654	366.62
J.A. Greenway and Lula Greenway	710	40.00	9.1654	366.62
Anna B. Quickle	712	40.00	9.1654	366.62
Hollis A. Williams	714	40.00	9.1654	366.62
Isaiah Rhodes	716	40.00	9.1654	366.62
Elmer H. Rhodes and Macil Irene Rhodes	718	40.00	9.1654	366.62
L.D. Deweese and Blanche Deweese	720, pt. 722	76.04	9.1654	696.94
Ernest L. Vance	724, pt. 722	69.82	9.1654	<u>639.93</u>
TOTAL				\$9297.63

EIGHTH STREET - NORTH SIDE
(Second Avenue to Third Avenue)

<u>Name of Owner</u>	<u>Lot Number or Other Description</u>	<u>Frontage</u>	<u>Rate</u>	<u>Amount</u>
Rolla H. Frasher, Felba Frasher and Rolla H. Frasher, Jr.	805	45.00	\$9.1654	\$412.44
Nitro Industrial Corporation	813, 807, 809	120.00	9.1654	1099.86
J.L. Dunlap	811	40.00	9.1654	366.62
Elmer H. Rhodes	815	40.00	9.1654	366.62
Joseph F. Mattox and Pauline A. Mattox	817	40.00	9.1654	366.62
Isaiah Rhodes and Linnie Rhodes, and W.D. Moore and Mary Moore	819	40.00	9.1654	366.62
C.E. Smith	821, 823, 825, 827	171.94	9.1654	1575.91

~~SOUTH~~ SIDE

Hugh M. Lunsford and Elizabeth D. Lunsford	802	45.00	9.1654	412.44
E.E. Higginbotham	804	40.00	9.1654	366.62
Ralph A. Wise and Maida R. Wise	806	40.00	9.1654	366.62
Rosie Hedrick, Emory E. Hedrick, Howard W. Hedrick, Arnie W. Hedrick, Lotta Mae Wolfe and Emogene L. Stover	808	40.00	9.1654	366.62
Karl H. Angell and Mabel Wears Angell	810	40.00	9.1654	366.62
H.M. Drake and Bertha M Drake	812	40.00	9.1654	366.62
Ray Owsley and Margaret Owsley	814	40.00	9.1654	366.62
Martin Rice and Ruth Rice	816, 818	80.00	9.1654	733.24

Nitro Industrial Corporation	820, 822	80.00	9.1654	733.24
Edna Ione Jarrell	824	54.78	9.1654	<u>502.08</u>
TOTAL				\$9135.41

NINTH STREET - NORTH SIDE
(Second Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Pearl Fox	907	45.00	\$9.1654	\$412.44
Beatrice Fox	909	40.00	9.1654	366.62
Nitro Industrial Corporation and C.F.Fox	911, 913	80.00	9.1654	733.24
L.H.Tittle and L.E.Tittle	915	40.00	9.1654	366.62
Emma A. Bender	917	40.00	9.1654	366.62
Nitro Industrial Corporation and R.E.Bowen	919, 921	80.00	9.1654	733.24
Elsie J. Walker	923	40.00	9.1654	366.62
Leon B. Rhodes and Treca Gay Rhodes	925	40.00	9.1654	366.62
J.R.Alexander and Dorothy D. Alexander	927, 929	81.00	9.1654	742.40
SOUTH SIDE				
Dora Lee Inman and Carl E. Inman	906	45.00	9.1654	412.44
Vincil D. Meadows and Mabel L. Meadows	908, 910	80.00	9.1654	733.24
Darrell D. Evans and Ernesteen F. Evans	912, 914	80.00	9.1654	733.24
Arthur Vincent Raynes and Phyllis Raynes	916	40.00	9.1654	366.62
Nitro Industrial Corporation and Isaiah Rhodes	918	40.00	9.1654	366.62

Nitro Industrial Corporation	920	40.00	9.1654	366.62
Robert Louis Dawson and Dolly Gaye Dawson	922	40.00	9.1654	366.62
Earl R. Comstock	924	40.00	9.1654	366.62
Artie E. Rowsey	926,930	89.85	9.1654	<u>823.52</u>
TOTAL				\$8989.96

TENTH STREET - NORTH SIDE
(First Avenue to Second Avenue)

Name of Owner	Lot Number of Other Description	Frontage	Rate	Amount
Lillie Chamberlain	1001	63.83	\$9.1654	\$585.03
N.S. Phelps and Amy Phelps	1003	40.00	9.1654	366.62
Norman S. Phelps and Amy M. Phelps	1005	45.00	9.1654	412.44
SOUTH SIDE				
Fanny Perkins	1004	96.06	9.1654	880.43
Howard Glenn Toney and Reba Jean Toney	1006	45.00	9.1654	<u>412.44</u>
TOTAL				\$2656.96

TENTH STREET - NORTH SIDE
(Second Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Nitro Industrial Corp- oration	1009, 1023, and 1029	125.00	\$9.1654	\$1145.68
Lena M. Woody and Letha L. Scholze	1011, 1013	80.00	9.1654	733.24
Paul M. Downey and Virginia Downey	1015	40.00	9.1654	366.62
Paul M. Downey and Virginia Downey	1017	40.00	9.1654	366.62
John P. Rock and Margaret A. Rock	1019	40.00	9.1654	366.62
Johnny L. Smith and Katherine Smith	1021	40.00	9.1654	366.62
Nitro Industrial Corp- oration and Wilbur O Jividen	1025	40.00	9.1654	366.62
C.R. Casto and Eddie Casto	1027	40.00	9.1654	366.62
C.J. McKinney	1031	40.00	9.1654	366.62
SOUTH SIDE				
Howard M. Drake and Bertha N. Drake	1010	45.00	9.1654	412.44
Jake Siders	1012	40.00	9.1654	366.62
Foy Albert Silman and Lydia L. Silman	1014, 1016	80.00	9.1654	733.24
H.M. Drake and Bertha N. Drake	1018, 1020	80.00	9.1654	733.24
Thelma L. Atkins	1022	40.00	9.1654	366.62
Nitro Industrial Corporation and Ginny Adkins	1024	40.00	9.1654	366.62
Ray W. Bossess	1026	40.00	9.1654	366.62
A.L. King	1028, 1030	80.00	9.1654	733.24
Howard A. King and Myrtle King	1032	40.28	9.1654	369.18
TOTAL				<u>\$8893.08</u>

ELEVENTH STREET - NORTH SIDE
(Second Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Nitro Industrial Corporation	1111	45.00	\$9.1654	\$412.44
Frank D. Adkins and Myrtle Adkins	1113	40.00	9.1654	366.62
Otmer E. Landers	1115	40.00	9.1654	366.62
E.A. Gillespie and Cleo Gillespie	1117, 1119	80.00	9.1654	733.24
Nitro Industrial Corporation and E.R. Hively	1121, 1123	80.00	9.1654	733.24
Nitro Industrial Corporation and Charles W. Lieble	1125, 1127	80.00	9.1654	733.24
O.C. Saunders and Daisy Saunders	1129	40.00	9.1654	366.62
O.C. Saunders	1131, 1133	77.82	9.1654	713.26
SOUTH SIDE				
Gilbert Rhodes and P.V. Rhodes	1112	45.00	9.1654	412.44
J.L. Dunlap, Sr.	1114	40.00	9.1654	366.62
Addelene L. Hedrick	1116	40.00	9.1654	366.62
York Ragle and Viola Ragle	1118	40.00	9.1654	366.62
Peter J. Maruish and Evelyn Maruish	1120, 1122	80.00	9.1654	733.24
Glen D. Jividen and Bertha M. Jividen	1124	40.00	9.1654	366.62
Nitro Industrial Corporation	1126	40.00	9.1654	366.62
Stanley Smith and Bertha Smith	1128, 1130, 1132 and 1134	156.00	9.1654	1439.81
TOTAL				\$8833.87

TWELFTH STREET -NORTH SIDE
(Second Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
C.L.Lemma	1215, 1217 and 1219	125.00	\$9.1654	\$1145.68
J.H.Janey and Mary Z Janey	1221	40.00	9.1654	366.62
John H. Janey and Mary Z.Janey	1223	40.00	9.1654	366.62
Nitro Industrial Corp- oration	1225, 1229 and 1231	120.00	9.1654	1099.86
Nitro Industrial Corp- oration and J.R.Alexander	1227	40.00	9.1654	366.62
Nitro Industrial Corp- oration and Gerald Sayre	1233	40.00	9.1654	366.62
Cleo Gillispie	1235	40.00	9.1654	366.62
Murrell D. Honaker	1237	66.05	9.1654	605.37
SOUTH SIDE				
Corbett Ferrell and Wanda K Ferrell	1214	45.00	9.1654	412.44
R.O.Jividen and Rufina Jividen	1216	40.00	9.1654	366.62
Nitro Industrial Corp- oration	1218, 1230	80.00	9.1654	733.24
E.A.Gillaspie and Cleo Gillaspie	1220, 1222	80.00	9.1654	733.24
E.R.Hively and Nettie Hively	1224, 1226	80.00	9.1654	733.24
Nitro Industrial Corp- oration and J.R.Alexander	1228	40.00	9.1654	366.62
Nitro Industrial Corp- oration and Elmer H. Rhodes	1232	40.00	9.1654	366.62
Ralph J. Linville and Hazel V. Linville	1234, pt.1236	45.00	9.1654	412.44
Opha Higginbotham	pt.1236	57.62	9.1654	528.11
TOTAL				\$9336.58

FOURTEENTH STREET - NORTH SIDE
(First Avenue to Second Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
C.P. Mattox and Dessa E Mattox	1401	65.39	\$9.1654	\$599.33
Ernest H. Runyan and Olive B. Runyan	1403	50.00	9.1654	458.27
H.C. Criner	1405	50.00	9.1654	458.27
Frank E. Grover	1407	50.00	9.1654	458.27
Frank Grover	1409	50.00	9.1654	458.27
J.H. Wysong and Rosa T. Wysong	1411	50.00	9.1654	458.27
SOUTH SIDE				
R.R. Rowsey and Mary Rowsey	1402	56.00	9.1654	513.26
Hollis Boggess	1404	50.00	9.1654	458.27
Nitro Industrial Corporation	1406	50.00	9.1654	458.27
V.H. Comstock	1408	50.00	9.1654	458.27
Nellie I. Custer	1410	50.00	9.1654	458.27
Nellie Irene	1412	50.00	9.1654	<u>458.27</u>
TOTAL				\$5695.29

FOURTEENTH STREET - NORTH SIDE
(Second Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Tom Softley	1415	50.00	\$9.1654	\$458.27
Tom Softley and Frances Ann Softley	1417, 1419	100.00	9.1654	916.54
S.M.Shipley and Leona Shipley	1421, 1423	100.00	9.1654	916.54
Nitro Industrial Corp- oration	1425, 1427, 1429	150.00	9.1654	1374.81
Andrew J. Ice and Gladys B. Ice	1431, 1433, 1435	162.69	9.1654	1491.12
SOUTH SIDE				
Rosehellena Farnsworth Hanes	1416	50.00	9.1654	458.27
Mary King	1418	50.00	9.1654	458.27
L.F.Trout and Mabel Trout	1420, 1422	100.00	9.1654	916.54
Foy A. Silman and Lydia L. Silman	1424	50.00	9.1654	458.27
W.W.Alexander	1426	50.00	9.1654	458.27
Elvin L. Coe and June Irene Coe	1428	50.00	9.1654	458.27
Ada T. Jamison and John E. x Tinsley	1430	50.00	9.1654	458.27
Stanley Lawrence Smith and Margie Elizabeth Smith	1432, pt.1434	82.00	9.1654	751.56
W.G.Lamb and Rosalynd Lamb	1436, pt.1434	75.51	9.1654	692.08
TOTAL				\$10267.08

FORTY FIRST STREET
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Anna L. Putney, N.J. Putney, Ho mer L. Putnay, Mabel Trout Virginia Fulcher and Marguerite Grover	pt. 4125	200.83	\$9.1654	\$1840.69
Emory E. Hedrick and Virginia Hedrick	Lot "E" of a sub- division of Lot 4125	50.00	9.1654	458.27
John A. Gatens and Opal Garnet Gatens	Lot "F" of a sub- division of Lot 4125	50.00	9.1654	458.27
Nitro Industrial Corp- oration and D.M. Dorsey	4113	50.00	9.1654	458.27
Henry Lucas	4117	50.00	9.1654	458.27
Ernest C. Gott and Edith M. Gott	4119	50.00	9.1654	458.27
Eugene H. Lucas	4121	50.00	9.1654	458.27
V.E. Stuart and Catherine Stuart	4123	34.00	9.1654	311.62
V.E. Stuart and Catherine G. Stuart (Lot 16x212.5')		16.00	9.1654	146.65
Margaret M. Schowen and Lyle J. Schowen	pt. 4123½	50.00	9.1654	458.27

SOUTH SIDE

O.R. Childers and Mollie Childers 4102, 4104, 4106 and 4108		200.83	9.1654	1840.69
James F. Coel	4110	50.00	9.1654	458.27
J.E. Temple	4112	50.00	9.1654	458.27
Nitro Industrial Corp- oration	4114	50.00	9.1654	458.27
Nellie E. Wise and Darrell E. Wise	4116	50.00	9.1654	458.27

Theo Rhodes	4118	50.00	9.1654	458.27
Ethel Gary	4120	50.00	9.1654	<u>458.27</u>
	TOTAL			\$9950.51

THIRTY SECOND STREET - NORTH SIDE
(First Avenue to Second Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
F.A.Hill	3201	50.83	\$3.656	\$185.83
Marion L. Bush	3203	50.00	3.656	182.80
H.P.Brubaker and Mabel Brubaker	3205	50.00	3.656	182.80
James M. Porter, Jr. and Orpha G. Porter	3207, 3209	100.00	3.656	365.60
F.M.Lintzmeyer, Emil Alfred Lintzmeyer and Edith Katherine Lintzmeyer Johnson	3211, 3213	100.00	3.656	365.60
Clarence M. Schowen and Alfreda Turley Schowen	3215	50.00	3.656	182.80
SOUTH SIDE				
Luigi Lemma	3202	50.83	3.656	185.83
L.O.Grass and Ocie Grass	3204	50.00	3.656	182.80
Ruby Lee Fowler	3206	50.00	3.656	182.80
Lydia Entsminger Kelley	3208	50.00	3.656	182.80
Jim Smith and Marie Smith	3210	50.00	3.656	182.80
C.E.Smith	3212	50.00	3.656	182.80
Hattie M. Bird	3214	50.00	3.656	182.80
Reuben Harrison	3216	50.00	3.656	182.80
TOTAL				\$2930.86

BANK STREET - EAST SIDE
(From Twenty-first Street to Twentieth Street)

Name of Owner	Lot Number or Other Description	Frontage	Depth Rate	Amount
A.W.Cox Department Store Company	Lot (pt. Plot 18)	160.00	127.00	\$8.617 \$1378.72
O.F. DAubenspeck	Lot (pt. Plot 18)	27.50	127.00	8.617 236.97
W.W.Alexander and Luther H. Carson	Lot (pt. Plot 18)	70.00	127.00	8.617 603.19
WEST SIDE				
G.C.Alderson and G.S.Smith	Lot (Plot 24)	155.00	54.00	8.617 <u>1335.64</u>
TOTAL				\$3554.52

J.A. Spence
City Engineer

And said Council having inspected said report, upon motion of Councilman Gewin, seconded by Councilman Jones, and adopted unanimously said report is accepted and ordered to be made a part of the minutes of Council, and the City Recorder is authorized and directed to publish notice that at a meeting to be held on the 31st day of October, 1950, at 7:30 o'clock, P.M. in the City Building, all owners of abutting property and other interested parties might appear and move the revision or correction of said report, and that on or after said date an assessment for the cost of same would be laid on said property and the owners thereof for the cost of same, which said notice is to be filed with the minutes and made a part hereof.

Upon motion of Councilman Jones, seconded by Councilman Gewin, and unanimously adopted it is ordered that the Council meet

in Special Session at the City Building on the 31st day of October, 1950, at 7:30 o'clock, P.M.

Upon motion of Councilman Gewin, seconded by Councilman Jones, unanimously adopted it is ordered that Council stand adjourned until said above date.

Thereupon the meeting was adjourned.

Grace Lewis
Grace Lewis, Recorder

W.W. Alexander
W.W. Alexander, Mayor

October 31, 1950

At a special meeting of the Council of the City of Nitro, regularly and dully called, on the 31st day of October, 1950, there were present W.W.Alexander, Mayor, Grace Lewis, Recorder and W.H.Jones, B.E.Gewin, Jerome Collins, and M.L.Bush members of the Council. Absent. G.W.Hogshead, member of the Council.

The meeting was called to order by W.W.ALEXANDER, Mayor, who announced that this was a meeting called for the levying of assessments for paving as set out in the notice to property owners as published in the Kanawha Valley Leader under dates of October 20 and October 27, 1950, and further announced that the meeting was open for any revisions or corrections of the Report of the Engineer as set out in said notice.

Thereupon the Recorder informed Council that pursuant to its directions as ordered in its meeting of October 17, 1950, she had given notice as required by law to the owners of the property abutting upon the streets and portions thereof pursuant to paving Ordinance adopted by Council on May 9, 1950, by publication in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro and tendered to Council the Publisher's Affidavit and Certificate of publication of said notice.

Thereupon Councilman Bush, seconded by Councilman Jones, and unanimously adopted, it is ordered that the Publisher's Affidavit and Certificate of Publication as above mentioned be received and made a part of the minutes of this meeting by actual inclusion therein.

Said Affidavit and Certificate is as follows:

Printer's Fee \$.....

AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, Cecil R. Walker....., Manager of Kanawha Valley Leader, a Weekly newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Publication

was duly published in said paper once a week for..2.... successive weeks, commencing with the issue of the 20th day of October, 19 50 and ending with the issue of the 27th day of October, 1950 and was posted at the Court House of Kanawha County on

, 19

C. Walker

Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 30th day of October, 19 50

[Signature]

Notary Public for Kanawha County, West Virginia.

My Commission Expires June 28, 1957

(My commission expires. 1957)

Thereupon the Mayor inquired if there were any persons present who desired to move correction or revision of the proposed assessments and there being only minor revisions in footage and ownership called to attention by Council by interested owners and the City Attorney, which corrections and revisions, were approved by the City Engineer, and on motion of Councilman Bush, seconded by Councilman Jones, and unanimously adopted are accepted.

Thereupon Council proceeded to consider the said revisions and corrections prepared and approved by the City Engineer to his Report and Assessment Rolls.

Thereupon upon motion of Councilman Gewin, seconded by Councilman Jones, and unanimously adopted, it is ordered that the Engineer's Report as amended, revised and corrected and as hereinafter set out be accepted and adopted.

REPORT OF ENGINEER

PERMANENT IMPROVEMENT OF 6TH STREET FROM FIRST AVENUE TO THIRD AVENUE: 7TH STREET FROM FIRST AVENUE TO THIRD AVENUE: 8TH STREET FROM SECOND AVENUE TO THIRD AVENUE: 9TH STREET FROM SECOND AVENUE TO THIRD AVENUE: 10TH STREET FROM FIRST AVENUE TO THIRD AVENUE: 11TH STREET FROM SECOND AVENUE TO THIRD AVENUE: 12TH STREET FROM SECOND AVENUE TO THIRD AVENUE: 14TH STREET FROM FIRST AVENUE TO THIRD AVENUE: 41ST STREET FROM FIRST AVENUE TO SECOND AVENUE: 32ND STREET FROM FIRST AVENUE TO SECOND AVENUE AND BANK STREET FROM 20TH STREET TO 21ST STREET.

TO THE COUNCIL OF THE CITY OF NITRO:

I, J.A. Spence, of Municipal Engineering Corporation, a corporation, City Engineer, hereby certify and report this 31st day of October, 1950, that the improvements authorized by Ordinance of the Council adopted on the 9th day of May, 1950, have been completed in accordance with the plans, specifications, paving ordinance and contract with Anderson's Inc., a corporation, made pursuant thereto on the above named streets and portions of streets, and do further certify and report that I have measured, apportioned and calculated the several frontages abutting thereon and the total cost and the respective amounts chargeable upon each lot or parcel of land abutting thereon in accordance with said paving ordinance and do certify and report that the proper amounts to be assessed against the respective abutting lots or parcels of land as provided by said ordinance and Article 8 of Chapter 8 of the Code of West Virginia as amended by the Acts of the Legislature of 1949, with a description of the abutting lots and lands as to ownership, frontage, location and respective amounts to be assessed are as follows:

SIXTH STREET --NORTH SIDE
(First Avenue to Third Avenue)

Name of Owner	Lot Number or other Description	Frontage	Rate	Amount
O.F. Carson and M.M. Carson	601	47.25	\$9.1654	\$433.27
Grant W. Woodall and Clella A Woodall	603	40.00	9.1654	366.62
Buelah A. Wilkinson and Mary Wilkinson	605	40.00	9.1654	366.62
James R. Frazier and Talitha C. Frazier	607	40.00	9.1654	366.62
Paul P. Leadman and Birtise A. Leadman	609	40.00	9.1654	366.62
Grover Gloven Boggess and Inez R. Boggess	611, 613	80.00	9.1654	733.24
J.D. Landers and Myrtle V. Landers	615	40.00	9.1654	366.62
Nitro Industrial Corp- oration	617	40.00	9.1654	366.62
Nitro Industrial Corp- oration and J.R. Alexander	619, 621	106.75	9.1654	978.41
SOUTH SIDE				
G.E. Watkins	602, 604, 606	147.91	9.1654	1355.66
James B. Smith and Marjorie A. Smith	608	40.00	9.1654	366.62
Wilbert F. Gladwell and Janet McClung Gladwell	610, 612	80.00	9.1654	733.24
James H. Sprouse and Beth- eleen Sprouse	614	40.00	9.1654	366.62
Nitro Industrial Corp- oration	616, 618	80.00	9.1654	733.24
Nitro Industrial Corp- oration and Isaiah Rhodes	620	68.59	9.1654	628.65
TOTAL				\$8528.67

SEVENTH STREET - NORTH SIDE
(First Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Althea M. Casto and Russell W. Casto	701	45.00	\$9.1654	\$412.44
J.A.Greenway and Lula Greenway	703	40.00	9.1654	366.62
Lula Greenway	705	40.00	9.1654	366.62
Cline W. Grant and Forest J. Grant	707	40.00	9.1654	366.62
C.W.Grant and Forest J. Grant	709	40.00	9.1654	366.62
John P. Dougherty and Garnett P. Dougherty	711	40.00	9.1654	366.62
Nitro Industrial Corporation and John P. Dougherty	713	40.00	9.1654	366.62
Martin Rice and Ruth Rice	715,717	80.00	9.1654	733.24
Oney O. Welch and Flora Belle Welch	719	40.00	9.1654	366.62
Homer Deweese and Icy Deweese	721	40.00	9.1654	366.62
Edna Ione Jarrell	723	58.56	9.1654	536.72
SOUTH SIDE				
B.R.Goodall and Thelma Goodall	702	45.00	9.1654	412.44
Nitro Industrial Corp- oration	704	40.00	9.1654	366.62
Grant W. Woodall and Clella Ardaina Woodall	706	40.00	9.1654	366.62
Beulah Hammond	708	40.00	9.1654	366.62
J.A.Greenway and Lula Greenway	710	40.00	9.1654	366.62
Anna B. Quickle	712	40.00	9.1654	366.62
Hollis A.Williams	714	40.00	9.1654	366.62
Isaiah Rhodes	716	40.00	9.1654	366.62

Elmer H. Rhodes and Macil Irene Rhodes	718	40.00	9.1654	366.62
L.D.Deweese and Blanche Deweese	720, pt. 722	76.04	9.1654	696.94
Ernest L. Vance	724, pt. 722	69.82	9.1654	<u>639.93</u>
TOTAL				\$9297.63

EIGHTH STREET - NORTH SIDE
(SECOND AVENUE TO THIRD AVENUE)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Rolla H. Frasher, Felba Frasher and Rolla H. Frasher, Jr.	805	45.00	\$9.1654	\$412.44
Nitro Industrial Corporation	813, 807, 809	120.00	9.1654	1099.86
J.L. Dunlap	811	40.00	9.1654	366.62
Elmer H. Rhodes	815	40.00	9.1654	366.62
Joseph F. Mattox and Pauline A. Mattox	817	40.00	9.1654	366.62
Isaiah Rhodes and Linnie Rhodes, and W.D. Moore and Mary Moore	819	40.00	9.1654	366.62
C.E. Smith	821, 823, 825, 827	171.94	9.1654	1575.91

SOUTH SIDE

Hugh M. Lunsford and Elizabeth D. Lunsford	802	45.00	9.1654	412.44
E.E. Higginbotham	804	40.00	9.1654	366.62
Ralph A. Wise and Maida R. Wise	806	40.00	9.1654	366.62
Rosie Hedrick, Emory E. Hedrick, Howard W. Hedrick, Arnie W. Hedrick, Lotta Mae Wolfe and Emogene L. Stover	808	40.00	9.1654	366.62
Karl H. Angell and Mabel W. Angell	810	40.00	9.1654	366.62
H.M. Drake and Bertha M. Drake	812	40.00	9.1654	366.62

Ray Owsley and Margaret Owsley	814	40.00	9.1654	366.62
Martin Rice and Ruth Rice	816,818	80.00	9.1654	733.24
Nitro Industrial Corporation	820,822	80.00	9.1654	733.24
Edna Ione Jarrell	824	54.78	9.1654	502.08
TOTAL				\$9135.41

NINTH STREET - NORTH SIDE
(Second Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Pearl Fox	907	45.00	\$9.1654	\$412.44
Beatrice M. Fox	909	40.00	9.1654	366.62
Nitro Industrial Corporation and C.F.Fox	911,913	80.00	9.1654	733.24
L.H.Tittle and L.E.Tittle	915	40.00	9.1654	366.62
Emma A. Bender	917	40.00	9.1654	366.62
Nitro Industrial Corporation and R.E.Bowen	919, 921	80.00	9.1654	733.24
Elsie J. Walker	923	40.00	9.1654	366.62
Leon B. Rhodes and Treca Gay Rhodes	925	40.00	9.1654	366.62
J.R.Alexander and Dorothy D. Alexander	927,929	81.00	9.1654	742.40
SOUTH SIDE				
Dora Lee Inman and Carl E. Inman	906	45.00	9.1654	412.44
Vinvil D. Meadows and Mabel L. Meadows	908,910	80.00	9.1654	733.24
Darrell D. Evans and Ernesteen F. Evans	912,914	80.00	9.1654	733.24
Arthur Vincent Raynes and Phyllis Raynes	916	40.00	9.1654	366.62
Nitro Industrial Corporation and Isaiah Rhodes	918	40.00	9.1654	366.62

Nitro Industrial Corp- oration	920	40.00	9.1654	366.62
Robert Louis Dawson and Dolly Gaye Dawson	922	40.00	9.1654	366.62
Earl R. Comstock	924	40.00	9.1654	366.62
Artie E. Rowsey	926, 930	89.85	9.1654	<u>823.52</u>
TOTAL				\$8989.96

TENTH STREET - NORTH SIDE
(First Avenue to Second Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Lillie Chamberlain	1001	63.83	\$9.1654	\$585.03
N.S. Phelps and Amy Phelps	1003	40.00	9.1654	366.62
Norman S. Phelps and Amy M. Phelps	1005	45.00	9.1654	412.44
SOUTH SIDE				
Fanny Perkins	1004	96.06	9.1654	880.43
Howard Glenn Toney and Reba Jean Toney	1006	45.00	9.1654	<u>412.44</u>
TOTAL				\$2656.96

TENTH STREET - NORTH SIDE
(Second Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Nitro Industrial Corp- oration	1009, 1023 and 1029	125.00	\$9.1654	\$1145.68
Lena M. Woody and Letha L. Scholz	1011, 1013	80.00	9.1654	733.24
Paul M. Downey and Virginia Downey	1015	40.00	9.1654	366.62
Paul M. Downey and Virginia Downey	1017	40.00	9.1654	366.62
John P. Rock and Margaret A. Rock	1019	40.00	9.1654	366.62
Johnny L. Smith and Katherine Smith	1021	40.00	9.1654	366.62
Nitro Industrial Corp- oration and Wilbur O. Jividen	1025	40.00	9.1654	366.62
C.R. Casto and Eddie Casto	1027	40.00	9.1654	366.62
C.J. McKinney	1031	40.00	9.1654	366.62
SOUTH SIDE				
Howard M. Drake and Bertha N. Drake	1010	45.00	9.1654	412.44
Jake Siders	1012	40.00	9.1654	366.62
Foy Albert Silman and Lydia L. Silman	1014, 1016	80.00	9.1654	733.24
H.M. Drake and Bertha N. Drake	1018, 1020	80.00	9.1654	733.24
Thelma L. Adkins	1022	40.00	9.1654	366.62
Nitro Industrial Corporation and Ginny Adkins	1024	40.00	9.1654	366.62
Ray W. Boggess	1026	40.00	9.1654	366.62
A.L. King	1028, 1030	80.00	9.1654	733.24
Howard A. King and Myrtle King	1032	40.28	9.1654	369.18
TOTAL				\$8893.08

ELEVENTH STREET - NORTH SIDE
(Second Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Nitro Industrial Corp- oration	1111	45.00	\$9.1654	\$412.44
Frank D. Atkins and Myrtle Adkins	1113	40.00	9.1654	366.62
Otmer E. Landers	1115	40.00	9.1654	366.62
E.A. Gillespie and Cleo Gillespie	1117, 1119	80.00	9.1654	733.24
Nitro Industrial Corporation and E.R. Hively	1121, 1123	80.00	9.1654	733.24
Nitro Industrial Corporation and Charles W. Lieble	1125, 1127	80.00	9.1654	733.24
O.C. Saunders and Daisy Saunders	1129	40.00	9.1654	366.62
OC Saunders	1131, 1133	77.82	9.1654	713.26
SOUTH SIDE				
Gilbert Rhodes and P.V. Rhodes	1112	45.00	9.1654	412.44
J.L. Dunlap, Sr.	1114	40.00	9.1654	366.62
Addelene L. Hedrick	1116	40.00	9.1654	366.62
York Ragle and Viola Ragle	1118	40.00	9.1654	366.62
Peter J. Maruish and Evelyn Maruish	1120, 1122	80.00	9.1654	733.24
Glen D. Jividen and Bertha M. Jividen	1124	40.00	9.1654	366.62
Nitro Industrial Corp- oration	1126	40.00	9.1654	366.62
Stanley Smith and Bertha Smith	1128, 1130, 1132, and 1134	156.00	9.1654	<u>1429.81</u>
TOTAL				\$8833.87

TWELFTH STREET * NORTH SIDE

(Second Avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
C.L.Lemma	1215, 1217, and 1219	125.00	\$9.1654	\$1145.68
J.H.Janey and Mary Z. Janey	1221	40.00	9.1654	366.62
John H. Janey and Mary Z. Janey	1223	40.00	9.1654	366.62
Nitro Industrial Corp- oration	1225, 1229 and 1231	120.00	9.1654	1099.86
Nitro Industrial Corporation and J.R.Alexander	1227	40.00	9.1654	366.62
Nitro Industrial Corporation and Gerald Sayre	1233	40.00	9.1654	366.62
Cleo Gillespie	1235	40.00	9.1654	366.62
Murrell D. Honaker	1237	66.05	9.1654	605.37
SOUTH SIDE				
Corbett Ferrell and Wanda K. Ferrell	1214	45.00	9.1654	412.44
R.O.Jividen and Rufina Jividen	1216	40.00	9.1654	366.62
Nitro Industrial Corp- oration	1218, 1230	80.00	9.1654	733.24
E.A.Gillespie and Cleo Gillespie	1220, 1222	80.00	9.1654	733.24
E.R.Hively and Nettie Hively	1224, 1226	80.00	9.1654	733.24
Nitro Industrial Corporation and J.R.Alexander	1228	40.00	9.1654	366.62
Nitro Industrial Corporation and Elmer H. Rhodes	1232	40.00	9.1654	366.62
Ralph J. Linville and Hazel V. Linville	1234, pt.1236	45.00	9.1654	412.44
Opha Higginbotham	pt.1236	57.62	9.1654	<u>528.11</u>
TOTAL				\$9336.58

FOURTEENTH STREET - NORTH SIDE
(First Avenue to Second Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
C.P.Mattox and Dessa E. Mattox	1401	65.39	\$9.1654	\$599.33
Ernest H. Runyan and Olive B. Runyan	1403	50.00	9.1654	458.27
H.C.Criner	1405	50.00	9.1654	458.27
Frank Brover	1407	50.00	9.1654	458.27
Frank Grover	1409	50.00	9.1654	458.27
J.H.Wysong and Rosa T. Wysong	1411	50.00	9.1654	458.27
SOUTH SIDE				
R.R.Rowsey and Mary Rowsey	1402	56.00	9.1654	513.26
Hollis Boggess	1404	50.00	9.1654	458.27
Nitro Industrial Corp- oration	1406	50.00	9.1654	458.27
V.H.Comstock	1408	50.00	9.1654	458.27
Nellie I. Custer	1410	50.00	9.1654	458.27
Nellie Irene Custer	1412	50.00	9.1654	<u>458.27</u>
TOTAL				\$5695.29

FOURTEENTH STREET -NORTH SIDE
(Second avenue to Third Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Tom Softley	1415	50.00	\$9.1654	\$458.27
Tom Softley and Frances Ann Softely	1417, 1419	100.00	9.1654	916.54
S.M. Shipley and Leona Shipley	1421, 1423	100.00	9.1654	916.54
Nitro Industrial Corp- oration	1425, 1427, 1429	150.00	9.1654	1374.81
Andrew J. Ice and Gladys B. Ice	1431, 1433, 1435	162.69	9.1654	1491.12
SOUTH SIDE				
Rosahellena Farnsworth Hanes	1416	50.00	9.1654	458.27
Mary King	1418	50.00	9.1654	458.27
L.F.Trout and Mabel Trout	1420, 1422	100.00	9.1654	916.54
Foy A. Silman and Lydia L. Silman	1424	50.00	9.1654	458.27
W.W.Alexander	1426	50.00	9.1654	458.27
Elvin L. Coe and June Irene Coe	1428	50.00	9.1654	458.27
Ada T. Jamison and John E. Tinsley	1430	50.00	9.1654	458.27
Stanley Lawrence Smith and Margie Elizabeth Smith	1432, pt.1434	82.00	9.1654	751.56
W.G.Lamb and Rosalynd Lamb	1436, pt.1434	75.51	9.1654	<u>692.08</u>
TOTAL				\$10267.08

FORTY FIRST STREET
NORTH SIDE

<u>Name of Owner</u>	<u>Lot Number or Other Description</u>	<u>Frontage</u>	<u>Rate</u>	<u>Amount</u>
Anna L. Putney, N.J. Putney, Homer L. Putney, Mabel Trout, Virginia Fulcher, and Marguerite Grover	pt. 4125	200.83	\$9.1654	\$1840.69
Emory E. Hedrick and Virginia Hedrick	Lot "E" of a sub- division of Lot 4125	50.00	9.1654	458.27
John A. Gatens and Opal Garnet Gatens	Lot "F" of a sub- division of Lot 4125	50.00	9.1654	458.27
Nitro Industrial Corporation and D.M. Dorsey	4113	50.00	9.1654	458.27
Henry Lucas	4117	50.00	9.1654	458.27
Ernest C. Gott and Edith M. Gott	4119	50.00	9.1654	458.27
Eugene H. Lucas	4121	50.00	9.1654	458.27
V.E. Stuart and Catharine Stuart	4123	34.00	9.1654	311.62
V.E. Stuart and Catharine G. Stuart (Lot 16x212.5')		8.00	9.1654	73.32
Margaret M. Schowen and Lyle J. Schowen	Pt. 4123½	42.00	9.1654	384.95
SOUTH SIDE				
O.R. Childers and Mollie Childers 4102, 4104.	4106. and 4108	200.83	9.1654	1840.69
James F. Cole	4110	50.00	9.1654	458.27
J.E. Temple	4112	50.00	9.1654	458.27
Nitro Industrial Corp- oration	4114	50.00	9.1654	458.27

Nellie E. Wise and Darrell E. Wise	4116	50.00	9.1654	458.27
Theo Rhodes	4118	50.00	9.1654	458.27
Ethel Gary	4120	50.00	9.1654	<u>458.27</u>
TOTAL				\$9950.51

THIRTY SECOND STREET - NORTH SIDE
(First Avenue to Second Avenue)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
F.A.Hill	3201	50.83	\$3.656	\$185.83
Marion L. Bush	3203	50.00	3.656	182.80
H.P.Brubaker and Mabel Brubaker	3205	50.00	3.656	182.80
James M. Porter, Jr. and Orpha G. Porter	3207, 3209	100.00	3.656	365.60
F.M.Lintzmeyer, Emil Alfred Lintzmeyer and Edith Katherine Lintzmeyer Johnson	3211, 3213	100.00	3.656	365.60
Clarence M. Schowen and Alfreda Turley Schowen	3215	50.00	3.656	182.80
SOUTH SIDE				
Luigi Lemma	3202	50.83	3.656	185.83
L.O.Grass and Ocie Grass	3204	50.00	3.656	182.80
Ruby Lee Fowler	3206	50.00	3.656	182.80
Lydia Entsminger Kelley	3208	50.00	3.656	182.80
Jim Smith and Marie Smith	3210	50.00	3.656	182.80
C.E.Smith	3212	50.00	3.656	182.80
Hattie M. Bird	3214	50.00	3.656	182.80
Reuben Harrison	3216	50.00	3.656	<u>182.80</u>
TOTAL				\$2930.86

BANK STREET - EAST SIDE
(From Twenty-first Street to Twentieth Street)

Name of Owner	Lot Number or other description	Frontage	Depth	Rate	Amount
A.W.Cox Depart- ment Store Company	Lot (pt.Plot 18)	160.00	127.00	\$8.617	\$1378.72
O.F.Daubenspeck	Lot (pt.Plot 18)	27.50	127.00	8.617	236.97
W.W.Alexander and Luther H. Carson	Lot (pt.Plot 18)	70.00	127.00	8.617	603.19
WEST SIDE					
G.E.Alderson and G.S.Smith	Lot (Plot 24)	155.00	54.00	8.617	<u>1335.64</u>
TOTAL					\$3554.52

J.A.Spence
City Engineer

Thereupon Councilman Gewin, seconded by Councilman Jones presented and moved the adoption of the following Ordinance:

AN ORDINANCE ASSESSING ABUTTING PROPERTY AND THE OWNERS

THEREOF WITH THE COST OF THE PERMANENT IMPROVEMENT OF 6TH STREET FROM FIRST AVENUE TO THIRD AVENUE; 7TH STREET FROM FIRST AVENUE TO THIRD AVENUE; 8TH STREET FROM SECOND AVENUE TO THIRD AVENUE; 9TH STREET FROM SECOND AVENUE TO THIRD AVENUE; 10TH STREET FROM FIRST AVENUE TO THIRD AVENUE; 11TH STREET FROM SECOND AVENUE TO THIRD AVENUE; 12TH STREET FROM SECOND AVENUE TO THIRD AVENUE; 14TH STREET FROM FIRST AVENUE TO THIRD AVENUE; 41ST STREET FROM FIRST AVENUE TO SECOND AVENUE; 32ND STREET FROM FIRST AVENUE TO SECOND AVENUE; AND BANK STREET FROM 20TH STREET TO 21ST STREET, IN THE CITY OF NITRO, WEST VIRGINIA; ACCEPTING THE IMPROVEMENT; APPROVING THE REPORT OF THE ENGINEER; LEVYING THE ASSESSMENT; AUTHORIZING THE ISSUANCE AND DELIVERY OF ASSESSMENT CERTIFICATES; DECLARING THE ABUTTING PROPERTY BENEFITED; DECLARING THE ASSESSMENTS A LIEN AGAINST ABUTTING PROPERTY; AND AUTHORIZING THE FILING OF A CERTIFIED COPY OF THE REPORT OF THE ENGINEER AND COUNCIL ACTION IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF KANAWHA COUNTY, WEST VIRGINIA, AND IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF PUTNAM COUNTY, WEST VIRGINIA.

WHEREAS, the Council of the City of Nitro on the 9th day of May, 1950, adopted an ordinance for the permanent improvement of 6th Street from First Avenue to Third Avenue; 7th Street from First Avenue to Third Avenue; 8th Street from Second Avenue to Third Avenue; 9th Street from Second Avenue to Third Avenue; 10th Street from First Avenue to Third Avenue; 11th Street from Second Avenue to Third Avenue; 12th Street from Second Avenue to Third Avenue; 14th Street from First Avenue to Third Avenue; 41st Street from First Avenue to Second Avenue; 32nd Street from First Avenue to Second Avenue; and Bank Street from 20th Street to 21st Street by grading, draining, paveing, repaveing, curbing and guttering and otherwise improving the same, and further providing for assessment of the abutting property and the owners thereof for the total cost of such improvement; and

WHEREAS, the report of the City Engineer to the Council reporting and certifying the cost of said improvement and showing the respective amounts apportioned, calculated and charged against each lot abutting, bounding and fronting on said streets and portions of streets and the respective owners thereof was read to the Council at its meeting on October 17, 1950, and fully set out in its minutes; and

WHEREAS, it appears to the Council, independently of said Engineer's Report, that the permanent improvement has been completed in accordance with the ordinance heretofore adopted and has specially benefited each lot or parcel of land abutting thereon to an extent greater than the respective part of the cost apportioned, calculated and charged against said respective lot or parcel, and that said report and improvement should be accepted; and

WHEREAS, notice was caused to be published in the Kanawha Valley Leader, a weekly newspaper of general circulation in the City of Nitro, showing the names of the owners of each lot abutting on said improved streets and portions of streets and the amount assessed thereof, respectively, and giving notice to said owners or those who may be owners thereof and other interested persons that they might appear before Council in session on October 31, 1950, at 7:30 o'clock, P.M., to move the revision or correction of such proposed assessments and on or after said date Council might proceed finally to lay said assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO:

First: That the said report of the City Engineer, heretofore filed and read, is hereby ordered set out in full in the

minutes of the Council, and said Engineer's report as revised and corrected is hereby accepted, approved and adopted by the Council after independent examination and investigation thereof, and is hereby expressly made a part of this ordinance as fully as if set forth herein.

Second: That the permanent improvement as set forth and shown in said report is the same as hereby declared to be completed and is hereby accepted.

Third: That the amounts set forth in the aforesaid report as the proportionate shares of the net cost assessable to each of the various properties and the owners thereof as the same appear in said report are hereby assessed against each of the said properties and the owners thereof as their proportionate share of the cost of the improvement; that the aforesaid amounts are hereby declared to be liens upon each of the several lots abutting upon the said streets and portions of streets as shown in the said report; that paving, assessment certificates shall forthwith be issued and signed by the Mayor and City Recorder in the respective amounts assessed against each lot and parcel of land and the owners thereof, each said assessment certificate shall be issued and made payable in ten equal installments certificates, the first of which said installment certificates shall be due and payable in thirty days from the date of the assessment thereof, and the remaining nine of said installment certificates shall be due and payable on or before one year and thirty days, two years and thirty days, three years and thirty days, four years and thirty days, five years and thirty days, six years and thirty days, seven years and thirty days, eight years and thirty days, and nine years and thirty days, from the date of the assessment, respectively, all of which said installment certificates shall bear interest

at the rate of six per cent (6%) per annum from the date of assessment, with the provision that if default be made in the payment of any of the said installment certificates when due and payable, then the whole amount of the said assessment remaining unpaid shall become forthwith due and payable and the holder of the certificates may proceed to collect the whole amount unpaid; that the respective certificates covering the amount of the respective assessments shall be paid by the respective owners of the land, lots or fractional parts thereof so assessed for the cost, and the respective amounts specified in the certificates upon the land, lots or parts of lots so assessed and also debts against the respective owners of the said real estate, and shall be liens ahead in priority of other liens against the said property except for taxes due the state, county and city; and the said certificates may be issued, sold and delivered by the Mayor to the contractor doing the paving and other improvements on said streets or portions of streets in payment of the cost thereof.

Fourth: The Mayor and the City Recorder are hereby authorized to issue, sign and deliver the assessment lien certificates against the several lots in accordance with the provisions of paragraph "Third" hereinabove.

Fifth: The City Recorder is hereby directed to cause and to be prepared a certificate, report and notice showing/certifying ~~ing~~ a copy of the said Engineer's report, so adopted by the Council, and when so certified to by the City Recorder the same shall be delivered to the Clerk of the County Court of Kanawha County and Putnam County and recorded in the Clerk's office in a trust deed book, and shall be continuing tax liens upon the lots or lands against which the assessments are made until the certificates as aforesaid are paid,

and the said County Clerk ~~shall~~ index the same in the names of each lot or land owner mentioned therein.

Upon a vote being taken said Ordinance is unanimously adopted, and so ordered.

Mayor Alexander announced to the Council that the State Road Commission was taking 40th Street into the state system, from First Avenue to the city limit line on 40th Street Road and that the Commission planned to rebuild 40th Street Bridge, replacing the old bridge with a masonry and steel structure.

Mayor Alexander appointed Councilmen Gewin, Bush and Jones, (Councilman Collins as Alternate) to work on improvements needed in the recently annexed territory.

There being no further business the meeting was adjourned.



Grace Lewis, Recorder



W.W. Alexander, Mayor



November 21, 1950

The Nitro City Council met in a regular session on the 21st day of November, at 7:30 P.M.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, M.L.Bush, George W. Hogshead, B.E.Gewin and Jerome Collins members of the City Council.

Mayor Alexander called the meeting to order.

The Recorder read the minutes for preceeding meetings held September 19th, September 20th, September 28th, October 17th, and October 31st.

Councilman Bush moved that the above mentioned minutes be approved. Motion was seconded by Council Collins and motion carried.

The Recorder presented to the Council copies of the financial statement for the months of September and October.

Councilman Jones moved that the financial statements for the months of September and October be accepted. Motion seconded Councilman Collins. Motion carried.

Councilman Jones moved, motion seconded by Councilman Collins that the Chief of the Fire Department and The Building Inspector be requested to make an inspection of the Nazarene church, located on Second Avenue, 23rd Street and to make a report of their findings to the City Council. The motion carried.

Councilman Bush moved that C.J.Newboeur, Charles Bailey and Cecil Walker be appointed as a Committee from the newly annexed area, to work with the City Council on making improvements in said area. The motion was seconded by Councilman Gewin. Motion carried.

Councilman Gewin moved that the City place an order with the Appalachian Electric Power Company for twenty additional streets, and that the two recommended changes ~~be made~~ in location be made if not on the following list locations. Motion seconded by Councilman Jones. Motion carried.

20 Street lights, 100 Candle Power, Multiple , 115 volts.

112D198
112D279
112D280
112D250
112D246
112D185
112D277
112D278

Olans Oasis Route 25
Dupont and 10th Ave.
Washington and 10th Ave.
Kanawha Street and 10th Ave.
Kanawha Street and 9th Ave.
Kanawha Street and 8th Ave.
Washington Street between 8th and 9th Ave
Dupont and 8th Ave.

112D162	Route 25 and 8th Ave.
112D54	Dupont and 6th Ave.
112D106	5th Ave. at Alley between Washington Dupont Street
112D153	Route 25 and 5th Ave.
112C196	Washington Street and 2nd Ave.
112C192	Dupont Street and 2nd Ave.
112C149	Route 25 and 1 Pole South of 1st Ave.
112C218	Broadway Ave. and Lock Street
112C39	Payne Avenue and Lock Street
112C279	Payne Avenue Between Lock Boundary Avenue.
112C216	Broadway Avenue between Lock and Boundary Avenue.
112C56	11th Atreet West and Broadway Ave.

The Council entered a discussion of Social Security for the City Employees. Mayor Alexander appointed Councilmen Gewin, Hogshead and Collins and Dessis Knapp as a Committee to make a complete study of this matter.

Mayor Alexander announced to the Council that the Civic Benefits Association was granting to the Firemen a 15% raise increase.

Councilman Gewin moved, seconded by Councilman Bush, that the Chief of Police ~~maxgivan~~ salary be increased to \$290.00 per month, that the present patrolman be promoted to Sargeant at the rate of pay of \$245.00 per month, to be effective the 1st of December, 1950. Motion carried.

Councilman Bush moved, seconded by Councilman Gewin, that a special meeting be called for the 28th day of November, 1950, at 7:30 o'clock P.M. in the City hall, for the purpose of laying the paving assessments for paving of 21st Street, from Third Avenue to Blakes Creek Bridge and 21st Street, from First Avenue to Third Avenue. Motion carried.

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

Meeting of November 28, 1950

At a special meeting of the Council of the City of Nitro, regularly and duly called, on the 28th day of November, 1950, there were present W.W.Alexander, Mayor, Grace Lewis, Recorder, and W.H.Jones, B.E.Gewin, Jerome Collins, G.W.Hogshead, and M.L. Bush, members of the Council.

The meeting was called to order by W.W.Alexander, Mayor, who announced that this was a meeting called for the levying of assessments for paving as set out in the notice to property owners as published in the Kanawha Valley Leader under dates of November 17 and November 24, 1950, and further announced that the meeting was open for any revisions or corrections of the Report of the Engineer as set out in said notice.

Thereupon the Recorder informed Council that the Engineer having heretofore filed his report, and that pursuant to its directions she had given notice as required by law to the owners of the property abutting upon the streets and portions thereof pursuant to paving Ordinance adopted by Council on May 9, 1950, by publication in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro and tendered to Council the Publisher's Affidavit and Certificate of publication of said notice.

Thereupon upon motion of Councilman Bush, seconded by Councilman Jones, and unanimously adopted, it is ordered that the Publisher's Affidavit and Certificate of Publication as above mentioned be received and made a part of the minutes of this meeting by actual inclusion therein.

Said Affidavit and Certificate is as follows:



Thereupon the Mayor inquired if there were any persons present who desired to move correction or revision of the proposed assessments and there were none.

Thereupon upon motion of Councilman Gewin, seconded by Councilman Jones, and unanimously adopted, it is ordered that the Engineer's Report as hereinafter set out be accepted and adopted, and further adopted as the Assessment Rolls.

REPORT OF ENGINEER AND COUNCIL

ON

PERMANENT IMPROVEMENT OF 21ST STREET FROM AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE TO THE NORTHWESTERN APPROACH TO THE BRIDGE ACROSS BLAKES CREEK; ON 21ST STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE.

TO THE COUNCIL OF THE CITY OF NITRO:

I, J.A. Spence, Of Municipal Engineering Corporation, a corporation, City Engineer, hereby certify and report this 13th day of November, 1950, that the improvements authorized by Ordinance of the Council adopted on the 9th day of May, 1950, have been completed in accordance with the plans, specifications, paying ordinance and contract with Anderson' Inc., a corporation, made pursuant thereto on the above named streets and portions of streets, and do further certify and report that I have measured, apportioned and calculated the several frontages abutting thereon and the total cost and the respective amounts chargeable upon each lot or parcel of land abutting thereon in accordance with said paving ordinance and do certify and report that the proper amounts to be assessed against the respective abutting lots or parcels of land as provided by said ordinance and Article 8 Chapter 8 of the Code of West Virginia as amended by the Acts of the Legislature of 1949, with a description of the abutting lots and lands as to ownership, frontage, location and respective amounts to be assessed are as follows:

TWENTY-FIRST STREET

(Third Avenue to Blakes Creek Bridge)

NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
O.B. Chamberlain and Lillian Chamberlain	2101	60.00	\$7.087	\$425.22
R.E. Dent and May Dent	2103	60.00	7.087	425.22
Dr. J.W. Skaggs and Reba S. Skaggs	2105	60.00	7.087	425.22
Edward Clark Colcord, Jr.	2107	60.00	7.087	425.22
Helen J. Knapp	2109	60.00	7.087	425.22
Nitro Industrial Corporation	2111	60.00	7.087	425.22
Wilmer W. Chandler	2113	60.00	7.087	425.22
J.E. Temple and Inez R. Temple	2115	60.00	7.087	425.22
Ohio-Apex, Inc.	2117	60.00	7.087	425.22
Emma A. Bender	2119	60.00	7.087	425.22
Joel Earl Temple and Clara Inez Temple	2121	60.00	7.087	425.22
Agnes Creasy	2123	60.00	7.087	425.22
R.S. Walker	2125	60.00	7.087	425.22
Kenneth E. Creed, Jr. and Margaret N. Creed	2127	60.00	7.087	425.22
Frank E. Holman and Anna Lou Holman	2128	60.00	7.087	425.22
T.A. Dent and Thelma Dent	2129	60.00	7.087	425.22
R.S. Walker	2130	60.00	7.087	425.22
Paul Reford Walker and Clara S. Walker	2131	60.00	7.087	425.22
Clara M. Kautz	2132	60.00	7.087	425.22
Nitro Industrial Corporation	2133	60.00	7.087	425.22
Virginia A. Hutsinpillar, Lydia Dumble and Harrison W. Houk	2134	68.00	7.087	481.92

SOUTH SIDE

C.E. Smith	2102, 2104, 2106, Westerly half 2108	210.00	7.087	1488.27
Thelma H. Comstock	2110 Easterly half 2108	90.00	7.087	637.83
Nitro Industrial Corporation	2112, 2114, 2116, 2118 2122, 2124, 2179, 2181.	443.00	7.087	3139.54
Paul T. Arbuckle and Ona B. Arbuckle	2120	60.00	7.087	425.22
James F. Roe and Anne H. Roe	2126	80.00	7.087	566.96
Nitro Industrial Corporation and R.A. Bailes and R.M. Parker	2174	87.00	7.087	616.57

Nitro Industrial Corporation and W.D.Love and Merrell					
Love	2175	60.00	7.087	425.22	
Hazel Gilbert	2176	65.00	7.087	460.66	
Russell Osborne and Helen Osborne	2177	70.00	7.087	496.09	
Nitro Industrial Corporation and Alton M. Stinson and Zilpha Stinson					
	2178	65.00	7.087	460.66	
W.D.Wintz	2180	<u>55.00</u>	7.087	<u>389.79</u>	
TOTALS		2553.00		\$18093.13	

TWENTY-FIRST STREET

(First Avenue to Third Avenue)

NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Depth	Rate	Amount
East View Land Company	Lot	127.00	162.50	\$15.748	\$2000.0
Luigi Lemma	Lot	48.00	127.50	15.748	757.9
Trustees of First Presbyterian Church of Nitro.	Lot	105.52	127.50	15.748	1661.7
Trustees of First Presbyterian Church of Nitro and Luigi Lemma	Lot	2.33	66.50	15.748	36.6
Luigi Lemma and Teresa Lemma	Lot	27.95	182.80	15.748	440.1
Luigi Lemma	Lot	41.05	177.50	15.748	646.4
L.M.Downing and Mallie Downing	Lot	58.00	177.50	15.748	913.3
Ray C. Alexander and W.W.Alexander (Pt. Plot 15)	Lot	50.00	70.00	15.748	787.4
Nitro Industrial Corporation (Pt. Plot 15)	Lot	230.00	130.00	15.748	3622.0
Nitro Industrial Corporation and Comstock Realty Company Lot (Pt. Plot 15)		156.95	229.00	15.748	2471.6

SOUTH SIDE

A.W.Cox Department Store Company	Lot	127.00	160.00	15.748	2000.0
Margaret A. Marshall and Fred L. Helwig and Ethel Helwig	Lot	63.82	133.30	15.748	1005.0
J.E.Temple	Lot	50.77	140.31	15.748	799.5
Earl R. Comstock	Lot	28.00	140.31	15.748	440.9
E.R.Comstock	Lot	25.00	140.31	15.748	393.7

Paul Reford Walker and	Lot	35.00	140.31	15.748	551.18
Clara S. Walker	Lot	80.39	140.31	15.748	1265.98
Anne Friob Witry					
The Board of Education	Lot	<u>437.33</u>	257.58	15.748	<u>6887.07</u>
of the County of Kanawha					
TOTALS		1694.24			\$26680.90

Respectfully submitted,

J.A. Spence
CITY ENGINEER

Thereupon Councilman Gewin, seconded by Councilman Jones presented and moved the adoption of the following Ordinance:

AN ORDINANCE ASSESSING ABUTTING PROPERTY AND THE OWNERS THEREOF WITH THE COST OF THE PERMANENT IMPROVEMENT OF 21ST STREET FROM AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE TO THE NORTHWESTERN APPROACH TO THE BRIDGE ACROSS BLAKES CREEK; ON 21ST STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE, IN THE CITY OF NITRO, WEST VIRGINIA; ACCEPTING THE IMPROVEMENT; APPROVING THE REPORT OF THE ENGINEER; LEVYING THE ASSESSMENT; AUTHORIZING THE ISSUANCE AND DELIVERY OF ASSESSMENT CERTIFICATES; DECLARING THE ABUTTING PROPERTY BENEFITED; DECLARING THE ASSESSMENTS A LEIN AGAINST ABUTTING PROPERTY; AND AUTHORIZING THE FILING OF A CERTIFIED COPY OF THE REPORT OF THE ENGINEER AND COUNCIL ACTION IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF KANAWHA, COUNTY, WEST VIRGINIA.

WHEREAS, the Council of the City of Nitro on the 9th day of May, 1950, adopted an ordinance for the permanent improvement of 21st Street from and including its intersection with Third Avenue to the northwestern approach to the bridge across Blakes Creek; on 21st Street from its intersection with First Avenue to and including its intersection with Third Avenue by grading, draining, paving, re-paving, curbing and guttering and otherwise improving the same, and further providing for the assessment of the abutting property and the owners thereof for the total cost of such improvement; and

WHEREAS, the report of the City Engineer to the Council reporting and certifying the cost of said improvement and showing the respective amounts apportioned, calculated and charged against each lot abutting, bounding and fronting on said streets and portions of streets and the respective owners thereof was read to the Council at its meeting on November 28, 1950, and fully set out in its minutes; and

WHEREAS, it appears to the Council, independently of said Engineer's Report, that the permanent improvement has been completed in accordance with the ordinance heretofore adopted and has specially benefited each lot or parcel of land abutting thereon to an extent greater than the respective part of the cost apportioned, calculated and charged against said respective lot or parcel, and that said report and improvement should be accepted; and

WHEREAS, notice was caused to be published in the Kanawha Valley Leader, a weekly newspaper of general circulation in the City of Nitro, showing the names of the owners of each lot abutting on said improved streets and portions of streets and the amount assessed thereof, respectively, and giving notice to said owners or those who may be owners thereof and other interested persons that they might appear before Council in session on November 28, 1950, at 7:30 o'clock, P.M., to move the revision or correction of such proposed assessments and on or after said date Council might proceed finally to lay said assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO:

First: That the said report of the City Engineer, heretofore filed and read, is hereby ordered set out in full in the

minutes of the council, and said Engineer's Report as revised and corrected is hereby accepted, approved and adopted by the Council after independent examination and investigation thereof, and is hereby expressly made a part of this ordinance as fully as if set forth herein.

Second: That the permanent improvement as set forth and shown in said report is the same as hereby declared to be completed and is hereby accepted.

Third: That the amounts set forth in the aforesaid report as the proportionate shares of the net cost assessable to each of the various properties and the owners thereof as the same appear in said report are hereby assessed against each of the said properties and the owners thereof as their proportionate share of the cost of the improvement; that the aforesaid amounts are hereby declared to be liens upon each of the several ^{lots} abutting upon the said streets and portions of streets as shown in the said report; that paving assessment certificates shall forthwith be issued and signed by the Mayor and City Recorder in the respective amounts assessed against each lot and parcel of land and the owners thereof, each said assessment certificate shall be issued and made payable in ten equal installments certificates, the first of which said installment certificates shall be due and payable in thirty days from the date of the assessment thereof, and the remaining nine of said installments certificates shall be due and payable on or before one year and thirty days, two years and thirty days, three years and thirty days, four years and thirty days, five years and thirty days, six years and thirty days, seven years and thirty days, eight years and thirty days, and nine years and thirty days, from the date of the assessment, respectively, all of which said installment

certificates shall bear interest at the rate of six percent (6%) per annum from the date of assessment, with the provision that if default be made in the payment of any of the said installment certificates when due and payable, then the whole amount of the said assessment remaining unpaid shall become forthwith due and payable and the holder of the certificate may proceed to collect the whole amount unpaid; that the respective certificates covering the amount of the respective assessments shall be paid by the respective owners of the land, lots or fractional parts thereof so assessed for the cost, and the respective amounts specified in the certificates upon the land, lots or parts of lots so assessed and also debts against the respective owners of the said real estate, and shall be liens ahead in priority of other liens against the said property except for taxes due the state, county and city; and the said certificates may be issued, sold and delivered by the Mayor to the contractor doing the paving and other improvements on said streets or portions of streets in payment of the cost thereof.

Fourth: The Mayor and the City Recorder are hereby authorized to issue, sign and deliver the assessment lien certificates against the several lots in accordance with the provisions of paragraph "Third" hereinabove.

Fifth: The City Recorder is hereby directed to cause to be prepared a certificate, report and notice showing and certifying a copy of the said Engineer's Report, so adopted by the Council, and when so certified to by the City Recorder the same shall be delivered to the Clerk of the County Court of Kanawha County, and recorded in the Clerk's office in a trust deed book, and shall be continuing tax liens upon the lots or lands against which the assessments are made until the certificates as aforesaid are paid,

and the said County Clerk shall index the same in the names of each lot or land owner mentioned therein.

Upon putting the question to a vote, said ordinance was adopted by unanimous vote of the Council, Mayor and Recorder.

Mayor Alexander informed the Council that he had received a letter from the State Health Department asking for the amount of refuse being burned in the open dump in Nitro. The Mayor stated that the City may be able to estimate the amount of garbage disposed in the dump, however we would not be able to answer the question completely as the Nitro plants dumped considerable amount of refuse there.

Mayor Announced that an engineer would visit Nitro to assist the city in spotting locations for new fire hydrants in the recently annexed territory.

Mayor Alexander presented a letter from the Civic Benefits Association granting the firemen an increase in salary as follows:

	<u>Present Salary</u>	<u>Increase</u>	<u>New Salary</u>
Chief	\$210.00	\$40.00	\$250.00
Mechanic	200.00	35.00	235.00
Lieutenant	205.00	25.00	230.00
Fireman	200.00	25.00	225.00

The increases to be effective the 1st day of December, 1950.

Volunteer Members:

False Alarm	any time	\$1.00 per alarm
Runs (No hose used)	6 A.M.-10 P.M.	1.00 per run
Runs (Hose used)	6 A.M.-10 P.M.	2.00 for first hour
		1.00 per hour after the first hour.
Runs (No hose used)	10 P.M.-6 A.M.	2.00 per run
Runs (Hose used)	10 P.M.-6 A.M.	3.00 for first hour
		1.00 per hour after the first hour.
Practices	2 per month	1.00 per practice.

Mr. R.O.Zerbe, member of the Air Pollution Committee gave a detailed report on the Air Pollution program, reporting on the organization of the program and the progress that has been made.

Councilman Gewin moved, seconded by Councilman Jones, that W.W.Alexander, Mayor and Grace Lewis, Treasurer, for the City of Nitro, West Virginia, be authorized to sign a check drawn on the City of Nitro, Escrow Account and payable to Andersons' Inc. Said account containing funds paid by property owners for additional five feet of paving of property situated on 21st Street between First Avenue and Third Avenue. Said five feet of paving paid for in advance by said property owners. The motion carried.

TO THE MEMBERS OF THE COUNCIL OF THE CITY OF NITRO:

W. H. JONES, B. E. GEWIN, G. W. HOGSHEAD, M. L.
BUSH, AND JEROME COLLINS.

You, and each of you, will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chamber in the City Hall of said City on November 28, 1950, at 7:30 o'clock, P.M. for the purpose of considering the laying of assessments for the permanent improvement of 21st Street from First Avenue to Third Avenue and 21st Street from Third Avenue to the Bridge across Blakes Creek, and the making of any revisions and corrections in such proposed assessments before proceeding to lay same; and for the further proposes of considering any other matters relating to said permanent improvements, and any other matters that may properly come before the Council.

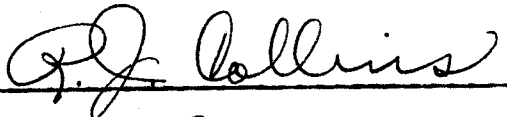
Respectfully yours,



W. W. Alexander, Mayor

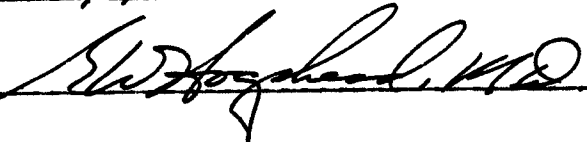
The foregoing notice is hereby accepted as being
both sufficient and timely:











(continued)

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder



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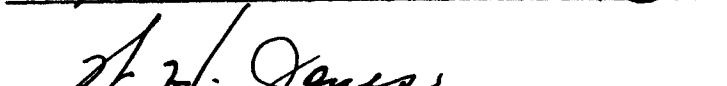
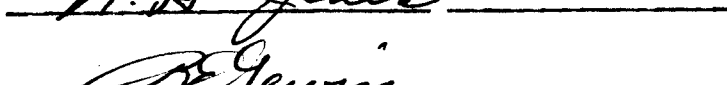
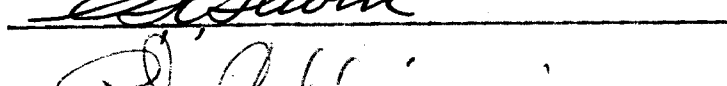
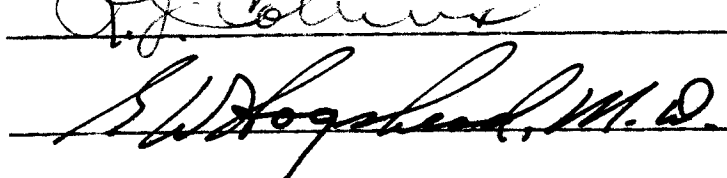
W. H. JONES, B. E. GEWIN, G. W. HOGSHEAD, M. L.
BUSH, AND JEROME COLLINS.

You, and each of you, will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chamber in the City Hall of said City on December 19, 1950, at 1:30 o'clock, P. M. for the purpose of considering the laying of assessments for the permanent improvement of 11th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; on 29th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; on 39th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; and on the southeast side of Second Avenue between 7th and 8th Street, and the making of any revisions and corrections in such proposed assessments before proceeding to lay same; and for the further purposes of considering any other matters relating to said improvements, and any other matters that may properly come before the Council

Respectfully yours,


W. W. Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely:

Meeting of December 19, 1950

At a special meeting of the Council of the City of Nitro, regularly and duly called, on the 19th day of December, 1950, there were present W.W.Alexander, Mayor, Grace Lewis, Recorder, and W.H.Jones, B.E.Gewin, G.W.Hogshead, and M.L.Bush, members of the Council, Jerome Collins, a member, being absent.

The meeting was called to order by W.W.Alexander, Mayor, who announced that this was a meeting called for the levying of assessments for paving as set out in the notice to property owners as published in the Kanawha Valley Leader under dates of December 8 and December 15, 1950, and further announced that the meeting was open for any revisions or corrections of the Report of the Engineer as set out in said notice.

Thereupon the Recorder informed Council that the Engineer having heretofore filed his report, and that pursuant to its directions she had given notice as required by law to the owners of the property abutting upon the streets and portions thereof pursuant to paving Ordinance adopted by Council on August 2, 1950, by publication in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro and tendered to Council the Publisher's Affidavit and Certificate of publication of said notice.

Thereupon upon motion of Councilman Bush, seconded by Councilman Jones, and unanimously adopted, it is ordered that the Publisher's Affidavit and Certificate of Publication as above mentioned be received and made a part of the minutes of this meeting by actual inclusion therein.

Said Affidavit and Certificate is as follows:

Printer's Fee \$

53.04

AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, C. R. Walker, Manager of
Kanawha Valley Leader, a Weekly Newspaper of general circu-
lation, published in the City of Nitro, Kanawha County, West Vir-
ginia, do solemnly swear that the annexed

publication

was duly published in said paper once a week for 2
successive weeks, commencing with the issue of the 8th
day of December, 1950 and ending with the
issue of the 15th day of December, 1950
and was posted at the Court House of Kanawha County on

, 19

C. R. Walker

Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 15-4 day of

, 19 50.

U. P. Wilson

Notary Public for Kanawha County, West Virginia.

Commission expires December 24, 1955.

NOTICE

NOTICE OF LEVY ON PAVING THE CITY
OF NITRO, WEST VIRGINIA, ABUTTING
ON 11TH STREET FROM AND INTERSEC-
TION WITH FIRST AVENUE TO AND INTERSEC-
TION WITH SECOND AVENUE, FROM AND
INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO
AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE;
ON 39TH STREET FROM AND INTERSEC-
TION WITH FIRST AVENUE TO AND INTERSEC-
TION WITH SECOND AVENUE, AND ON THE SOUTHEAST
SIDE OF SECOND AVENUE BETWEEN 7TH AND 8TH
STREET, ALL IN THE CITY OF NITRO, KANAWHA AND PUT-
NAM COUNTIES, WEST VIRGINIA.

By virtue of an Ordinance adopted by the Board of the
City of Nitro, West Virginia, on the 11th day of August, 1950,
providing for the permanent improvement of the above named
streets and portions thereof, and for the assessment for the as-
sessment of the cost thereof against the property abutting thereon
as provided by Chapter 89 Acts of the West Virginia Legislature,
Regular Session, 1949, amending and re-enacting Chapter 8, Ar-
ticle 8 of the Official Code of West Virginia, 1931, the said im-
provements on the above named streets, or portions thereof
have been completed and the City Engineer has completed and
filed his report showing the owners of the lots or parcels of
land abutting on said streets so improved; the frontages of each
of said lots or parcels of land; the proper amount to be assessed
against the respective abutting lots and parcels of land and the
total cost as follows:

(All lot numbers hereinafter shown are as numbered on
maps of the City of Nitro and in deeds for said lots of record
in the office of the Clerk of the County Court of Kanawha
County, West Virginia, and the office of the clerk of the county
court of Putnam County, West Virginia, and reference is here
made to said maps and deeds for more complete descriptions.)

ELEVENTH STREET

(First Avenue to Second Avenue)

NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Fay Harper and Edna				
Mae Harper	1101	71.76	\$9.786	\$ 702.24
H. G. Kelley	1103	40.00	9.786	391.44
H. M. Drake and Bertha				
N. Drake	1105	40.00	9.786	391.44
Nitro Industrial Corpora- tion and Lola E.				
Fridley	1107	45.00	9.786	440.37

SECOND AVENUE
(Seventh Street to Eighth Street)
EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Althea M. Casto and Russell W. Casto	701	65.00	\$4.348	\$ 282.62
Hugh M. Lunsford and Elizabeth D. Luns- ford	802	65.00	4.348	282.62
TOTALS		130.00		\$565.24

TWENTY-NINTH STREET
(First Avenue to Second Avenue)
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
O. O. Harrison, Margue- ritte Harrison, Ed- ward Marcus Harri- son, Robert E. Lee Harrison and Mar- gueritte Marie Har- rison	2901	50.83	\$4.348	\$ 221.01
O. O. Harrison, Margue- ritte Harrison, Ed- ward Marcus Harri- son, Robert E. Lee Harrison and Mar- gueritte Marie Har- rison	2903	50.00	4.348	217.40
Henry Pauley	2905	50.00	4.348	217.40
Henry Pauley and Kath- leen Gates	2907	50.00	4.348	217.40
L. Christy and Ethel Christy	2909	50.00	4.348	217.40
Sarah Ruth Honaker	2911	50.00	4.348	217.40
Mary A. Davis and Char- les J. Davis	2913	50.00	4.348	217.40
W. H. Martin	2915	50.00	4.348	217.40

SOUTH SIDE

T. H. Harmon	2902	50.83	\$4.348	\$ 221.01
J. I. Fowler	2904	50.00	4.348	217.40
Theodore F. Baumgart- ner and Blanche B. Baumgartner	2906	50.00	4.348	217.40
Lionel Jones	2908	50.00	4.348	217.40
Beulah Fay Hayes	2910	50.00	4.348	217.40
Lucy Stover	2912	50.00	4.348	217.40
Lucy Stover	2914	50.00	4.348	217.40
Elmer S. Gaylor, Jr.	2916	50.00	4.348	217.40
TOTALS		801.66		\$3485.62

THIRTY-NINTH STREET
(First Avenue to Second Avenue)
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
James D. Landers and Myrtle V. Landers	3901	50.83	\$4.348	\$ 221.01
Herman Carney and Arlene J. Carney	3903	50.00	4.348	217.40
Lawrence Powell and Lavine K. Powell	3905	50.00	4.348	217.40
G. A. Raynes	3907	50.00	4.348	217.40
G. E. Tinsley, Mary Tinsley, Mary Cath-				

SOUTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Christina G. Enlow, Mil- dred Enlow Hill and Fred A. Hill	1104	99.12	\$9.786	\$ 969.99
J. R. Sizemore and Lena Sizemore	1106	40.00	9.786	391.44
Howard Harmon, Crystal Harmon, Kenneth Harmon, Robert Har- mon and Alice Har- mon McClung	1108	45.00	9.786	440.37
TOTALS		380.88		\$3727.29

erine Tinsley, Ruth Anne Tinsley and Gilbert Edward Tins- ley	3909	50.00	4.348	217.40
Guy Matthews	3911	50.00	4.348	217.40
Paul Martin and Vivian T. Martin	3913	50.00	4.348	217.40
H. V. Smith and May Smith	3915	50.00	4.348	217.40
Teresa Lemma	3917	50.00	4.348	217.40
Trustees of the Church of the Nazarene of Nitro, West Virginia	3919	50.00	4.348	217.40

SOUTH SIDE

John C. Grant, Grace Grant Parsons and Freda Norine Grant Troesch	3902	50.83	\$4.348	\$ 221.01
Roy R. Ranson and Marie Ranson	3904	50.00	4.348	217.40
Electa Ranson Pruett ..	3906	50.00	4.348	217.40
Jim Smith, Grace Smith, Dorman, Ella Welker, Nora Meddings, Lot- tie Erwin, Lewis Smith, Russell Smith and Lois Smith	3908	50.00	4.348	217.40
Myrtle Patchell	3910	50.00	4.348	217.40
Hugo D. Tidquist and Sarah S. Tidquist ..	3912	50.00	4.348	217.40
Nitro Industrial Cor- poration	3914	50.00	4.348	217.40
Bessie M. Lane	3916	50.00	4.348	217.40
Howard M. Drake and Bertha N. Drake	3918	50.00	4.348	217.40
Howard M. Drake and Bertha N. Drake	3920	50.00	4.348	217.40
TOTALS		1001.66		\$4355.22

Notice is hereby given to the persons above named, and other interested persons, and any other persons who may be owners of property hereinabove described that at or after a regularly called Special Session of the Council of the City of Nitro, West Virginia, to be held in the Council Chambers at the City Hall of said City on Tuesday, the 19th day of December, 1950, at 1:30 o'clock, P.M. the owner or owners whose property is to be assessed as hereinabove designated, or other interested parties, may appear to make the revision or correction of such proposed assessments, and on or after the said 19th day of December, 1950, the Council may proceed to lay assessments in the amounts and against the property for the cost of the permanent improvements, and as such assessments are above set out and described.

Done by order of the Council of the City of Nitro duly made and entered of record.

CITY OF NITRO, WEST VIRGINIA
Grace Lewis, Recorder

Thereupon the Mayor inquired if there were any persons present who desired to move correction or revision of the proposed assessments and there were none.

Thereupon upon motion of Councilman Jones, seconded by Councilman Bush, and unanimously adopted, it is ordered that the Engineer's Report as hereinafter set out be accepted and adopted, and further adopted as the Assessment Rolls.

REPORT OF ENGINEER AND COUNCIL

ON

PERMANENT IMPROVEMENT OF 11TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 29TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 39TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; AND ON THE SOUTHEAST SIDE OF SECOND AVENUE BETWEEN 7TH STREET AND 8TH STREET, ALL IN THE CITY OF NITRO, WEST VIRGINIA.

TO THE COUNCIL OF THE CITY OF NITRO:

I, J.A. Spence, of Municipal Engineering Corporation, a corporation, City Engineer, hereby certify and report this 5th day of December, 1950, that the improvements authorized by Ordinance of the Council adopted on the 2nd day of August, 1950, have been completed in accordance with the plans, specifications, paving ordinance and contract with Andersons' Inc., a corporation, made pursuant thereto on the above named streets and portions of streets, and do further certify and report that I have measured, apportioned and calculated the several frontages abutting thereon and the total cost and the respective amounts chargeable upon each lot or parcel of land abutting thereon in accordance with said paving ordinance and

do certify and report that the proper amounts to be assessed against the respective abutting lots or parcels of land as provided by said ordinance and Article 8 Chapter 8 of the Code of West Virginia as amended by the Acts of the Legislature of 1949, with a description of the abutting lots and lands as to ownership, frontage, location and respective amounts to be assessed are as follows:

ELEVENTH STREET

(First Avenue to Second Avenue)

NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Fay Harper and Edna Mae Harper	1101	71.76	\$9.786	\$702.24
H.G.Kelley	1103	40.00	9.786	391.44
H.M.Drake and Bertha N. Drake	1105	40.00	9.786	391.44
Nitro Industrial Corp- oration and Lola E. Frid- ley	1107	45.00	9.786	440.37

SOUTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Christina G. Enlow, Mil- dred Enlow Hill and Fred A. Hill	1104	99.12	\$9.786	\$969.99
J.R.Sizemore and Lena Sizemore	1106	40.00	9.786	391.44
Howard Harmon, Crystal Harmon, Kenneth Harmon, Robert Harmon, and Alice Harmon McCoung	1108	45.00	9.786	440.37
TOTALS		380.88		\$3727.29

SECOND AVENUE
(Seventh Street and Eighth Street)
EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Althea M. Casto and Russell W. Casto	701	65.00	\$4.348	\$282.62
Hugh M. Lunsford and Elizabeth D. Lunsford	802	65.00	4.348	282.62
TOTALS		130.00		\$565.24

TWENTY-NINTH STREET
(First Avenue to Second Avenue)

NORTH SIDE				
Name of Owner	Lot Number or Other Description	Frontage	Rate	A mount
O.O. Harrison, Margueritte Harrison, Edward Marcus Harrison, Robert E. Lee Harrison, and Margueritte Marie Harrison	2901	50.83	\$4,348	\$221.01
O.O. Harrison, Margueritte Harrison, Edward Marcus Harrison, Robert E. Lee Harrison, and Margueritte Marie Harrison	2903	50.00	4.348	217.40
Henry Pauley	2905	50.00	4.348	217.40
N.H. Gates and Kathleen Gaets	2907	50.00	4.348	217.40
R.L. Christy and Ethel Christy	2909	50.00	4.348	217.40
Sarah Ruth Honaker	2911	50.00	4.348	217.40
Mary A. Davis and Charles J. Davis	2913	50.00	4.348	217.40
Cecil W. Martin	2915	50.00	4.348	217.40

SOUTH SIDE				
T.H. Harmon	2902	50.83	4.348	321.01
J.I. Fowler	2904	50.00	4.348	217.40
Theodore F. Baumgartner and Blanche B. Baum- gartner	2906	50.00	4.348	217.40
Lionel Jones	2908	50.00	4.348	217.40
Beulah Fay Hayes	2910	50.00	4.348	217.40
Lucy Stover	2912	50.00	4.348	217.40
Lucy Stover	2914	50.00	4.348	217.40
Elmer S. Gaylor, Jr.	2916	50.00	4.348	217.40
TOTALS		801.66		\$3485.62

THIRTY-NINTH STREET

(First Avenue to Second Avenue)

NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
James D. Landers and Myrtle V. Landers	3901	50.83	\$4.348	\$221.01
Herman Carney and Arlene J. Carney	3903	50.00	4.348	217.40
Lawrence Powell and Lavine K. Powell	3905	50.00	4.348	217.40
G.A. Raynes	3907	50.00	4.348	217.40
H.E. Tinsley, Mary Tinsley, Mary Cath- erine Tinsley, Ruth Anne Tinsley and Gil- bert Edward Tinsley	3909	50.00	4.348	217.40
Guy Matthews	3911	50.00	4.348	217.40
Paul Martin and Vivian T. Martin	3913	50.00	4.348	217.40
H.V. Smith and May Smith	3915	50.00	4.348	217.40
Tresa Lemma	3917	50.00	4.348	217.40
Trustees of the Church of the Nazarene of Nitro, West Virginia	3919	50.00	4.348	217.40

SOUTH SIDE

John C. Grant, Grace Grant Parsons and Freda Norine Grant Troesch	3902	50.83	4.348	221.01
Roy R. Ransom and Marie Ransom	3904	50.00	4.348	217.40
Electa Ransom Pruett	3906	50.00	4.348	217.40
Jim Smith, Grace Smith Dorman, Ella Welker, Nora Meddings, Lottie Erwin, Lewis Smith, Russell Smith and Lois Smith	3908	50.00	4.348	217.40
Myrtle Patchell	3910	50.00	4.348	217.40

Hugo D. Tidquist and Sarah S. Tidquist	3912	50.00	4.348	217.40
Nitro Industrial Corporation	3914	50.00	4.348	217.40
Bessie M. Lane	3916	50.00	4.348	217.40
Howard M. Drake and Bertha N. Drake	3918	50.00	4.348	217.40
Howard M. Drake and Bertha N. Drake	3920	50.00	4.348	217.40
TOTALS		1001.66		\$4355.22

J. A. Spence
CITY ENGINEER

Thereupon Councilman Bush, seconded by Councilman Gewin, presented and moved the adoption of the following Ordinance:

AN ORDINANCE ASSESSING ABUTTING PROPERTY AND THE OWNERS THEREOF WITH THE COST OF THE PERMANENT IMPROVEMENT OF 11TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 29TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 39TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; AND ON THE SOUTHEAST SIDE OF SECOND AVENUE BETWEEN 7TH STREET AND 8th STREET STREET, ALL IN THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA, ACCEPTING THE IMPROVEMENT; APPROVING THE REPORT OF THE ENGINEER; LEVYING THE ASSESSMENT; AUTHORIZING THE ISSUANCE AND DELIVERY OF ASSESSMENT CERTIFICATES; DECLARING THE ABUTTING PROPERTY BENEFITED; DECLARING THE ASSESSMENTS A LIEN AGAINST ABUTTING PROPERTY; AND AUTHORIZING THE FILING OF A CERTIFIED COPY OF THE REPORT OF THE ENGINEER AND COUNCIL ACTION IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF KANAWHA COUNTY, WEST VIRGINIA, AND IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF PUTNAM COUNTY, WEST VIRGINIA.

WHEREAS, the Council of the City of Nitro on the 2nd day of August, 1950, adopted an ordinance for the permanent

improvement of 11th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; on 29th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; on 39th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; and on the southeast side of Second Avenue between 7th Street and 8th Street by gradeing, draining, paveing, re-paving, curbing and guttering and otherwise improving the same, and further providing for the assessment of the abutting property and the owners thereof for the total cost of such improvement; and

WHEREAS, the report of the City Engineer to the Council reporting and certifying the cost of said improvement and showing the respective amounts apportioned, calculated and charged against each lot abutting, bounding and fronting on said streets and portions of streets and the respective owners thereof was read to the Council at its meeting on December 19, 1950, and fully set out in its minutes; and

WHEREAS, it appears to the Council, independently of said Engineer's Report, that the permanent improvement has been completed in accordance with the ordinance heretofore adopted and has specially benefited each lot or parcel of land abutting thereon to an extent greater than the respective part of the cost apportioned, calculated and charged against said respective lot or parcel, and that said report and improvement should be accepted; and

WHEREAS, notice was caused to be published in the Kanawha Valley Leader, a weekly newspaper of general circulation in the City of Nitro, showing the names of the owners of each lot abutting on

said improved streets and portions of streets and the amount assessed thereof, respectively, and giving notice to said owners or those who may be owners thereof and other interested persons that they might appear before Council in session on December 19, 1950, at 1:30 o'clock, P.M., to move the revision or correction of such proposed assessments and on or after said date Council might proceed finally to lay said assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF
THE CITY OF NITRO:

First: That the said report of the City Engineer, heretofore filed and read, is hereby ordered set out in full in the minutes of the Council, and said Engineer's Report as revised and corrected is hereby accepted, approved and adopted by the Council after independent examination and investigation thereof, and is hereby expressly made a part of this ordinance as fully as if set forth herein.

Second: That the permanent improvement as set forth and shown in said report is the same as hereby declared to be completed and is hereby accepted.

Third: That the amounts set forth in the aforesaid report as the proportionate shares of the net cost assessable to each of the various properties and the owners thereof as the same appear in said report are hereby assessed against each of the said properties and the owners thereof as their proportionate share of the cost of the improvement; that the aforesaid amounts are hereby declared to be liens upon each of the several lots abutting upon the said streets and portions of streets as shown in the said report; that paving assessment certificates shall forthwith be issued and signed by the Mayor and City Recorder in the respective amounts assess-

ed against each lot and parcel of land and the owners thereof, each said assessment certificate shall be issued and made payable in ten equal installment certificates, the first of which said installment certificates shall be due and payable in thirty days from the date of the assessment; thereof, and the remaining nine of said installments certificates shall be due and payable on or before one year and thirty days, two years and thirty days, three years and thirty days, four years and thirty days, five years and thirty days, six years and thirty days, seven years and thirty days, eight years and thirty days, and nine years and thirty days, from the date of the assessment, respectively, all of which said installment certificates shall bear interest at the rate of six percent (6%) per annum from the date of assessment, with the provision that if default be made in the payment of any of the said installment certificates when due and payable, then the whole amount of the said assessment remaining unpaid shall become forthwith due and payable and the holder of the certificate may proceed to collect the whole amount unpaid; that the respective certificates covering the amount of the respective assessments shall be paid by the respective owners of the land, lots or fractional parts thereof so assessed for the cost, and the respective amounts specified in the certificates upon the land, lots or parts of lots so assessed and also debts against the respective owners of the said real estate, and shall be liens ahead in priority of other liens against the said property except for taxes due the state, county and city; and the said certificates may be issued, sold and delivered by the Mayor to the contractor doing the paving and other improvements on said streets or portions of streets in payment of the cost thereof.

Fourth: The Mayor and the City Recorder are hereby

Authorized to issue, sign and deliver the assessment lien certificates against the several lots in accordance with the provisions of paragraph "Third" hereinabove.

Fifth: The City Recorder is hereby directed to cause to be prepared a certificate, report and notice showing and certifying a copy of the said Engineer's Report, so adopted by the Council, and when so certified to by the City Recorder the same shall be delivered to the Clerk's of the County Court's of Kanawha and Putnam Counties, and recorded in the Clerk's office in a trust deed book, and shall be continuing tax liens upon the lots or lands against which the assessments are made until the certificates as aforesaid are paid, and the said County Clerk's shall index the same in the names of each lot or land owner mentioned therein.

Upon a vote being taken said Ordinance is unanimously adopted, and so ordered.

The Recorder read to the Council the minutes of sessions of Council held on November 21st and November 28, 1950. Councilman Jones moved, seconded by Councilman Bush that the minutes be approved as read. Motion carried.

The Recorder presented copies of the Financial Statement for the month of November, 1950. Councilman Bush, moved, motion seconded by Councilman Jones, that the statement be accepted. Motion carried.

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

January 16, 1951

The Nitro City Council met in a regular session Tuesday, January 16th at 7:30 P.M.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, M.L.Bush, B.E.Gewin, W.H.Jones and Jerome Collins members of the Council.

Mayor Alexander called the meeting to order.

Minutes of meeting held December 19, 1950 were read and upon motion by Councilman Bush, seconded by Councilman Jones, the minutes were approved.

Copies of the financial statement for the month of December were presented to the Council, Councilman Gewin moved, seconded by Councilman Bush, that the financial statement be accepted. Motion carried.

Councilman Bush, Chairman of the Traffic Committee, reported that his Committee had surveyed the parking situation located at the United Brethern Church on Lock Street and that the Committee suggested marking the curb on the church side of the street and that a sign reading "No Parking from here to the Corner" be placed at the rear end of the church and also paint wing marks on either side of the driveway belonging to Cecil Walker.

The question of installing a traffic light on the main highway at Gibsons Grocery Store was discussed by the Council. It was decided that the Mayor should contact the State Road Commission regarding installation of a traffic light at this point.

The State Road Commission will be requested to install a new manhole cover at the intersection of 8th Avenue and Main Street near Gibsons Grocery store.

Councilman Jones moved that the Power Company be requested to install a street light on Broadway Avenue as far east of Lock Street as possible. Motion seconded by Councilman Gewin. Motion carried.

Mayor Alexander asked the Council's help in organizing the Civil Defense Program.

There being no further business the meeting adjourned.


W.W.Alexander, Mayor


Grace Lewis, Recorder

February 20, 1951

The City Council met in regular session Tuesday, February 20, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, B.E.Gewin, W.H.Jones, Jerome Collins and M.L.Bush members of the Council.

Mayor Alexander called the meeting to order.

Minutes of meeting held January 16th were read.

Councilman Collins moved, motion seconded by Councilman Jones, that the minutes be approved. Motion carried.

The Recorder presented copies of the financial statement for the month of January.

Councilman Bush moved the statement be accepted, Councilman Collins seconded the motion. Motion carried.

Mention was made of the acute traffic congestion on First Avenue in front of Kroger Store. The Council decided to contact owners of property abutting the railroad regarding making a parking lot of this area as a solution to the problem.

Councilman Jones mentioned that the Firemans Association was planning to wash the streets as soon as weather permitted.

Councilman Bush suggested that a committee should begin work on setting the town up in wards.

Councilman Gewin moved, seconded by Councilman Bush, that two street lights be installed on West 12th Street and one street light be installed on Lane Avenue at location agreed upon by the Mayor and Mr. Mollohan of the Power Company. Motion carried.

Councilman Gewin entered motion, seconded by Councilman Bush, that Council take no action on refund as requested by Mr. Lemma. Motion carried.

There being no further business the meeting adjourned.

W.W. Alexander
W.W.Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

March 6, 1951

The City Council met in a special session on the 6th day of March, 1951, for the purpose of considering proposal and estimate of installation of fire hydrants as prepared by the West Virginia Water Service Company.

There were present: W.W.Alexander, Mayor Grace Lewis, Recorder, M.L.Bush, Jerome Collins, B.E.Gewin, W.H.Jones and Geo. W. Hogshead members of the Council.

Mayor Alexander called the meeting to order.

The Recorder read the estimate on installation of fire hydrants as submitted by the West Virginia Water Service Company as follows:

February 27, 1951

City of Nitro
Nitro, West Virginia

Attention: Mr. W.W.Alexander, Mayor

Dear Mayor:

In pursuance of your request of January 18, 1951, we have made the following estimates for fire hydrants installations at the locations requested by you.

	Location	Estimated Cost
1-	One hydrant at 10th Ave. & Alley, near Dupont Street	\$327.08
2-	One hydrant at Corner of 8th Ave. and Kanawha Street	281.75
3-	One hydrant at 8th Ave and Alley near Dupont Street	327.08
4-	One hydrant at 5th Ave. & Alley near Dupont Street	345.86
5-	One hydrant at 2nd Ave. & Alley near Dupont Street	376.42
6-	Installation of 400' of 6" main in First Avenue from alley near Dupont Street to Washington Street. and one hydrant at corner of First Ave. & Washington Street	1837.85

7- One hydrant at Lock St. & Payne Ave 317.09

TOTAL ESTIMATED COST \$3813.13

Work performance on the above installations is contingent on our ability to obtain material and also contingent on any regulations that may be imposed by the government.

Very truly yours,

WEST VIRGINIA WATER SERVICE COMPANY

E.F. Veader, District Manager

Councilman Gewin moved, seconded by Councilman Bush, that the West Virginia Water Service Company be instructed to install fire hydrants as outlined and that they furnish the City with a written agreement as to payment of such installation. Motion carried.

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

March 20, 1951

The Nitro City Council met in regular session Tuesday, March 20, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and W.H.Jones, B.E.Gewin, Jerome Collins, and M.L.Bush members of the council.

Mayor Alexander called the meeting to order.

The minutes were read for meetings held February 20th and March 6th. Councilman Gewin moved, seconded by Councilman Jones, that minutes be approved. Motion carried.

The Recorder presented copies of the financial statement for the month of February, 1951. Councilman Jones moved, seconded by Councilman Collins, that the financial statement be accepted. Motion carried.

A letter from Mr. Finn, of the Kroger Company, was read, said letter notifying the council that the Kroger truck drivers had been instructed to refrain from backing the trucks over curb in front of the Kroger store on 23rd Street.

Mayor Alexander informed the Council that Mr. Casto of the Charleston Transit Bus Company had met with Mr. Guthrie, Chief of Police and had worked out a solution to the traffic hazard caused by the buses stopping on First Avenue 21st Street.

A letter from the Secretary of the Junior Chamber of Commerce was read, notifying the City Council that Mr. J.F.McClanahan had been recommended by the Nitro Junior Chamber of Commerce to fill the vacancy on the Park Board created by the induction of Mr. I.N.Hunter into the armed forces. This matter was discussed by the Council and was tabled until the next meeting.

Mayor Alexander asked the annexation committee to make a study of area below town and to determine the amount of area to be annexed.

Councilman Gewin moved, seconded by Councilman Bush, that the Mayor be authorized to purchase a new **car** for the police department at the most reasonable price possible. Motion carried.

Mayor Alexander appointed the following Committees:

WARD COMMITTEE:

Dennis R. Knapp - Chairman
B.E. Gewin
W.H. Jones
R.J. Collins


ZONING AND BUILDING RESTRICTION IN RECENTLY ANNEXED TERRITORY:


B.E. Gewin - Chairman
M.L. Bush
Geo. W. Hogshead
J.E. Roark
C.C. Richiusa

TRAFFIC COMMITTEE TO STUDY TRAFFIC PROBLEM ON FIRST AVENUE
21ST STREET:

M.L. Bush - Chairman
W.H. Jones
Jerome Collins
E.C. Guthrie

There being no further business the meeting adjourned.


W.W. ALEXANDER, MAYOR


GRACE LEWIS, RECORDER

April 24, 1951

The City Council met in a regular session Tuesday, April 24, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, B.E.Gewin, M.L.Bush, Jerome Collins, and Geo W. Hogshead members of the Council.

The meeting was called to order by Mayor Alexander.

The minutes of session held March 20th were read.

Councilman Gewin moved, seconded by Councilman Collins, minutes be approved. Motion carried.

The Recorder presented copies of the financial statement for the month of March. Councilman Collins moved, seconded by Councilman Bush, that the financial statement be accepted. Motion carried.

Councilman Bush, Chairman of Special Traffic Committee, presented a proposal as prepared by said Committee.

- 1) Three Streets be designated as through Streets.:
Route 25 from city limit line to city limit line.
Second Avenue from 40th Street to intersection with First Avenue at 7th Street.
40th Street from 1st Avenue to city limits.
- 2) One way traffic on Bank Street from 21st Street to 20th Street, entering from 21st Street. Angle parking on sidewalk side.
- 3) a) Double line First Avenue from North curb of 20th Street to South curb of 22nd Street, with 60 foot break at 21st Street. Cross walk from Sibley's corner to Cox's corner, double line from cross walk up 21st Street 75 feet. Single line from 22nd Street to 24th Street.
b) "No Passing" signs erected at 19th Street and 24th Street .
c) No Parking on Route 25 within city limits on surfaced area, without lights from dusk to dawn.

Councilman Bush moved that the above proposal of the Traffic Committee be adopted. Motion seconded by Councilman Jones. Motion carried.

The matter of dividing the town into wards was tabled until the office of the Permanent Registration has completed and established the newly annexed area into a precinct.

Councilman Gewin moved, seconded by Councilman Hogshead that the Council adopt the following resolution. Motion carried:

RESOLUTION

WHEREAS, THE KANAWHA VALLEY DENTAL SOCIETY AND THE KANAWHA-CHARLESTON HEALTH DEPARTMENT HAVE INDEPENDENTLY ADOPTED RESOLUTIONS RECOMMENDING THE ARTIFICIAL FLUORIDATION OF COMMUNAL DRINKING WATER SUPPLIES, AND

WHEREAS, THE RESOLUTION OF THE KANAWHA - CHARLESTON HEALTH DEPARTMENT RECOMMENDING ARTIFICIAL FLUORIDATION OF COMMUNAL DRINKING WATER SUPPLIES WAS PRESENTED TO THE COUNCIL OF THE CITY OF NITRO, AND

WHEREAS, THE PURPOSE OF ARTIFICIAL FLUORIDATION OF COMMUNAL DRINKING WATER SUPPLIES HAS BEEN EXPLAINED TO THE COUNCIL OF THE CITY OF NITRO AND CONSIDERED BY SAID COUNCIL.

NOW THEREFORE BE IT RESOLVED, THAT THE COUNCIL OF THE CITY OF NITRO DOES RECOMMEND TO THE PUBLIC SERVICE COMMISSION OF WEST VIRGINIA AND TO THE WEST VIRGINIA WATER SERVICE COMPANY THE ARTIFICIAL FLUORIDATION OF THE DRINKING WATER SUPPLY IN THE CITY OF NITRO AS A PUBLIC HEALTH MEASURE TO PARTLY CONTROL CRIES OR TOOTH DECAY.

AND BE IT FURTHER RESOLVED, THAT COPIES OF THIS RESOLUTION UNDER THE SEAL OF THE CITY OF NITRO BE FURNISHED THE PUBLIC SERVICE COMMISSION OF WEST VIRGINIA, THE WEST VIRGINIA WATER SERVICE COMPANY AND THE KANAWHA - CHARLESTON HEALTH DEPARTMENT.

Councilman Gewin moved, seconded by Councilman Bush, that the present Zoning Ordinance Number 44 be amended as follows: Motion carried.

AN ORDINANCE AMENDING AND SUPPLEMENTING EXISTING ZONING ORDINANCE OF THE CITY OF NITRO AND DESIGNATING NEW ZONING DISTRICTS, REGULATING THE LOCATION, CONSTRUCTION, AND USE OF BUILDING AND STRUCTURES THEREIN; AND PROVIDING FOR ITS ENFORCEMENT AND PROVIDING PENALTIES FOR THE VIOLATION OF ANY OF ITS PROVISIONS.

WHEREAS, there is an existing ordinance of the City of Nitro, known as the "Zoning Ordinance" and designated as Ordinance Number 44, which was adopted in compliance with the requirements of Article 5 of Chapter 8 of the Official Code of West Virginia; and

WHEREAS, said City of Nitro was divided into three zones designated as Zones 1, 2, and 3; and

WHEREAS, the corporate limits of the City of Nitro have been extended to include a large area on the south formerly known as the areas of East Nitro, Crawford City and Central City; and

WHEREAS, the Zoning Commission of the City of Nitro, filed its report and recommendation with the Council of said city; and

WHEREAS, it is deemed proper and expedient to provide for the division of said new area into building zones and to provide for regulating the location, construction, and use of buildings and structures therein; and

WHEREAS, all requirements of the law have been met and said City has heretofore availed itself of the zoning powers conferred by said Article 5 of Chapter 8 of the Code of West Virginia, and adopted the ordinance heretofore mentioned;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO, WEST VIRGINIA:

Section 1. EFFECTIVE DATE. This ordinance shall be in force and effect from passage.

SECTION 2. SUPPLEMENTS EXISTING ORDINANCE. The provisions hereof shall supplement and extend the existing zoning ordinances of the City of Nitro, and said existing ordinances insofar as not inconsistent herewith are hereby ratified and confirmed.

SECTION 3. ZONING DISTRICTS. In addition to Zones One, Two and Three heretofore created, there are hereby created two new zones to be known as Zones Four and Five.

ZONE NUMBER FOUR

Zone Number Four shall constitute that portion of the City of Nitro lying West of New York Central Railroad between the old corporate limits on the north and the new corporate limits on the South.

ZONE NUMBER FIVE

Zone Number Five shall constitute that portion of the City of Nitro lying East of the New York Central Railroad between the old corporate limits on the North and the new corporate limits on the South.

ZONES NUMBERS ONE, TWO AND THREE

Zones Number 1, 2, and 3 shall be and remain as heretofore created.

Zone Number Four shall be divided into two districts to be

known as the business district and the residential district.

The business district shall constitute that portion of Zone Number 4 bounded by a line running parallel to, and 100 feet west, of the property line fronting on the west side of main Street and Payne Avenue on the West, the new corporate limit on the South, the New York Central Railroad on the East, and Lock Street on the North; and that portion of Zone Number 4 bounded by Payne Avenue and Park Avenue and a line joining these two avenues, on the West; by Lock Street on the South; by the New York Central Railroad on the East; and the Nitro Park Boundary or new corporate limit on the North.

The residential district of Zone Number Four shall constitute that portion of said Zone not above designated as the business district.

SECTION 4. BUILDING LINES AND REGULATIONS. In Zone Number 4 and 5 all residential buildings shall be set back a minimum distance of 15 feet from the front property line and 5 feet from the side and rear property lines.

In Zone Number 4 business buildings shall be set back a minimum of 10 feet from the front property line and may extend to the side and rear of property lines.

SECTION 5. BUILDING RESTRICTIONS. No residential building shall be constructed in Zone Number 2 which shall cost less than \$5,000 as determined by prevailing prices for labor and material in this area; in Zone Number 1, 3, and 4 which shall cost less than \$3,000; and in Zone Number Five which shall cost less than \$2,000.

No business building shall be erected in said City which shall cost less than \$5,000.

SECTION 6. All provisions of the existing zoning ordinances of the City of Nitro, not inconsistent herewith are hereby ratified and adopted, and are incorporated herein and made a part of this ordinance to the same extent as if fully set out and contained herein.

SECTION 7. EXISTING BUILDING NOT EFFECTED. Any building or structure existing at the time of the enactment of this Ordinance may be continued, even though such buildings or structure does not conform with the provisions of this Ordinance, provided, however, that, in the event the existing building or structure is remodeled, such remodeling shall not be done in a manner that will extend such building or structure to encroach upon the building lines hereinbefore designated.

SECTION 8. ADOPTION OF BUILDING CODE. The building code of the City of Nitro herebefore adopted by the Common Council of said City is incorporated herein and made a part of this Ordinance to the same extent as if fully contained herein.

SECTION 9. ENFORCEMENT. The provisions of this Ordinance shall be enforced by the Building Inspector, with the aid of the police Department.

SECTION 10. REMEDIES. In case any building or structure is erected, constructed, re-constructed, altered, repaired, converted, or maintained in violation of the provisions of this Ordinance, The Mayor of the City of Nitro, in addition to other remedies, may institute any appropriate action or proceeding to prevent such lawful erection, construction, re-construction, alteration, repair, conversion, or maintenance, or to restrain, correct, or abate such violation.

SECTION 11. VIOLATION AND PENALTIES. Any firm, person, or corporation, violation any of the provisions of this Ordinance shall be guilty of a misdemeanor and, upon conviction, thereof, shall be fined not less than Two Dollars, nor more than One Hundred Dollars, or imprisoned for a period not exceeding thirty days, or both so fined and imprisoned. Each day's continuance of a violation shall be considered a separate offense.


SECTION 12. CONFLICTING PROVISIONS REPEALED. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.


SECTION 13. VALIDITY. The provisions of this ordinance are severable and, if any part, section, penalty, or other provisions, in this Ordinance shall be held unconstitutional or invalid, such decision of the Court shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part so decided to be unconstitutional or invalid.

Councilman Bush gave a report on meeting held in St. Albans regarding Sanitary Land Fill, stating that the State Health Department are desirous to have the cities operate garbage disposal under the basis of Sanitary Land Fill.

Regarding the matter of Social Security for the city employees an opinion of the Attorney General's has been given that the Police Department and Fire Department would not be allowed to participate in Social Security Benefits as these departments are both eligible for retirement fund.

There being no further business the meeting adjourned.


W.W. Alexander, Mayor


Grace Lewis, Recorder

May 15, 1951

The City Council met in regular session Tuesday, May 15, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Jerome Collins, W.H.Jones, M.L.Bush, B.E.Gewin, and Geo W.Hogshead members of the council.

Mayor Alexander called the meeting to order.

The minutes were read for session held April 24th. Councilman Gewin moved, seconded by Councilman Collins, that the minutes be approved. Motion carried.

The Recorder presented copies of the financial statement for the month of April. Councilman Collins moved that the financial statement be accepted. ~~Motion carried~~ Councilman Jones seconded the motion. Motion carried.

Councilman Bush moved, seconded by Councilman Gewin, the amendment to Ordinance Number 44 be adopted and become effective as of this date. Motion carried.

The Amendment is as follows:

AN ORDINANCE AMENDING AND SUPPLEMENTING EXISTING ZONING ORDINANCE OF THE CITY OF NITRO AND DESIGNATING NEW ZONING DISTRICTS, REGULATING THE LOCATION, CONSTRUCTION, AND USE OF BUILDING AND STRUCTURES THEREIN; AND PROVIDING FOR ITS ENFORCEMENT AND PROVIDING PENALTIES FOR THE VIOLATION OF ANY OF ITS PROVISIONS.

WHEREAS, there is an existing ordinance of the City of Nitro, known as the "Zoning Ordinance" and designated as Ordinance Number 44, which was adopted in compliance with the requirements of Article 5 of Chapter 8 of the Official Code of West Virginia; and

WHEREAS, said City of Nitro was divided into three zones designated as Zones 1, 2 and 3; and

WHEREAS, the corporate limits of the City of Nitro have been extended to include a large area on the south formerly known as the areas of East Nitro, Crawford City and Central City; and

WHEREAS, the Zoning Commission of the City of Nitro, filed its report and recommendation with the Council of said city; and

WHEREAS, it is deemed proper and expedient to provide for the division of said new area into building zones and to provide for regulating the location, construction, and use of buildings and structures therein; and

WHEREAS, all requirements of the law have been met and said City has heretofore availed itself of the zoning powers conferred by said Article 5 of Chapter 8 of the Code of West Virginia, and adopted the ordinance heretofore mentioned;

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO, WEST VIRGINIA:

SECTION 1 EFFECTIVE DATE. This ordinance shall be in force and effect from passage.

SECTION 2. SUPPLEMENTS EXISTING ORDINANCE. The provisions hereof shall supplement and extend the existing zoning ordinances of the City of Nitro, and said existing ordinances insofar as not inconsistent herewith are hereby ratified and confirmed.

SECTION 3. ZONING DISTRICTS. In addition to Zones One, Two and Three heretofore created, there are hereby created two new zones to be known as Zones Four and Five.

ZONE NUMBER FOUR

Zone Number Four shall constitute that portion of the City of Nitro lying West of the New York Central Railroad between the old corporate limits on the north and the new corporate limits on the South.

ZONE NUMBER FIVE

Zone Number Five shall constitute that portion of the City of Nitro lying East of the New York Central Railroad between the old corporate limits on the North and the new corporate limits on the South.

ZONES NUMBERS ONE, TWO AND THREE

Zone Number 1, 2, and 3 shall be and remain as heretofore created.

Zone Number Four shall be divided into two districts to be known as the business district and the residential district.

The business district shall constitute that portion of Zone Number 4 bounded by a line running parallel to, and 100 feet west, of the property line fronting on the west side of main Street and Payne Avenue on the West, the new corporate limit on the South, the New York Central Railroad on the East, and Lock Street on the North; and that portion of Zone Number 4 bounded by Payne Avenue and Park Avenue and a line joining these two avenues, on the West; by Lock Street on the South; by the New York Central Railroad on the East;

and the Nitro Park Boundary or new corporate limit on the North.

The residential district of Zone Number Four shall constitute that portion of said Zone not above designated as the business district.

SECTION 4. BUILDING LINE AND REGULATIONS. In Zone Number 4 and 5 all residential buildings shall be set back a minimum distance of 15 feet from the front property line and 5 feet from the side and rear property lines.

In Zone Number 4 business buildings shall be set back a minimum of 10 feet from the front property line and may extend to the side and rear of property lines.

SECTION 5. BUILDING RESTRICTIONS. No residential building shall be constructed in Zone Number 2 which shall cost less than \$5,000 as determined by prevailing prices for labor and material in this area; in Zone Number 1, 3, and 4 which shall cost less than \$3,000; and in Zone Number Five which shall cost less than \$2,000.

No business building shall be erected in said City which shall cost less than \$5,000.

SECTION 6. All provisions of the existing zoning ordinances of the City of Nitro, not inconsistent herewith are hereby ratified and adopted, and are incorporated herein and made a part of this ordinance to the same extent as if fully set out and contained herein.

SECTION 7. EXISTING BUILDING NOT EFFECTED. Any building or structure existing at the time of the enactment of this Ordinance may be continued, even though such buildings or structure does not conform with the provisions of this Ordinance, provided, however, that, in the event the existing building or structure is remodeled, such remodeling shall not be done in a manner that will extend such building or structure to encroach upon building lines hereinbefore designated.

SECTION 8. ADOPTION OF BUILDING CODE. The building code of the City of Nitro herebefore adopted by the Common Council of said City is incorporated herein and made a part of this Ordinance to the same extent as if fully contained herein.

SECTION 9. ENFORCEMENT. The provisions of this Ordinance shall be enforced by the Building Inspector, with the aid of the police Department.

SECTION 10. REMEDIES. In case any building or structure is erected, constructed, re-constructed, altered, repaired, converted, or maintained in violation of the provisions of this Ordinance, the Mayor of the City of Nitro, in addition to

other remedies, may institute any appropriate action or proceeding to prevent such lawful erection, construction, reconstruction, alteration, repair, conversion, or maintenance, or to restrain, correct, or abate such violation.

SECTION 11. VIOLATION AND PENALTIES. Any firm, person, or corporation, violating any of the provisions of this Ordinance shall be guilty of a misdemeanor and, upon conviction, thereof, shall be fined not less than Ten Dollars, nor more than One Hundred Dollars, or imprisoned for a period not exceeding thirty days, or both so fined and imprisoned. Each days continuance of a violation shall be considered a separate offense.

SECTION 12. CONFLICTING PROVISIONS REPEALED. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 13. VALIDITY. The provisions of this ordinance are severable and, if any part, section, penalty, or other provisions, in this ordinance shall be held unconstitutional or invalid, such decision of the Court shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part so decided to be unconstitutional or invalid.

Upon motion of Councilman Collins, seconded by Councilman Jones, and unanimously adopted, it is ordered that the Publishers Affidavit and Certificate of Publication of the preceeding Amendment be made a part of the minutes of this meeting by actual inclusion therein.

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Mayor Alexander informed the Council that the new police car had been received by the Holman Motor Sales, Inc. The Council authorized the Mayor to proceed with the purchase of the car.

There being no further business the meeting adjourned.

W. W. Alexander
W.W.ALEXANDER, MAYOR

Grace Lewis
GRACE LEWIS, RECORDER

TO THE MEMBERS OF THE COUNCIL OF THE CITY OF NITRO:

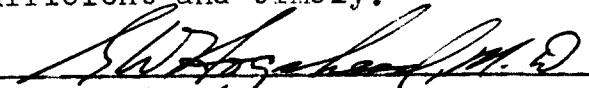
W. H. JONES, B. E. GEWIN, G. W.
HOGSHEAD, M. L. BUSH, AND JEROME
COLLINS.


You, and each of you, will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chamber in the City Hall of said City on May 22, 1951, at 7:30 o'clock, P. M., for the purpose of considering the Report of the City Engineer and acceptance of same, and for the purpose of authorizing and directing the publication of Notice of Levying of Paving and Sidewalk Assessments against property abutting on 21st Street from the southeastern end of the Blakes Creek bridge, and including the bridge approach and intersection with North 21st Street, to the extreme southeasterly end of said 21st Street (such portion being commonly called "South 21st Street"), all in the said City of Nitro, for the grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing and guttering, and the building, construction and renewing sidewalks in and on said streets and public ways and otherwise permanently improving same, and for the further purposes of considering any matters relating to said proposed permanent improvements, and any other matters that may properly come before the Council.

Respectfully yours,

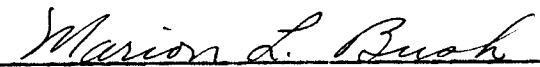

W. W. Alexander, Mayor

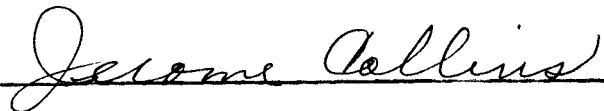
The foregoing notice is hereby accepted as being both sufficient and timely:


B. E. Hogshead, M. E.


W. H. Jones


B. E. Gewin


Marion L. Bush


Jerome Collins

Meeting of May 22, 1951

At a Special Meeting of the Council of the City of Nitro, held on the 22nd day of May, 1951, pursuant to call by the Mayor regularly made.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and W.H.Jones, Jerome Collins, B.E.Gewin, and M.L.Bush, members of the Council, G.W.Hogshead, a member being absent.

Mayor Alexander called the meeting to order and announced that the meeting was now open for business.

Thereupon J.A.Spence, City Engineer, presented to Council his Report that the improvements authorized by Ordinance to Council adopted on August 2, 1950, and as hereinafter set out in full, had been completed in accordance with the plans, specifications, paving Ordinance and Contract with Anderson's Inc., a corporation, which said report is in form and figures as follows, to-wit:

REPORT OF ENGINEER AND COUNCIL

ON

PERMANENT IMPROVEMENT ON 21ST STREET FROM THE SOUTHEASTERN END OF THE BLAKES CREEK BRIDGE, AND INCLUDING THE BRIDGE APPROACH AND INTERSECTION WITH NORTH 21ST STREET, TO THE EXTREME SOUTHEAST-ERLY END OF SAID 21ST STREET (SUCH PORTION BEING COMMONLY CALLED "SOUTH 21ST STREET").

TO THE COUNCIL OF THE CITY OF NITRO:

I, J.A.Spence, of Municipal Engineering Corporation, a corporation, City Engineer, hereby certify and report this 21st day of May, 1951, that the improvements authorized by Ordinance of the Council adopted on the 2nd day of August, 1950, have been completed in accordance with the plans, specifications, paving ordinance and contract with Andersons' Inc., a corporation, made pursuant thereto on the above named streets and portions of streets, and do further certify and report that I have measured, apportioned and calculated the several frontages abutting thereon and the total cost and the respective amounts chargeable upon each lot or parcel of land abutting

thereon in accordance with said paving ordinance and do certify and report that the proper amounts to be assessed against the respective abutting lots or parcels of land as provided by said ordinance, and Article 8 Chapter 8 of the Code of West Virginia as amended by the Acts of the Legislature of 1949, with a description of the abutting lots and land as to ownership, frontage, location and respective amounts to be assessed and otherwise permanently improving said streets, and for the construction of sidewalks along portions of said street are as follows:

PAVING AND OTHERWISE PERMANENTLY IMPROVING

21ST STREET

FROM

BLAKES CREEK BRIDGE AND INTER-SECTION OF NORTH 21ST STREET TO EXTREME SOUTHEASTERLY END OF STREET.

EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Harrold L. VanNetta and Sybal Cox Van- Netta.	2141	85.40	\$11.21	\$957.33
Elsie C. Alderson	2142	55.00	11.21	616.55
James E. Hulshizer and Evelyn H. Hulshizer	2143	68.04	11.21	762.73
Ohio-Apex, Inc. a West Virginia Corporation.	2144	56.72	11.21	635.83
Robert L. Sibley and Jane Sibley.	2146	95.87	11.21	1074.70
Menelaus P. Francesco and Elenora M. Francesco.	2150	77.14	11.21	864.74

Eliza H. Carter and Fanny C. Zerhe 2152	68.00	11.21	762.28
Nitro Industrial Corporation, a West Virginia Corporation. 2154	52.00	11.21	582.92
Nitro Industrial Corporation, a West Virginia Corporation. 2156	60.00	11.21	672.60
E.L.Hendricks and Ruby M. Hendricks. 2158	60.00	11.21	672.60
James A. Smith and Helen G. Smith. 2160	60.00	11.21	672.60
Gaye Davis Galloway. 2162	84.85	11.21	951.17
	<hr/>		<hr/>
TOTAL	823.02		\$9226.05

WEST SIDE

Nitro Industrial Corporation, a West Virginia Corporation. 2141A	193.32	\$11.21	\$2167.12
Nitro Industrial Corporation, a West Virginia Corporation 2145	106.38	11.21	1192.52
B.H.Reppert and Virginia Reppert. 2147	66.00	11.21	739.86
Harry K. Miller 2149	68.00	11.21	762.28
Elmer A. Priddy 2151	65.70	11.21	736.50
Murrel V. Ridenour and Fanny M. Ridenour 2153	60.00	11.21	672.60
Anne Colcord North 2155	54.00	11.21	605.34
Carrie M. Walker 2157	66.00	11.21	739.86
J.R.Peek 2159	126.65	11.21	1419.75
	<hr/>		<hr/>
TOTAL	806.05		\$9035.83
GRAND TOTAL	1629.07		\$18261.88

SIDEWALK CONSTRUCTION

21ST STREET

FROM

BLAKES CREEK BRIDGE AND INTER-
SECTION OF NORTH 21ST STREET TO
EXTREME SOUTHEASTERLY END OF
STREET.

EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Harrold L. VanNetta and Sybal Cox VanNetta.	2141	85.40	\$ 3.164	\$270.21
Elsie C. Alderson	2142	55.00	3.164	174.02
James E. Hulshizer and Evelyn H. Hulshizer	2143	68.04	3.164	215.28
Ohio-Apex.Inc., a West Virginia Corporation.	2144	56.72	3.164	179.46
Robert L. Sibley and Jane Sibley	2146	95.87	3.164	303.33
Menelaus P. Francesco and Elenora M. Francesco.	2150	77.14	3.164	244.07
Eliza H. Carter and Fanny C. Zerbe.	2152	68.00	3.164	215.15
Nitro Industrial Corporation, a West Virginia Corp- oration.	2154	52.00	3.164	164.53
Nitro Industrial Corporation, a West Virginia Corp- oration.	2156	60.00	3.164	189.84
E.L.Hendricks and Ruby M. Hendricks.	2158	60.00	3.164	189.84
James A. Smith and Helen G. Smith	2160	<u>7.50</u>	3.164	<u>23.73</u>
	TOTAL	685.67		\$2169.46

WEST SIDE

Nitro Industrial Corporation, a West Virginia Corporation.	2141A	171.32	\$3.164	\$542.06
Nitro Industrial Corporation, a West Virginia Corporation.	2145	106.38	3.164	336.59
B.H.Reppert and Virginia Reppert.	2147	66.00	3.164	208.82
Harry K. Miller.	2149	68.00	3.164	215.15
Elmer A. Priddy.	2151	65.70	3.164	207.87
Murrel V. Ridenour and Fanny M. Ridenour	2153	60.00	3.164	189.84
Anne Colcord North.	2155	54.00	3.164	170.86
Carrie M. Walker.	2157	66.00	3.164	208.82
J.R.Peck.	2159	<u>51.50</u>	3.164	<u>162.95</u>
TOTAL		708.90		\$2242.96
GRAND TOTAL		1394.57		\$4412.42

Given under my hand this 21st day of May, 1951.

J.A. Spence
City Engineer.

And said Council having inspected said report, upon motion of Councilman Bush, seconded by Councilman Jones, and adopted unanimously said report is accepted and ordered to be made a part of the minutes of Council, and the City Recorder is authorized and directed to publish notice that at a meeting to be held on the 5th day of June, 1951, at 7:30 o'clock, P.M. in the City Building, all owners of abutting property and other interested parties might appear and move the revision or correction of said report, and that on or after said date an assessment for the cost of same would be laid on said property and the owners thereof for the cost of same, which said notice is to be filed with the minutes and made a part hereof.

Upon motion of Councilman Jones, seconded by Councilman Bush, and unanimously adopted it is ordered that the council meet in Special Session at the City Building on the 5th day of June, 1951.

Upon motion of Councilman Gewin, seconded by Councilman Jones, and unanimously adopted it is ordered that Council stand adjourned until said above date.

W. W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

TO THE MEMBERS OF THE COUNCIL OF THE CITY OF NITRO:

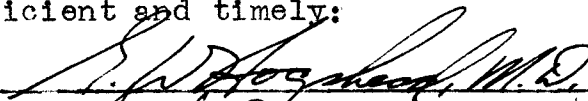
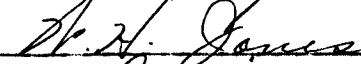



W. H. JONES, B. E. GEWIN, G. W. HOGSHEAD,
M. L. BUSH, AND JEROME COLLINS.

You, and each of you, will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chambers in the City Hall of said City on June 5, 1951, at 7:30 o'clock, P. M. for the purpose of considering the laying of assessments for the permanent improvements of 21st Street from the southeastern end of the Blakes Creek bridge, and including the bridge approach and intersection with North 21st Street, to the extreme southeasterly end of said 21st Street (such portion being commonly called "South 21st Street"), and the making of any revisions and ~~corrections~~ in such proposed assessments before proceeding to lay same; and for the further purposes of considering any other matters relating to said improvements, and any other matters that may properly come before the Council.

Respectfully yours,


W. W. Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely:

Meeting of June 5, 1951

At a special meeting of the Council of the City of Nitro, regularly and duly called, on the 5th day of June, 1951, there were present W.W.Alexander, Mayor, Grace Lewis, Recorder, and W.H.Jones, B.E.Gewin, G.W.Hogshead, Jerome Collins, and M.L.Bush, members of the Council.

The meeting was called to order by W.W.Alexander, Mayor, who announced that this was a meeting called for the levying of assessments for paving and sidewalk construction as set out in the notice to property owners as published in the Kanawha Valley Leader under dates of May 25 and June 1, 1951, and further announced that the meeting was open for any revisions or corrections of the Report of the Engineer as set out in said notice.

Thereupon the Recorder informed Council that the Engineer having heretofore filed his report, and that pursuant to its directions she had given notice as required by law to the owners of the property abutting upon the streets and portions thereof pursuant to paving Ordinance adopted by Council on August 2, 1950, by publication in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro and Kanawha County, West Virginia, and tendered to Council the Publisher's Affidavit and Certificate of publication of said notice.

Thereupon motion of Councilman Bush, seconded by Councilman Jones, and unanimously adopted, it is ordered that the Publisher's Affidavit and Certificate of Publication as above mentioned be received and made a part of the minutes of this meeting by actual inclusion therein.

Printer's Fee \$ 49.41

AFFIDAVIT OF PUBLICATION

I, Cecil R. Walker, Manager of
Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Publication

was duly published in said paper once a week for 2
 successive weeks, commencing with the issue of the 25th
 day of May, 1951 and ending with the
 issue of the 1st day of June, 1951
 and was posted at the Court House of Kanawha County or

W.W.Alexander
 Manager,
 Kanawha Valley Leader.

Subscribed and sworn to before me this 1st day of
June, 1951

[Signature]
 Notary Public for Kanawha County, West Virginia
 (My commission expires June 28, 1957)

49.41

LEGAL NOTICE

NOTICE OF LEVY OF PAVING ASSESSMENT AND OF ASSESSMENT FOR SIDEWALK CONSTRUCTION OF THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA, AGAINST PROPERTY ABUTTING ON 21ST STREET FROM THE SOUTHEASTERN END OF THE BLAKES CREEK BRIDGE, AND INCLUDING THE BRIDGE APPROACH AND INTERSECTION WITH NORTH 21ST STREET, TO THE EXTREME SOUTHEASTERLY END OF SAID SOUTH 21ST STREET (SUCH PORTION BEING COMMONLY CALLED "SOUTH 21ST STREET")

By virtue of an Ordinance adopted by the Council of the City of Nitro, West Virginia, on the 2nd day of August, 1930, providing for the permanent improvement of the above named street and portions thereof, by paving and otherwise permanently improving, and by construction of sidewalks thereon, and further providing for the assessment of the cost thereof against property abutting thereon as provided by Chapter 20 of the West Virginia Legislature, Regular Session, 1929, Code of West Virginia, 1931, the said improvement of the above named street, or portions thereof, have been completed and the City Engineer has completed and filed his report, showing the owners of the lots or parcels of land abutting on said street so improved; the frontages of each of said lots or parcels of land; the proper amount to be assessed against the respective abutting lots and parcels of land and the total cost as follows:

(All lot numbers hereinafter shown are as numbered on maps of the City of Nitro and in deeds for said lots of record in the Office of the Clerk of the County Court of Kanawha County, West Virginia, and reference is here made to said maps and deeds for more complete descriptions.)

PAVING AND OTHERWISE PERMANENTLY IMPROVING.
21ST STREET
FROM
BLAKES CREEK BRIDGE AND INTERSECTION OF
NORTH 21ST STREET TO EXTREME SOUTHEASTERLY
END OF SOUTH 21ST STREET.
EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Harrold L. VanNetta and Sybal Cox Van-				
Netta	2141	85.40	\$11.21	\$ 957.33
Elsie C. Alderson	2142	55.09	11.21	616.55
James E. Hulshizer and Evelyn H. Hulshizer	2143	68.04	11.21	762.73
Ohio-Apex, Inc., a West Virginia Corporation	2144	56.72	11.21	635.22
Robert L. Sibley and Jane Sibley	2145	95.87	11.21	1074.70
Manelaus P. Francisco and Elenora M. Fran-				
cisco	2150	77.14	11.21	864.74
Eliza H. Carter and Fanny C. Zerbe	2152	68.00	11.21	762.28
Nitro Industrial Corpora-				
tion, a West Virginia	2154	52.00	11.21	582.02
Corporation				
Nitro Industrial Corpora-				
tion, a West Virginia	2156	60.00	11.21	672.60
Corporation				
E. L. Hendricks and Ru-				
by M. Hendricks	2158	60.00	11.21	672.60
Helen G. Smith	2160	60.00	11.21	672.60
Gaye Davis Galloway	2162	84.85	11.21	951.17
TOTAL		823.02		\$9226.05

WEST SIDE				
Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Nitro Industrial Corpora- tion, a West Virginia Corporation	2141A	193.32	\$11.21	\$2167.12
Nitro Industrial Corpora- tion, a West Virginia Corporation	2145	106.38	11.21	1192.52
B. H. Reppert and Vir- ginia Reppert	2147	66.00	11.21	739.86
Harry K. Miller	2149	66.00	11.21	762.26
Elmer A. Friddy	2151	65.70	11.21	736.86
Murrel V. Ridenour and Fanny M. Ridenour	2153	60.00	11.21	672.60
Anne Colcord North	2155	54.00	11.21	605.34
Carrie M. Walker	2157	66.00	11.21	739.86
J. R. Peck	2159	126.65	11.21	1419.75
TOTAL		806.05		\$9035.83
GRAND TOTAL		1629.07		\$18261.86

SIDEWALK CONSTRUCTION
21ST STREET
FROM
BLAKES CREEK BRIDGE AND INTERSECTION OF
NORTH 21ST STREET TO EXTREME SOUTHEASTERLY
END OF SOUTH 21ST STREET.
EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Harrold L. VanNetta and Sybil Cox Van- Netta	2141	85.40	\$ 3.164	\$ 270.21
Elsie C. Alderson	2142	55.00	3.164	174.02
James E. Hulshizer and Evelyn H. Hulshizer	2143	68.04	3.164	215.28
Ohio Apex, Inc. a West Virginia Corporation	2144	50.72	3.164	178.46
Robert L. Sibley and Jane Sibley	2146	95.87	3.164	303.33
Menelaus P. Francesco and Elenora M. Fran- cesco	2150	77.14	3.164	244.07
Eliza H. Carter and Fanny C. Zerbe	2152	68.00	3.164	215.15
Nitro Industrial Corpora- tion, a West Virginia Corporation	2154	52.00	3.164	164.53
Nitro Industrial Corpora- tion, a West Virginia Corporation	2156	60.00	3.164	189.84
E. L. Hendricks and Ru- by M. Hendricks	2158	60.00	3.164	189.84
James A. Smith and Helen G. Smith	2160	7.50	3.164	23.73
TOTAL		685.67		\$2169.46

WEST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Nitro Industrial Corpora- tion, a West Virginia Corporation	2141A	171.32	\$ 3.164	\$ 542.06
Nitro Industrial Corpora- tion, a West Virginia Corporation	2145	106.32	3.164	336.58
B. H. Reppert and Vir- ginia Reppert	2147	66.00	3.164	208.82
Harry K. Miller	2148	66.00	3.164	215.15
Elmer A. Priddy	2151	66.10	3.164	207.87
Murrel V. Ridenour and Fanny M. Ridenour	2153	66.00	3.164	188.84
Anne Colcord North	2155	66.00	3.164	178.80
Carrie M. Walker	2157	66.00	3.164	208.82
J. R. Peck	2159	67.50	3.164	168.61
TOTAL		705.24		\$2245.55
GRAND TOTAL		1204.57		\$4412.43

Notice is hereby given to the persons above named, and other interested persons, and any other persons who may be owners of property hereinabove described that at or after a regularly called meeting of the Council of the City of Nitro, West Virginia, to be held in the Council Chambers at the City Hall of said City on Tuesday, the 5th day of June, 1951, at 7:30 o'clock, P.M., the owner or owners whose property is to be assessed as hereinabove designated, or other interested parties, may appear to move the revision or correction of such proposed assessments, and that on or after the said 5th day of June, 1951, the Council may proceed to lay assessments in the amounts and against the property for the cost of the permanent improvements made as such assessments are above set out and described.

Done by order of the Council of the City of Nitro duly made and entered of record.

CITY OF NITRO, WEST VIRGINIA
Grace Lewis, Recorder

NOTICE

NOTICE OF LEVY OF PAVING ASSESSMENTS AND OF ASSESSMENT FOR SIDEWALK CONSTRUCTION OF THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA, AGAINST PROPERTY ABUTTING ON 21ST STREET FROM THE SOUTHEASTERN END OF THE BAAKES CREEK BRIDGE, AND INCLUDING THE BRIDGE APPROACH AND INTERSECTION WITH NORTH 21ST STREET, TO THE EXTREME SOUTHEASTERLY END OF SAID SOUTH 21ST STREET (SUCH PORTION BEING COMMONLY CALLED "SOUTH 21ST STREET").

By virtue of an Ordinance adopted by the Council of the City of Nitro, West Virginia on the 2nd day of August, 1950, providing for the permanent improvement of the above named streets and portions thereof, by paving and otherwise permanently improving, and by construction of sidewalks thereon, and further providing for the assessments of the cost thereof against property abutting thereon as provided by Chapter 89 Acts of the West Virginia Legislature, Regular Session, 1949, amending and reenacting Chapter 8, Article 8 of the Official Code of West Virginia, 1931, the said improvements on the above named street, or portions thereof, have been completed and the City Engineer has completed and filed his report showing the owners of the lots or parcels of land abutting on said street so improved; the frontages of each of said lots or parcels of land; the proper amount to be assessed against the respective abutting lots and parcels of land and the total cost as follows:

(All lot numbers hereinafter shown are as numbered on maps of the City of Nitro and in deeds for said lots of record in the office of the Clerk of the County Court of Kanawha County, West Virginia, and reference is here made to said maps and deeds for more complete descriptions.)

PAVING AND OTHERWISE PERMANENTLY IMPROVING

21ST STREET

FROM

BLAKES CREEK BEIDGE AND INTER-
SECTION OF NORTH 21ST STREET TO
EXTREME SOUTHEASTERLY END OF
STREET.

EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Harrold L. VanNetta and Sybal Cox VanNetta.	2141	85.40	\$11.21	\$957.33
Elsie C. Alderson.	2142	55.00	11.21	616.55
James E. Hulshizer and Evelyn H. Hulshizer.	2143	68.04	11.21	762.73
Ohio-Apex, Inc., a West Virginia Corporation	2144	56.72	11.21	635.83
Robert L. Sibley and Jane Sibley.	2146	95.87	11.21	1074.70
Menelaus P. Francesco and Elenora M. Francesco.	2150	77.14	11.21	864.74
Eliza H. Carter and Fanny C. Zerbe.	2152	68.00	11.21	762.28
Nitro Industrial Corporation, a West Virginia Corp- oration.	2154	52.00	11.21	582.92
Nitro Industrial Corporation, a West Virginia Corp- oration.	2156	60.00	11.21	672.60
E.L.Hendricks and Ruby M. Hendricks.	2158	60.00	11.21	672.60
James A. Smith and Helen G. Smith.	2160.	60.00	11.21	672.60
Gaye Davis Galloway.	2162	<u>84.85</u>	11.21	<u>951.17</u>
	TOTAL	823.02		\$9226.05

WEST SIDE

Nitro Industrial Corporation, a West Virginia Corporation.	2141A	193.32	\$11.21	\$2167.12
Nitro Industrial Corporation, a West Virginia Corporation.	2145	106.38	11.21	1192.52
B.H.Reppert and Virginia Reppert.	2147	66.00	11.21	739.86
Harry K. Miller.	2149	68.00	11.21	762.28
Elmer A. Priddy.	2151	65.70	11.21	736.50
Murrel V. Ridenour and Fanny M. Ridenour.	2153	60.00	11.21	672.60
Anne Colcord North.	2155	54.00	11.21	605.34
Carrie M. Walker.	2157	66.00	11.21	739.86
J.R.Peck.	2159	<u>126.65</u>	11.21	<u>1419.75</u>
TOTAL		806.05		\$9035.83
GRAND TOTAL		1629.07		\$18261.88

SIDEWALK CONSTRUCTION

21ST STREET

FROM

BLAKES CREEK BRIDGE AND INTER-
SECTION OF NORTH 21ST STREET TO
EXTREME SOUTHEASTELY END OF
STREET.

EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Harrold L. VanNetta and Sybal Cox VanNetta.	2141	85.40	\$3.164	\$270.21
Elsie C. Alderson	2142	55.00	3.164	174.02
James E. Hulshizer and Evelyn H. Hulshizer.	2143	68.04	3.164	215.28
Ohio-Apex Inc., a West Virginia Corporation.	2144	56.72	3.164	179.46
Robert L. Sibley and Jane Sibley.	2146	95.87	3.164	303.33
Menelaus P. Francesco and Elenora M. Francesco.	2150	77.14	3.164	244.07
Eliza H. Carter and Fanny C. Zerbe.	2152	68.00	3.164	215.15
Nitro Industrial Corporation, a West Virginia Corp- oration.	2154	52.00	3.164	164.53
Nitro Industrial Corporation, a West Virginia Corp- oration.	2156	60.00	3.164	189.84
E.L.Hendricks and Ruby M. Hendricks.	2158	60.00	3.164	189.84
James A. Smith and Helen G. Smith.	2160	<u>7.50</u>	3.164	<u>23.73</u>
	TOTAL	685.67		\$2169.46

WEST SIDE

Nitro Industrial Corporation, a West Virginia Corporation.	2141A	171.32	\$3.164	\$542.06
Nitro Industrial Corporation, a West Virginia Corporation.	2145	106.38	3.164	336.59
B.H.Reppert and Virginia Reppert.	2147	66.00	3.164	208.82
Harry K. Miller.	2149	68.00	3.164	215.15
Elmer A. Priddy.	2151	65.70	3.164	207.87
Murrel V. Ridenour and Fanny M. Ridenour.	2153	60.00	3.164	189.84
Anne Colcord North.	2155	54.00	3.164	170.86
Carrie M. Walker.	2157	66.00	3.164	208.82
J.R.Peck.	2159	<u>51.50</u>	3.164	<u>162.95</u>
TOTAL		708.90		\$2242.96
GRAND TOTAL		1394.57		\$4412.42

Notice is hereby given to the persons above named, and other interested persons, and any other persons who may be owners of property hereinabove described that at or after a regularly called Special Session of the Council of the City of Nitro, West Virginia, to be held in the Council Chambers at the City Hall of Said City on Tuesday, the 5th day of June, 1951, at 7:30 o'clock, P.M., the owner or owners those property is to be assessed as hereinabove designated, or other interested parties, may appear to move the revision or correction of such proposed assessments, and that on or after the said 5th day of June, 1951, the Council may proceed to lay assessments in the amounts and against the property for the cost of the permanent improvements made as

such assessments are above set out and described.

Done by order of the Council of the City of Nitro duly made and entered of record.

CITY OF NITRO, WEST VIRGINIA

Grace Lewis, Recorder

Thereupon the Mayor inquired if there were any persons present who desired to move correction or revision of the proposed assessments and there were none.

Thereupon upon motion of Councilman Gewin, seconded by Councilman Collins, and unanimously adopted, it is ordered that the Engineer's Report as hereinafter set out be accepted and adopted, and further adopted as the Assessment Rolls.

REPORT OF ENGINEER AND COUNCIL

ON

PERMANENT IMPROVEMENT ON 21ST STREET FROM THE SOUTHEASTERN END OF THE BLAKES CREEK BRIDGE, AND INCLUDING THE BRIDGE APPROACH AND INTERSECTION WITH NORTH 21ST STREET, TO THE EXTREME SOUTHEAST-ELY END OF SAID 21ST STREET (SUCH PORTION BEING COMMONLY CALLED "SOUTH 21ST STREET").

TO THE COUNCIL OF THE CITY OF NITRO:

I, J.A. Spence, of Municipal Engineering Corporation, a corporation, City Engineer, hereby certify and report this 21st day of May, 1951, that the improvements authorized by Ordinance of the Council adopted on the 2nd day of August, 1950, have been completed in accordance with the plans, specifications, paving ordinance and contract with Andersons' Inc., a corporation, made pursuant thereto on the above named streets and portions of streets, and do further certify and report that I have measured, apportioned and calculated the several frontages abutting thereon and the total cost and the respective amounts chargeable upon each lot or parcel of land abutting thereon in accordance with said paving ordinance and do certify and report that the proper amounts be assessed against the respective abutt-

ing lots or parcels of land as provided by said ordinance, and Article 8 Chapter 8 of the Code of West Virginia as amended by the Acts of the Legislature of 1949, with a description of the abutting lots and lands as to ownership, frontage, location and respective amounts to be assessed for paving and otherwise permanently improving said streets, and for the construction of sidewalks along portions of said street are as follows:

PAVING AND OTHERWISE PERMANENTLY IMPROVING

21ST STREET

FROM

BLAKES CREEK BRIDGE AND INTER-
SECTION OF NORTH 21ST STREET TO
EXTREME SOUTHEASTERLY END OF
STREET.

EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Harrold L. VanNetta and Sybal Cox VanNetta.	2141	85.40	\$11.21	\$957.33
Elsie C. Alderson.	2142	55.00	11.21	616.55
James E. Hulshizer and Evelyn H. Hulshizer.	2143	68.04	11.21	762.73
Ohio-Apex, Inc., a West Virginia Corporation.	2144	56.72	11.21	635.83
Robert L. Sibley and Jane Sibley.	2146	95.87	11.21	1074.70
Menelaus P. Francesco and Elenora M. Francesco.	2150	77.14	11.21	864.74
Eliza H. Carter and Fanny C. Zerbe.	2152	68.00	11.21	762.28
Nitro Industrial Corporation, a West Virginia Corp- oration.	2154	52.00	11.21	582.92
Nitro Industrial Corporation, a West Virginia Corp- oration.	2156	60.00	11.21	672.60
E.L. Hendricks, and Ruby M. Hendricks.	2158	60.00	11.21	672.60
James A. Smith and Helen G. Smith.	2160	60.00	11.21	672.60
Gaye Davis Galloway.	2162	<u>84.85</u>	11.21	<u>951.17</u>
	TOTAL	823.02		\$9226.05

WEST SIDE

Nitro Industrial Corporation, a West Virginia Corp- oration. 2141A	193.32	11.21	\$2167.12
Nitro Industrial Corporation, a West Virginia Corp- oration. 2145	106.21	11.21	1192.52
B.H.Reppert and Virginia Reppert. 2147	66.00	11.21	739.86
Harry K. Miller. 2149	68.00	11.21	762.28
Elmer A. Priddy. 2151	65.70	11.21	736.50
Murrel V. Ridenour and Fanny M. Ridenour. 2153	60.00	11.21	672.60
Anne Colcord North. 2155	54.00	11.21	605.34
Carrie M. Walker. 2157	66.00	11.21	739.86
J.R.Peck. 2159	<u>126.65</u>	11.21	<u>1419.75</u>
TOTAL	806.05		\$9035.83
GRAND TOTAL	1629.07		\$18261.88

SIDEWALK CONSTRUCTION

21ST STREET
FROMBLAKES CREEK BRIDGE AND INTER-
SECTION OF NORTH 21ST STREET TO
EXTREME SOUTHEASTERLY END OF
STREET.

EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Harrold L. VanNetta and Sybal Cox VanNetta.	2141	85.40	\$3.164	\$270.21
Elsie C. Alderson.	2142	55.00	3.164	174.02
James E. Hulshizer and Evelyn H. Hulshizer.	2143	68.04	3.164	215.28
Ohio-Apex, Inc., a West Virginia Corporation	2144	56.72	3.164	179.46
Robert L. Sibley and Jane Sibley.	2146	95.87	3.164	303.33
Menelaus P. Francesco and Elenora M. Francesco.	2150	77.14	3.164	244.07
Eliza H. Carter and Fanny C. Zerbe.	2152	68.00	3.164	215.15
Nitro Industrial Corporation, a West Virginia Corp- oration.	2154	52.00	3.164	164.53
Nitro Industrial Corporation, a West Virginia Corp- oration.	2156	60.00	3.164	189.84
E.L. Hendricks and Ruby M. Hendricks.	2158	60.00	3.164	189.84
James A. Smith and Helen G. Smith.	2160	<u>7.50</u>	3.164	<u>23.73</u>
	TOTAL	685.67		\$2169.46

West Side

Nitro Industrial Corporation, a West Virginia Corp- oration.	2141A	171.32	\$3.164	\$542.06
Nitro Industrial Corporation, a West Virginia Corp- oration.	2145	106.38	3.164	336.59
B.H.Reppert and Virginia Reppert.	2147	66.00	3.164	208.82
Harry K. Miller	2149	68.00	3.164	215.15
Elmer A. Priddy.	2151	65.70	3.164	207.87
Murrel V. Ridenour and Fanny M. Ridenour.	2153	60.00	3.164	189.84
Anne Colcord North.	2155	54.00	3.164	170.86
Carrie M. Walker.	2157	66.00	3.164	208.82
J.R.Peck.	2159	<u>51.50</u>	3.164	<u>162.95</u>
	TOTAL	709.90		\$2242.96
	GRAND TOTAL	1394.57		\$4412.42

Given under my hand this 21st day of May, 1951.

J.A. Spence
City Engineer

Thereupon Councilman Jones, seconded by Councilman Bush, presented and moved the adoption of the following Ordinance:

AN ORDINANCE ASSESSING ABUTTING PROPERTY AND THE OWNERS THEREOF WITH THE COST OF THE PERMANENT IMPROVEMENT OF 21ST STREET FROM THE SOUTHEASTERN END OF THE BLAKES CREEK BRIDGE, AND INCLUDING THE BRIDGE APPROACH AND INTERSECTION WITH NORTH 21ST STREET, TO THE EXTREME SOUTHEASTELY END OF SAID 21ST STREET (SUCH PORTION BEING COMMONLY CALLED "SOUTH 21ST STREET"), ALL IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA; ACCEPTING THE IMPROVEMENT; APPROVING THE REPORT OF THE ENGINEER; LEVYING THE ASSESSMENT; AUTHORIZING THE ISSUANCE AND DELIVERY OF ASSESSMENT CERTIFICATES; DECLARING THE ABUTTING PROPERTY BENEFITED;; DECLARING THE ASSESSMENTS A LIEN AGAINST ABUTTING PROPERTY; AND AUTHORIZING THE FILING OR A CERTIFIED COPY OF THE REPORT OF THE ENGINEER AND COUNCIL ACTION IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF KANAWHA COUNTY, WEST VIRGINIA.

WHEREAS, the Council of the City of Nitro on the 2nd day of August, 1950, adopted an ordinance for the permanent improvement of 21st Street from the southeastern end of the Blakes Creek bridge, and including the bridge approach and intersection with North 21st Stree, to the extreme southeasterly end of said 21st Street (such protion being commonly called "South 21st Street"), by grading, draining, paving, re-paving, curbing and guttering and otherwise improving the same, and by the construction of sidewalks therrin and thereon and further providing for the assessment of the abutting property and the owners thereof for the total cost of such improvement; and

WHEREAS, the report of the City Engineer to the Council reporting and certifying the cost of said improvement and showing the respective amounts apportioned, calculated and charged against each lot abutting, bounding and fronting on said streets and portions of streets and the respective owners thereof was read to

the Council at its meeting on May 22, 1951, and fully set out in its minutes; and

WHEREAS, it appears to the Council, independently of said Engineer's Report, that the permanent improvement has been completed in accordance with the ordinance heretofore adopted and has specially benefited each lot or parcel of land abutting thereon to an extent greater than the respective part of the cost apportioned, calculated and charged against said respective lot or parcel, and that said report and improvement should be accepted; and

WHEREAS, notice was caused to be published in the Kanawha Valley Leader, a weekly newspaper of general circulation in the City of Nitro, showing the names of the owners of each lot abutting on said improved streets and portions of streets and the amount assessed thereof, respectively, and giving notice to said owners or those who may be owners thereof and other interested persons that they might appear before Council in session on June 5, 1951, at 7:30 o'clock, P.M., to move the revision or correction of such proposed assessments, and on or after said date Council might proceed finally to lay said assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO:

First: That the said report of the City Engineer, heretofore filed and read, is hereby ordered set out in full in the minutes of the Council, and said Engineer's Report as revised and corrected is hereby accepted, approved and adopted by the Council after independent examination and investigation thereof, and is hereby expressly made a part of this ordinance as fully as if set forth herein, and is hereby adopted as the Assessment Rolls.

Second: That the permanent improvement as set forth and shown in said report is the same as hereby declared to be completed and is hereby accepted.

Third: That the amounts set forth in the aforesaid report as the proportionate shares of the net cost assessable to each of the various properties and the owners thereof as the same appear in said report are hereby assessed against each of the said properties and the owners thereof as their proportionate share of the cost of the improvement; that the aforesaid amounts are hereby declared to be liens upon each of the several lots abutting upon the said streets and portions of streets as shown in the said report; that paving assessment certificates shall forthwith be issued and signed by the Mayor and City Recorder in the respective amounts assessed against each lot and parcel of land and the owners thereof, each said assessment certificate shall be issued and made payable in ten equal installments certificates, the first of which said installment certificates shall be due and payable in thirty days from the date of the assessment; thereof, and the remaining nine of said installments certificates shall be due and payable on or before one year and thirty days, two years and thirty days, three years and thirty days, four years and thirty days, five years and thirty days, six years and thirty days, seven years and thirty days, eight years and thirty days, and nine years and thirty days, from the date of the assessment, respectively, all of which said installment certificates shall bear interest at the rate of six per cent (6%) per annum from the date of assessment, with the provision that if default be made in the payment of any of the said installment certificates when due and payable, then the whole amount of

the said assessment remaining unpaid shall become forthwith due and payable and the holder of the certificate may proceed to collect the whole amount unpaid; that the respective certificates covering the amount of the respective assessments shall be paid by the respective owners of the land, lots or fractional parts thereof so assessed for the cost, and the respective amounts specified in the certificates upon the land, lots or parts of lots so assessed and also debts against the respective owners of the said real estate; and shall be liens ahead in priority of other liens against the said property except for taxes due the state, county and city; and the said certificates may be issued, sold and delivered by the Mayor to the contractor doing the paving and other improvements on said streets or portions of streets in payment of the cost thereof.

Fourth: The Mayor and the City Recorder are hereby authorized to issue, sign and deliver the assessment lien certificates against the several lots in accordance with the provisions of paragraph "Third" hereinabove.

Fifth: The City Recorder is hereby directed to cause to be prepared a certificate, report and notice showing and certifying a copy of the said Engineer's Report, so adopted by the Council, and when so certified to by the City Recorder the same shall be delivered to the Clerk of the County Court of Kanawha County, and recorded in the Clerk's office in a trust deed book, and shall be continuing tax liens upon the lots or lands against which the assessments are made until the certificates as aforesaid are paid, and the said County Clerk shall index the same in the names of each lot or land owner mentioned therein.

Upon a vote being taken said Ordinance is unanimously adopted, and so ordered.

There being no further business the meeting adjourned.

W.W. Alexander.

W.W. Alexander, Mayor

Grace Lewis

Grace Lewis, Recorder

June 19, 1951

The City Council met in regular session Tuesday, June 19, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, B.E.Gewin, Jerome Collins, and Geo. W. Hogshead members of the council.

Mayor Alexander called the meeting to order.

Minutes for session held May 15th and June 5th were read. Councilman Gewin moved, motion seconded by Councilman Collins, minutes be approved. Motion carried.

The Recorder presented the financial statement for the month of May, Councilman Collins moved financial statement be accepted. Motion seconded by Councilman Jones. Motion carried.

Councilman Jones, seconded by Councilman Gewin, moved that Ordinance Number 64 be amended and rewritten as follows: Motion carried.

AN ORDINANCE TO AMEND AND REENACT THE ORDINANCE OF THE CITY OF NITRO (ORDINANCE NO. 64 AS AMENDED) IMPOSING BUSINESS, PRIVILEGE AND OCCUPATION TAXES UPON THE EXERCISING OF CERTAIN PRIVILEGES IN THE CITY (COMMONLY CALLED GROSS SALES TAX); AN ORDINANCE TO PROVIDE FOR THE RAISING OF ADDITIONAL REVENUE FOR THE CITY OF NITRO BY IMPOSING BUSINESS, PRIVILEGE AND OCCUPATION TAXES UPON THE EXERCISING OF CERTAIN PRIVILEGES IN THE CITY.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NITRO.

SECTION 1. Definitions. When used in this ordinance, the term "person" or the term "company" herein used interchangeably, includes any individual, firm copartnership, joint adventure association, corporation, trust or any other group or combination acting as a unit, and the plural as well as the singular number unless the intention to give a more limited meaning is disclosed by the context.

"Tax year" or "taxable year" means either the calendar year, or the taxpayer's fiscal year when permission is obtain-

ed from the city clerk to use same as the tax period in lieu of the calendar year.

"Sale" or "sales" includes the exchange or properties as well as the sale thereof for money, every closed transaction constituting a sale.

"Taxpayer" means any person liable for any tax hereunder. "Gross income" means the gross receipts of the taxpayer received as compensation for personal services and the gross receipts of the taxpayer received as compensation for personal services and the gross receipts of the taxpayer derived from trade, business, commerce or sales and the value proceeding or accruing from the sale of tangible property (real, or personal), or service, or both, and all receipts by reason of the investment of the capital or the business engaged in, including interest, discount, rentals, royalties, fees or other emoluments however designated and without any deductions on account of the cost of property sold, the cost of materials used, labor costs, taxes, royalties, interest, or discount paid or any other expense whatsoever.

"Business", as used in this ordinance, shall include all activities engaged or caused to be engaged in with the object of gain or economic benefit either direct or indirect. The production of raw materials or manufactured products, which are used or consumed in the main business, shall be deemed business engaged in taxable in the class in which it falls.

"Gross proceeds of sales" means the value actually proceeding from the sale of tangible property without any deduction on account of the cost of property sold or expenses of any kind. The words "gross income" and "gross proceeds of sales" shall not be construed to include cash discounts allowed and taken on sales;

the proceeds of sale of goods, wares or merchandise returned by customers when the sale price is refunded either in cash or by credit; or the sale price of any article accepted as part payment or any new article sold, if the full sale price of the new article is included in the "gross proceeds of sales."

"Service business or calling" shall include all non-professional activities engaged in for other persons for a consideration, which involve the rendering of a service as distinguished from the production or sale of tangible property, but shall not include the services rendered by an employee to his employer.

The classification of "wholesaler" or "jobber" shall apply only to a person doing a regularly organized jobbing business known to the trade as such, selling to licensed retail merchants or jobbers, or to others in wholesale quantities and at wholesale prices.

SECTION 2. Imposition of Privilege Tax. There is hereby levied and shall be collected annual privilege taxes against the persons, on account of the business and other activities, and in the amounts to be determined by the application of rates against values or gross income as set forth in Section Three (a) to Three (i) inclusive of this ordinance.

If any person liable for any tax under Sections Three (a) or Three (b) shall ship or transport his products or any part thereof out of the city without making sale of such products, the value of the products in the condition or form in which they exist immediately before transportation out of the city shall be the basis for the assessment of the tax imposed in said sections. The city Recorder shall prescribe equitable and uniform rules for ascertaining such value.

In determining value, however, as regards sales from one to another of affiliated companies or persons, or under other circumstances where the relation between the buyer and seller is such that the gross proceeds from the sales are not indicative of the true value of the subject matter of the sale, the City Recorder shall prescribe uniform and equitable rules for determining the value upon which such privilege tax shall be levied, corresponding as nearly as possible to the gross proceeds from the sale of similar products of like quality or character where no common interest exists between the buyer and the seller but the circumstances and conditions are otherwise similar.

Gross income included in the measure of the tax under Sections Three (a) and Three (b) of this ordinance, except in the case of production of natural gas, shall neither be added nor deducted in computing the tax levied under the other sections of this ordinance.

A person exercising any privilege taxable under Sections Three (a) and Three (b) of this ordinance and engaging in the business of selling his natural resources or manufactured products **at** retail in this city shall be required to make returns of the gross proceeds of such retail sales and pay the tax imposed in section Three (c) of this ordinance for the privilege of engaging in the business of selling such natural resources or manufactured products at retail in this city. But any person exercising any privilege taxable under Sections Three (a) **or** Three (b) of this ordinance and engaging in the business of selling his natural resources or manufactured products to manufacturers, wholesalers or jobbers, and in the case of limestone, sand, gravel or other

mineral products, to commercial consumers, shall not be required to pay the tax imposed in Section (c) of this ordinance for the privilege of selling such natural resource products or manufactured products at wholesale.

Manufacturers exercising any privilege taxable under Section Three (b) of this ordinance shall not be required to pay the tax imposed in Section Three (c) of this ordinance for the privilege or selling their manufactured products for delivery outside of the city, but the gross income derived from the sale of such manufactured products outside of the city shall be included in determining the measure of the tax imposed on such manufacturer in Section Three (b).

A person exercising privileges taxable under the other sections of this ordinance, producing coal, oil, natural gas, minerals, timber or other natural resource products the production of which is taxable under Section Three (a), and using or consuming the same in his business, shall be deemed to be engaged in the business of mining and producing coal, oil, natural gas, minerals, timber or other natural resource products for sale, profit or commercial use, and shall be required to make returns on account of the production of the business showing the gross proceeds or equivalent in accordance with uniform and equitable rules for determining the value upon which such privilege tax shall be levied, corresponding as nearly as possible to the gross proceeds from the sale of similar products of like quality or character by other taxpayers, which rules the City Recorder shall prescribe.

SECTION 3. (a) Production of Coal and other Natural Resource Products. Upon every person engaging or continuing with-

in the city in the business of producing for sale, profit, or commercial use any natural resource products, the amount of such tax to be equal to the value of the articles produced as shown by the gross proceeds derived from the sale thereof by the producer, except as hereinafter provided, multiplied by the respective rates as follows: Coal, four tenths of one per cent; limestone or sandstone, quarried or mined, six tenths of one per cent; oil, one and two tenths per cent; natural gas, in excess of the value of Five Thousand Dollars, two and four tenths per cent; blast furnace slag, one and two tenths per cent; sand, gravel, or other mineral products, not quarried or mined, one and two tenths per cent; timber, six tenths of one per cent; other natural resource products, eight tenths of one per cent. The measure of this tax is the value of the entire production in this city, regardless of the place of sale or the fact that delivery may be made to points outside of the city.

SECTION 3. (b) Manufactured or Compounded Products.

Upon every person engaging or continuing within this city in the business of manufacturing, compounding, or preparing for sale, profit, or commercial use, either directly or through the activity of others in whole or part, any article or articles, substance or substances, commodity or commodities, or electric power not produced by public utilities taxable under other provisions of this article, substance, commodities or electric power manufactured, compounded or prepared for sale, as shown by the gross proceeds derived from the sale thereof by the manufacturer or person compounding or preparing the same except as hereinafter provided, multiplied by a rate of three ~~xxx~~ tenths of one per cent. The measure

of this tax is the value of the entire product manufactured, compounded, or prepared in this city for sale, profit or commercial use, regardless of the place of sale or the fact that deliveries may be made to points outside the city or state.

SECTION 3. (c) Business of Selling Tangible Property; Sales Exempt. Upon every person engaging or continuing within this city in the business of selling any tangible property whatsoever, real or personal, including the sale of food, and the services incident to the sale of food in hotels, restaurants, cafeterias, confectionaries, and other public eating houses, except sales by any person engaging or continuing in the business of horticulture, agriculture or grazing, or of selling stocks, bonds or other evidences of indebtedness, there is likewise hereby levied, and shall be collected, a tax equivalent to two tenths of one per cent of the gross income of the business, except that in the case of a wholesaler or jobber, the tax shall be equal to six one-hundredths of one per cent of the gross income of the business.

SECTION 3. (d). Public Service or Utility Business. Upon any person engaging or continuing within this city in any public service or utility business, except railroad, railroad car, express, pipe line, telephone and telegraph companies, water carriers by steamboat or steamship, and motor vehicle carriers, there is likewise hereby levied and shall be collected taxes on account of the business engaged in equal to the gross income of the business multiplied by the respective rates as follows: Street and interurban and electric railways and bus companies, one per cent; water companies, four per cent, except as to income from municipality owner water plants; electric light and power companies, four per

cent on sales and demand charges for domestic purposes and commercial lighting and three per cent on sales and demand charges for all other purposes, except as to income for municipally owned plants producing or purchasing electricity and distributing the same; natural gas companies, three per cent on the gross income, said gross income for this purpose to be determined by deducting from gross income from all sales to consumers the amount of the tax paid by the taxpayers under Section Three (a) of this ordinance; toll bridge companies, three per cent; and upon all other public service or utility business, two per cent.

SECTION 3. (e) Business of Contracting. Upon every person engaging or continuing within this city in the business of contracting, the tax shall be equal to eight tenths of one per cent of the gross income of the business.

SECTION 3. (f). Tax on Business or Industrial Loan Company. Upon every industrial loan company engaging or continuing in business in this city, the tax shall be equal to one per cent of the gross income of the business. The term "industrial loan company" as herein used shall mean any corporation formed under the provisions of article seven, chapter thirty-one of the Code of West Virginia, one thousand nine hundred thirty-one, and any corporation formed prior to the enactment of said article seven with the approval of the commissioner of banking of this state under the laws governing formation of building and loan associations, whose plan of operation is as provided in said article seven.

SECTION 3. (g). Business of Operating Amusements. Upon every person engaging or continuing within this city in the business of operating a theatre, opera house, moving picture show, vaudeville, amusement park, dance hall, skating rink, race track,

radio broadcasting station or any other place at which amusements are offered to the public, the tax shall be equal to two tenths of one per cent of the gross income of the business.

SECTION 3. (h). Service Business or Calling Not Otherwise Specifically Taxed. Upon every person engaging or continuing within this city in any service business or calling not otherwise specifically taxed under this law, there is likewise hereby levied and shall be collected a tax equal to four tenths of one per cent of the gross income of any such business.

SECTION 3. (i). Business of Collecting Rentals, Royalties, etc. Upon every person, corporation or association engaging or continuing within this city in any service business or collecting incomes from the use of real or personal property or of any interest therein, whether by lease, conveyance, or otherwise, and whether the return be in the form of rentals, royalties, fee, interest or otherwise, the tax shall be four tenths of one per cent of the gross income of any such activity.

SECTION 3. (j). Production of Oil and Gas; Measure of Tax; Deductions; Exceptions. Every person engaging or continuing within this city in the business of severing oil, natural gas or petroleum products from the strata of the earth, or of operating oil or gas properties, shall use as the measure of the tax imposed by Section Three (a) of this ordinance the value of the entire production, with no deduction by reason of payment under contracts or agreements requiring payment, either in money or in kind, to the owners of the royalty interest, excess royalty or working interest in such properties, where such payments are made in kind, the market value of the natural resource product or other thing so paid, at the time of payment, shall be included

in the measure of said tax. Every person who is hereby required to pay said tax measured by the entire production of the property operated, is hereby authorized and empowered to deduct from any payment, in money or in kind, to the owners of any royalty interest, excess royalty or working interest in such properties, that proportion of the tax paid which the said royalty, excess royalty or working interest bears to the entire production; and there is hereby levied upon such royalty interest, excess royalty or working, such proportionate part of the tax imposed by said Section Three (a). The exemption of five thousand dollars granted to producers of natural gas, by said Section Three (a), shall be for the benefit of the owners of such royalty interest, excess royalty or working interest in the same proportion which the said royalty interest, excess royalty or working interest bears to the entire production, and the balance of said exemption shall be for the benefit of the person operating such properties.

No person shall be required to pay the tax imposed by Section Three (i) of this ordinance, upon income which is included in the measure of the tax imposed upon the production of oil, natural gas or other petroleum products by Section Three (a) of this ordinance.

SECTION 4. Exemption; Non-Exempt Businesses. There shall be an exemption in every case of five dollars in amount of tax computed under the provisions of this ordinance. a person exercising a privilege taxable hereunder for a fractional part of a tax year shall be entitled to an exemption of the sum bearing the proportions of five dollars that the period of time the privilege is exercised bears to a whole year. Only one exemption shall be allowed to any one person, whether he exercises one or

more privileges taxable hereunder.

The provisions of this ordinance shall not apply to: (a) Insurance companies which pay the State of West Virginia a tax upon premiums: Provided, however, That said exemption shall not extend to that part of the gross income of insurance companies which is received for the use of real property, other than property in which any such company maintains its office or offices, in this state, whether such income be in the form of rentals or royalties; (b) persons engaged in the business of banking; Provided, however, that said exemption shall not extend to that part of the gross income of such persons which is received for the use of real property owned, other than the banking house or building in which the business of the bank is transacted, whether such income be in the form of rentals, or royalties; (c) non-profit cemetery companies organized and operated for the exclusive benefit of their members; (d) societies, organizations and associations organized and operated for the exclusive benefit of their members and not for profit; (e) corporations, associations and societies organized and operated exclusively for religious or charitable purposes: Provided, however, That the exemptions of this section shall not apply to corporations or cooperative associations organized under the provisions of article four, chapter nineteen, of the Code of West Virginia, one thousand nine hundred thirty-one, as amended; (f) building and loan associations and federal savings and loan associations.

SECTION 5. Computation of Tax: Payment. The Taxes levied hereunder shall be payable in quarterly installments on or before the expiration of thirty days from the end of the quarter in which they accrue. The taxpayer shall, within thirty days

from the expiration of each quarter, make out an estimate of the tax for which he is liable for such quarter, verify the same by oath, and mail the same together with a remittance in the form required by Section Twelve of this ordinance for the amount of the tax, to the office of the City Recorder. The City Recorder, if she deems it necessary to insure payment of the tax, may require return and payment under this section for other than quarter year periods. In estimating the amount of the tax due for each quarter the taxpayer may deduct one-fourth of the total exemption allowed for the year.

SECTION 6. Return and Remittance by Taxpayer. On or before thirty days after the end of the tax year each person liable for the payment of a tax under Section Three of this ordinance shall make a return showing the gross proceeds of sales or gross income of business, trade or calling, and compute the amount of tax chargeable against him in accordance with the provisions of this ordinance and deduct the amount of quarterly payments (as hereinbefore provided), if any, and transmit with his report a remittance in the form required by Section Twelve of this ordinance covering the residue of the tax chargeable against him to the office of the City Recorder; such return shall be verified by the oath of the taxpayer, if made by an individual, or by the oath of the president, vice president, secretary or treasurer of a corporation, if made on behalf of a corporation. If made on behalf of a partnership, joint adventure, association, trust, or any other group or combination acting as a unit, any individual delegated by such firm, copartnership, joint adventure, association, trust or any other group or combination acting as a unit shall make the oath on behalf of the taxpayer. If for

any reason it is not practicable for the individual taxpayer to make the oath, the same may be made by any duly authorized agent. The City Recorder, for good cause shown, may extend the time for making the annual return on the application of any taxpayer and grant such reasonable additional time within which to make the same as may, by her, be deemed advisable.

SECTION 7. Erroneous Computation. If the taxpayer shall make any error in computing the tax assessable against him, the City Recorder shall correct such error or reassess the proper amount of taxes, and notify the taxpayer of his action by mailing to him promptly a copy of the corrected assessment, and any additional tax for which such taxpayer may be liable shall be paid within ten days after the receipt of such statement.

If the amount already paid exceeds that which should have been paid on the basis of the tax so recomputed, the excess so paid shall be immediately refunded to the taxpayer upon the requisition of the City Recorder and shall be payable out of any funds available for the purpose. The taxpayer may, at his election, apply an overpayment credit to taxes subsequently accruing hereunder.

SECTION 8. Failure to Make Return. If any person fail or refuse to make a return, either in whole or in part, or if the City Recorder has reasonable ground to believe that any return made is so deficient as not to form the basis of a satisfactory assessment of the tax, she may proceed as she deems best to obtain information on which the assessment of the tax. The City Recorder may be herself or her duly appointed agent, make examination of the books, records and papers, and audit the

accounts of any such person, and may take the evidence, administered by herself or her agent, on oath, of any person who she may believe shall be in possession of any relevant information. As soon as possible after procuring such information as she may be able to obtain as to any person failing or refusing to make a return, the City Recorder shall proceed to assess the tax and shall notify the person assessed of the amount of the tax. The assessment of the tax by the City Recorder shall be final as to any person who refused to make a return.

SECTION 9. Appeal; Correction of Assessment;

Injunction. If any person, having made the return and paid the tax as provided by this ordinance, feels aggrieved by the assessment so made upon him for any year by the City Recorder, he may apply to the Common Council by petition, in writing, within thirty days after notice is mailed to him by the City Recorder, for a hearing and correction of the amount of the tax so assessed upon him by the City Recorder, in which petition shall be set forth the reasons why such hearings should be granted and the amount of such tax should be reduced. The Common Council shall promptly consider such petition, and may grant such hearing or deny the same. If denied, the petitioner shall be forthwith notified thereof; if granted, the Common Council shall notify the petitioner of the time and place fixed for such hearing. After such hearing; the Common Council may make such order in the matter as may appear to it just and lawful, and shall furnish a copy of such order to the petitioner. Any person improperly charged with any tax and required to pay the same may recover the amount paid, together with interest, in any proper action or suit against the City of Nitro as may be authorized by law.

SECTION 10. Tax Year. The assessment of taxes herein made and the returns required therefor shall be for the year ending on the 30th day of December. If the Taxpayer, in exercising a privilege taxable under this ordinance, keeps the books reflecting the same on a basis other than such year, he may, with the assent of the City Recorder, make his annual returns and pay taxes for the year covering his accounting period, as shown by the method of keeping his books.

SECTION 11. Tax Cumulative. The tax imposed by this ordinance shall be in addition to all other licenses and taxes levied by ~~law~~ as a condition precedent to engaging in any business, trade or calling. A person exercising a privilege taxable under this ordinance, subject to the payment of all licenses and charges which are condition precedent to exercising the privilege taxed, may exercise the privilege for the current tax year upon the condition that he shall pay the tax accruing under this ordinance.

SECTION 12. Payment. All remittances of taxes imposed by this ordinance shall be made to the City Recorder, by bank draft, certified check, cashier's check, **money** order, or certificate of deposit, who shall issue her receipts therefor to the taxpayers and shall pay the moneys into the city treasury to be kept and accounted for as provided by law.

SECTION 13. Lien of Tax Due and Unpaid. A tax due and unpaid under this ordinance shall be a debt due the city. It shall be a personal obligation of the taxpayers and shall be a lien upon the property used in the business or occupation upon which such tax is imposed provided no such lien shall be enforceable against a purchaser (including lien creditor) for valuable consideration without notice, unless docketed in the off-

ice of the county court in the county wherein such property is located before a deed therefor to such purchaser is delivered for record to the clerk of the county court of such county.

A penalty of five per cent of the tax shall be added for any default for thirty days or less and for each succeeding thirty days elapsing before payment, there shall be an additional penalty of one per cent, all of which penalty shall be secured by the lien herein provided.

SECTION 14. Collection by Suit; Payment by Receiver.

The City Recorder may by herself, or a duly appointed agent, collect taxes due and unpaid this ordinance, together with all accrued penalties. After delinquency shall have continued sixty days, the City Recorder may proceed, by himself or agent, in the Circuit Court of Kanawha County, to obtain an injunction restraining the further exercise of the privilege until full payment shall have been made of all taxes and penalties due under this ordinance. In any proceeding under this section upon judgement or decree for the plaintiff he shall be awarded his costs.

SECTION 15. Tax Lien Upon Property of Person Selling Out or Quitting Business. The tax imposed by this ordinance shall be a lien upon the property of any person subject to the provisions hereof who shall sell out his business or stock of goods, or shall quit business, and such person shall be required to make the return provided for under Section Six of this ordinance within thirty days after the date he sold out his business or stock of goods, or quit business, and his successor in business shall be required to withhold sufficient of the purchase money to cover the amount of such taxes due and unpaid until such time as the former owner shall produce a receipt from the City Recorder

showing that the taxes have been paid. If the purchaser of a business or stock of goods shall fail to withhold purchase money as above provided, and the taxes shall be due and unpaid after the thirty day period allowed, he shall be personally liable for the payment of the taxes accrued and unpaid on account of the operation of the business by the former owner.

SECTION 16. Measure of Tax. The measure of the tax assessed in this ordinance shall not include gross income derived from commerce between this state and other states of the United States or between this state and foreign countries.

SECTION 17. Recordation of Tax Liens. The City Recorder for the more effective collection of the tax may file with the clerk of the county court of Kanawha County a certified copy of an assessment of taxes under this ordinance for recordation. A certificate so filed shall be recorded in a book provided for the purpose and thereafter shall constitute binding notice of the lien created by this ordinance upon all lands of the taxpayer located in the city as against all parties whose interest arose after such recordation. Upon payment of taxes delinquent under this ordinance, the lien of which shall have been recorded, the City Recorder shall certify in duplicate the fact and amount of payment and the balance due, if any, and shall forward the certificates, one to the taxpayer and one to the clerk of the county court of Kanawha County. The clerk of the county court shall record the certificate in the book in which releases are recorded. From the date that such a certificate is admitted to record the land of the taxpayer in the city shall be free from any lien for taxes under this ordinance accrued to the date that the certificate was issued.

SECTION 18. Collection by Distraint . The City Recorder may distrain upon any goods, chattels, or intangibles represented by negotiable evidences of indebtedness of any taxpayer delinquent under this ordinance for the amount of all taxes and penalties accrued and unpaid hereunder. The lien created by this ordinance on real estate may be enforced by suit in equity and any other means provided by law.

SECTION 19. Offenses; Penalties. It shall be unlawful for any person to refuse to make the return provided to be made in Section Six of this Ordinance; or to make any false or fraudulent return or false statement in any return, with intent to defraud the city or to evade the payment of the tax, or any part thereof, imposed by this ordinance; or for any person to aid or abet another in any attempt to evade the payment of the tax, or any part thereof, imposed by this ordinance; or for the president, vice president, secretary or treasurer of any corporation to make or permit to be made for any corporation or association any false return, or any false statement in any return required in this ordinance, with the intent to evade the payment of any tax hereunder. Any person violating any of the provisions of this section shall be guilty of a misdemeanor and, on conviction thereof, shall be fined not more than One Hundred Dollars or imprisoned not exceeding thirty days in the city jail or punished by both fine and imprisonment, at the discretion of the municipal court, within the limits aforesaid. In addition to the foregoing penalties, any person who shall knowingly swear to or verify any false or fraudulent return, or any return containing any false or fraudulent statement with the intent aforesaid, shall be guilty of the offense of false swearing, and, on conviction thereof, shall be

punished in the manner provided by law. Any corporation for which a false return or a return containing a false statement, as aforesaid, shall be made, shall be guilty of a misdemeanor and shall be punished by a fine of not more than One Hundred Dollars.

SECTION 20. Administration of Ordinance by City Recorder. The administration of this ordinance is vested in and shall be exercised by the City Recorder who shall prescribe forms and reasonable rules of procedure in conformity with this ordinance subject to the approval of the Common Council for the making of returns and for the ascertainment, assessment and collection of the taxes imposed hereunder; and the enforcement of any of the provisions of this ordinance in any of the courts of the State shall be under the exclusive jurisdiction of the City Recorder who shall require the assistance and act through the City Attorney.

SECTION 21. Construction of Ordinance. This ordinance and the various parts, sections and clauses hereof are hereby declared to be severable. If any part, section or clause is adjudged unconstitutional or invalid, it is intended that the residue of the ordinance shall not be affected thereby. It is not meant or intended that the head notes and captions to sections are a part of this ordinance, inasmuch as the same are placed herein for convenience merely. This ordinance is based upon the so-called "gross sales and privilege tax" law enacted by the legislature of West Virginia and it is intended that the same be construed within the light of said law, so far as the premises admit hereof.

SECTION 22. Time of Effectiveness. This ordinance shall take effect as of July first, one thousand nine hundred

fifty-one, and the first tax assessed under it shall be upon the quarter, July first to September thirtieth, inclusive, of the calendar year, one thousand nine hundred fifty-one.

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder



W.H.Jones, B.E.Gewin, G.W.Hogshead, M.L.Bush, and Jerome Collins.

You, and each of you will please take notice that the Regular Meeting of the Council of the City of Nitro, West Virginia, having been postponed from the regular meeting date of July 17, 1951, is hereby called and will be held in the Council Chamber in the City Hall of said City on July 24, 1951, at 7:30 o'clock, P.M. at which time requests proposals and petitions of property owners of property abutting on 15th Street, from its intersection with First Avenue to its intersection with Second Avenue, 25th Street, from its intersection with First Avenue to its intersection with Second Avenue, 31st Street, from its intersection with First Avenue to its intersection with Second Avenue, and Kanawha Street, from the Center line of 10th Street extending Eastward 195 feet, which said Kanawha Street and 10th Street are shown and designated on the Map of "Central City as developed by Aubrey W. Love, adjacent to Nitro, in Kanawha County, West Virginia", made by J.Lewis Hark, Engineer, January, 1950, and of record in the office of the Clerk of County Court of said Kanawha County in Map Book 14, Page 63, and said Central City subdivision being within the City of Nitro, West Virginia; all in the said City of Nitro, for grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, and guttering, will be presented to the Council for consideration and to take up any other matters that may properly come before the Council.

Respectfully yours,

W.W. Alexander
W.W.Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely.

W.H. Jones
Marion L. Bush
B.E. Gewin
G.W. Hogshead, M.D.
J. Collins

W.H. Jones, B.E. Gwin, G.W. Hogshead, M.L. Bush, and Jerome Collins.

You, and each of you will please take notice that the Regular Meeting of the Council of the City of Nitro, West Virginia, having been postponed from the regular meeting date of July 17, 1951, is hereby called and will be held in the Council Chamber in the City Hall of said City on July 24, 1951, at 7:30 o'clock, P.M. at which time requests proposals and petitions of property owners of property abutting on 15th Street, from its intersection with First Avenue to its intersection with Second Avenue, 25th Street, from its intersection with First Avenue to its intersection with Second Avenue, 31st Street, from its intersection with First Avenue to its intersection with Second Avenue, and Kanawha Street, from the Center line of 10th Street extending Eastward 195 feet, which said Kanawha Street and 10th Street are shown and designated on the Map of "Central City as developed by Aubrey W. Love, adjacent to Nitro in Kanawha County, West Virginia", made by Lewis Hark, Engineer, January, 1950, and of record in the office of the Clerk of County Court of said Kanawha County in Map Book 14, Page 63, and said Central City subdivision being within the City of Nitro, West Virginia; all in the said City of Nitro, for grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, and guttering, will be presented to the Council for consideration and to take up any other matters that may properly come before the Council.

Respectfully yours,

W.W. Alexander
W.W. Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely.

W.H. Jones
M.L. Bush
B.E. Gwin
G.W. Hogshead
Jerome Collins

July 24, 1951

The City Council met in regular session on the 24th day of July, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and W.H.Jones, B.E.Gewin, M.L.Bush and Jerome Collins members of the city council.

Mayor Alexander called the meeting to order.

The Recorder read the minutes of meeting held June 19th. Councilman Gewin moved, motion seconded be Councilman Jones, minutes be approved. Motion carried.

The Recorder presented to the Council copies of the financial statement for the month of June, 1951.

Councilman Bush moved that the financial statement be accepted. Motion seconded by Councilman Collins, motion carried.

Thereupon Councilman Bush, seconded by Councilman Jones, moved that the call for this meeting of this date be filed and be made a part of the minutes thereof, which motion carried, all members voting in the affirmative and was so ordered.

Thereupon Council proceeded to consider and discuss the requests, proposals, and petitions of the abutting property owners for the grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing and guttering, and otherwise permanently improving the following streets: 15TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; 25TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; 31ST STREET, from and including its intersection with First Avenue, to and including its intersection with Second Avenue; and KANAWHA STREET, from the center line of 10th Street extending eastward 195 feet,

which said Kanawha Street and 10th Street are shown and designated on the map of "Central City as developed by Aubrey W. Love, adjacent to Nitro, in Kanawha County, West Virginia," made by J. Lewis Hark, Engineer, January, 1950, and of record in the office of the Clerk of the County Court of said Kanawha County in Map Book 14, Page 63, and said Central City subdivision being within the City of Nitro, West Virginia.

Thereupon Councilman Jones moved that Council accept above named petitions and that it also accept the proposals of the interested persons and of Council for the said improvement of said above named streets, and moved that the City proceed to grade, re-grade, drain, pave, re-pave, surface, re-surface, curb, re-curb, and gutter in and on above named streets and public ways and that said improvements be done under and pursuant to the procedure set forth and provided in Article 8, Chapter 8, of the Code of West Virginia, as amended by Chapter 89, Acts of the Legislature, Regular Session, 1949; and further moved that the Council do fix August 14, 1951, at 7:30 o'clock, P.M., EST, in its Council Chamber in the City Hall of said City as the time and place of a public meeting of the Council for the hearing of protests and objections or other remarks of property owners or other interested persons and for any adjournment; and further that the City Recorder be authorized and directed to publish the following Notice once a week for three successive weeks in the Kanawha Valley Leader, the only newspaper published within the City of Nitro and having a general circulation therein, said Notice being as follows:

NOTICE

NOTICE TO ALL PERSONS OR CORPORATIONS OWNING PROPERTY ABUTTING ON THE FOLLOWING NAMED STREETS OR PUBLIC WAYS IN THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA:

15TH STREET, FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE;

25TH STREET, FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE;

31ST STREET, FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE;

AND KANAWHA STREET, FROM THE CENTER LINE OF 10TH STREET ESTENDING EASTWARD 195 FEET, WHICH SAID KANAWHA STREET AND 10th STREET ARE SHOWN AND DESIGNATED ON THE MAP OF "CENTRAL CITY AS DEVELOPED BY AUBREY W. LOVE, ADJACENT TO NITRO, IN KANAWHA COUNTY, WEST VIRGINIA", MADE BY J. LEWIS, HARK, JANUARY, 1950, AND OF RECORD IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF SAID KANAWHA COUNTY IN MAP BOOK 14, PAGE 63, AND SAID CENTRAL CITY SUBDIVISION BEING WITHIN THE CITY OF NITRO, WEST VIRGINIA.

Proposals have been made to the Common Council of the City of Nitro to permanently improve the portion of the Streets described above in the City of Nitro by grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, recurbing, guttering and otherwise permanently improving said streets or public ways, and by constructing, providing and renewing any such improvements or other permanent public improvements in and on said above named streets and public ways, as the Common Council of the City of Nitro may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets,

The proposals to make such improvements and the plans, specifications, profiles and estimates will be considered by the Common Council of the City of Nitro at a public meeting to be held on the 14th day of August, 1951, at 7:30 o'clock, P.M. at the City Building in said City of Nitro. Any abutting owners or interested parties will be given an opportunity to protest or be heard at said meeting or any adjournment thereof.

CITY OF NITRO

Grace Lewis

City Recorder

A request from Childers Chevrolet garage Company, to place gasoline pumps on their property on 41st Street, was presented to the Council. Councilman Collins moved, seconded by Councilman Eush, that this matter be tabled until a check had been made with the City Attorney. Motion carried.

There being no further business the meeting adjourned.


W.W. Alexander, Mayor


Grace Lewis, Recorder

TO THE MEMBERS OF THE COUNCIL OF THE CITY OF NITRO:

W.H.Jones, B.E.Gewin, G.W.Hogshead, M.L.Bush, and
Jerome Collins.

You, and each of you will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chamber in the City Hall of said City on August 14, 1951, at 7:30 o'clock, P.M. for the purpose of conducting a public meeting to hear protest ~~and~~ or objections of the owners of property abutting on 15TH STREET, from its intersection with First Avenue to its intersection with Second Avenue, 25TH STREET, from its intersection with First Avenue to its intersection with Second Avenue, 31st STREET, from its intersection with First Avenue to its intersection with Second Avenue, KANAWHA STREET, from the Center line of 10th Street extending Eastward 195 feet, which said Kanawha Street and 10th Street are shown and designated on the map of "Central City as developed by A ubrey W. Love, adjacent to Nitro, in Kanawha County, West Virginia", made by J. Lewis Hark, Engineer, January 1950, and of record in the office of the Clerk of County Court of said Kanawha County in Map Book 14, Page 63, and said Central City subdivision being within the City of Nitro, West Virginia; all in the said City of Nitro, for grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, and guttering, and for the purpose of considering any matters relating to said proposed permanent improvements, and any other matters that may properly come before the Council.

Respectfully yours,

W.W. Alexander

W.W.Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely.

W.H. Jones
B.E. Gewin
G.W. Hogshead
M.L. Bush
Jerome Collins

TO THE MEMBERS OF THE COUNCIL OF THE CITY OF NITRO:

W.H. Jones, B.E. Gewin, G.W. Hogshead, M.L. Bush, and
Jerome Collins.

You, and each of you will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chamber in the City Hall of said City on August 14, 1951, at 7:30 o'clock, P.M. for the purpose of conducting a public meeting to hear protest and objections of the owners of property abutting on 15TH STREET, from its intersection with First Avenue to its intersection with Second Avenue, 25TH STREET, from its intersection with First Avenue to its intersection with Second Avenue, 31st STREET, from its intersection with First Avenue to its intersection with Second Avenue, KANAWHA STREET, from the Center line of 10th Street extending Eastward 195 feet, which said Kanawha Street and 10th Street are shown and designated on the map of "Central City as described by Aubrey W. Love, adjacent to Nitro, in Kanawha County, West Virginia", made by J. Lewis Hark, Engineer, January 1950, and of record in the office of the Clerk of County Court of said Kanawha County in Map Book 14, Page 63, and said Central City subdivision being within the City of Nitro, West Virginia; all in the said City of Nitro, for grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, and guttering, and for the purpose of considering any matters relating to said proposed permanent improvements, and any other matters that may properly come before the Council.

Respectfully yours,

W.W. Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely.

W.H. Jones
B.E. Gewin
G.W. Hogshead
M.L. Bush
Jerome Collins

August 14, 1951

The City Council of the City of Nitro met in Special session in the Council Chamber in the City Hall of Nitro, West Virginia, on August 14, 1951, at 7:30 o'clock, P.M. pursuant to Resolution and Ordinance of the City Council adopted on the 24th day of July, 1951, and notice duly published in the Kanawha Valley Leader, a newspaper of general circulation in said City.

There were present: W.W.Alexander, Mayor Grace Lewis, Recorder, W.H.Jones, Geo. W. Hogshead, Jerome Collins, and M.L.Rush member of the Council.

Thereupon the Mayor announced that this was a duly called and advertised meeting of the City Council pursuant to a Resolution and Ordinance duly made and adopted at a Meeting of the Council held July 24, 1951, for the purpose of conducting a public meeting to hear protests or objections of owners of property abutting on 15TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; 25TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; 31st STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; and KANAWHA STREET, from the center line of 10th Street extending eastward 195 feet, which said Kanawha Street and 10th Street are shown and designated on the Map of "Central City as developed by Aubrey W. Love, adjacent to Nitro, in Kanawha County, West Virginia," made by J.Lewis Hark, Engineer, January, 1950, and of record in the office of the Clerk of the County Court of said Kanawha County in Map Book 14, Page 63, and said Central City subdivision being within the City of Nitro, West Virginia, all as set out in the notice to owners of abutting property, a copy of which, together with Publishers Affidavit of due and legal publication was presented to the Council, that therefore Council would proceed to hear and consider any question or protests of owners of property abutting on said streets and portions of streets and all interested persons as to the proposed permanent improvement; and that the City Engineer had completed the plans, profiles and specifications and cost estimates which had heretofore been filed with Council; and a number of questions were asked and explanations made of the plans and specifications and estimates of cost given; and it being apparent that a majority of owners of the property abutting on 31st Street were opposed to the permanent improvement of said street, it was directed upon motion of Councilman Jones, seconded by Councilman Collins, and unanimously adopted that said 31st Street be dropped and omitted from the present plans and permanent improvement of streets, and that as to said street no further action for its permanent improvement would be taken.

Thereupon the Recorder advised Council that the notice to abutting property owners of the proposed permanent improvements had been duly published for three successive weeks in the Kanawha Valley Leader as directed by Council in a motion passed at its regular meeting held July 24, 1951.

Thereupon Councilman Bush, seconded by Councilman Jones, moved that the Publisher's Affidavit and Certificate of publication of said notice, by Cecil Walker, Publisher of said paper, be made a part of the minutes of this meeting described in said notice. Upon a vote being taken the Councilmen voted unanimously in favor of said motion and the Mayor directed the same passed and so ordered.

Said Affidavit and Certificate of Publication of said notice is as follows:

AFFIDAVIT OF PUBLICATION

State of West Virginia,
County of Kanawha, to-wit:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

PUBLICATION

Legal Notice

NOTICE TO ALL PERSONS OR CORPORATIONS OWNING
PROPERTY ABUTTING ON THE FOLLOWING NAMED STREETS
OR PUBLIC WAYS IN THE CITY OF NITRO, KANAWHA AND
PUTNAM COUNTIES, WEST VIRGINIA, 15TH STREET, FROM
AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO
AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE;
26TH STREET, FROM AND INCLUDING ITS INTERSECTION WITH
FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH
SECOND AVENUE; 31ST STREET, FROM AND INCLUDING ITS
INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS
INTERSECTION WITH SECOND AVENUE; AND KANAWHA STREET,
FROM THE CENTER LINE OF 10TH STREET EXTENDING EAST-
WARD 195 FEET, WHICH SAID KANAWHA STREET AND 10th
STREET ARE SHOWN AND DESIGNATED ON THE MAP OF "CENTRAL
CITY AS DEVELOPED BY AUBREY W. LOVE, ADJACENT TO NITRO,

IN KANAWHA COUNTY, WEST VIRGINIA", MADE BY J. LEWIS
HARK, ENGINEER, JANUARY, 1950, AND MADE OF RECORD
IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF
SAID KANAWHA COUNTY IN MAP BOOK 14, Page 63, AND
SAID CENTRAL CITY SUBDIVISION BEING WITHIN THE CITY
OF NITRO, WEST VIRGINIA.

Proposals have been made to the Common Council of the City of Nitro to permanently improve the portion of the Streets described above in the City of Nitro by grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, guttering, and otherwise permanently improving said streets or public ways, and by constructing, providing and renewing any such improvements or other permanent public improvements in and on said above named streets and public ways, as the Common Council of the City of Nitro may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets.

The proposals to make such improvements and the plans, specifications, profiles and estimates will be considered by the Common Council of the City of Nitro at a public meeting to be held on the 14th day of August, 1951, at 7:30 o'clock, P.M. at the City Building in said City of Nitro. Any abutting owners or interested parties will be given an opportunity to protest or be heard at said meeting or any adjournment thereof.

CITY OF NITRO
Grace Lewis,
City Recorder

was duly published in said paper once a week for three successive weeks, commencing with the issue of the 27th day of July, 1951 and ending with the issue of the 10th day of August, 1951 and was posted at the Court House of Kanawha County on

C.R. Walker
Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 3rd day of August, 1951.

W.P. Wilson
Notary Public for Kanawha County, West Virginia

(My Commission expires Dec. 24, 1958).

Printer's Fee \$ _____

AFFIDAVIT OF PUBLICATION

State of West Virginia,
County of Kanawha, to-wit:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Publication

was duly published in said paper once a week for 3 successive weeks, commencing with the issue of the 27th day of July, 1951 and ending with the issue of the 10th day of August, 1951 and was posted at the Court House of Kanawha County on _____, 1951

C. Walker
Manager,
Kanawha Valley Leader.

Subscribed and sworn to before me this 10 day of August, 1951

D. V. Hannon
Notary Public for Kanawha County, West Virginia.

(My commission expires Aug 28, 1957).

The proposals to make such improvements and the plans, specifications, profiles and estimates will be considered by the Common Council of the City of Nitro at a public meeting to be held on the 14th day of August, 1951, at 7:30 o'clock, p.m. at the City Building in said City of Nitro. Any abutting owners or interested parties will be given an opportunity to protest or be heard at said meeting or any adjournment thereof.
CITY OF NITRO
Grace Lewis,
City Recorder

NOTICE TO ALL OWNERS OR CORPORATIONS OWNING PROPERTY ABUTTING ON THE FOLLOWING NAMED STREETS OR PUBLIC WAYS IN THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA, 15TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 25TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 31ST STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; AND KANAWHA STREET FROM THE CENTER LINE OF 10TH STREET EXTENDING EASTWARD 195 FEET, WHICH SAID KANAWHA STREET AND 10TH STREET ARE SHOWN AND DESIGNATED ON THE MAP OF "CENTRAL CITY AS DEVELOPED BY AUBREY W. LOVE, ADJACENT TO NITRO, IN KANAWHA COUNTY, WEST VIRGINIA", MADE BY J. LEWIS HARK, ENGINEER, JANUARY, 1950, AND OF RECORD IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF SAID KANAWHA COUNTY IN MAP BOOK 14, PAGE 63, AND SAID CENTRAL CITY SUBDIVISION BEING WITHIN THE CITY OF NITRO, WEST VIRGINIA.

Proposals have been made to the Common Council of the City of Nitro to permanently improve the portion of the streets described above in the City of Nitro by grading, re-grading, draining, paving, repaving, surfacing, re-surfacing, curbing, re-curbings, guttering, and otherwise permanently improving said streets or public ways, and by constructing, providing and renewing any such improvements or other permanent public improvements in and on said above named streets and public ways, as the Common Council of the City of Nitro may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets.

Thereupon J.A.Spence of Municipal Engineering Corporation, presented, to Council the plans, specifications, profiles and estimates in regard to the proposed public improvement to said streets as set forth and described in the notice heretofore made a part of the minutes of Council; and Councilman Bush moved that the plans, specifications, profiles and estimates which had been heretofore prepared by direction of Council by J.A.Spence of Municipal Engineering Corporation, and having been filed with the Recorder prior to said date and which now had been presented to Council by the Engineer and considered by the Council be received, accepted and approved as the plans, specifications, profiles and estimates for the proposed permanent improvements of said streets. Said motion was seconded by Councilman Jones; and upon a roll call vote being taken the Councilmen voted unanimously in favor of said motion and the Mayor announced that said motion having received an affirmative vote of more than three fourths of the members of Council, said motion is declared passed and adopted, and so ordered.

Councilman Collins proceeded to read and introduce the following Ordinance and Resolution and moved its adoption.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF NITRO PROVIDING FOR THE PERMANENT IMPROVEMENT OF 15TH STREET, FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 25TH STREET, FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; AND KANAWHA STREET, FROM THE CENTER LINE OF 10TH STREET EXTENDING EASTWARD 195 FEET, WHICH SAID KANAWHA STREET AND 10TH STREET ARE SHOWN AND DESIGNATED ON THE MAP OF "CENTRAL CITY AS DEVELOPED BY AUREY W. LOVE, ADJACENT TO NITRO IN KANAWHA COUNTY, WEST VIRGINIA", MADE BY J. LEWIS HARK, ENGINEER, JANUARY, 1950, AND OF RECORD IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF SAID KANAWHA COUNTY IN MAP BOOK 14, PAGE 63, AND SAID CENTRAL CITY SUBDIVISION BEING WITHIN THE CITY OF NITRO, WEST VIRGINIA, ALL IN THE CITY OF NITRO; APPROVING PLANS AND SPECIFICATIONS; PROVIDING FOR COMPETITIVE BIDS, CONTRACT AND SUPERVISION; PROVIDING FOR PAYMENT BY ASSESSMENT THE TOTAL COST OF ABUTTING PROPERTY, AND ISSUANCE OF ASSESSMENT CERTIFICATES.

WHEREAS, petitions in writing of persons owning the greater amount

of frontage of property abutting upon both sides of each portion of the streets and public ways above described for the permanent improvement thereof as hereinafter provided have filed with the Council, and said petitions have been examined, authenticated and accepted by the Council, and, further proposals have been made to Council by owners of abutting property on said streets and by interested persons; and

WHEREAS, THE Council in regular session on the 24th day of July, 1951, proposed to permanently improve the streets aboved named pursuant to the authority and procedure set forth in Chapter 89 of Acts of the Legislature, Regular Session, 1949; and,

WHEREAS, the Council duly authorized that Notice thereof be given the interested and abutting property owners, as required by said Act; and,

WHEREAS, notice has been given to the owners of property abutting the streets and public ways above described by publication once a week for three successive weeks in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, that the public improvements hereinafter provided for had been proposed and would be considered by the Council at a public meeting on the 14th day of August, 1951, or in adjournment or recess thereof, and opportunity given any abutting owner or interested party to protest or be heard regarding the same; and,

WHEREAS, a certificate of publication of the notice above mentioned, made by the newspaper publisher, and a copy of the notice has been made a part of the minutes of the City Council of said protest meeting and spread on the records of said meeting; and,

WHEREAS, service of said Notice upon all persons, firms or corporations owning any interest in any property abutting upon said streets and avenues, described in said Notice, to be improved shall conclusively be deemed to have been given by the completion of said publication of

said Notice in said newspaper for three successive weeks, as aforesaid; and,

WHEREAS, prior to said meeting Council had caused to be prepared plans, specifications and estimates of the proposed improvements under the supervision of the Engineer for the City of Nitro, showing the proposed grade and sufficient data for any owner of abutting property to calculate approximately what proportionate part of the estimated cost thereof might be assessed against his property, and the said plans, specifications and estimates have been on file with the City Recorder and open to inspection of interested persons; and,

WHEREAS, at a meeting described in said notice opportunity to protest and be heard was given to all abutting owners or interested persons appearing, at which meeting the proposed improvements were discussed but no protest were made; and,

WHEREAS, the Council deems it necessary and expedient to permanently improve the portions of the streets described above in the City of Nitro, in Kanawha County, West Virginia, by grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, and guttering, in and on said streets and public ways, and otherwise permanently improving said streets and public ways in said City of Nitro;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED BY THE COUNCIL OF THE CITY OF NITRO,

Section 1. The Council finds that the petitions in writing heretofore filed for the permanent improvement, as hereinafter provided for the portions of the streets and public ways described, are valid petitions of the true owners of the greater amount of frontage of property abutting upon both sides of each respective portion of the streets or public ways to be improved and all signatures shown on such petition are true signatures of such owners.

Section 2. It is hereby declared necessary, expedient and convenient to grade, re-grade, drain, pave, re-pave, surface, re-surface, curb, re-curb, and gutter the streets and public ways, and otherwise to permanently improve same in accordance with the plans, specifications and profiles hereinbefore filed, the following described streets and portions of streets and public ways in the City of Nitro, as provided by said plans, specifications and profiles:

15TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue,

25TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue,

KANAWHA STREET, from the center line of 10th Street extending eastward 194 feet, which said Kanawha Street and 10th Street are shown and designated on the map of "Central City as developed by Aubrey W. Love, adjacent to Nitro, in Kanawha County, West Virginia", made by J. Lewis Hark, Engineer, January, 1950, and of record in the office of the Clerk of the County Court of said Kanawha County in Map Book 14, Page 63, and said Central City subdivision being within the City of Nitro, West Virginia, which said plans, specifications and profiles and estimates are on file with the City Recorder and are referred to in the recitals to this Ordinance and Resolution; and the said plans, specifications, profiles and estimates are hereby approved and adopted for the permanent improvement of said portions of said streets and public ways, and said improvements are hereby authorized, and shall be made under the supervision and direction of J.A.Spence of Municipal Engineering Corporation, who is hereby designated and approved as Engineer for the City of Nitro for said work.

Section 3. The grades of said streets and public ways, and pavement shall be the same as that shown on said plans.

Section 4. After independent investigation by the Council, each respective lot or parcel of real estate abutting on any part of any portion of said streets and public ways above described is hereby found and declared to be specially benefited by the proposed improvements abutting such lot or parcel to an extent substantially greater than the costs to be assessed against such abutting lot or parcel.

Section 5. The total cost of the improvements, including the cost of improvements at and within intersections, and including all items of cost mentioned in Section 5, Article 8, Chapter 8 of the Code of West Virginia as amended by the Acts of the Legislature of 1949, and including expense of surveys, engineering and attorney's fees, legal fees and publishing fees, shall be apportioned to and be assessed against and borne by the lots and parcels of land and other properties abutting upon the respective portions of streets or other public ways hereby authorized to be improved and upon which said improvements shall have been made. Each lot or parcel so abutting shall be assessed with that portion of the total cost of the improvements on the entire portion of any street or public way herein authorized to be improved which is represented by the proportion which the abutting frontage in feet of said lot or parcel of land bears to the total abutting frontage in feet of all the lots of parcels of land abutting on any respective portion of a street or public way herein authorized to be improved, as provided by said Code, Chapter 8, Article 8 as amended by Acts of the Legislature of 1949.

Section 6. The cost so apportioned shall be assessed against the respective abutting lots and parcels of land and shall be paid in ten (10) equal annual installments, the first due thirty days after levying

of the assessment for the improvements, and the other nine (9) installments due one each year for nine (9) years thereafter, all with interest at the rate of six per cent per annum from the date of the assessment, provided that on failure of the owner of the property assessed to pay any installment as and when due, and such default continues for sixty (60) days, then at the option of the holder of the certificate evidencing any such assessment the entire balance thereof may be declared immediately due and payable, and the holder of the certificate may forthwith proceed to enforce the collection thereof.

Section 7. Certificates shall be issued evidencing said assessments and each installment of principal and interest payable. Said certificates shall be payable to the bearer and be signed by the Mayor and Recorder and shall refer to the ordinance or resolution laying the assessments, and shall each show the amount and date of the assessment and describe the property against which the assessment is laid, describe the same as to the ownership, amount, frontage, and briefly as to location. The property abutting the portion of the street, alley, easement or public ways improved shall be subject to a lien, from the date of the ordinance or resolution laying the assessment for the payment of the costs of the improvements assessed against said property, and said assessment shall be and constitute liens, in the hands of the holders of said certificates upon the respective lots and lands assessed and shall have priority over all other liens except those for land taxes due the state, county and municipality, and except the liens for pre-existing special assessments; and the said assessments and interest thereon, certificates and enforcement of payment thereof, and in all other respects shall be laid, issued, enforcable and otherwise in all respects subject to the provisions of said Chapter 8, Article 8, of the Code of West Virginia, as amended by Acts of the Legislature of 1949. Each

installment of said assessment on each certificate shall be evidenced by a coupon attached to the principal certificate, which coupon shall evidence such installment, shall refer to the date of the resolution levying said assessment and the time when said installment is due, and shall be signed in the name of the City of Nitro by the facsimile signature of the Mayor, attested by the facsimile signature of the Recorder.

Section 8. The Recorder shall forthwith advertise for bids for said improvements to be made in accordance with said plans and specifications therefore. Such advertisement shall be made by publication at least once a week for two successive weeks in Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, and the only paper published therein, and the first such publication shall precede by at least ten days the date for the opening of bids. The contract shall be let to the lowest responsible bidder, but the advertisement for bids shall reserve to the City the right to reject any and all bids therefor. All bids shall be on bid proposal forms prepared by the City Engineer and approved by the Council and filed in the office of the City Recorder by 5 o'clock P.M. EST, on August 27, 1951; that a meeting of the Council shall be held on the 28th day of August, 1951, at 7:30 o'clock, P.M., EST, for the purpose of opening, tabulating and analyzing bids; that at said meeting to be held on August 28, 1951, or any recess or adjournment thereof, the Council accept such bid or bids as it may deem best, and let a contract or contracts for said improvement work to the lowest responsible bidder, other wise reject all bids. The work done under such contract, when let, shall be paid for by delivering to the contractor assessment certificates as above provided in lieu of cash.

Section 9. Upon the completion of the improvements, the City

Engineer, is hereby directed to prepare and submit to the Common Council his report showing the cost of such permanent improvements, the numbers and descriptions of the lots and parcels of land abutting same, the names of the owners of such lots and parcels, and such other matters, as may be necessary in order to levy an assessment against said abutting property in accordance with the provisions of Chapter 8, Article 8, of the Code of West Virginia, as amended by Acts of the Legislature, regular session, 1949.

Section 10. Dennis R. Knapp, who is hereby named and designated as attorney for the City for purposes of said improvements is hereby directed to prepare and submit to the Common Council thereof such notices, ordinances and information as may be required by the Common Council for the laying of the assessments and issuance of the certificates as aforesaid.

Said motion was duly seconded by Councilman Collins. Upon a roll call vote the Councilmen voted as follows: W.H.Jones, Aye; Jerome Collins, Aye; M.L.Bush, Aye; Geo. W.Hogshead, Aye, members of the Council. Mayor Alexander and Grace Lewis, Recorder also voted, Aye.

The Mayor Announced that the Council having voted, unanimously in favor of said motion and that 3/4 of the members of Council having voted in the affirmative, said Ordinance and Resolution was duly passed and so ordered.

Councilman Jones moved that the City Recorder be authorized and instructed to advertise for bids for the construction of the proposed improvements, and that the advertisement for bids from contractors for the construction of the proposed improvements shall provide, among other things, that bids shall be received only on bid proposal forms prepared by the Engineer for the City and approved by the Attorney which said bid proposal forms are hereby approved and accepted; and the Contractor be required to

deposit with his bid a certified check or bidders bond in the amount of \$750.00, and shall deposit the sum of \$5.00 for a set of the plans and specifications which sum is to be refunded the contractor upon return of the plans and specifications in good condition.

Said motion was duly seconded by Councilman Collins. Upon a roll call vote the Councilmen voted as follows: Jerome Collins, Aye W.H.Jones, Aye; M.L.Bush, Aye; Geo. W. Hogshead, Aye. Members of the Council.

The Mayor announced that the Council having voted unanimously in favor of said motion and that three-fourths members of the Council having voted in the affirmative, said motion was duly passed and so ordered.

The Council proceeded to lay the budget for the year 1951-52 as follows:

STATE OF WEST VIRGINIA,
COUNTIES OF KANAWHA AND PUTNAM,
MUNICIPALITY OF NITRO, To-wit:

At a regular session of the Council of the municipality of Nitro held in the Council chambers thereof, in the City building on Tuesday, the 14th day of August, 1951, there were present:
W.W.Alexander, Mayor, Grace Lewis, Recording Officer and W.H.Jones, R.J.Collins, Marion L. Bush, Geo. W. Hogshead, M.D, members of the Council of said municipality.

In accordance with Section 14, Article 8, Chapter 67, Acts 1933, Second Extraordinary Session, the Council proceeded to make an estimate of the amounts necessary to be raised by levy of taxes for the current fiscal year, and doth determine and estimate the several amounts to be as follows:

CURRENT REGULAR MUNICIPAL PURPOSES ESTIMATE

(1) The amount due and the amount that will become due and collectible from every source during the fiscal year, EXCEPT FROM THE LEVY OF TAXES, to be made for the year.

Balance in hands of city treasurer	\$ 930.68
Balance in hands of sheriff	1,017.18
Police fines and costs	6,000.00
Permits - building, street, sewer and other	400.00
Civic Benefits Association	10,289.00
Taxes: Gross Sales	15,001.14
Capitation	1,500.00
Consumers' Sales (Liquor)	9,050.00
Amusement	1,200.00
License:	
Electricians and plumbers	50.00
General	1,650.00
Miscellaneous	1,500.00
Total estimated receipts	\$48, 588.00
ESTIMATED CURRENT EXPENDITURES:	
Salary of Mayor	1,800.00
Salary of Recorder	2,100.00
Salary of Treasurer	600.00
Trial Fees	1,350.00
Salary of City Attorney	500.00
Salaries of Councilmen	600.00
Salaries of Assistants and Clerks	35.00
Salaries of Chief and 2 Police	10,452.00
New Equipment Police Department	500.00

General Expenses Police Department	1,525.00
Salaries and expenses feeding prisoners	900.00
Salaries Chief and 3 Firemen	12,000.00
New Equipment Fire Department	900.00
General Expenses Dire Department	1,000.00
Janitors' Salaries and supplies	100.00
Repairs to Jail and City Building	50.00
Furniture, Fixture and office machines	150.00
Stationery, office supplies and equipment	150.00
Postage	50.00
Water-fire protection, streets and sewers	6,500.00
Water - City Building and other purposes	125.00
Light for street lighting	3,000.00
Light - City Building, traffic lights, etc.	450.00
Repairs street and traffic lights	15.00
Fuel, heating City Building	375.00
Telephone and Telegraph	460.00
Legal Publications	250.00
Insurance on City Building and other property	500.00
Premiums, Policemen's and official bonds	130.00
Election expenses	750.00
Attorneys' fees, court costs and damages	1,000.00
Salaries, Engineering Department	500.00
General Expenses, Engineering Department	200.00
Salaries and wages all street employees	5,250.00
New Equipment, Street Department	100.00
Materials, supplies and expenses, Street Department	2,500.00
Maintenacne of Sewers, salaries and supplies	100.00

Construction of new streets, sidewalks and sewers	100.00
Workmens Compensation premiums	170.00
Audit by Tax Commissioner	135.00
Refunding erroneous payments	50.00
Municipal Dues	35.00
Traveling and car expenses of city officials	125.00
Treasurers fee	55.00
Social Security	500.00
Contingent Expenses	<u>600.00</u>

A - Total Current Expenses	58,737.00
Total estimated disbursements	58,737.00
Less estimated receipts by levy	48,588.00
Net amount to be raised by levy	10,149.00

And the Council doth determine and estimate that it will be necessary to raise by a levy of taxes for the current fiscal year for current regular municipal purposes the amount of \$ 10,149 and to provide for said amount the following levies are proposed to be laid on each one hundred dollars valuation of each class of property, viz:

Seventeen and one quarter cents (17.5 ¢) on Class No. I property,
 Thirty-four and one-half cents (34.5 ¢) on Class No. II property, and
 Sixty-nine cents (69 ¢) on Class No. IV property,

for the purpose aforesaid, based upon the lass assessment therein as follows:

CLASS	Assessed Valuation	Authorized Rates	Proposed Rates	Taxes Levied
Number I				
Personal Property	\$ 183,430	11 ¢ 6.25	17.25 ¢ \$	316
Public Utility Property	<u>203,700</u>	11 ¢ 6.25	17.25 ¢	<u>351</u>
Total Class I	387,130			667

Number II

Real Estate	809,650	22 ¢	12.5 ¢	34.5 ¢	2,793
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Number IV

Real Estate	470,950	44 ¢	25 ¢	69 ¢	3,250
Personal Property	338,875	44 ¢	25 ¢	69 ¢	2,338
Public Utility Property	<u>322,900</u>	44 ¢	25 ¢	69 ¢	<u>2,228</u>
Total Class No. IV	1,132,725				7,816
TOTAL LEVY	2,329,505				11,276
Less Delinquent Taxes and Exonerations Estimated at 10%					1,127
Net amount to be raised by Levy					10,149

MUNICIPAL BOND PURPOSES - INTEREST AND SINKING FUND ESTIMATE

The Council proceeded to make an estimate of the amount necessary to be raised by a levy of taxes for the current fiscal year for interest, sinking fund and amortization requirements of bonded indebtedness, legally incurred by a vote of the people as provided by law, since the adoption of the tax limitation amendment, owing by said municipality as follows:

BOND ISSUES AUTHORIZED SINCE NOVEMBER 8, 1932

Date of Vote Authorizing Issue	Original Amount Amount of Issue	of Bonds Outstanding	Amount Required for		
			Sinking Fund	Interest	Total
10/20/38	\$ 16,000.	\$ 9,400.	\$ 700.	\$ 259.	\$ 959.
					Delinquent Taxes and Exonerations Estimated at 10% \$.96/
					Total Amount to be Raised by a Levy of Taxes \$1,055.

and to provide for said amount the following levies are proposed to be laid on each one hundred dollars valuation of each class of property, viz:

AUTHORIZED RATES

One and one-half cents (1.5 ¢) on Class No. I property,
 Three cents (3 ¢) on Class No. II property, and ,
 Six cents (6 ¢) on Class No. IV property,

for the purpose aforesaid, based upon the last assessment therein as follows:

CLASS	Assessed Valuation	Proposed Rates	Taxes levied
Number I			
Personal Property	\$183,430	1.5 ¢	\$ 28.
Public Utility Property	203,700	1.5 ¢	31.
Total Class No. I	387,130		59.
Number II			
Real Estate	809,650.	3 ¢	243.
Number IV			
Real Estate	470,950	6 ¢	283.
Personal Property	338,875	6 ¢	203.
Public Utility Property	322,900	6 ¢	194.
Total Class No. IV	1,132,725		680.
TOTAL LEVY	2,329,505		982.

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

August 21, 1951

The City Council met in regular session on the 21st day of August, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and E.E.Gewin, W.H.Jones, Jerome Collins, M.L.Bush and Geo. W. Hogshead members of the Council.

Mayor Alexander called the meeting to order.

Minutes were read for regular session of council held July 24, and special session held August 14th.

Councilman Bush moved minutes be approved, motion seconded by Councilman Jones, motion carried.

Copies of the financial statement, for the month of July, were presented. Councilman Bush, moved, seconded by Councilman Collins, that financial statement be accepted. Motion carried.

Councilman Jones, seconded by Councilman Collins, moved that the request from Childers Chevrolet Company to install gasoline pumps on 40th Street, be rejected. Motion carried.

Councilman Bush moved, seconded by Councilman Collins, that the following resolution be adopted. Motion carried.

RESOLUTION

WHEREAS, the County Court of Putnam County, West Virginia, under the provisions of Chapter 7, Article 1, Section 3d of the Code of West Virginia, has by order duly entered authorized payment of the sum of Five Hundred Dollars (\$500.00) for the Fiscal year 1951-1952, to the City of Nitro which said City operates within said Putnam County, a public fire protection facility as defined by said section, under condition that said Nitro Fire Department shall render assistance in the prevention and control of fires to the residents of the North side of Kanawha River in Putnam County, West Virginia; and

WHEREAS, the City of Nitro desires to make available to said residents the facilities of its Fire Department as required by said order of said Putnam County Court; and

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NITRO AS FOLLOWS:

1. The City of Nitro acknowledges acceptance of the financial assistance in the said amount of \$500.00 as per the terms of the order entered by said Putnam County Court.

2. The City of Nitro agrees to make available to the residents of Putnam on the North side of the Kanawha River and outside the corporate limits of the City of Nitro the services of its Fire Department, it being a public fire protection facility as contemplated by the statute above recited.

3. The services agreed to be rendered hereunder shall be upon call authenticated by any responsible person as to the need for said services.

4. That an authenticated copy of this Resolution be delivered to the Clerk of said Court.

Grace Lewis, Recorder
City of Nitro

Councilman Collins moved that the Street Naming of Streets in East End be turned over to the East End Committee, who are to work in conjunction with the Council Committee on this project, that the names of the Streets be limited to seven letters and follow a uniform pattern and the Committee make a report to the Council at the first meeting in October. Motion was seconded by Councilman Hogshead. Motion carried.

Councilman Jones moved, seconded by Councilman Eush, that the following resolution be adopted. Motion carried.

EXHIBIT "B"

MODEL PLAN

PLAN FOR THE COVERAGE OF FEDERAL OLD AGE AND SURVIVOR'S INSURANCE
(COMMONLY CALLED "SOCIAL SECURITY") FOR THE EMPLOYEES OF:

Name of Political Subdivision: The City of Nitro.

Type of Subdivision: A West Virginia Municipal Corporation.

Type of Employees: Non-proprietary employees.

Section 1. This plan is adopted by the City of Nitro, A West Virginia Municipal Corporation, hereinafter called "City", pursuant to Chapter 123, Acts of the West Virginia Legislature at its regular 1949 session, and all amendments thereof, hereinafter called "Act". This plan shall be construed to render it in conformity with the Act and the applicable federal law and agreement mentioned in Section 3 of the Act.

Section 2. All service which constitute employment as defined in section 2 of the Act and which are performed in the employment of the City (in a non-proprietary capacity) shall be covered by this plan.

Section 3. It is the purpose of this plan to obtain the coverage of the federal old age and survivor's insurance, commonly called "Social security", for the non-proprietary employees of the City of Nitro, subject to the approval of the State Agency, as defined in Section 2 of the Act, to be effective hereby from July 1, 1951 to June 30, 1952, inclusive, and thereafter, as a regular part of the City Budget for which levy is made.

Section 4. The total amount of employees' contribution for the period July 1, 1951 to June 30, 1952, inclusive will be \$438.60, as set forth in detail on the Contribution Work Sheet attached. The source of an equivalent, amatching amount to be provided by the City of Nitro, necessary to make the payments required by paragraph (1) of subsection (c) and subsection (d) is a separate item for social security which the City agrees to include as part of the estimated expenditures in the levy estimate for which levy is made for the period from July 1, 1951 to June 30, 1952, inclusive.

Section 5. The City's Mayor, Recorder and Collector and Treasurer shall be ex officio known as the Social Security Committee, which shall administer the plan in such methods as may be found by the "State Agency", as defined in subsection (d) of Section 2 of Act, to be necessary for the proper and efficient administration of the plan.

Section 6. The City shall make such reports, in such form and containing such information, as said State Agency may from time to time require, and comply with such provisions as said State Agency or as the Federal Agency, mentioned in subdivision (5) of subsection (a) of Section 5 of the Act, may from time to time find necessary to assure the

correctness and verification of such reports.

Section 7. The City agrees to pay into the contribution fund, ~~the~~ as defined in Section 6 of the Act, such amounts as are required to be paid by subsection (c) and (d) of Section (5) of the Act.

Section 8. The said State Agency is authorized to terminate this plan in its entirety, if it finds that there has been a failure to comply substantially with any provisions contained in this plan or any provisions of the Act, and necessary federal laws and regulations, such termination to take effect at the expiration of such notice and on such conditions as may be provided by regulations of said State Agency and be consistent with applicable federal law.

I, Grace Lewis, Recorder of the City of Nitro, do hereby certify that the foregoing is a true copy of the old age and survivor's insurance plan unanimously adopted at a regular meeting of the council of the City of Nitro, held on August 21, 1951, at which a majority of the members of said council were present.

Given under my hand and seal of said City this 21st day of August, 1951.

Grace Lewis, Recorder.

There being no further business the meeting was adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

W.H.Jones, B.E.Gewin, G.W.Hogshead, M.L.Bush and
Jerome Collins.

You, and each of you will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chamber in the City Hall of said City on August 28, 1951, at 7:30 o'clock, P.M. for the purpose of opening, reading, tabulating and considering the bids received for grading, draining, curbing and guttering and otherwise permanently improving 15TH STREET, from its intersection with First Avenue to its intersection with Second Avenue, 25TH STREET, from its intersection with First Avenue, to its intersection with Second Avenue, and KANAWHA STREET, from the center line of 10th Street extending Eastward 195 feet, which said Kanawha Street and 10th Street are shown and designated on Map of "Central City as developed by Aubrey W. Love, adjacent to Nitro, in Kanawha County, West Virginia", made by J. Lewis Hark, Engineer January, 1950, and of record in the office of the Clerk of County Court of said Kanawha County in Map Book No. Page 63, and said Central City subdivision being within the City of Nitro, West Virginia, all in the said City of Nitro, and for the purpose of considering any matters relating to said proposed permanent improvements, and other matters that may properly come before the Council.

Respectfully yours,

W.W. Alexander

W.W.Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely.

W.H. Jones
G.W. Hogshead
J. Collins
Marion L. Bush
B.E. Gewin

TO THE MEMBERS OF THE COUNCIL OF THE CITY OF NITRO:

W.H.Jones, B.E.Gewin, G.W.Hogshead, M.L.Bush and
Jerome Collins.



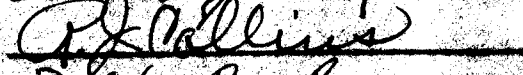
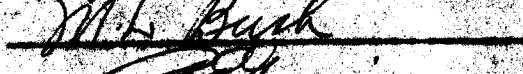

You, and each of you will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chamber in the City Hall of said City on August 28, 1951, at 7:30 o'clock, P.M. for the purpose of opening, reading, tabulating and considering the bids received for grading, draining, curbing and guttering and otherwise permanently improving 15TH STREET, from its intersection with First Avenue to its intersection with Second Avenue, 25TH STREET, from its intersection with First Avenue, to its intersection with Second Avenue, and KANAWHA STREET, from the center line of 10th Street extending Eastward 195 feet, which said Kanawha Street and 10th Street are shown and designated on Map of "Central City as developed by Aubrey W. Love, adjacent to Nitro, in Kanawha County, West Virginia", made by J. Lewis Hark, Engineer January, 1950, and of record in the office of the Clerk of County Court of said Kanawha County in Map Book 14, Page 63, and said Central City subdivision being within the City of Nitro, West Virginia, all in the said City of Nitro, and for the purpose of considering any matters relating to said proposed permanent improvements, and other matters that may properly come before the Council.

Respectfully yours,



W.W.Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely.

August 28, 1951

At a Called Special Meeting of the Council of the City of Nitro held on the 28th day of August, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and M.L. Push, W.H.Jones, Geo. W. Hogshead, and B.E.Gewin members of the City Council.

The meeting was called and held pursuant to Ordinance adopted by the Council on the 14th day of August, 1951, and also pursuant to advertisement for bids for permanent improvement of certain streets named in said advertisement which was duly published in the Kanawha Valley Leader.

The meeting was called to order by Mayor W.W.Alexander,

Thereupon the City Recorder reported that she had complied with directions of Council by Ordinance heretofore adopted and had duly advertised for bids on the permanent improvement of 15TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue, 25TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue, and Kanawha Street, from the center line of 10th Street extending eastward 195 feet, which said Kanawha Street and 10th Street are shown and designated on the Map of "Central City as developed by Aubrey W. Love, adjacent to Nitro, in Kanawha County, West Virginia," made by J. Lewis Hark, Engineer, January, 1950 and of record in the office of the Clerk of the County Court of said Kanawha County in Map Book 14, Page 63, and said Central City subdivision being within the City of Nitro, in the Kanawha Valley Leader a newspaper of general circulation, in the City of Nitro, for two successive weeks as required by said Ordinance, and tendered Publisher's Affidavit of said publication.

Councilman Jones, seconded by Councilman Bush, moved that the notice to Contractors asking for bids on said proposed permanent improvements, together with the Publisher's Affidavit of due publication be made a part of the minutes of this meeting by being attached hereto and incorporated herein, which said motion was adopted unanimously.

Printer's Fee \$

AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Publication

was duly published in said paper once a week for 2 successive weeks, commencing with the issue of the 17th day of August, 1951 and ending with the issue of the 24th day of August, 1951 and was posted at the Court House of Kanawha County on

, 19

Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 27th day of August, 1951

Notary Public for Kanawha County, West Virginia.

(My commission expires June 28-1957)

NOTICE TO CONTRACTORS

The City of Nitro, West Virginia, will receive sealed bids for grading, draining, paving, re-paving, curbing and guttering, and other work on the section of 15th STREET from its intersection with First Avenue to its intersection with Second Avenue; 25th STREET from its intersection with First Avenue to its intersection with Second Avenue; and KANAWHA STREET, from the center line of 10th Street extending Eastward 195 feet, which said Kanawha Street and 10th Street are shown and designated on the map of "Central City, as developed by Aubrey W. Love, adjacent to Nitro, in Kanawha County, West Virginia" made by J. Lewis Hark, Engineer, January, 1950, and on record in the office of the Clerk of the County Court of said Kanawha County in Map Book of Page 63, and said Central City subdivision being within the City of Nitro, West Virginia, same to be done in accordance with plans, specifications and profiles prepared by City Engineer for said City.

Payment for the cost of this work will be made on a unit price basis. The contractor shall deposit with bid a certified check or bidder's bond in the amount of \$750.00 and furnish letter committing performance bond.

All bids shall be made on, and in accordance with, forms furnished by the City Recorder, shall be sealed and shall be in the hands of Grace Lewis, City Recorder, on or before 1 P.M., EST, August 23, 1951. Bids will be opened and publicly read at a session of the Council to be held in the Council Chambers in the City Hall at 7:30 P.M., EST, on August 28, 1951. The City of Nitro reserves the right to reject any or all bids or to

The Mayor announced that this being the meeting at which bids on the proposed permanent improvements to streets, public ways in said City were to be opened and publicly read, and considered by the Council.

The Recorder reported that three Contractors had submitted sealed bids for the proposed work, they being Andersons' Inc., Charleston Concrete Floor Company and R.M.Hewitt, all of Charleston, West Virginia, the Mayor announced that the bids would now be publicly opened and read; and thereupon said bids were opened by the Mayor and publicly read and a tentative tabulation made by the City Engineer and Council.

Thereupon Councilman Bush moved that the City Engineer proceed with a complete tabulation and analysis of the bids and submit same to Council at a recessed meeting hereof to be held on the 4th day of September, 1951, at 7:30 o'clock, P.M., at the same place, at which time the bids will be considered by the Council.

Said motion was seconded by Councilman Hogshead, and upon roll call vote being taken the Councilmen voted as follows: W.H.Jones, Aye; M.L.Bush, Aye; E.E.Gewin, Aye; and Geo. W. Hogshead, Aye, members of the Council.

The Mayor announced that the Council having voted unanimously in favor of said motion and more than three-fourths of the members of the Council having voted in the affirmative said motion was duly passed and so ordered.

The members of the Council proceeded to consider the Levy Order as follows:

STATE OF WEST VIRGINIA,
COUNTIES OF KANAWHA AND PUTNAM,
MUNICIPALITY OF NITRO, To-wit:

At a Special session of the Council of the Municipality of Nitro, held in the council chamber thereof on Tuesday, the 28th day of August,

1951; Present W.W.Alexander, Mayor, Recording Officer Grace Lewis, W.H.Jones, Marion L. Iush, B.E.Gewis, G.W.Hogshead, M.D. members of the council of said Municipality.

CURRENT REGULAR MUNICIPAL LEVY ORDER

The council having ascertained that the amount necessary to be raised by a levy of taxes for the current fiscal year for regular municipal purposes will be \$11,276., according to the estimate made and entered of record on the 14th day of August, 1951, and said estimate having been published as required by law, and no one appearing to oppose the same or to take exception thereto, and the Tax Commissioner having approved the same in writing, it is therefore ordered that said estimate and the rates of levy proposed therein, be approved and that the following levies be laid on each one hundred dollars valuation of each class of property, viz:

Seventeen and one-quarter cents (17.25¢) on Class No. I property,
 Thirty-four and one-half cents (34.5 ¢) on Class No. II property, and
 Sixty-nine cents (69 ¢) on Class No. IV property,
 for the purposes aforesaid, based upon the last assessment therein, as follows:

CLASS	Assessed Valuation	Total Rate of Levy	Taxes Levied
Number I			
Personal Property \$ 183,430		17.25 ¢	\$ 316.
Public Utility Property 203,700		17.25 ¢	351.
Total Class No. I 387,130.			667.
Number II			
Real Estate 809,650.		34.5 ¢	2,793.
Number IV			

Real Estate	470,950.	69 ¢	3,250.
Personal Property	338,875.	69 ¢	2,338.
Public Utility Property	322,900.	69 ¢	2,228.
Total Class No. IV	1,132,725.		7,816.
TOTAL LEVY	2,329,505.		11,276.

MUNICIPAL BOND PURPOSES - INTEREST AND SINKING FUND ORDER

BOND ISSUES AUTHORIZED SINCE NOVEMBER 8, 1932

The council having ascertained that the amount necessary to be raised by a levy of taxes for the current fiscal year to pay the interest on and provide a sinking fund for the discharge of the principal of a bond issue of \$16,000. will be \$ 1,055. according to the estimate made and entered of record on the 14th day of August, 1951, and said estimate having been published as required by law and no one appearing to oppose the same or take exception thereto and the Tax Commissioner having approved the same in writing, it is therefore ordered that said estimate and the rates of levies proposed therein be approved and that the following levies be laid on each one hundred dollars valuation of each class of property, viz:

AUTHORIZED RATES

One and One-half cents (1.5 ¢) on Class No. I property,
 Three cents (3 ¢) on Class No. II property, and,
 Six cents (6 ¢) on Class No. IV property,
 for the purposes aforesaid, based upon the last assessment therein, as follows:

CLASS	Assessed Valuation	Total Rate of Levy	Taxes Levied
Number I			
Personal Property	\$ 183,430.	1.5 ¢	\$ 28.
Public Utility Property	203,700.	1.5 ¢	31.
Total Class No. I	387,130		59.
Number II			
Real Estate	809,650.	3 ¢	243.
Number IV			
Real Estate	470,950.	6 ¢	283.
Personal Property	338,875.	6 ¢	203.
Public Utility Property	322,900.	6 ¢	194.
Total Class No. IV	1,132,725		680.
TOTAL LEVY	2,329,505		982.

Councilman Jones, moved, seconded by Councilman Gewin, that the following resolution be adopted. Motion carried.

RESOLUTION

WHEREAS, it has come to the attention of the Council of the City of Nitro that there is pending before the Federal Power Commission a proposed power project which would divert water from the New River in the states of Virginia and West Virginia; and

WHEREAS, it is feared from a consideration of the facts and the opinions of professional engineers that the taking of some of the water from the New River as proposed would seriously hamper the development of the New River basin, including the continued industrial and commercial growth of the Great Kanawha Valley in West Virginia; and

WHEREAS, the proposal is considered inadvisable from the standpoint of the full utilization of our natural resources and its possible effect on our National Defense program;

NOW THEREFORE BE IT RESOLVED by the Council of the City of Nitro that this body, as the representatives of the people of the City of Nitro, express its complete disapproval of said proposal and register its vigorous protest against same, and it is so ordered.

AND BE IT FURTHER RESOLVED THAT an attested copy of this Resolution be delivered to the Federal Power Commission, and the Honorable M.M. Neely and Honorable Harley M. Kilgore, members of the United States Senate from West Virginia, and to each of the six members of the House of Representatives from West Virginia.

Enacted by the Council of the City of Nitro in regular session on the 28th day of August, 1951.

Attest:

Grace Lewis, Recorder

W.W. Alexander
W.W. Alexander, Mayor.

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor.

Grace Lewis
Grace Lewis, Recorder

At an adjourned and recessed meeting of the Council of the City of Nitro held on the 14th day of September, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Jerome Collins, E.E.Cewin, W.H.Jones, M.L.Fush and Geo. W. Hogshead, members of the Council.

Mayor Alexander called the meeting to order and announced that this was an adjourned and recessed meeting of the Council regularly called and held on the 28th day of August, 1951, and was for the purpose of further considering bids submitted by Anderson's Inc., Charleston Concrete Floor Company, and R.N.Hewitt, all of Charleston, for the permanent improvement, according to plans, profiles, and specifications heretofore adopted, of 15TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue, 25TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue, and KANAWHA STREET, from the center line of 10th Street extending eastward 195 feet, which said Kanawha Street and 10th Street are shown and designated on the Map of "Central City as developed by Aubrey W. Love, adjacent to Nitro, in Kanawha County, West Virginia," made by J. Lewis Hark, Engineer, January, 1950, and on record in the office of the Clerk of the County Court of said Kanawha County in Map Book 14, Page 63, and said Central City subdivision being within the City of Nitro.

Thereupon Councilman Jones moved that the bid of R.N.Hewitt, heretofore made for the permanent improvement of 15TH STREET, 25TH STREET and KANAWHA STREET, extending 195 feet eastward from the center line of 10th Street, all as set out in, and authorized by Council, pursuant to ordinance adopted on the 14th day of August, 1951, and in accordance with plans, profiles and specifications prepared by the City Engineer and adopted

by Council and submitted on bid proposal forms prepared by the City Engineer, be accepted, it being the lowest and best bid for the construction of said permanent improvement; and further that the work proceed in accordance with said plans, profiles and specifications; and that the Mayor be authorized and directed to execute proper contracts, bonds and all instruments necessary for the undertaking and completion of said work, all pursuant to Ordinance authorizing said permanent improvement heretofore passed. Said motion was seconded by Councilman Eush, and upon a roll call vote taken the Councilmen voted as follows: W.H.Jones, Aye, M.L.Bush, Aye; B.E.Gewin, Aye; Geo. W. Hogshead, Aye; W.W.Alexander, Aye, and Grace Lewis, Recorder, Aye.

The Mayor announced that the council having voted unanimously in favor of said motion and more than three-fourths of the members of Council having voted in the affirmative said motion was duly passed and so ordered.

There being no further business the meeting adjourned.

W.W. Alexander
W.W.Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

September 18, 1951

The City Council met in regular session Tuesday, September 18, 1951.

There were **present**: W.W.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, Jerome Collins, Geo. W. Hogshead, B.E.Gewin and M.L.Rush members of the Council.

Mayor Alexander called the meeting to order.

Minutes were read of sessions held August 21st, August 28th and September 4th. Councilman Gewin, seconded by Councilman Collins, moved minutes be approved. Motion carried.

The Recorder presented copies of the financial statement for the month of August. Councilman Collins moved statement be accepted, motion seconded by Councilman Jones. Motion carried.

Councilman Collins reported thar signs located on 21st Street, First Avenue and 20th Street, First Avenue, owned by the Holman Used Car Lot were hazadrous to motorist's vision. Mr. Holman is to be contacted regarding this matter.

Childers Chevrolet Company made a second request to the City Council for permission to place a gasoling pump on their property, the location to be disignated by the Council.

Mayor Alexander appointed a committee composed of Councilmen Jones, Rush and Collins to contact Mr. Childers regarding this matter.

Councilman Collins moved, seconded by Councilman Jones, the Appalachian Electric Power Company be given an order for the installation of three additional street lights at the following locations: Motion carried.

10th Street, between Dupont Street and Jefferson Street, near Telephone Booth.

11th Street, West, on last pole next to Kanawha River.

Bus Stop on 1st Avenue and 6th Street, near Criner's Appliance.

Councilman Collins, moved Mayor Alexander **appoint** a Committee of local citizens to go before the Kanawha County School Board and make a check of the tentative plans for the new school building in Nitro. Motion seconded by Councilman Jones. Motion carried.

Mayor Alexander appointed the following Committee:

W.C.Chandler, Chairman, John Durland, B.E.Gewin, J.E.Temple and Dennis R. Knapp.

Mr. Knapp was asked to prepare an ordinance dividing the town into wards and submit the ordinance for council action at the next meeting.

Councilman Gewin reported that the Board of Park Commissioners had discussed the matter of permanent maintenance of Park and the Board felt that this matter was the City Government's responsibility.

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

October 16, 1951

The City Council met in regular session Tuesday, October, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, M.L.Bush, W.H.Jones, and Geo. W. Hogshead members of the Council.

Mayor Alexander called the meeting to order.

Minutes for session held September 18th were read, Councilman Bush moved, seconded by Councilman Hogshead, minutes be approved. Motion carried.

The Recorder presented copies of the financial statement for the month of September. Councilman Bush moved statement be accepted. Motion seconded by Councilman Jones. Motion carried.

Councilman Jones moved, seconded by Councilman Bush, that the recommendation submitted by the Street Naming Committee be accepted. Motion carried.

RECOMMENDATION IS AS FOLLOWS:

- 1) That part of Route 25 in the east end of town now known as Main Street be designated as First Avenue.
- 2) The Avenues numbering from 1 to 11 inclusive be designated as Streets and named in the following manner, beginning with Street Number 1 - Ash, Beechm Cedar, Dogwood, Elm, Fir, Gum, Hichory, Ivy, Juniper, and Kapok.
- 3) Jefferson Street be changed to Dupont Street.
- 4) Designating the left wing of 21st Street as North 21st Street.
- 5) New lots at the end of North 21st Street be numbered in the following manner, starting with lot on left side of street, numbering 81 and alternating.
- 6) The lots on the right side of 21st Street on the hill, before crossing Elakes Creek Bridge to be number 74 to 80 inclusive.

The resignation of C.C.Richiusa, as City Engineer, was read to the Council.

Councilman Bush, moved, seconded by Councilman Hogshead, the resignation be accepted and a letter of appreciation for a splendid job as City Engineer, be written to Mr. Richiusa. Motion carried.

Councilman Bush moved, seconded by Councilman Jones, that Grace Lewis,

Recorder, N.V. Warner, Acting Chief of Police, and Geo. W. Hogshead, Councilman be appointed as a finance committee of funds derived from the Policemens Dance to be held November 17th and that Grace Lewis be authorized to sign checks of the Nitro Police Fund and in her absence N.V. Warner to have the same authority. Motion carried.

There being no further business the meeting adjourned.

W. W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder,

November 20, 1951

The City Council met in regular session Tuesday, November 20, 1951.

There were present: W.H.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, E.E.Gewin, Jerome Collins, and Geo. W. Hogshead members of the Council.

Mayor Alexander called the meetin to order.

The Recorder read minutes of regular session held October 16th. Councilman Jones, moved, seconded by Councilman Collins, minutes be approved. Motion carried.

Copies of the financial statement for the month of October were presented. Councilman Gewin moved financial statement be accepted. Motion seconded by Councilman Bush. Motion carried.

Mayor Alexander informed the Council that he had instructed the Engineer to draw plans for a foot bridge across Blakes Creek at 23rd Street, Third Avenue. The bridge will be built in the near future.

Councilman Jones moved that W.E.Peaker be appointed as Electrical Inspector and Jess Thacker be appointed Plumbing Inspector for the City, both to work under the supervision of J.E.Roark, Building Inspector. Councilman Bush seconded the motion. Motion carried.

The Recorder read the following letter:

The City Council
Nitro, West Virginia

Gentlemen:

I wish to offer the following recommendation.

That the fee for Electrical Inspection be raised from \$1.00 per trip to \$2.00 for residence inspection and \$3.00 for commercial.

This fee is only about 60% the amount of State Inspection.

J.E.Roark

Building Inspector.

Councilman Gewin moved, seconded by Councilman Hogshead that the foregoing recommendation be accepted and that the City Building Code be amended to coincide with above recommendation. Motion carried.

Mayor Alexander informed the Council that at the present time the City was paying \$30.00 per month for a radio service on the police radio, and that the City had had an offer from another radio service agency of \$10.00 per trip and the city pay for radio parts.

Councilman Cewin moved, seconded by Councilman Jores, that the be authorized to contact the present Radio Service man and give him an opportunity to submit the same terms as the prospective service man had given the City and that the Mayor be given the authority to award the service contract to party submitting the most reasonable proposition. Motion carried.

Thereupon Council proceeded to consider and discuss the requests, proposals, and petition of the abutting property owners for grading, re-grading, draining, paving, repaving, surfacing, re-surfacing, curbing, re-curb, guttering, and widening, building, constructing and renewing sidewalks, and otherwise permanently improving the following street: on the West Side of Second Avenue from and including its intersection with 22nd Street to and including its intersection with 23rd Street, in the City of Nitro, Kanawha County, West Virginia.

Thereupon Councilman Jones moved that Council accept above named petitions and that it also accept the proposals of the interested persons and of Council for the said improvement of said above named street, and moved that the City proceed to grade, re-grade, widen, drain, pave, re-pave, surface, resurface, curb, re-curb, and gutter, build, construct and renew sidewalks in and on above named streets and public ways and that said improvements be done under and pursuant to the procedure set forth and provided in Article 8, Chapter 8, of the Code of West Virginia, as amended by Chapter 89, Acts of the Legislature, Regular Session, 1949; and further moved that the Council do fix December 11, 1951, at 7:30 o'clock, P.M., E.S.T., in its Council Chamber in the City Hall of said City as the time and place of a public meeting of the Council for the hearing of protests and objections or other remarks of property owners or other interested persons and for any adjournment, and further that the City Recorder be authorized and directed to publish the following Notice once a week for three successive weeks in the Kanawha Valley Leader, the only newspaper published within the City of Nitro and having a general circulation therein, said Notice being as follows:

LEGAL NOTICE

NOTICE TO ALL PERSONS OR CORPORATIONS OWNING PROPERTY
ABUTTING ON THE FOLLOWING NAMED STREETS OR PUBLIC
WAYS OR PORTIONS THEREOF IN THE CITY OF NITRO,
KANAWHA COUNTY, WEST VIRGINIA; ON THE WEST SIDE OF
SECOND AVENUE FROM AND INCLUDING ITS INTERSECTION
WITH 22ND STREET TO AND INCLUDING ITS INTERSECTION
WITH 23RD STREET, IN THE CITY OF NITRO, KANAWHA
COUNTY, WEST VIRGINIA.

Proposals have been made to the council of the City of Nitro to permanently improve the portions of the streets or public ways described above by widening, grading, re-grading, draining, paving, re-paving, surfacing,

re-surfacing, curbing, re-curling, guttering and otherwise permanently improving said streets or public ways, and by building, constructing and renewing sidewalks in and on said streets or public ways, and by constructing, providing and renewing any such improvements or other permanent public improvements in and on said above named streets or public ways, or portions thereof, as the Council of the City of Nitro, may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets.

The proposals to make such improvements, and the plans, specifications, profiles and estimates will be considered by the Council of the City of Nitro at a public meeting to be held on the 11th day of December, 1951, at 7:30 o'clock P.M., at the City Building in said City of Nitro. Any abutting owners or interested parties will be given an opportunity to protest or be heard at said meeting or any adjournment thereof.

CITY OF NITRO, WEST VIRGINIA

Grace Lewis, City Recorder

There being no further business the meeting adjourned.

W. W. Alexander
W. W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

TO THE MEMBERS OF THE COUNCIL OF THE CITY OF NITRO:

W.H. Jones, B.R. Gwin, Geo. W. Hagshead,

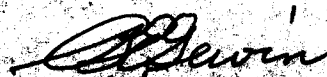

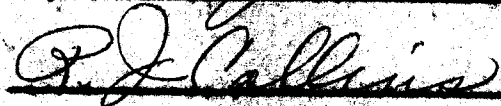
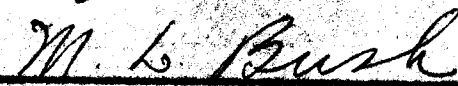
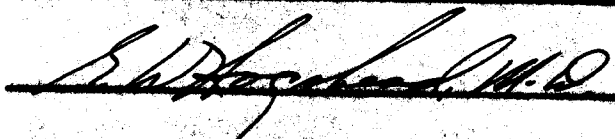
M.L. Bush, and Jerome Collins.

You, and each of you, will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chambers in the City Hall of said City on December 4, 1951, at 7:30 o'clock, P.M., for the purpose of considering the Report of the City Engineer and acceptance of same, and for the purpose of ~~authorizing and directing the publication of Notices~~ Levying of Paving, Curbing and Guttering Assessments against property abutting on 15TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; 25TH STREET, from and including its intersection with First Avenue to and including its intersection with Second Avenue; KANAWHA STREET, from the center line of 10th Avenue extending eastward 195 feet as shown on the Maps of Central City and Central City Addition to Nitro, all in the City of Nitro, Kanawha County, West Virginia, for the grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, and guttering, and otherwise permanently improving same, ~~and~~ for the ~~purpose~~ purpose of considering any matters relating to said proposed permanent improvements and any other matters that may properly come before the Council.

Respectfully yours,


W.W. Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely:

Meeting of December 4, 1951

At a Special Meeting of the Council of the City of Nitro, regularly called on the 4th day of December, 1951, there were present W.W.Alexander, Mayor, Grace Lewis, Recorder, and W.H.Jones, G.W.Hogshead, M.L.Bush, and Jerome Collins, members of the Council.

The meeting was called to order by W.W.Alexander, Mayor, who announced that this was a meeting called for the levying of assessments for paving as set out in the notice to property owners as published in the Kanawha Valley Leader under dates of November 9th and November 16th, 1951, and further announced that the meeting was open for any revisions or corrections of the Report of the Engineer as set out in said notice.

Thereupon the Recorder informed Council that the Engineer having heretofore filed his report, and that pursuant to its directions she had given notice as required by law to the owners of the property abutting upon the streets and portions thereof pursuant to paving Ordinance adopted by Council on August 14, 1951, by publication in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro and tendered to Council the Publisher's Affidavit and Certificate of publication of said notice.

Thereupon upon motion of Councilman Lush, seconded by Councilman Jones, and unanimously adopted, it is ordered that the Publisher's Affidavit and Certificate of Publication as above mentioned be received and made a part of the minutes of this meeting of actual inclusion therein.

Said affidavit and certificate is as follows:

AFFIDAVIT OF PUBLICATION

STATE OF WEST VIRGINIA,
COUNTY OF KANAWHA, to-wit:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly Newspaper, of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

PUBLICATION

NOTICE

NOTICE OF LEVY OF PAVING ASSESSMENT OF THE CITY OF NITRO, WEST VIRGINIA, AGAINST PROPERTY ABUTTING ON 15TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 25TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; KANAWHA STREET FROM THE CENTER LINE OF 10TH STREET EXTENDING EASTWARD 195 FEET AS SHOWN ON THE MAPS OF CENTRAL CITY AND CENTRAL CITY ADDITION TO NITRO, ALL IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA.

By virtue of an Ordinance adopted by the Council of the City of Nitro, West Virginia, on the 14th day of August, 1951, providing for the permanent improvement of the above named streets and portions thereof and further providing for the assessment of the cost thereof against property abutting thereon as provided by Chapter 89 Acts of the West Virginia Legislature, Regular Session, 1949, amending and reenacting Chapter 8, Article 8 of the Official Code of West Virginia, 1931, the said improvements on the above named streets, or portions thereof have been completed and the City Engineer has completed and filed his report showing the owners of the lots or parcels of land abutting on said streets so improved; the frontages of each of said lots or parcels of land; the proper amount to be assessed against the respective abutting lots and parcels of land and the total cost as follows:

(All lot numbers hereinafter shown are as numbered on maps of the City of Nitro, Central City and Central City addition to Nitro, and in deeds for said lots of record in the office of the Clerk of the County Court of Kanawha County, West Virginia, and reference is here made to said maps and deeds for more complete descriptions.)

FIFTEENTH STREET

(First Avenue to Second Avenue)

NORTH SIDE

Name of Owner	Lot Number Or other Description	Frontage	Rate	Amount
Lena M. Woody and Letha L. Scholz	1501	48.37	\$4.95	\$239.43
Sam Pontier	1503	50.00	4.95	247.50
Donver J. Carte and Wilma Carte	1505	50.00	4.95	247.50
G.L. Wise and Bessie M. Wise	1507	50.00	4.95	247.50
Belva Jividen	1509	50.00	4.95	247.50
C.L. Craddock	1511	50.00	4.95	247.50
Stalford C. Lander and Mattie C. Lander	1513	50.00	4.95	247.50

SOUTH SIDE

John F. Smith	1502	39.68	4.95	196.42
John F. Smith	1504	50.00	4.95	247.50
Charles C. White and Reva M. White	1506	50.00	4.95	247.50
V.H.Comstock and Cora E. Comstock	1508	50.00	4.95	247.50
V.H.Comstock	1510	50.00	4.95	247.50
Fred Cline and Vivian V. Cline	1512	50.00	4.95	247.50
Rosa T. Wysong	1514	50.00	4.95	247.50

TOTAL

\$3,405.85

TWENTY-FIFTH STREET

(First Avenue to Second Avenue)

NORTH SIDE

Name of Owner	Lot Number or other Description	Frontage	Rate	Amount
Earl R. Comstock	2501	50.83	\$4.95	\$251.61
Lena M. Woody and Letha L. Scholz	2503	50.00	4.95	247.50
J.W.Moody and Minnie L. Moody	2505	50.00	4.95	247.50
Cecil B. Cunningham and Leatha Cunningham	2507	50.00	4.95	247.50
Lydia Belle Briggs	2509	50.00	4.95	247.50
L.W.Melton and Nannie F. Melton	2511	50.00	4.95	247.50
Luvena Jones Pickens, Lucile P. Bivens and Hazel P. Allen	2513	50.00	4.95	247.50

SOUTH SIDE

Ada T. Jamison and John E. Tinsley	2502	50.83	4.95	251.61
Ada T. Jamison and John E. Tinsley	2504	50.00	4.95	247.50
E.V.Hendell	2506	50.00	4.95	247.50
J.W.Moody and Minnie L. Moody	2508	50.00	4.95	247.50
Ida Montague and Richard A. Jones	2510	50.00	4.95	247.50
W.J.Franklin	2512	50.00	4.95	247.50
James Raymond Bivens and Lucile Pickens Bivens	2514	50.00	4.95	247.50

TOTAL

\$3,473.22

KANAWHA STREET

(From the Center Line of 10th Avenue Ex-
tending Eastward 195 Feet, in Central City
Addition to Nitro.)

EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
John W. Byrd and Sylvia M. Byrd	Lots Nos. 15, 16, 17, 18, 19, 20, 21 and 22, of Block "H" Central City Addition to Nitro	174.7	13.79	\$2409.11

WEST SIDE

Robert S. Davis and Emogene Davis	Lots No. 79, Block "J", Central City	20.00	13.79	275.80
Ernest Artz and Northerly 37 feet of Lot No. 81, Block "J", Central City	Lot No. 80	87.00	13.79	1199.73
Richard J. Sexton and Southerly 25 feet of Lot No. 81, Block "J", Central City	Lot No. 82	87.70	13.79	1209.38

TOTAL

\$5094.02

Notice is hereby given to the persons above named, and other interested persons, and any other persons who may be owners of property hereinabove described that at or after a regularly called Special Session of the Council of the City of Nitro, West Virginia, to be held in the Council Chambers at the City Hall of said City on Tuesday, the 4th day of December, 1951, at 7:30 o'clock, P.M., the owner or owners whose property is to be assessed as hereinabove designated, or other interested parties, may appear to move the revision or correction of such proposed assessments, and that on or after the said 4th day of December, 1951, the Council may proceed to lay assessments in the amounts and against the property for the cost of the permanent improvements made as such assessments are above set out and described.

Done by order of the Council of the City of Nitro duly made and entered of record.

CITY OF NITRO, WEST VIRGINIA

Grace Lewis, Recorder

was duly published in said paper once a week for three successive weeks, commencing with the issue of the 9th day of November, 1951, and ending with the issue of the 23rd day of November, 1951 and was posted at the Court House of Kanawha County on

C.R. Walker
Manager,

Kanawha Valley Leader

Subscribed and sworn to before me this 3rd day of December, 1951.

W.P. Wilson
Notary Public for Kanawha County, West Virginia.
(My commission expires December 24, 1958)

Printer's Fee \$

AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Publication

was duly published in said paper once a week for 3 successive weeks, commencing with the issue of the 9th day of November, 19 51 and ending with the issue of the 23rd day of November, 1951 and was posted at the Court House of Kanawha County on

, 19

C. R. Walker

Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 3 day of*Dec*, 19 51*W. P. Wilson*

Notary Public for Kanawha County, West Virginia.

(My commission expires Dec 24, 1958)

NOTICE

NOTICE OF LEVY OF PAVING ASSESSMENT IN THE CITY OF NITRO, WEST VIRGINIA, AGAINST PROPERTY ABUTTING ON 15TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 25TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; KANAWHA STREET FROM THE CENTER LINE OF 10TH AVENUE EXTENDING EASTWARD 195 FEET AS SHOWN ON THE MAPS OF CENTRAL CITY AND CENTRAL CITY ADDITION TO NITRO, ALL IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA.

By virtue of an Ordinance adopted by the Council of the City of Nitro, West Virginia, on the 14th day of August, 1951, providing for the permanent improvement of the above named streets and portions thereof, and further providing for the assessment of the cost thereof against property abutting thereon as provided by Chapter 89 Acts of the West Virginia Legislature, Regular Session, 1949, amending and reenacting Chapter 8, Article 8 of the Official Code of West Virginia, 1931, the said improvements on the above named streets, or portions thereof have been completed and the City Engineer has completed and filed his report showing the owners of the lots or parcels of each of said lots or parcels of land; the proper amount to be assessed against the respective abutting lots and parcels of land and the total cost as follows.

(All lot numbers hereinafter shown are as numbered on maps of the City of Nitro, Central City and Central City Addition to Nitro, and in deeds for said lots of record in the office of the Clerk of the County Court of Kanawha County, West Virginia, and reference is here made to said maps and deeds for more complete descriptions.)

FIFTEENTH STREET
(First Avenue to Second Avenue)
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Lena M. Woody and Letha L. Scholz	1501	48.37	\$ 4.95	\$ 239.43
Sam Pontler	1503	50.00	4.95	247.50
Denver J. Carte and Wilma Carte	1505	50.00	4.95	247.50
G. L. Wise and Bessie M. Wise	1507	50.00	4.95	247.50
Beiva Jividen	1509	50.00	4.95	247.50
C. L. Craddock	1511	50.00	4.95	247.50
Stallord C. Lander and Mattie C. Lander	1513	50.00	4.95	247.50

SOUTH SIDE

John F. Smith	1502	39.00		
John F. Smith	1504	50.00		
Charles C. White and Reva M. White	1506	50.00	4.95	247.50
V. H. Comstock and Cora E. Comstock	1508	50.00	4.95	247.50
V. H. Comstock	1510	50.00	4.95	247.50
Fred Cline and Vivian V. Cline	1512	50.00	4.95	247.50
Rosa T. Wysong	1514	50.00	4.95	247.50

TOTAL **\$3405.85**

TWENTY-FIFTH STREET
(First Avenue to Second Avenue)
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Earl R. Comstock	2501	50.83	\$ 4.95	\$ 251.61
Lena M. Woody and Letha L. Scholz	2503	50.00	4.95	247.50
J. W. Moody and Minnie L. Moody	2505	50.00	4.95	247.50
Cecil B. Cunningham and Leatha Cunningham	2507	50.00	4.95	247.50
Lydia Belle Briggs	2509	50.00	4.95	247.50
L. W. Melton and Nannie F. Melton	2511	50.00	4.95	247.50
Luvana Jones Pickens, Lucile P. Bivens and Hazel P. Allen	2513	50.00	4.95	247.50

SOUTH SIDE

Ada T. Jamison and John E. Tinsley	2502	50.83	\$ 4.95	\$ 251.61
Ada T. Jamison and John E. Tinsley	2504	50.00	4.95	247.50
E. V. Hendell	2506	50.00	4.95	247.50
J. W. Moody and Minnie L. Moody	2508	50.00	4.95	247.50
Ida Montague and Richard A. Jones	2510	50.00	4.95	247.50
W. J. Franklin	2512	50.00	4.95	247.50
James Raymond Bivens and Lucile Pickens Bivens	2514	50.00	4.95	247.50

TOTAL **\$3473.22**

KANAWHA STREET
(From the Center Line of 10th Avenue Ex-
tending Eastward 195 Feet, in Central City
Addition to Nitro)

EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
John W. Byrd and Sylvia M. Byrd	Lots Nos. 15, 16, 17, 18, 19, 20, 21 and 22, Block "H" Central City Addition to Nitro	174.7	\$13.79	\$2409.11

WEST SIDE

Robert S. Davis and Emogene Davis	Lot No. 30 Block "J", Central City	20.00	13.79	275.80
Ernest Artz	Lot No. 30 and Northerly 37 feet of Lot No. 81, Block "J", Central City	22.00	13.79	1199.73
Richard J. Sexton	Lot No. 82 and Southerly 25 feet of Lot No. 81, Block "J", Central City	9.79	13.79	1209.38
TOTAL				\$5094.02

Notice is hereby given to the persons above named, and other interested persons, and any other persons who may be owners of property hereinabove described that at or after a regularly called Special Session of the Council of the City of Nitro, West Virginia, to be held in the Council Chambers at the City Hall of said City on Tuesday, the 4th day of December, 1951, at 7:30 o'clock, P.M., the owner or owners whose property is to be assessed as hereinabove designated, or other interested parties, may appear to move the revision or correction of such proposed assessments, and that on or after the said 4th day of December, 1951, the Council may proceed to lay assessments in the amounts and against the property for the cost of the permanent improvements made on the assessments are above set out and designated.

Done by and on behalf of the Council of the City of Nitro duly made and entered of record.

CITY OF NITRO, WEST VIRGINIA

Thereupon the Mayor inquired if there were any persons present who desired to move correction or revision of the proposed assessments and there were none.

Thereupon upon motion of Council Bush, seconded by Councilman Hogshead, and unanimously adopted, it is ordered that the Engineer's Report as hereinafter set out be accepted and adopted, and further adopted as the Assessment Rolls.

REPORT OF ENGINEER AND COUNCIL

ON

PERMANENT IMPROVEMENT OF 15TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 25TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; KANAWHA STREET FROM THE CENTER LINE OF 10TH AVENUE EXTENDING EASTWARD 195 FEET IN CENTRAL CITY ADDITION TO NITRO.

TO THE COUNCIL OF THE CITY OF NITRO:

I, J.A.Spence, of Municipal Engineering Corporation, a corporation, City Engineer, hereby certify and report this 5th day of November, 1951, that the improvements authorized by Ordinance of the Council adopted on the 14th day of August, 1951, have been completed in accordance with the plans, specifications, paving ordinance and contract with R.M. Hewitt Corporation, a corporation, made pursuant thereto on the above named streets and portions of streets, and do further certify and report that I have measured, apportioned and calculated the several frontages abutting thereon and the total cost and the respective amounts chargeable upon each lot or parcel of land abutting thereon in accordance with said paving ordinance and do certify and report that the proper amounts to be assessed against the respective abutting lots or parcels of land as provided by said ordinance and Article 8 Chapter 8 of the Code of

West Virginia as amended by the Acts of the Legislature of 1909, with a description of the abutting lots and lands as to ownership, frontage, location and respective amounts to be assessed are as follows:

FIFTEENTH STREET
(First Avenue to Second Avenue)
NORTH SIDE

Lot Number or				
Name of Owner	Other Description	Frontage	Rate	Amount
Lena M. Woody and Letha L. Scholz	1501	48.37	\$4.95	\$239.43
Sam Pontier	1503	50.00	4.95	247.50
Denver J. Carte and Wilma Carte	1505	50.00	4.95	247.50
G.I. Wise and Bessie M. Wise	1507	50.00	4.95	247.50
Belva Jividen	1509	50.00	4.95	247.50
C.L. Craddock	1511	50.00	4.95	247.50
Stalford C. Lander and Mattie C. Lander	1513	50.00	4.95	247.50

SOUTH SIDE

John F. Smith	1502	39.68	4.95	196.42
John F. Smith	1504	50.00	4.95	247.50
Charles C. White and Reva M. White	1506	50.00	4.95	247.50
V.H. Comstock and Cora E. Comstock	1508	50.00	4.95	247.50
V.H. Comstock	1510	50.00	4.95	247.50
Fred Cline and Vivian V. Cline	1512	50.00	4.95	247.50
Roas T. Wysong	1514	50.00	4.95	247.50

TOTAL

\$3405.85

TWENTY-FIFTH STREET
(First Avenue to Second Avenue)
NORTH SIDE

Name of Owner	Lot Number or other Description	Frontage	Rate	Amount
Earl R. Comstock	2501	50.83	\$4.95	\$251.61
Lena M. Woody and Letha L. Scholz	2503	50.00	4.95	247.50
J.W. Moody and Minnie L. Moody	2505	50.00	4.95	247.50
Cecil E. Cunningham and Leatha Cunningham	2507	50.00	4.95	247.50
Lydia Belle Briggs	2509	50.00	4.95	247.50
L.W. Melton and Nannie F. Melton	2511	50.00	4.95	247.50
Luvena Jones Pickens, Lucile P. Bivens and Hazel P. Allen	2513	50.00	4.95	247.50

WEST SIDE

Ada T. Jamison and John E. Tinsley	2502	50.83	4.95	251.61
Ada T. Jamison and John E. Tinsley	2504	50.00	4.95	247.50
E.V. Hendell	2506	50.00	4.95	247.50
J.W. Moody and Minnie L. Moody	2508	50.00	4.95	247.50
Ida Montague and Richard A. Jones	2510	50.00	4.95	247.50
W.J. Franklin	2512	50.00	4.95	247.50
James Raymond Bivens and Lucile Pickens Bivens	2514	50.00	4.95	247.50

TOTAL

\$3473.22

KANAWHA STREET
(From the Center Line of 10th
Avenue Extending Eastward 195
Feet in Central City Addition
to Nitro).

EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
John W. Byrd and Sylvia M. Byrd	Lots Nos. 15, 16, 17, 18, 19, 20, 21, and 22, Block "H" Central City Addition to Nitro	174.7	\$13.79	\$2409.11

WEST SIDE

Robert S. Davis and Emogene Davis	Lots No. 79, Block "J", Central City	20.00	13.79	275.80
Ernest Artz	Lot No. 80 and Northerly 37 feet of Lot No. 81, Block "J", Central City	87.00	13.79	1199.73
Richard J. Sexton	Lot No. 82 and Southerly 25 feet of Lot No. 81, Block "J", Central City	87.70	13.79	1209.38
TOTAL				\$5094.02

J.A.Spence
J.A.Spence, City Engineer

Thereupon Councilman Collins, seconded by Councilman Hogshead
presented and moved the adoption of the following Ordinance:

AN ORDINANCE ASSESSING ABUTTING PROPERTY
AND THE OWNERS THEREOF WITH THE COST OF THE
PERMANENT IMPROVEMENT OF 15TH STREET FROM
AND INCLUDING ITS INTERSECTION WITH FIRST
AVENUE TO AND INCLUDING ITS INTERSECTION
WITH SECOND AVENUE; 25TH STREET FROM AND
INCLUDING ITS INTERSECTION WITH FIRST AVENUE
TO AND INCLUDING ITS INTERSECTION WITH SECOND

AVENUE; KANAWHA STREET FROM THE CENTER LINE OF 10TH AVENUE EXTENDING EASTWARD 195 FEET AS SHOWN ON THE MAPS OF CENTRAL CITY AND CENTRAL CITY ADDITION TO NITRO, ALL IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA, ACCEPTING THE IMPROVEMENT; APPROVING THE REPORT OF THE ENGINEER; LEVYING THE ASSESSMENT; AUTHORIZING THE ISSUANCE AND DELIVERY OF ASSESSMENT CERTIFICATES; DECLARING THE ABUTTING PROPERTY BENEFITED; DECLARING THE ASSESSMENTS A LIEN AGAINST ABUTTING PROPERTY; AND AUTHORIZING THE FILING OF A CERTIFIED COPY OF THE REPORT OF THE ENGINEER AND COUNCIL ACTION IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF KANAWHA COUNTY, WEST VIRGINIA.

WHEREAS, the Council of the City of Nitro on the 14th day of August, 1951, adopted an ordinance for the permanent improvement of 15th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 25th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; Kanawha Street from the center line of 10th Avenue extending eastward 195 feet as shown on the maps of Central City and Central City Addition to Nitro, by grading, draining, paving, re-paving, curbing and guttering and otherwise improving the same, and further providing for the assessment of the abutting property and the owners thereof for the total cost of such improvement; and

WHEREAS, the report of the City Engineer to the Council reporting and certifying the cost of said improvement and showing the respective amounts apportioned, calculated and charged against each lot abutting, bounding and fronting on said streets and portions of streets and the respective owners thereof was filed with the Council on November 5, 1951.

WHEREAS, it appears to the Council, independently of said Engineer's Report, that the permanent improvement has been completed in accordance with the ordinance heretofore adopted and has specially

benefited each lot or parcel of land abutting thereon to an extent greater than the respective part of the cost apportioned, calculated and charged against said respective lot or parcel, and that said report and improvement should be accepted; and

WHEREAS, notice was caused to be published in the Kanawha Valley Leader, a weekly newspaper of general circulation in the City of Nitro, showing the names of the owners of each lot abutting on said improved streets and portions of streets and the amount assessed thereof, respectively, and giving notice to said owners or those who may be owners thereof and other interested persons that they might appear before Council in session on December 4, 1951, at 7:30 o'clock, P.M., to move the revision or correction of such proposed assessments and on or after said date Council might proceed finally to lay said assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO:

First: That the said report of the City Engineer heretofore filed and read, it hereby ordered set out in full in the minutes of the Council, and said Engineer's Report as revised and corrected is hereby accepted, approved and adopted by the Council after independent examination and investigation thereof, and is hereby expressly made a part of this ordinance as fully as if set forth herein.

Second: That the permanent improvement as set forth and shown in said report is the same as hereby declared to be completed and is hereby accepted.

Third: That the amounts set forth in the aforesaid report as the proportionate shares of the net cost assessable to each of the various properties and the owners thereof as the same appear in

said report are hereby assessed against each of the said properties and the owners thereof as their proportionate share of the cost of the improvement; that the aforesaid amounts are hereby declared to be liens upon each of the several lots abutting upon the said streets and portions of streets as shown in the said report; that paving assessments certificates shall forthwith be issued and signed by the Mayor and City Recorder in the respective amounts assessed against each lot and parcel of land and the owners thereof, each said assessment certificate shall be issued and made payable in ten equal installment certificates, the first of which said installment certificates shall be due and payable in thirty days from the date of the assessment; thereof, and the remaining nine of said installments certificates shall be due and payable on or before one year and thirty days, two years and thirty days, three years and thirty days, four years and thirty days, five years and thirty days, six years and thirty days, seven years and thirty days, eight years and thirty days, and nine years and thirty days, from the date of the assessment, respectively, all of which said installment certificates shall bear interest at the rate of six per cent (6%) per annum from the date of assessment, with the provision that if default be made in the payment of any of the said installment certificates when due and payable, then the whole amount of the said assessment remaining unpaid shall become forthwith due and payable and the holder of the certificates may proceed to collect the whole amount unpaid; that the respective certificates covering the amount of the respective assessments shall be paid by the respective owners of the land, lots or fractional parts thereof so assessed for the cost, and the respective amounts specified in the certificates upon the land, lots or parts of lots so assessed and also debts against the respective owners of the said real estate, and shall be liens ahead in priority of other liens against the said property except for taxes due the state, county and city; and the said

certificates may be issued, sold and delivered by the Mayor to the contractor doing the paving and other improvements on said streets or portions of streets in payment of the cost thereof.

Fourth: The Mayor and the City Recorder are hereby authorized to issue, sign and deliver the assessment lien certificates against the several lots in accordance with the provisions of paragraph "Third" hereinabove.

Fifth: The City Recorder is hereby directed to cause to be prepared a certificate, report and notice showing and certifying a copy of the said Engineer's Report, so adopted by the Council, and when so certified to by the City Recorder the same shall be delivered to the Clerk's of the County Court of Kanawha County, and recorded in the Clerk's office in a trust deed book, and shall be continuing tax liens upon the lots or lands against which the assessments are made until the certificates as aforesaid are paid, and the said County Clerk shall index the same in the names of each lot or land owner mentioned therein.

Upon a vote being taken said Ordinance is unanimously adopted, and so ordered.

Mayor Alexander informed the council that surrounding towns were appropriating funds for ~~xxxx~~ legal fees in the protest against the gas rate increase ad proposed to the Public Service Commission of West Virginia.

Councilman Collins moved that Nitro set up a program to pay \$200.00 toward the fighting of gas rate case, such expenditure, subject to the approval of the State Tax Commissioner. Motion was seconded by Councilman Lush and upon vote the motion carried.

~~There being no further business the~~

Councilman Jones moved, seconded by Councilman Collins, that a letter of formal protest against the gas rate increase be written to Public Service Commission. The motion carried.

There being no further business the meeting adjourned.



W.W. Alexander, Mayor



Grace Lewis, Recorder

December 11, 1951

The City Council of the City of Nitro met in a Special Session in the Council Chamber in the City Hall of Nitro, West Virginia, on December 11, 1951, at 7:30 o'clock, P.M. pursuant to Resolution and Ordinance of the City Council adopted on the 20th day of November, 1951, and notice duly published in the Kanawha Valley Leader, a newspaper of general circulation in said City.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, Geo. W. Hogshead, Jerome Collinc, M.L.Bush, and B.E.Gewin members of the Council.

Thereupon the Mayor announced that this was a duly called and advertised meeting of the City Council pursuant to a Resolution and Ordinance duly made and adopted at a Meeting of the Council held November 20, 1951, for the purpose of conducting a public meeting to hear protests or objections of owners of property abutting on the West Side of Second Avenue from and including its intersection with 22nd Street to and including its intersection with 23rd Street, in the City of Nitro, Kanawha County, West Virginia, all as set out in the notice to owners of abutting property, a copy of which, together with Publisher's Affidavit of due and legal publication was presented to the Council, that therefore Council would proceed to hear and consider any questions or protests of owners of property abutting on said streets and portions of streets and all interested persons as to the proposed permanent improvement; and that the City Engineer had completed the plans, specifications and cost estimates which had heretofore been filed with Council; and no protests or objections were registered against same.

Thereupon the Recorder advised Council that the notice to abutting property owners of the proposed permanent improvements had been duly published for three successive weeks in the Kanawha Valley Leader as directed by Council in a motion passed at its regular meeting held November 20, 1951.

Thereupon Councilman Collins, seconded by Councilman Jones, moved that the Publisher's Affidavit and Certificate of publication of said Notice, by Cecil Walker, Publisher of said paper, be made a part of the minutes of this meeting described in said notice. Upon vote taken the Councilmen voted unanimously in favor of said motion and the Mayor directed the same passed and so ordered.

Said Affidavit and Certificate of Publication of said notice is as follows:

AFFIDAVIT OF PUBLICATION

STATE OF WEST VIRGINIA,

COUNTY OF KANAWHA, to-wit:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly

Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Legal Notice

NOTICE TO ALL PERSONS OR CORPORATIONS OWNING PROPERTY ABUTTING ON THE FOLLOWING NAMED STREETS OR PUBLIC WAYS OR PORTIONS THEREOF IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA: ON THE WEST SIDE OF SECOND AVENUE FROM AND INCLUDING ITS INTERSECTION WITH 22ND STREET TO AND INCLUDING ITS INTERSECTION WITH 23RD STREET, IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA.

Proposals have been made to the council of the City of Nitro to permanently improve the portions of the streets or public ways described above by widening, grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-surbing, guttering and otherwise permanently improving said streets or public ways, and by building, constructing and renewing sidewalks in and on said streets or public ways, and by constructing, providing and renewing any such improvements or other permanent public improvements in and on said above named streets or public ways, or portions thereof, as the Council of the City of Nitro may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets.

The proposals to make such improvements, and the plans, specifications, profiles and estimates will be considered by the Council of the City of Nitro at a public meeting to be held on the 11th day of December, 1951, at 7:30 o'clock, P.M., at the City Building in said City of Nitro. Any abutting owners or interested parties will be given an opportunity to protest or be heard at said meeting or any adjournment thereof

CITY OF NITRO, WEST VIRGINIA

GRACE LEWIS, City Recorder

was duly published in said paper once a week for three (3) successive weeks, commencing with the issue of the 16th day of November, 1951 and ending with the issue of 30th day of November, 1951 and was posted at the Court House of Kanawha County on

C.R. Walker

Manager

Kanawha Valley Leader

Subscribed and sworn to before me this 3rd day of December, 1951.

(My commission expires December 24, 1958)

Printer's fee \$

AFFIDAVIT OF PUBLICATION

State of West Virginia,
County of Kanawha, to-wit:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Publication

was duly published in said paper once a week for 3 successive weeks, commencing with the issue of the 16th day of November, 1951 and ending with the issue of the 30th day of November, 19 51 and was posted at the Court House of Kanawha County on

19
Chapman
Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 3 day of

Dec., 19 51

W.P. Wilson

Notary Public for Kanawha County, West Virginia.

My commission expires Dec 24, 1958

LEGAL NOTICE

NOTICE TO ALL PERSONS OR CORPORATIONS OWNING PROPERTY ABUTTING ON THE FOLLOWING NAMED STREETS OR PUBLIC WAYS OR PORTIONS THEREOF IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA: ON THE WEST SIDE OF SECOND AVENUE FROM AND INCLUDING ITS INTERSECTION WITH 22ND STREET TO AND INCLUDING ITS INTERSECTION WITH 23RD STREET, IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA.

Proposals have been made to the council of the City of Nitro to permanently improve the portions of the streets or public ways described above by widening, grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, guttering and otherwise permanently improving said streets or public ways, and by building, constructing and renewing sidewalks in and on said streets or public ways, and by constructing, providing and renewing any such improvements or other permanent public improvements in and on said above named streets or public ways, or portions thereof, as the Council of the City of Nitro may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets.

The proposals to make such improvements, and the plans, specifications, profiles and estimates will be considered by the Council of the City of Nitro at a public meeting to be held on the 11th day of December, 1951, at 7:30 o'clock P. M. at the City Building in said City of Nitro. Any abutting owner or interested parties will be given an opportunity to present or be heard at said meeting or any adjournment thereof.

CITY OF NITRO, WEST VIRGINIA
Grace Lewis, Mayor

11233tc

Thereupon J.A.Spence of Municipal Engineering Corporation, presented to Council the plans, specifications, profiles and estimates in regard to the proposed public improvements to said Streets as set forth and described in the notice heretofore made a part of the minutes of Council; and Councilman Eush moved that the plans, specifications, profiles and estimates which had been heretofore prepared by direction of Council by J.A.Spence of Municipal Engineering Corporation, and having been filed with the Recorder prior to said date and which now had been presented to Council by the Engineer and considered by the Council be received, accepted and approved as the plans, specifications, profiles and estimates for the proposed permanent improvements of said streets. Said motion was seconded by Councilman Jones; and upon roll call vote being taken the Council unanimously voted in favor of said motion and the Mayor announced that said motion having received an affirmative vote of more than three fourths of the members of Council, said motion is declared passed and adopted, and so ordered.

Councilman Collins proceeded to read and introduce the following Ordinance and Resolution and moved its adoption.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF NITRO PROVIDING FOR THE PERMANENT IMPROVEMENT OF THE WEST SIDE OF SECOND AVENUE, FROM AND INCLUDING ITS INTERSECTION WITH 22ND STREET TO AND INCLUDING ITS INTERSECTION WITH 23RD STREET, IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA; APPROVING PLANS AND SPECIFICATIONS; PROVIDING FOR COMPETITIVE BIDS, CONTRACT AND SUPERVISION; PROVIDING FOR PAYMENT BY ASSESSMENT THE TOTAL COST OF ABUTTING PROPERTY, AND ISSUANCE OF ASSESSMENT CERTIFICATES.

WHEREAS, petitions in writing of persons owning the greater amount of frontage of property abutting upon the West Side of the street and

public way above described for the permanent improvement thereof as hereinafter provided have been filed with the Council, and said petitions have been examined, authenticated and accepted by the Council, and, further proposals have been made to the Council by owners of abutting property on said street and by interested persons, all of which said proposals suggest and urge the need of such improvement and the great value and importance of same to the property abutting on the West Side of said Second Avenue between 22nd and 23rd Streets and the special benefits to be derived from said improvement to said abutting property, and,

WHEREAS, the Council in regular session on the 20th day of November, 1951, proposed to permanently improve the street above named pursuant to the authority and procedure set forth in Chapter 89 of Acts of the Legislature, Regular Session, 1949; and,

WHEREAS, the Council duly authorized that Notice thereof be given the interested and abutting property owners, as required by said Act; and,

WHEREAS, notice has been given to the owners of property abutting the streets and public ways above described by publication once a week for three successive weeks in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, that the public improvements hereinafter provided for had been proposed and would be considered by the Council at a public meeting on the 11th day of December, 1951, or in adjournment or recess thereof, and opportunity given any abutting owner or interested party to protest or be heard regarding the same; and,

WHEREAS, a certificate of publication of the notice above mentioned, made by the newspaper publisher, and a copy of the notice has been made a part of the minutes of the City Council of said protest meeting and spread on the records of said meeting; and,

WHEREAS, service of said Notice upon all persons, firms, or corporation owning any interest in any property abutting upon said streets and avenues, described in said Notice, to be improved shall conclusively be deemed to have been given by the completion of said publication of said Notice in said newspaper for three successive weeks, as aforesaid; and,

WHEREAS, prior to said meeting Council had caused to be prepared plans, specifications and estimates of the proposed improvements under the supervision of the Engineer for the City of Nitro, showing the proposed grade and sufficient data for any owner of abutting property to calculate approximately what proportionate part of the estimated cost thereof might be assessed against his property, and the said plans, specifications and estimates have been filed with the City Recorder and open to inspection of interested persons; and,

WHEREAS, at a meeting described in said notice opportunity to protest and be heard was given all abutting owners or interested persons appearing, at which meeting the proposed improvements were discussed but no protests were made; and,

WHEREAS, the Council deems it necessary and expedient to permanently improve the portions of the street described above in the City of Nitro, in Kanawha County, West Virginia, by grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, guttering, and by building, constructing and renewing sidewalks, and otherwise permanently improving said streets and public ways in said City of Nitro;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED BY THE COUNCIL OF THE CITY OF NITRO,

Section 1. The Council finds that the petitions in writing heretofore filed for the permanent improvement, as hereinafter provided for

the portions of the streets and public ways described, are valid petitions of the true owners of the greater amount of frontage of property abutting on the West Side of Second Avenue from and including its intersection with 22nd Street to and including its intersection with 23rd Street to be improved and all signatures shown on such petitions are true signatures of such owners.

Section 2. It is hereby declared necessary, expedient and convenient to grade, re-grade, drain, pave, re-pave, surface, re-surface, curb, re-curb, gutter, the streets and public ways, and build, construct, and renew sidewalks, and otherwise to permanently improve same in accordance with the plans, specifications and profiles hereinbefore filed, the following described streets and portions of streets and public ways in the City of Nitro, as provided by said plans, specifications, and profiles:

THE WEST SIDE OF SECOND AVENUE FROM AND INCLUDING ITS INTERSECTION WITH 22ND STREET TO AND INCLUDING ITS INTERSECTION WITH 23RD STREET, IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA, which said plans, specifications and profiles and estimates are on file with the City Recorder and are referred to in the recitals to this Ordinance and Resolution; and the said plans, specifications, profiles and estimates are hereby approved and adopted for the permanent improvement of said portions of said streets and public ways, and said improvements are hereby authorized, and shall be made under the supervision and direction of J.A.Spence, of Municipal Engineering Corporation, who is hereby designated and approved as Engineer for the City of Nitro for said work.

Section 3. The grades of said streets and public ways, and pavement shall be the same as are shown on said plans.

Section 4. After independent investigation by the Council, each respective lot or parcel of real estate abutting on the West Side

of said streets and public ways above described is hereby found and declared to be specially benefited by the proposed improvements abutting such lot or parcel to an extent substantially greater than the costs to be assessed against such abutting lot or parcel; that the property abutting on the easterly side of said street is found not to be specially benefited by said proposed improvements, the pavement, curb, gutter and sidewalks having been proposed to be constructed on the West Side of the street only; and that therefore the cost of said improvement shall be apportioned among, assessed and borne by the property abutting on the westerly side of said street only.

Section 5. The total cost of the improvements, including the cost of improvements at and within intersections, and including all items of cost mentioned in Section 5, Article 8, Chapter 8, of the Code of West Virginia as amended by the Acts of the Legislature of 1949, and including expense of surveys, engineering and attorney's fees, legal fees and publishing fees, shall be apportioned to and be assessed against and borne by the lots and parcels of land and other properties abutting upon the West Side of the street or other public ways hereby authorized to be improved and upon which said improvements shall have been made. Each lot or parcel so abutting shall be assessed with that portion of the total cost of the improvements on the entire portion of any street or public way herein authorized to be improved which is represented by the proportion which the abutting frontage in feet of said lot or parcel of land bears to the total abutting frontage in feet of all the lots or parcels of land abutting on the West Side of the street or public way herein authorized to be improved, as provided by said Code, Chapter 8, Article 8 as amended by Acts of the Legislature of 1949.

Section 6. The cost so apportioned shall be assessed against the respective abutting lots and parcels of land and shall be paid in ten (10) equal annual installments, the first due thirty days after levying of the assessment for the improvements, and the other nine (9) installments due one each year for nine (9) years thereafter, all with interest at the rate of six per cent per annum from the date of the assessment, provided that on failure of the owner of the property assessed to pay any installment as and when due, and such default continues for sixty (60) days, then at the option of the holder of the certificate evidencing any such assessment the entire balance thereof may be declared immediately due and payable, and the holder of the certificate may forthwith proceed to enforce the collection thereof.

Section 7. Certificates shall be issued evidencing said assessments and each installment of principal and interest payable. Said certificates shall be payable to the bearer and be signed by the Mayor and Recorder and shall refer to the Ordinance or Resolution laying the assessment, and shall each show the amount and date of the assessment and describe the property against which the assessment is laid, describe the same as to the ownership, amount, frontage, and briefly as to location. The property abutting the portion of the street, alley, easement or public ways improved shall be subject to a lien, from the date of the Ordinance or Resolution laying the assessment for the payment of the costs of the improvements assessed against said property, and said assessment shall be and constitute liens, in the hands of the holders of said certificates upon the respective lots and lands assessed and shall have priority over all other liens except those for land taxes due the state, county and municipality, and except the liens for pre-existing special assessments; and the said assessments and interest thereon, certificates and enforcement of payment thereof, and in

all other respects shall be laid, issued, enforceable and otherwise in all respects subject to the provisions of said Chapter 8, Article 8, of the Code of West Virginia, as amended by Acts of the Legislature of 1949. Each installment of said assessment on each certificate shall be evidenced by a coupon attached to the principal certificate, which coupon shall evidence such installment, shall refer to the date of the resolution levying said assessment and the time when said installment is due, and shall be signed in the name of the City of Nitro by the facsimile signature of the Mayor, attested by the facsimile signature of the Recorder.

Section 8. The Recorder shall forthwith advertise for bids for said improvements to be made in accordance with said plans and specifications therefore. Such advertisement shall be made by publication at least once a week for two successive weeks in Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, and the only paper published therein, and the first such publication shall precede by at least ten days the date for the opening of bids. The contract shall be let to the lowest responsible bidder, but the advertisement for bids shall reserve to the City the right to reject any and all bids therefor. All bids shall be on bid proposal forms prepared by the City Engineer and approved by the Council and filed in the office of the City Recorder by 12:00 o'clock Noon, E.S.T. on the 21st day of December, 1951; that a meeting of the Council shall be held on the 21st day of December, 1951, at 1:00 o'clock P.M., E.S.T., for the purpose of opening, tabulating and analyzing bids; that at said meeting to be held on December, 21, 1951, or any recess or adjournment thereof, the Council accept such bid or bids as it may deem best, and let a contract or contracts for said improvement work to the

lowest bidder, otherwise reject all bids. The work done under such contract, when let, shall be paid for by delivering to the contractor assessment certificates as above provided in lieu of cash.

Section 9. Upon the completion of the improvements, the City Engineer, is hereby directed to prepare and submit to the Common Council his report showing the cost of such permanent improvements, the numbers and descriptions of the lots and parcels of land abutting same, the names of the owners of such lots and parcels, and such other matters, as may be necessary in order to levy an assessment against said abutting property in accordance with the provisions of Chapter 8, Article 8, of the Code of West Virginia, as amended by Acts of the Legislature, regular session, 1949.

Section 10. Dennis R. Knapp, who is hereby named and designated as attorney for the City for purpose of said improvements is hereby directed to prepare and submit to the Common Council thereof such notices, ordinances and information as may be required by the Common Council for the laying of the assessments and issuance of the certificates as aforesaid.

Said motion was duly seconded by Councilman Collins. Upon a roll call vote motion carried unanimously.

The Mayor announced that the Council having voted, unanimously in favor of said motion and that three fourths of the members of Council having voted in the affirmative, said Ordinance and Resolution was duly passed and so ordered.

Councilman Eush moved that the City Recorder be authorized and instructed to advertise for bids for the construction of the proposed improvements and that the advertisement for bids from contractors for the construction of the proposed improvements shall provide, among other things, that bids shall be received only on bid proposal forms prepared by the Engineer for the City and approved by the Attorney which said bid proposal

forms are hereby approved and accepted; and the Contractor be required to deposit with his bid a certified check or bidders bond in the amount of \$200.00, shall deposit the sum of \$5.00 for a set of the plans and specifications which sum is to be refunded the contractor upon return of the plans and specifications in good condition.

Said motion was duly seconded by Councilman Collins. Upon vote by the Council, Councilmen voted in the affirmative.

The Mayor announced that the Council having voted unanimously in favor of said motion and that three-fourths members of the Council having voted in the affirmative, said motion was duly passed and so ordered.

Councilman Collins, moved, seconded by Councilman Jones, Mayor Alexander instruct the local school committee to make a check on the plans and developments in the matter of a Football Stadium for Nitro. Motion carried.

There being no further business the meeting adjourned.


W.W. Alexander, Mayor


Grace Lewis, Recorder

December 18, 1951

The City Council met in regular session on the 18th day of December, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, Jerome Collins, M.L.Eush and E.E.Gewin members of the Council.

Mayor Alexander called the meeting to order.

Councilman Collins moved, motion seconded by Councilman Eush that minutes for meetings held November 20th and December 11th be approved. Motion carried.

Copies of financial statement for month of November were presented.

Councilman Gewin moved, motion seconded by Councilman Jones, financial statement be accepted. Motion carried.

Councilman Collins moved, seconded by Councilman Gewin, that the Appalachian Electric Power Company be instructed to install a street light on C & P pole, number 155 over 35, located on Washington Street, first pole North of 112D275. Motion carried.

Upon the recommendation of Attorney Knapp, Councilman Eush moved that Mayor Alexander appoint a Charter Amendment Committee, consisting of ten members, two of which shall be members of the Council. Motion was seconded by Councilman Collins. Motion carried.

Mayor Alexander appointed the following as members of the Charter Amendment Committee:

E.E.Gewin, M.L.Walker, Cecil Walker, Harry Reynolds, R.O.Zerbe, Mrs. E.L.Hendricks, Miss Ruby Husted, F.E.Grover, Harry Graves, Jr. and J.E.Hulshizer.

There being no further business the meeting adjourned.



W.W.Alexander, Mayor



Grace Lewis, Recorder

December 21, 1951

At a regularly called Special Meeting of the Council of the City of Nitro held on the 21st day of December, 1951.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, M.L.Dush, W.H.Jones, E.E.Gewin and Jerome Collins members of the Council.

The meeting was called and held pursuant to Ordinance adopted by Council on the 11th day of December, 1951, and also pursuant to advertisement for bids for the permanent improvement of certain streets named in said advertisement which was duly published in the Kanawha Valley Leader.

The meeting was called to order by Mayor Alexander.

Thereupon the City Recorder reported that she had complied with direction of Council by Ordinance heretobefore adopted and had duly advertised for bids on the permanent improvement of the West Side of Second Avenue from and including its intersection with 22nd Street to and including its intersection with 23rd Street, in the City of Nitro, Kanawha County, West Virginia; in the Kanawha Valley Leader a newspaper of general circulation, in the City of Nitro, for two successive weeks as required by Ordinance, and tendered Publisher's Affidavit of said publication.

Councilman Collins, seconded by Councilman Dush, moved that the notice to contractors asking for bids on said ^{proposed} permanent improvements, together with Publisher's Affidavit of due publication be made a part of the minutes of this meeting by being attached hereto and incorporated herein, which said motion was adopted unanimously.

AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly

Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Publication

Notice to Contractors

The City of Nitro, West Virginia, will receive sealed bids for widening, grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, guttering, and for constructing, building and renewing sidewalks, and otherwise permanently improving the West Side of Second Avenue, from and including its intersection with 22nd Street to and including its intersection with 23rd Street, in the City of Nitro, Kanawha County, West Virginia, in accordance with the plans, specifications, and profiles prepared by the City Engineer.

The work will be paid for on the assessment basis. The Contractor will deposit a certified check or bidder's bond in the amount of \$200.00, and furnish letter committing performance bond.

All bids shall be made on and in accordance with bid proposal forms furnished by the City Recorder, shall be sealed and shall be in the hands of Grace Lewis, City Recorder, on or before 12:00 o'clock, Noon, E.S.T., on the 21st day of December, 1951. Bids shall be opened and publicly read at a session of the Council of the City of Nitro to be held in the Council Chambers in the City Hall at 1:00 P.M., E.S.T., on the 21st day of December, 1951.

The City reserves the right to reject any or all bids or waive any irregularities therein.

Plans, specifications, and proposal forms may be obtained at the office of Grace Lewis, City Recorder, at the City Hall, Nitro, West Virginia.

CITY OF NITRO
A Municipal Corporation
Grace Lewis
City Recorder

Printer's Fee \$

AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

Publication

was duly published in said paper once a week for 2 successive weeks, commencing with the issue of the 14th day of December, 19 51 and ending with the issue of the 21st day of December, 19 51 and was posted at the Court House of Kanawha County on

, 19

C. Walker

Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 31 day of

Dec -, 19 51

W. P. Wilson

Notary Public for Kanawha County, West Virginia.

(My commission expires Dec - 24, 1958.)

ARTICLE OF CONTRACTORS
The City of Nitro, West Virginia, will receive bids for work consisting of grading, paving, curbing, gutting, re-surfacing, curbing, re-cutting, guttering, and constructing, building and renewing sidewalks and other work permanently improving the West side of Second Avenue, from and including its intersection with 22nd Street to and including its intersection with 23rd Street, in the City of Nitro, Kanawha County, West Virginia, in accordance with the plans, specifications and profiles prepared by the City Engineer.

The work will be paid for on the assessment basis. The contractor will deposit a certified check or bidder's bond in the amount of \$200.00 and furnish letter committing performance bond.

All bids shall be made on and in accordance with bid proposal forms furnished by the City Recorder, shall be sealed and shall be in the hands of Grace Lewis, City Recorder, on or before 12:00 o'clock, Noon, E.S.T., on the 21st day of December, 1951. Bids shall be opened and publicly read at a session of the Council of the City of Nitro to be held in the Council Chambers in the City Hall at 1:00 P.M., E.S.T. on the 21st day of December, 1951.

The City reserves the right to reject any or all bids, or waive any irregularities therein.

Plans, specifications, and proposal forms may be obtained at the office of Grace Lewis, City Recorder, at the City Hall, Nitro, West Virginia.

CITY OF NITRO

A Municipal Corporation

Grace
City



The Mayor announced that this was the meeting at which bids on the proposed permanent improvements to streets, public ways in said City were to be opened and publicly read, and considered by the Council.

The Recorder reported that three contractors had submitted sealed bids for the proposed work, they being S.P. Whitney, Charleston Concrete Floor Company and R.N. Hewitt, Incorporated, all of Charleston, West Virginia, the Mayor announced that the bids would now be publicly opened and read, and thereupon said bids were opened by the Mayor and publicly read and tabulation made by the City Engineer and Council.

Thereupon Councilman Bush moved that bid of R.N. Hewitt Incorporated heretofore made for the permanent improvement of the West Side of Second Avenue from and including its intersection with 22nd Street to and including its intersection with 23rd Street, in the City of Nitro, Kanawha County, West Virginia, all as set out in, and authorized by Council, pursuant to Ordinance, adopted on the 11th day of December, 1951, and in accordance with plans, profiles and specifications prepared by the City Engineer and adopted by Council and submitted on bid proposal forms prepared by the City Engineer, be accepted, it being the lowest and best bid for the construction of said permanent improvement; and further that the work proceed in accordance with said plans, profiles, and specifications; and that the Mayor be authorized and directed to execute proper contracts, bonds, and all instruments necessary for the undertaking and completion of said work, all pursuant to Ordinance authorizing said permanent improvement heretofore passed.

Said motion was seconded by Councilman Jones and upon vote unanimously adopted by the Council.

The Mayor announced that the Council having voted unanimously in favor of said motion and more than three-fourths of the members of the Council having voted in the affirmative said motion was duly passed and so ordered.

There being no further business the meeting adjourned.

W. W. Alexander
W. W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

The Council of the City of Nitro met in Regular Session in its Council Chambers, at the City Hall of said City on Tuesday, January 22, 1952, at 7:30 P.M., on said day.

Present were Honorable W.W.Alexander, Mayor; Grace Lewis, Recorder; and Dennis R. Knapp, City Attorney.

Upon a roll call being taken, the following Councilmen were present: E.E.Cewin, M.L.Lush, Jerome Collins, Dr. George W. Hogshead and W.H.Jones.

The Mayor called the meeting to order and thereupon the minutes of the last meeting were read and approved as read.

Thereupon there appeared before the Council Richard O. Zerbe, Chairman, and Ruby Hustead, Secretary of the Charter Amendment Committee, and made an oral report of the recommendations of their Committee; the Committee recommended that the Charter of the City of Nitro, as amended, be amended in the following respects:

(a) That the City of Nitro be divided into three wards to be known as the First Ward, comprising the northerly end of the City; the Second Ward, comprising the central portion of the City; and the Third Ward, comprising the southerly end of the City.

(b) That the Council be increased to seven members, one to be elected from each of the three wards and four from the City at large, all for terms of four years each beginning with the year 1952; and that ward councilmen, in addition to the qualifications prescribed by law, shall be residents of the ward from which elected.

(c) That the Mayor and Recorder be elected for terms of four years each beginning with the year 1952.

(d) That regular elections for the purpose of selecting Municipal Officials be held quadrennially on the first Tuesday in June, beginning with the year 1952.

Thereupon, the Councilmen proceeded to take up each separate recommendation as to the proposed amendments to the Charter of the City of Nitro, and there ensued a general discussion thereon.

Thereupon, Councilman M.L.Bush introduced the following Ordinance and Resolution and moved its adoption; said motion was seconded by Councilman W.H.Jones; said Ordinance and Resolution is in the following words and figures:

WHEREAS, a group of electors of the City of Nitro, a municipal corporation, Kanawha and Putnam Counties, West Virginia, acting as a Charter Amendment Committee, after due consideration, made a recommendation to the Council of the City of Nitro that certain amendments be made to the Charter of said City; and,

WHEREAS, the Council of said City has considered said proposed amendments to said Charter and deem it expedient to amend the Charter of the City of Nitro as proposed by said Charter Amendment Committee,

NOW, THEREFORE, BE IT ORDAINED AND RESOLVED BY THE COUNCIL OF THE CITY OF NITRO:

FIRST: That the City of Nitro, a municipal corporation, Kanawha and Putnam Counties, West Virginia, it a Class III City as defined by Section 4, Article 1, Chapter 8-a of the official Code of West Virginia, said City having a population between two thousand and ten thousand;

SECOND: That the Council of the City of Nitro is authorized and empowered, as a Class III City, pursuant to Section 15-a, Article 2, Chapter 8-A, of the official Code of West Virginia, (Acts of the Legislature of West Virginia of 1947, Chapter 113, as amended by Acts

of the Legislature of West Virginia of 1951, Chapter 142) to amend its said Charter; and

THIRD: That the Charter of the City of Nitro, being the provisions of Chapter 8 of the Code of West Virginia, as derived by virtue of the incorporation of the City of Nitro under the provisions of said Chapter 8 of the Code by order duly entered in the Circuit Court of Kanawha County, West Virginia on the 20th day of February, 1932, and the applicable provisions of Chapter 8-A of the Code of West Virginia, all as amended by Charter Amendment adopted under the provisions of Section 15-a, Article 2, Chapter 8-A of the Code of West Virginia, on the 2nd day of March, 1948, and as otherwise amended and affected by the Acts of the Legislature relating to municipalities, be amended, each of said proposed Charter Amendments in full, as follows:

FIRST PROPOSED AMENDMENT

On and after the effective date of this Amendment the City of Nitro shall be made up of three wards the areas and boundaries of which are as follows:

FIRST WARD The First Ward of the City of Nitro shall consist of the portion of the City of Nitro lying within the County of Putnam (comprised of Putnam County Voting Precinct No. 22 as officially laid off and described by the County Court of Putnam County, West Virginia, and a small triangular strip being a part of Nitro Park adjoining the West Virginia Water Service Company plant property) and the area lying within the boundaries of Kanawha County Voting Precinct No. 283, as the same is officially constituted and described and as shown by the records of the County Court of Kanawha County, West Virginia.

SECOND WARD The Second Ward of the City of Nitro shall consist and be made up of the area lying within the boundaries of Kanawha County

Voting Precincts Nos. 260 and 261 as the same are officially constituted and described and as shown by the records of the County Court of Kanawha County, West Virginia,

THIRD WARD The Third Ward of the City of Nitro shall consist and be made up of the area lying within the boundaries of Kanawha County Voting Precincts Nos. 282 and 305 as the same are officially constituted and described and as shown by the records of the County Court of Kanawha County, West Virginia, and being the area annexed to the City of Nitro by proper proceedings had and completed and entered of record on the 20th day of October, 1950.

SECOND PROPOSED AMENDMENT

The Municipal Officials of the City of Nitro shall by a Mayor, Recorder and seven Councilmen, who together shall form the Council. Four Councilmen shall be elected from the City at large beginning with the year 1952 for terms of four years each, or until their successors have been elected and qualified. One Councilman shall be elected from each of the three wards of the City of Nitro herein created beginning with the year 1952, for terms of four years each, or until their successors are elected and qualified. The Councilman elected from each ward shall, in addition to the qualifications prescribed by Chapter 8, Article 3, Section 9 of the Code of West Virginia, be a resident and legal voter of the ward from which he is elected, and must be such resident and legal voter at the time he files for election. The Councilmen must continue to be residents of the City, and in the case of ward Councilmen residents of the ward from which elected, during their term of office. Removal of any Councilman from the City of Nitro, and in the case of ward Councilman from the ward from which elected shall immediately vacate such office. Any such vacancies shall be filled in the manner prescribed by Chapter 8,

Article 3, Section 13 of the Code of West Virginia.

THIRD PROPOSED AMENDMENT

The Mayor and the City Recorder shall be elected beginning with the year 1952 for a term of four years each, or until their successors have been elected and qualified.

FOURTH PROPOSED AMENDMENT

Regular elections for the purpose of selecting Municipal Officials shall be held quadrennially on the first Tuesday in June, beginning with the year 1952. Terms of office of all officials shall commence on the first day of July following election.

FOURTH: That the herein proposed amendments to the Charter of the City of Nitro shall be deemed to affect and change only those provisions of the Charter (general law) directly concerning and governing the subject matter thereof, and except as in said proposed amendments specifically provided existing charter provisions shall remain unchanged.

FIFTH: That the proposed amendments hereinabove set forth be submitted to the electors of said City at a Public Hearing thereon, which is hereby set for Tuesday, the 26th day of February, 1952, at 7:30 o'clock, P.M., on said day, in the Council Chambers in the City Hall of said City of Nitro; and, that at the said time and place the hereinabove set forth proposed amendments to the Charter of the City of Nitro will be considered by the Council, and that any elector of the City may appear and file objections, in writing, to any one or more, or all of said amendments, or any one or more of them, shall become operative on and after the 8th day of March, 1952; if no objections are filed, or if objections are filed and withdrawn at the time of the hearing on February 26, 1952, or within ten days thereafter, the Council will, by Ordinance, adopt the hereinabove proposed amendments or any one or more of them, depending upon objections

thereto, as amendments to the Charter of the City of Nitro.

SIXTH: That this Resolution be published in full in the Kanawha Valley Leader, a newspaper published in and of general circulation in the said City of Nitro, Kanawha and Putnam Counties, West Virginia, it being the only newspaper published in said City, once a week for three successive weeks; that said publication shall constitute the notice required by Chapter 8-A, Article 2, Section 15-a of the Code of West Virginia, (Chapter 113 of the Acts of the Legislature of West Virginia, 1947, as amended by Acts of the Legislature of West Virginia, 1951, Chapter 142)

Upon a roll call vote being taken, the Councilmen voted as follows: Jerome Collins - aye; E.E.Gewin - aye; M.L.Eush - aye; Dr. George W. Hogshead - aye; W.H.Jones - aye; W.W.Alexander - aye; and Grace Lewis - aye.

Thereupon the Mayor declared that the motion had been unanimously passed and so ordered; and directed the City Recorder to publish the notice and Ordinance and Resolution as provided therein and by law.

Copies of the financial statement for the month of December were presented to Council. Councilman Eush, seconded by Councilman Gewin, moved statement be accepted. Motion carried.

The matter of the cost of building a new foot bridge across Elakes Creek at 23rd Street and Third Avenue, as prepared by the City Engineer was discussed. Mayor Alexander was requested by Council to have the Engineer study the plans in an effort to reduce the cost of building

the bridge.

Councilman Collins made mention the signs along the east side of First Avenue and the West side of First Avenue at 11th Street which obstruct motorist vision. The Council recommended that Mayor Alexander contact the business places, having signs placed along First Avenue, in regard to removing said signs.

Councilman Jones, moved, seconded by Councilman Collins, that the Appalachian Electric Power Company be requested to install street light on AEP pole 51-7072 and 88D366, located on Park Avenue and 12th Street West. Motion carried.

There being no further business to come before the meeting, upon motion of Councilman M.L.Push, seconded by Councilman W.E.Jones, and unanimously passed and adopted, the Mayor declared the meeting adjourned, and so ordered.


CITY RECORDER


MAYOR

February 19, 1952

The City Council met in a regular session on Tuesday, February 19, 1952.

There were present: W.J. Alexander, Mayor, Grace Lewis, Recorder, W.H. Jones, W.L. Bush and Jerome Collins members of the Council.

Mayor Alexander called the meeting to order.

The Recorder read the minutes of meeting held January 22, 1952.

Councilman Collins moved, seconded by Councilman Bush, minutes be approved. Motion carried.

Copies of financial statement for the month of January were presented. Councilman Bush moved, seconded by Councilman Collins, statement be accepted. Motion carried.

The Recorder was instructed to request the Appalachian Electric Power Company to install an additional street light at 5th Street, Third Avenue, Pole Number AEP 507702, 1120255.

Councilman Jones moved, motion seconded by Councilman Bush, that a foot bridge be built at 23rd Street and Third Avenue, according to the Engineer's plans and estimates. Motion carried.

There being no further business the meeting adjourned.


Grace Lewis, Recorder


W.J. Alexander, Mayor

February 26, 1952

The Council of the City of Nitro met in Special Session in its Council Chambers in the City Hall of said City on Tuesday, February 26, 1952, at 7:30 o'clock, P.M., pursuant to a Resolution duly passed by the Council in its Regular Meeting held on January 22nd, 1952, and also pursuant to the call of a Special Meeting by the Mayor.

The Mayor called the meeting to order at 7:30 o'clock, P.M., on said day, and upon a roll call being taken, the following Councilmen were present: M.L.Eush, Jerome Collins, Dr. George W. Hogshead, E.E.Gewin, and Grace Lewis, Recorder; Absent: W.H.Jones.

The Mayor announced that all of the Councilmen being present, except one, that being more than a quorum, the Council would proceed with its business.

Thereupon, the Recorder tendered to the Council the written notice and call of the Special Meeting, which had endorsed thereon the acceptance thereof by all of the members of the Council.

Thereupon, Councilman Jerome Collins moved that the written call of this Special Meeting, which had endorsed thereon the written acceptance thereof by all of the members of the Council, be made a part of the minutes of the meeting by attachment and reference thereto.

The motion was seconded by Councilman M.L.Eush.

Upon a vote being taken, the Councilmen voted unanimously in favor of said motion, and the Mayor declared the same passed, and so ordered.

Nitro, West Virginia

February 15, 1952

TO THE MEMBERS OF THE COUNCIL

OF THE CITY OF NITRO, WEST
VIRGINIA, A MUNICIPAL
CORPORATION:

GENTLEMEN:

You and each of you will please take notice that a Special Meeting of the Council of the City of Nitro, is hereby called, and will be held in the Council Chamber of said City, in the City Hall thereof, on Tuesday, February 26, 1952, at 7:30 P.M., on said day, for the following purpose:

1. To consider the amendments to the Charter of the City of Nitro, as proposed and tendered to the Council at its meeting held on the 22nd day of January, 1952, and as set forth in the minutes of said meeting, and as set forth in the newspaper publication and notice of said proposed charter amendments; and,
2. To hear, receive and file any written objection or objections to the proposed amendments to the Charter of the City, which may be made, offered or filed by electors of the City of Nitro, in regard to said proposed amendments to the charter or any one or more of them; and
3. To receive, read and consider and adopt any Ordinance and Resolution relating to the proposed amendments to the Charter, or any one or more of them, if the same is offered by any Councilman.

Respectfully yours,

W.W.Alexander, Mayor

THE FOREGOING NOTICE OF CALL OF
A SPECIAL MEETING FOR FEBRUARY 26th,
1952, IS HEREBY ACCEPTED AS BEING SUFFICIENT AND TIMELY IN ALL
RESPECTS:

Printer's Fee \$

AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, Cecil R. Walker, Manager of
Kanawha Valley Leader, a Weekly Newspaper of general circu-
lation, published in the City of Nitro, Kanawha County, West Vir-
ginia, do solemnly swear that the annexed

Legal Notice

was duly published in said paper once a week for 3
successive weeks, commencing with the issue of the 25th
day of January, 19 52 and ending with the
issue of the 8th day of February, 19 52
and was posted at the Court House of Kanawha County on
, 19

C. R. Walker
Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 15th day of
February, 19 52

W. P. Wilson

Notary Public for Kanawha County, West Virginia.

(My commission expires Dec 24, 1958)

ATTEST:

An original executed copy:

 Grace Lewis, City Recorder

Thereupon, the Recorder ~~trans~~ferred to the Council the Publisher's Certificate and Affidavit of Publication of Notice of the proposed amendments to the Charter of the City of Nitro, as amended, and of the public hearing to be held in regard thereto, etc.

Upon the motion of Councilman M.L. Bush, the Publisher's Certificate and Affidavit of Publication of the Notice of the proposed amendments to the Charter of the City of Nitro, and of the public hearing to be held in regard thereto, etc., pursuant to a motion passed by the Council in its regular Meeting held on January 22nd, 1952, be made a part of the minutes of this meeting by being attached thereto, and made a part thereof.

The motion was seconded by Councilman Jerome Collins.

Upon a vote being taken, the Councilmen voted unanimously in favor of said motion, and the Mayor declared the same passed, and so ordered.

Said Publisher's Certificate and Affidavit of Publication follows:

AFFIDAVIT OF PUBLICATION

STATE OF WEST VIRGINIA,
 COUNTY OF KANAWHA, TO-WIT:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly

Newspaper of general circulation, published in the City of Nitro,
Kanawha County, West Virginia, do solemnly swear that the annexed Legal
Notice was duly published in said paper once a week for three (3)
successive weeks, commencing with the issue of the 25th day of January,
1952, and ending with the issue of the 8th day of February, 1952, and
was posted at the Court House of Kanawha County on _____,
19____.

(s) C.R.Walker

Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 15th day of February,
1952.

(s) W.P.Wilson

Notary Public for Kanawha County, West Virginia.

(My commission expires Dec. 24, 1958).

LEGAL NOTICE

NOTICE TO VOTERS

THIS IS TO CERTIFY THAT THE FOLLOW-
ING ORDINANCE AND RESOLUTION WAS
INTRODUCED AND PASSED AND ORDERED
PUBLISHED BY COUNCIL OF THE CITY OF
NITRO AT A REGULAR MEETING HELD ON
JANUARY 22, 1952.

WHEREAS, a group of electors of the City of Nitro, a municipal
corporation, Kanawha and Putnam Counties, West Virginia, acting as a
Charter Amendment Committee, after due consideration, made a recommendation
to the Council of the City of Nitro that certain amendments be made to
the Charter of said City; and,

WHEREAS, the Council of said City has considered said proposed
amendments to said Charter and deem it expedient to amend the Charter
of the City of Nitro as proposed by said Charter Amendment Committee,

NOW, THEREFORE, BE IT ORDAINED AND RESOLVED BY THE COUNCIL
OF THE CITY OF NITRO:

FIRST: That the City of Nitro, a municipal corporation,
Kanawha and Putnam Counties, West Virginia, is a Class III City as defined
by Section 4, Article 1, Chapter 8-A, of the official Code of West Virginia,
said City having a population between two thousand and ten thousand;

SECOND: That the Council of the City of Nitro is authorized
and empowered, as a Class III City, pursuant to Section 15-a, Article 2,
Chapter 8-A, of the official Code of West Virginia, (Acts of the Legislature
of West Virginia of 1947, Chapter 113, as amended by Acts of the Legislature
of West Virginia of 1951, Chapter 142) to amend its said Charter; and

THIRD: That the Charter of the City of Nitro, being the
provisions of Chapter 8 of the Code of West Virginia, as derived by
virtue of the incorporation of the City of Nitro under the provisions of
said Chapter 8 of the Code by order duly entered in the Circuit Court of
Kanawha County, West Virginia, on the 20th day of February, 1932, and the
applicable provisions of Chapter 8-A of the Code of West Virginia, all as
amended by Charter Amendment adopted under the provisions of Section 15-a,
Article 2, Chapter 8-A of the Code of West Virginia, on the 2nd day of
March, 1948, and as otherwise amended and affected by the Acts of the
Legislature relating to municipalities, be amended, each of said proposed
Charter Amendments in fully, as follows:

FIRST PROPOSED AMENDMENT

On and after the effective date of this Amendment the City of
Nitro shall be made up of three wards the areas and boundaries of which are as
follows:

FIRST WARD The First Ward of the City of Nitro shall consist of the portion of the City of Nitro lying within the County of Putnam (comprised of Putnam County Voting Precinct No. 22 as officially laid off and described by the County Court of Putnam County, West Virginia, and a small triangular strip being a part of Nitro Park adjoining the West Virginia Water Service Company plant property) and the area lying within the boundaries of Kanawha County Voting Precinct No. 283 as the same is officially constituted and described and shown by the records of the County Court of Kanawha County, West Virginia.

SECOND WARD The Second Ward of the City of Nitro shall consist and be made up of the area lying within the boundaries of Kanawha County Voting Precincts Nos. 260 and 261 as the same are officially constituted and described and as shown by the records of the County Court of Kanawha County, West Virginia.

THIRD WARD The Third Ward of the City of Nitro shall consist and be made up of the area lying within the boundaries of Kanawha County Voting Precincts Nos. 282 and 305 as the same are officially constituted and described and as shown by the records of the County Court of Kanawha County, West Virginia, and being the area annexed to the City of Nitro by proper proceedings had and completed and entered of record on the 20th day of October, 1950.

SECOND PROPOSED AMENDMENT

The municipal officials of the City of Nitro shall be a Mayor, Recorder and seven Councilmen, who together shall form the Council. Four Councilmen shall be elected from the City at large beginning with the year 1952 for terms of four years each, or until their successors have been elected and qualified. One Councilman

shall be elected from each of the three wards of the City of Nitro herein created beginning with the year 1952, for terms of four years each, or until their successors are elected and qualified. The Councilman elected from each ward shall, in addition to the qualifications prescribed by Chapter 8, Article 3, Section 9 of the Code of West Virginia, be resident and legal voter of the ward from which he is elected, and must be such resident and legal voter at the time he files for election. The Councilmen must continue to be residents of the City, and in the case of ward Councilmen residents of the ward from which elected, during their term of office. Removal of any Councilman from the City of Nitro, and in the case of ward Councilmen from the ward from which elected shall immediately vacate such office. Any such vacancies shall be filled in the manner prescribed by Chapter 8, Article 3, Section 13 of the Code of West Virginia.

THIRD PROPOSED AMENDMENT

The Mayor and the City Recorder shall be elected beginning with the year 1952 for terms of four years each, or until their successors have been elected and qualified.

FOURTH PROPOSED AMENDMENT

Regular elections for the purpose of selecting municipal officials shall be held quadrennially on the first Tuesday in June, beginning with the year 1952. Terms of office of all officials shall commence on the first day of July following election.

FOURTH: That the herein proposed amendments to the Charter of the City of Nitro shall be deemed to affect and change only those provisions of the Charter (general law) directly concerning and governing the subject matter thereof, and except as in said proposed amendments specifically provided existing charter provisions shall

remain unchanged.

FIFTH: That the proposed amendments hereinabove set forth be submitted to the electors of said City at a Public Hearing thereon, which is hereby set for Tuesday, the 26th day of February, 1952, at 7:30 o'clock, P.M., on said day, in the Council Chambers in the City Hall of said City of Nitro; and, that at the said time and place the hereinabove set forth proposed amendments to the Charter of the City of Nitro will be considered by the Council, and that any elector of the City may appear and file objections, in writing, to any one or more, or all of said proposed amendments, and that if no objections are filed the said amendments, or any one or more of them, shall become operative on and after the 8th day of March, 1952; if no objections are filed, or if objections are filed and withdrawn at the time of the hearing on February 26, 1952, or within ten days thereafter, the Council will, by Ordinance, adopt the hereinabove proposed amendments or any one or more of them, depending upon objections thereto, as amendments to the Charter of the City of Nitro.

SIXTH: That this Resolution be published in full in the Kanawha Valley Leader, a newspaper published in and of general circulation in the said City of Nitro, Kanawha and Putnam Counties, West Virginia, it being the only newspaper published in said City, once a week for three successive weeks; that said publication shall constitute the notice required by Chapter 8-A, Article 2, Section 15-a of the Code of West Virginia, (Chapter 113 of the Acts of the Legislature of West Virginia, 1947, as amended by Acts of the Legislature of West Virginia, 1951, Chapter 142).

BY ORDER OF THE COUNCIL OF THE CITY OF NITRO, WEST VIRGINIA.

DATED THIS 23RD DAY OF JANUARY, 1952.

GRACE LEWIS
CITY RECORDER, CITY OF NITRO.

Thereupon, the Mayor announced that the Notice of the proposed amendments to the Charter of the City of Nitro had been duly published as required by law and that this being the date, time and place and public hearing at which the Council would receive any objections or protests to the proposed amendments to the Charter of the City of Nitro, that the Council would now receive and consider any objections or protests that any person or elector desired to make or file.

No resident of the City of Nitro or any other person appeared or made any objection or protest of any kind or character, either in writing or otherwise, to any of the proposed amendments to the Charter of the City of Nitro.

The Mayor announced that there were no protests or objections to any of the proposed amendments to the Charter of the City of Nitro, and requested the will of the Council in regard to the amendments.

Thereupon, Councilman George W. Hogshead introduced and moved the adoption of an Ordinance relating to the proposed amendments to the Charter of the City of Nitro; said motion was seconded by Councilman H.L. Bush; the City Recorder proceeded to read aloud, in full the Ordinance so introduced, and which is in words and figures as follows, to-wit:

AN ORDINANCE AMENDING THE CHARTER OF THE CITY OF NITRO, A MUNICIPAL CORPORATION, IN KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA, AS THE SAME IS CONSTITUTED UNDER THE PROVISIONS OF GENERAL LAW (CHAPTER 8 OF THE CODE OF WEST

VIRGINIA) BY VIRTUE OF A CERTIFICATE OF INCORPORATION DULY PROCLAIMED AND ENTERED OF RECORD BY THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA, ON THE 20TH DAY OF FEBRUARY, 1932, AND UNDER THE APPLICABLE PROVISIONS OF CHAPTER 8-A OF THE CODE OF WEST VIRGINIA, ALL AS AMENDED BY CHARTER AMENDMENT ADOPTED UNDER THE PROVISIONS OF SECTION 15-a, ARTICLE 2, CHAPTER 8-A OF THE CODE OF WEST VIRGINIA ON THE 2nd DAY OF MARCH, 1948, AND AS OTHERWISE AMENDED AND AFFECTED BY THE ACTS OF THE LEGISLATURE RELATING TO MUNICIPALITIES, IN CERTAIN PARTICULARS; AND SPECIFICALLY, BY DIVIDING SAID CITY INTO WARDS THEREBY CREATING THREE WARDS; BY INCREASING MEMBERSHIP ON THE COUNCIL AND PROVIDING FOR FOUR COUNCILMEN AT LARGE AND ONE COUNCILMAN FROM EACH OF THE THREE WARDS, AND PRESCRIBING QUALIFICATIONS AND TERMS OF OFFICE; BY PROVIDING FOR A TERM OF OFFICE OF FOUR YEARS EACH FOR THE MAY AND THE RECORDER; BY PROVIDING FOR QUADRENNIAL ELECTION OF OFFICERS; AND PROVIDING THAT ALL OTHER PROVISIONS OF THE CHARTER SHALL BE DEEMED TO BE UNAFFECTED; AND AUTHORIZING TRANSCRIPTS OF THE AMENDING PROCEDURE TO BE CERTIFIED TO THE CLERK OF THE HOUSE OF DELEGATES AND CLERKS OF THE COUNTY COURTS OF KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA, ALL AS PROVIDED BY CHAPTER 113, ACTS OF THE LEGISLATURE OF WEST VIRGINIA, REGULAR SESSION, 1947, AS AMENDED BY CHAPTER 142, ACTS OF THE LEGISLATURE OF WEST VIRGINIA, REGULAR SESSION, 1951, (CODE OF WEST VIRGINIA, SECTION 15-a, ARTICLE 2, CHAPTER 8-A); PROVIDING THE EFFECTIVE AND OPERATIVE DATE OF SAID CHARTER AMENDMENTS; AND PROVIDING THAT THE PROVISIONS OF SAID ORDINANCE SHALL BE SEVERABLE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO, NITRO,
WEST VIRGINIA.

1. WARDS. On and after the effective date of this Amendment the City of Nitro shall be made up of three wards the areas and boundaries of which are as follows:

FIRST WARD The First Ward of the City of Nitro shall consist of the portion of the City of Nitro lying within the County of Putnam (comprised of Putnam County Voting Precinct No. 22 as officially laid off and described by the County Court of Putnam County, West Virginia, and a small triangular strip being a part of Nitro Park adjoining the West Virginia Water Service Company plant property), and the area lying within the

boundaries of Kanawha County Voting Precinct No. 283 as the same is officially constituted and as shown by the records of the County Court of Kanawha County, West Virginia.

SECOND WARD The Second Ward of the City of Nitro shall consist and be made up of the area lying within the boundaries of Kanawha County Voting Precincts Nos. 260 and 261 as the same are officially constituted and as shown by the records of the County Court of Kanawha County, West Virginia.

THIRD WARD The Third Ward shall consist and be made up of the area lying within the boundaries of Kanawha County Voting Precincts Nos. 283 and 305 as the same are officially constituted and as shown by the records of the County Court of Kanawha County, West Virginia, and being the area annexed to the City of Nitro by proper proceedings had and completed and entered on record on the 20th day of October, 1950.

2. MUNICIPAL OFFICIALS. The municipal officials of the City of Nitro shall be a Mayor, Recorder and seven Councilmen, who together shall form the Council. Four Councilmen shall be elected from the City at large beginning with the year 1952 for terms of four years each, or until their successors have been elected and qualified. One Councilman shall be elected from each of the three wards of the City of Nitro herein created beginning with the year 1952, for terms of four years each, or until their successors are elected and qualified. The Councilmen elected from each ward shall, in addition to the qualifications prescribed by Chapter 8, Article 3, Section 9 of the Code of West Virginia, be a resident and legal voter of the ward from which

he is elected, and must be such resident and legal voter at the time he files for election. The Councilmen must continue to be resident of the City, and in the case of ward Councilmen, residents of the ward from which elected, during their term of office. Removal of any Councilman from the City of Nitro, and in the case of ward Councilman from the ward from which elected shall immediately vacate such office. Any such vacancies shall be filled in the manner prescribed by Chapter 8, Article 3, Section 13 of the Code of West Virginia.

3. TERMS OF OFFICE OF MAYOR AND RECORDER. The Mayor and the City Recorder shall be elected beginning with the year 1952, for terms of four years each, or until their successors have been elected and qualified.

4. ELECTIONS. Regular elections for the purpose of selecting municipal officials shall be held quadrennially on the first Tuesday in June, beginning with the year 1952. Terms of office of all officials shall commence on the first day of July following election.

5. APPLICATION OF AMENDMENTS. The herein proposed amendments to the Charter of the City of Nitro shall be deemed to affect and change only those provisions of the Charter (general law) directly concerning and governing the subject matter thereof, and except as in said proposed amendments specifically provided existing charter provisions shall remain unchanged.

6. EFFECTIVE DATE. The foregoing and above set forth amendments to the Charter of the City of Nitro are each hereby made operative and effective as of the 8th day of March, 1952.

7. CERTIFICATION. The Mayor and City Recorder are hereby authorized and directed to make certified transcripts of

the whole proceedings by which the Charter of the City of Nitro has been amended as hereinabove set forth, and to transmit said certified proceedings to the Clerk of the House of Delegates, and also to the Clerk of the County Court of Kanawha County, West Virginia, and also to the Clerk of the County Court of Putnam County, West Virginia, as is required by Chapter 113 of the Acts of the Legislature of West Virginia, Regular Session, 1947, as Amended by Chapter 142 Acts of The Legislature of West Virginia, Regular Session, 1951, (West Virginia Code 8-A - 2- 15-a).

8. SEVERABILITY. This Ordinance and the various parts and sections thereof, are hereby declared to be severable. If any part or section is adjudged unconstitutional or invalid, it is intended that the residue of this Ordinance shall not be affected thereby.

Upon a roll call vote taken the Councilmen voted as follows: W.W.Alexander, aye; M.L.Bush, aye; Jerome Collins, aye; George W. Hogshead, aye; B.E.Gewin, aye; and Grace Lewis, aye; and the Mayor Announced that the Council having voted unanimously in favor of the passage of said Ordinance and Resolution, that the same was duly passed and adopted and so ordered. The Mayor directed that the Ordinance and Resolution just passed be recorded in the Ordinance Book of the City of Nitro and that certified transcripts of the whole proceedings be transmitted to the Clerk of the House of Delegates of West Virginia, as Keeper of the Rolls, and to the Clerks of the County Courts of Kanawha and Putnam Counties, West Virginia, all as provided by law.

There being no further business to come before the Council,
upon motion of Councilman Jerome Collins, seconded by Councilman
M.L.Bush, the same being unanimously passed, the Mayor declared the
meeting adjourned, and so ordered.

George Lewis
CITY RECORDER

W.W. Alexander
MAYOR

March 18, 1952

The City Council met in regular session on the 18th day of March, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and W.H.Jones, E.E.Gewin, M.L.Push and Jerome Collins, members of the City Council.

The meeting was called to order by W.W.Alexander, Mayor, who announced that this was a meeting called for the levying of assessments for paving as set out in the notice to property owners as published in the Kanawha Valley Leader under dates of March 7, 1952 and March 14, 1952, and further announced that the meeting was open for any revisions or corrections of the Report of the Engineer as set out in said notice.

Thereupon the Recorder informed Council that the Engineer having heretofore filed his report, and that pursuant to its directions she had given notice as required by law to the owners of the property abutting on the west side of Second Avenue from 22nd Street to 23rd Street pursuant to paving Ordinance adopted by Council on December 11, 1951, by publication in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro and tendered to Council the Publisher's Affidavit and Certificate of publication of said notice.

Thereupon upon motion of Councilman Push, seconded by Councilman Jones, and unanimously adopted, it is ordered that the Publisher's Affidavit and Certificate of Publication as above mentioned be received and made a part of the minutes of this meeting by actual inclusion therein.

AFFIDAVIT OF PUBLICATION

STATE OF WEST VIRGINIA,
COUNTY OF KANAWHA, to-wit:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed NOTICE OF PAVING ASSESSMENT was duly published in said paper once a week for two successive weeks, commencing with the issue of the 7th day of March, 1952 and ending with the issue of the 14th day of March, 1952 and was posted at the Court House of Kanawha County on _____, 19 _____

(s) C.R. Walker
Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 17th day of March, 1952.

(s) W.P. Wilson

Notary Public for Kanawha County, West Virginia.

(My commission expires Dec. 24, 1958).

NOTICE

NOTICE OF LEVY OF PAVING ASSESSMENT OF THE CITY OF NITRO, WEST VIRGINIA, AGAINST PROPERTY ABUTTING ON WEST SIDE OF SECOND AVENUE FROM 22ND STREET TO 23RD STREET, IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA.

By virtue of an Ordinance adopted by the Council of the City of Nitro, West Virginia, on the 11th day of December, 1951, providing for the permanent improvement of the above named streets and further providing for the assessment of the cost thereof against property abutting thereon as provided by Chapter 89 Acts of the West Virginia Legislature, Regular Session, 1949, amending and reenacting Chapter 8, Article 8 of the official Code of West Virginia, 1931, the said

improvements on the above named street, have been completed and the City Engineer has completed and filed his report showing the owners of the lots or parcels of land abutting on said street so improved; the frontages of each of said lots or parcels of land; the proper amount to be assessed against the respective abutting lots and parcels of land and the total cost as follows:

(All descriptions of the property hereinafter set out are as shown on maps of the City of Nitro, and in deeds for said lots of record in the office of the Clerk of the County Court of Kanawha County, West Virginia, and reference is here made to said maps and deeds for more complete descriptions).

WEST SIDE OF SECOND AVENUE
(22nd Street to 23rd Street)

NAME OF OWNER	LOT NUMBER OR OTHER	FRONTAGE	RATE	AMOUNT
	DESCRIPTION			
Trustees, First Baptist Church of Nitro Parcel, 80' x 128.75', Second Avenue and 22nd Street, and Parcel 129.32' x 230.83', Second Avenue and 23rd Street	258.07	16.29	\$4,203.96
TOTAL			\$4,203.96

Notice is hereby given to the persons above named, and other interested persons, and any other persons who may be owners of property hereinabove described that at or after a regularly called Regular Session of the Council of the City of Nitro, West Virginia, to be held in the Council Chambers at the City Hall of said City on Tuesday, the 18th day of March, 1952, at 7:30 o'clock, P.M., the owner

or owners whose property is to be assessed as hereinabove designated,
or other interested parties may appear to move the revision or correction
of such proposed assessments, and that on or after the said 18th day
of March, 1952, the Council may proceed to lay assessments in the amounts
and against the property for the cost of the permanent improvements
made as such assessments are above set out and described.

Done by order of the Council of the City of Nitro duly made
and entered of record.

CITY OF NITRO, WEST VIRGINIA

Grace Lewis, Recorder.

Printers Fee \$

AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, Cecil R. Walker

Manager of
 Kanawha Valley Leader, a Weekly Newspaper of general circu-
 lation, published in the City of Nitro, Kanawha County, West Vir-
 ginia, do solemnly swear that the annexed

NOTICE OF PAVING ASSESSMENT....

was duly published in said paper once a week for 2
 successive weeks, commencing with the issue of the 7th
 day of March, 19 52 and ending with the
 issue of the 14th day of March, 19 52
 and was posted at the Court House of Kanawha County on

, 19

C. R. Walker
 Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this 17th day of
March, 19 52

W. H. Wilson

Notary Public for Kanawha County, West Virginia.

My commission expires Dec 24 1958

NOTICE

NOTICE OF PAVING ASSESSMENT OF THE
 WEST SIDE OF SECOND AVENUE
 TO 23RD STREET IN THE CITY OF
 NITRO, KANAWHA COUNTY, WEST VIRGINIA

By virtue of an Ordinance adopted by the Council of the
 City of Nitro, West Virginia, on the 11th day of December, 1951,
 providing for the permanent improvement of the above named
 street, and further providing for the assessment of the cost
 thereof against property abutting thereon as provided by Chapter
 89 Acts of the West Virginia Legislature, Regular Session, 1950,
 amending and reenacting Chapter 8, Article 8 of the official
 Code of West Virginia, 1931, the said improvements on the above
 named street, have been completed and the City Engineer has
 completed and filed his report showing the owners of the
 lots or parcels of land abutting on said street so improved;
 the frontages of each of said lots or parcels of land, the proper
 amount to be assessed against the respective abutting lots
 and parcels of land and the total cost as follows:

(All descriptions of the property hereinafter set out are
 as shown on maps of the City of Nitro, and in deeds for said
 lots of record in the office of the Clerk of the County Court
 of Kanawha County, West Virginia, and reference is here made
 to said maps and deeds for more complete descriptions).

WEST SIDE OF SECOND AVENUE
 (22nd Street to 23rd Street)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Trustees, First Bap- tist Church of Nitro	Parcel, 80' x- 128.75', Second Avenue and 22nd Street, and Parcel 129.32' x 230.83', Second Ave- nue and 23rd Street	258.07	16.29	\$4,203.36
TOTAL				\$4,203.36

Notice is hereby given to the persons above named, and
 other interested persons, and any other persons who may be
 owners of property hereinabove described that at or after a
 regularly called Regular Session of the Council of the City
 of Nitro, West Virginia, to be held in the Council Chambers
 at the City Hall of said City on Tuesday, the 18th day of March,
 1952, at 7:30 o'clock, P.M., the owner or owners whose property
 is to be assessed as hereinabove designated, or other interested
 parties may appear to move the revision or correction of such
 proposed assessments, and that on or after the said 18th day
 of March, 1952, the Council may proceed to lay out the
 amounts and against the property for the permanent improve-
 ments made as such assessments set out and described.

Done by _____ of the Council of the City of _____
 made and _____ of record.

CITY OF NITRO, WEST VIRGINIA
 Grace Lewis, Recorder

Thereupon the Mayor inquired if there were any persons present who desired to move correction or revision of the proposed assessments and there were none.

Thereupon upon motion of Councilman E.E.Gewin, seconded by Councilman Jerome Collins, and unanimously adopted, it is ordered that the Engineer's Report as hereinafter set out be accepted and adopted, and further adopted as the Assessment Rolls.

REPORT OF ENGINEER AND COUNCIL
ON
PERMANENT IMPROVEMENT OF
PROPERTY ABUTTING ON THE WEST SIDE
OF SECOND AVENUE FROM 22ND STREET
TO 23RD STREET IN KANAWHA COUNTY,
WEST VIRGINIA.

TO THE COUNCIL OF THE CITY OF NITRO:

I, J.A.Spence, of Municipal Engineering Corporation, a corporation, City Engineer, hereby certify and report this 1st day of March, 1952, that the improvements authorized by Ordinance of the Council adopted on the 11th day of December, 1951, have been completed in accordance with the plans, specifications, paving ordinance and contract with R.N.Hewitt, Inc., a corporation, made pursuant thereto on the above named street, and do further certify and report that I have measured, apportioned and calculated the several frontages abutting thereon and the total cost and the respective amounts chargeable upon each lot or parcel of land abutting thereon in accordance with said paving ordinance and do certify and report that the proper amounts to be assessed against the respective abutting lots or parcels of land as provided by said ordinance and Article 8 Chapter 8 of the Code of West Virginia as amended by the Acts of the Legislature of 1949, with a description of the abutting lots and lands as to ownership, frontage, location and respective amounts

to be assessed are as follows:

WEST SIDE OF SECOND AVENUE
(22nd Street and 23rd Street)

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Trustees, First Baptist Church of Nitro	Parcel, 80' x 128.75' Second Avenue and 22nd Street, and Parcel 129.32' x 230.83', Second Avenue and 23rd Street	258.07	\$16.29	\$4,203.96
TOTAL				\$4,203.96

(s) J.A. Spence
CITY ENGINEER

Thereupon Councilman Jerome Collins, seconded by Councilman W.H. Jones, presented and moved the adoption of the following Ordinance:

AN ORDINANCE ASSESSING ADJUTING
PROPERTY AND THE OWNERS THEREOF
WITH THE COST OF THE PERMANENT
IMPROVEMENT OF THE WEST SIDE OF
SECOND AVENUE FROM 22nd STREET
TO 23RD STREET, IN THE CITY OF

NITRO, KANAWHA COUNTY, WEST VIRGINIA, ACCEPTING THE IMPROVEMENT; APPROVING THE REPORT OF THE ENGINEER; LEVING THE ASSESSMENT; AUTHORIZING THE ISSUANCE AND DELIVERY OF ASSESSMENT CERTIFICATES; DECLARING THE ABUTTING PROPERTY BENEFITED; DECLARING THE ASSESSMENTS A LIEN AGAINST ABUTTING PROPERTY; AND AUTHORIZING THE FILING OF CERTIFIED COPY OF THE REPORT OF THE ENGINEER AND COUNCIL ACTION IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF KANAWHA COUNTY, WEST VIRGINIA.

WHEREAS, the Council of the City of Nitro on the 11th day of December, 1951, adopted as ordinance for the permanent improvement of the west side of Second Avenue from 22nd Street to 23rd Street, by grading, draining, paving, re-paving, curbing, and guttering and otherwise improving the same, and further providing for the assessment of the abutting property and the owners thereof for the total cost of such improvements; and

WHEREAS, the report of the City Engineer to the Council reporting and certifying the cost of said improvement and showing the respective amounts apportioned, calculated and charged against each lot abutting, bounding and fronting on the west side of said street, or portion of same and the owners thereof was filed with the Council on March 1, 1952; and

WHEREAS, it appears to the Council, independently of said Engineer's Report, that the permanent improvement has been completed in accordance with the ordinance heretofore adopted and has specially benefited each lot or parcel of land abutting thereon to an extent greater than the respective part of the cost apportioned, calculated and charged against said lot or parcel, and that said report and

improvement should be accepted; and

WHEREAS, notice was caused to be published in the Kanawha Valley Leader, a weekly newspaper of general circulation in the City of Nitro, showing the names of the owners of each lot abutting on the west side of said street and the amount assessed thereof, and giving notice to said owners or those who may be owners thereof and other interested persons that they might appear before Council in session on March 18, 1952, at 7:30 o'clock, P.M., to move the revision or correction of such proposed assessments and on or after said date Council might proceed finally to lay said assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO:

~~SECTION 1.01~~

First: That the said report of the City Engineer, heretofore filed and read, is hereby ordered set out in full in the minutes of the Council, and said Engineer's Report as revised and corrected is hereby accepted, approved and adopted by the Council after independent examination and investigation thereof, and is hereby expressly made a part of this ordinance as fully as if set forth herein.

Second : That the permanent improvement as set forth and shown in said report is the same as hereby declared to be completed and is hereby assepted.

Third: That the amounts set forth in the aforesaid report as the proportionate shares of the net cost assessable to each of the various properties and the owners thereof as the same appear in said report are hereby assessed against each of the said properties and the owners thereof as their proportionate share of the cost of the improve-

ment; that the aforesaid amounts are hereby declared to be liens upon each of the several lots abutting upon the west side of said street, or portion of same as shown in the said report; that paving assessment certificates shall forthwith be issued and signed by the Mayor and City Recorder in the respective amounts assessed against each lot or parcel of land and the owners thereof, each said assessment certificate shall be issued and made payable in ten equal installment certificates, the first of which said installment certificate shall be due and payable in thirty days from the date of the assessment; and the remaining nine of said installments certificates shall be due and payable on or before one year and thirty days, two years and thirty days, three years and thirty days, four years and thirty days, five years and thirty days, six years and thirty days, seven years and thirty days, eight years and thirty days, and nine years and thirty days, from the date of the assessment, respectively, all of which said installment certificates shall bear interest at the rate of six per cent (6%) per annum from the date of assessment, with the provision that if default be made in the payment of any of the said installment certificates when due and payable, then the whole amount of the said assessment remaining unpaid shall become forthwith due and payable and the holder of the certificate may proceed to collect the whole amount unpaid; that the certificate covering the amount of the assessment shall be paid by the owner of the land, lots or fractional parts thereof so assessed for the cost, and the amount specified in the certificate upon the land, lots or parts of lots so assessed and also debts against the owner of

the said real estate, and shall be liens ahead in priority of other liens against the said property except for taxes due the state, county and city; and the said certificate may be issued, sold and delivered by the Mayor to the contractor doing the paving and other improvements on the west side of said street or portion of same, in payment of the cost thereof.

Fourth: The Mayor and the City Recorder are hereby authorized to issue, sign and deliver the assessment lien certificates against the several lots in accordance with the provisions of paragraph "Third" hereinabove.

Fifth: The City Recorder is hereby directed to cause to be prepared a certificate, report and notice showing and certifying a copy of the said Engineer's Report, so adopted by the Council, and when so certified to ~~be~~ the City Recorder the same shall be delivered to the Clerk of the County Court of Kanawha County, and recorded in the Clerk's office in a trust deed book, and shall be continuing tax liens upon the lots or lands against which the assessments are made until the certificates as aforesaid are paid, and the said County Clerk shall index the same in the names of each lot or land owner mentioned therein.

Upon a vote being taken said Ordinance is unanimously adopted, and so ordered.

The Recorder read minutes for meeting held February 19th and February 26th. Councilman Jones moved, seconded by Councilman Eush, minutes be approved. Motion carried.

Copies of the financial statement for the month of February were presented. Councilman Bush moved, seconded by Councilman Jones, the financial statement be accepted. Motion carried.

Mayor Alexander informed the Council that the terms of office of N.V. Ridenour and Walter F. Snyder, as members of the Board of Park Commissioners, expire ¹⁹⁵² as of the 16th day of April/and that it is the duty of the City Council to appoint the members of the Board of Park Commissioners.

Therefore Councilman Bush moved that Richard O. Zerbe be appointed to fill a vacancy on the Board of Park Commissioners, effective as of April 16, 1952, for a term of six years. Motion seconded by Councilman Collins. Motion carried.

Councilman Collins, moved seconded by Councilman Gewin, that the second appointment to the Board of Park Commissioners be postponed until the regular meeting of Council in April and that Mayor Alexander appoint a committee from the council to make an investigation as to a suitable person for the second appointment to the Board of Park Commissioners. Motion carried.

Mayor Alexander appointed the following as a committee to make an investigation as to second appointment for the Board of Park Commissioners:

E.E. Gewin, Chairman, George W. Hogshead and Jerome Collins.

Councilman Collins introduced and moved the adoption of the following Ordinance. Motion seconded by Councilman Bush. Motion carried.

AN ORDINANCE PROVIDING FOR THE HOLDING
OF REGULAR ELECTIONS QUADRENNIALLY FOR
ELECTION OF MUNICIPAL OFFICIALS; PRE-
SCRIBING THE METHOD OF NOMINATING CANDIDATES

FOR MUNICIPAL OFFICES; AND PROVIDING FOR
THE CONDUCTING AND SUPERVISING ELECTIONS,
CANVASSING AND DECLARING THE RESULTS AND
DECIDING CONTESTS.

WHEREAS, under the provisions of the Charter of the
City of Nitro (Chapter 8 of the Code of West Virginia and applicable
provisions of Chapter 8A of said Code) as amended, the Council is
authorized to provide for the holding of elections quadrennially
for the election of municipal officials and to prescribe the
method of nominating candidates for said offices and to prescribe
the manner of conducting, supervising and certifying the results
of same; and

WHEREAS, under the provisions of the Charter of the
City of Nitro as amended on the 8th day of March, 1952, regular
elections for selection of municipal officials are to be held
on the 1st Tuesday in June every four years (quadrennially), begin-
ning with the year 1952; and

WHEREAS, under the provisions of said Charter as
amended, a Mayor, a Recorder, and seven Councilmen (one from each
of the three wards and four from the City at Large) shall be
elected for terms of four years each at elections to be held on
the 1st Tuesday in June, 1952, and every four years (quadrennially)
thereafter; and

WHEREAS, it is considered by the Council and is deemed
expedient that an enabling Ordinance in conformity with applicable

provisions of the Charter of the City of Nitro be Enacted Providing for Holding regular elections quadrennially; prescribing methods of nominating candidates, and of conducting, supervising and certifying the results of same;

NOW THEREFORE BE IT ORDAINED AND ENACTED BY THE
COUNCIL OF THE CITY OF NITRO:

ELECTIONS - WHEN HELD.

1. Regular elections for selecting municipal officials shall be held on the first Tuesday in June, beginning with the year 1952, and every four years thereafter and shall be by non-partisan ballot. Officials to be elected shall be a Mayor, a Recorder, four Councilmen at Large and one Councilman from each of the three wards of the City, **for terms of four years each.**

NOMINATIONS.

2. Nominations for the offices of Mayor, Recorder and Councilman at Large shall be made by Certificate supported by Petition addressed to Council of the City of Nitro and signed by a minimum of twenty-five qualified electors of said City, and for the office of ward Councilman, by a minimum of twenty qualified electors of the ward from which the candidate for council seeks election, there being one Councilman to be elected from the First Ward, one from the Second Ward and one from the Third Ward. Such certificates for nomination shall be filed with the Recorder ~~not~~ later than the fifth Saturday preceding the election upon forms provided by Council, and shall be verified by the person so nominated. All such nominating petitions shall be examined by Council, and if found to be bona-fide, in proper form and signed by the required number of electors, the persons so nominated shall be certified as candidates for the particular offices sought.

FILING FEE.

3. Every person who becomes a candidate for any office in the City of Nitro shall at the time of filing his certificate pay a filing fee of Ten Dollars. All moneys received for such fees shall be credited by the Recorder to the general City fund.

VOTING PRECINCTS.

4. The voting precincts for such elections are hereby designated as follows: For the First Ward, Putnam County Precinct No. 22 and Kanawha County Precinct No. 283; for the Second Ward, Kanawha County Precincts Nos. 260 and 261; and for the Third Ward, Kanawha County Voting Precincts Nos. 282 and 305.

PUBLICATION. 5. At least ten days before any such election the Recorder shall cause to be published the nominations of persons for office regularly certified to be voted upon at such election.

6. Persons Entitled to Vote in Municipal Elections.

Only persons who are bona fide residents of the City of Nitro and are registered to vote as provided by law shall be entitled to vote in any municipal election, and the provisions of the "Permanent Registration Law" so far as applicable to municipalities is hereby adopted to govern any election in said City of Nitro.

The municipal registration records for Kanawha County Precincts Nos. 260, 261, 282, 283 and 305, and for Putnam County Precinct No. 22, as they are kept and maintained by the County Courts of said Counties shall be the official registration of voters for any municipal election, and only those persons so registered shall be eligible to vote.

7. Holding and Supervising Elections. Upon the certification of the candidates as provided in Section 2 hereof it shall be the duty of the Recorder to have the ballots printed and to procure and have available before the day of such election all necessary supplies, including oaths for commissioners and clerks, poll books, tally sheets, ballot boxes, booths, forms for certifying returns, and whatever further supplies are needed for holding the election and making the return thereof. All such ballots and supplies shall be delivered by the Recorder to one or more of the Commissioners of election at each of the precincts of the City.

The Council shall, at least two weeks prior to any election, appoint three commissioners and two clerks to be known as the "Receiving Board" to hold the election in each precinct in the City, and also shall appoint three commissioners and two Clerks of a "Counting Board", the primary duty of which shall be to count the votes. The Commissioners and Clerks after the closing of the polls shall complete the tabulation of the results, and shall then join in certifying and attesting the returns of the election and make out a certificate of the result. At least five days before any ^{such} election the Recorder shall publish a list of election officers so appointed.

The hours for holding an election shall be the same as for state elections.

Challenging of the right to any person to vote shall be in the manner provided by law for state elections.

Insofar as applicable the provisions of the state law governing the conduct of, and the ascertainment of the results of elections shall govern elections in the City of Nitro.

8. Voting by Absentees. Any qualified elector of the City may vote at such elections by absentee ballot in the manner provided and in accordance with the procedure outlined by Article 6, Chapter 3 of the Code of West Virginia, except that the duties required of the Circuit ~~Clerk/Therein~~ ^{and the County Clerk} shall be done and performed by the Recorder, ~~xxx xxx xxxxxx xxx xxx xxxxxx~~
~~xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx~~

9. Ascertaining Result; Contest; Tie Vote.

The Council of the City of Nitro shall be ex officio a board of canvassers and shall ascertain and declare the result of every election. They shall convene within five days (Sunday excepted) after any election for that purpose. All contests shall be heard and decided by Council. In ^{case} two or more of the persons voted ^{upon} for a particular office in any election shall have the highest and an equal number of votes so that the election to the office is not decided by the returns, the Council shall decide the tie by the election of one of such persons. The procedure to be followed by Council hereunder shall be governed so far as applicable by the state law.

10. Insofar as applicable to a non-partisan municipal election such as is provided for the City of Nitro, and in such respects as same is not inconsistent with the foregoing provisions, the requirements of the state law governing elections

shall be followed in the conduct of elections for the City of Nitro.

*

There being no further business to come before the Council a motion for adjournment carried.


Grace Lewis, Recorder


H.W. Alexander, Mayor

*

BALLOT COMMISSIONERS. The City Recorder and two persons appointed by the Mayor and confirmed by Council shall constitute a Board of Ballot Commissioners. Ballot Commissioners shall be appointed for terms of four years each and shall perform the duties of such commissioners at all regular and special elections held in the City. It shall be the duty of the Board of Ballot Commissioners to provide printed ballots for every election, and cause to ^{be} printed on the appropriate ballot the names of all candidates certified to be voted upon for municipal office and to provide printed ballots for special elections.

April 15, 1952

The City Council met in a regular session Tuesday, April 15, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Jerome Collins, B.E.Gewin and M.L.Bush members of the City Council.

Mayor Alexander called the meeting to order.

The Recorder read the minutes of meeting held March 18, 1952. Councilman Gewin moved, seconded by Councilman Collins, minutes be approved. Motion carried.

Copies of the financial statement for the month of March were presented to the Council. Councilman Bush moved, seconded by Councilman Collins, financial statement be accepted. Motion carried.

Councilman Gewin announced that the Park Board Committee was not prepared to make a report to the Council at this time regarding a selection of a member for the Board of Park Commissioners.

Councilman Gewin moved that Council approve order placed with the West Virginia Water Service Company for an additional fire hydrant to be installed on West 13th Street and Park Avenue. Councilman Bush seconded the motion and the motion carried.

Councilman Collins moved, seconded by Councilman Gewin, that Council approve an order placed with the Appalachian Electric Power Company for installation of a an additional street light on pole 414-02 over 112 G 161 located at the extreme end of First Avenue. Motion carried.

Mayor Alexander informed the Council that the Nitro Firemens Association had available in their fund the amount of \$52.00 to be used toward the purchase price of chairs for the fire station

and explained further that since this amount was not sufficient, the Mayor suggested that the Council authorize the expenditure of a matching \$52.00 for the purchase of chairs for the station.

Councilman Collins moved, seconded by Councilman Bush, that the City match the amount of \$52.00 for purchase of chairs for the fire station. Motion carried.

Mayor Alexander informed the Council that the fire station was in need of a refrigerator.

Councilman Gewin moved, seconded by Councilman Collins, that the City purchase a suitable used refrigerator for the fire station. Motion carried.

There being no further business the meeting adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

May 6, 1952

The City Council met in a special session Tuesday, May 6, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Jerome Collins, M.L.Bush, Borden E. Gewin and W.H.Jones members of the Council.

Mayor Alexander called the meeting to order.

The Recorder presented the certificates of nomination for the offices of Mayor, Recorder, Councilman at Large, Councilman - First Ward, Councilman - Second Ward, and Councilman - Third Ward.

MAYOR

W.W.Alexander

RECORDER

Grace Lewis

Councilmen at Large

Paul Bleau

Howard M. Gandee

Borden E. Gewin

Frank E. Grover

Dick F. Hoffman

W.H.Jones

H.L."Bill" VanNetta

J.O.Westfall

COUNCILMAN - FIRST WARD

M.L.Bush

COUNCILMAN - SECOND WARD

R. Jerome Collins

Ralph C. Frasher

COUNCILMAN _ THIRD WARD

Earnest H. Foster

Louis A. Hallman

Charles W. Lieble

Harry L. "Red" Reynolds

Councilman Bush moved, seconded by Councilman Collins, that the City Council approved the foregoing named persons as candidates for office in the City Election to be held June 3, 1952. Motion carried.

Councilman Bush moved, seconded by Councilman Collins, that the following persons be appointed as City Ballot Commissioners. Motion carried.

Grace Lewis, Chairman, L.F. Hartranft and Mrs. Irene Coe.

Councilman Collins moved seconded by Councilman Gewin, that the following officials be appointed to conduct the City Election to be held June 3, 1952. Motion carried.

PRECINCT NO. 260

KANAWHA COUNTY

Philip Arthur

Receiving Commissioner

Mrs. Martin Rice

Receiving Commissioner

Mrs. Darrell Evans

Receiving Commissioner

Mrs. Howard Wallace

Receiving Clerk

Mrs. Calvin Deem

Receiving Clerk

Mrs. Earl Harris

Counting Commissioner

Mrs. Naomi Willard

Counting Commissioner

Mrs. Edith Kautz

Counting Commissioner

Mrs. Amy Yates

Counting Clerk

William S. Jenkins

Counting Clerk

PRECINCT NO. 261

L.F.Hartranft

James C. Fisher

Mrs. Velma Kinder

Mrs. Irene Coe

W.L.Wintz

Mrs. Carterine Reno

Mrs. Mary King

Mrs. Elizabeth Robins

Mrs. Edith Lanham

Mrs. Belle Doddrell

PRECINCT NO. 282

Mrs. Polly LeMaster

Mrs. Marietta Wears

Mrs. Z.S.Raynes

Mrs. R.A.Bailes

Mrs. Opal Miller

Mrs. T.O.Townsend

Mrs. A.W.Conaway

Mrs. Charles Smith

Mrs. Bessie Boggess

Mrs. Cecil Walker

PRECINCT NO. 283

W.P.Wilson

Mrs. Lydia Briggs

Mrs. Grace Peck

Sam Montague

Warren B. Moyer

Mrs. Cora Jarvis

Kanawha County

Receiving Commissioner

Receiving Commissioner

Receiving Commissioner

Receiving Clerk

Receiving Clerk

Counting Commissioner

Counting Commissioner

Counting Commissioner

Counting Clerk

Counting Clerk

Kanawha County

Receiving Commissioner

Receiving Commissioner

Receiving Commissioner

Receiving Clerk

Receiving Clerk

Counting Commissioner

Counting Commissioner

Counting Commissioner

Counting Clerk

Counting Clerk

Kanawha County

Receiving Commissioner

Receiving Commissioner

Receiving Commissioner

Receiving Clerk

Receiving Clerk

Counting Commissioner

Mrs. Essie Sims	Counting Commissioner
Mrs. Lillian Vassar	Counting Commissioner
Mrs. Ernestine Jordan	Counting Clerk
W.A.B.Vivian	Counting Clerk
PRECINCT NO. 305	Kanawha County
Keith Hill	Receiving Commissioner
Mrs. Mable Duffy	Receiving Commissioner
Mrs. Marjorie Loring	Receiving Commissioner
Luke Michael	Receiving Clerk
John Lear	Receiving Clerk
Mrs. Blanche Barrickman	Counting Commissioner
Mrs. Mildred Selby	Counting Commissioner
Mrs. Tom Donahue	Counting Commissioner
Mrs. Rex White	Counting Clerk
Mrs. H.H. Moore	Counting Clerk
PRECINCT NO. 22	Putnam County
Mrs. J.E. Roark	Receiving Commissioner
Sam Lyons	Receiving Commissioner
Mrs. Tom Shaffer	Receiving Commissioner
Mrs. James Porter	Receiving Clerk
Mrs. R.M. Tormey	Receiving Clerk
Mrs. Grace Dorman	Counting Commissioner
Mrs. B.F. McDaniel	Counting Commissioner
Mrs. Hattie Beckman	Counting Commissioner
Mrs. Margaret Gallagher	Counting Clerk
Mrs. Marie Smith	Counting Clerk

Councilman Bush moved, seconded by Councilman Jones that the following Resolution be adopted. Motion carried.

() For the Levies

() Against the Levies

Instruction: Those favoring the additional levies, place (x) in the square before "For the Levies"; those against such Levies, place (x) in the square before "Against the Levies".

Council of the City of Nitro, West Virginia.

By W W Alexander, Mayor

Attest: Grace Lewis, Recorder

Councilman Bush moved that an additional street light be installed by the Appalachian Electric Power Company on pole No. 88-C-271, located at 39th Street West. Motion seconded by Councilman Collins. Motion carried.

Mayor Alexander presented to the Council a petition of "Plea for abatement of a Nuisance", signed by residents of Kanawha Street. Said ~~petition~~ with regard of the nuisance and hazard to the health and safety created by dogs owned and maintained by Louis A. Hallman at 808 Kanawha Street, Nitro and further petitioning that action be taken by the City Council in abatement of this nuisance.

Councilman Bush moved, seconded by Councilman Collins, that Louis A. Hallman, owner of the ~~large~~ dogs, be asked to appear before the City Council at its next regular meeting for a hearing on the aforementioned question. Motion carried.

After some discussion on the matter of traffic on 24th Street, Councilman Gewin moved, seconded by Councilman Bush, that the Traffic Committee again make a survey of the residents of 24th Street in order to determine the sentiment of the said residents in regard to the traffic. Motion carried.

In regard to the question of changing the Railroad crossing from 18th Street to 19th Street the Council decided to make a

survey of this matter with the American Viscose Corporation and the New York Central Railroad Company.

The City Council entered into a discussion with reference to the waterworks system now privately owned and a proposal covering the financing of the purchase and operation under municipal ownership of said system. Since reports have come to the Council to the effect that the properties of the entire system, of which Nitro system is a part, were for sale, and that other municipalities in the Kanawha Valley were considering possible acquisition of parts of the system, the Council felt it necessary that action should be taken to protect the interests of the people of Nitro.

Councilman Bush moved, seconded by Councilman Gewin, that the Council accept the revised proposal covering financing of the purchase and operation of the waterworks system, as set out by Magnus and Company authorizing an investigation as to the status of the West Virginia Water Company properties in this area. Motion carried.

There being no further business the meeting was adjourned.


W.W. Alexander, Mayor


Grace Lewis, Recorder

NOTICE OF SPECIAL ELECTION FOR ADDITIONAL (MUNICIPAL) LEVY TO THE
VOTERS OF NITRO, WEST VIRGINIA.

That at a (special) meeting of the Council of the City of Nitro, State of West Virginia, held on the 6th day of May, 1952 the following order was made and entered of record. To-Wit:

The Council of the City of Nitro, being of the opinion that the maximum levies for current expenses authorized by Article 8, Chapter 11 of the Code of West Virginia, as last amended, will not provide sufficient funds for the payment of the current expenses of the City of Nitro, including expenditures for the purpose hereinafter set forth, and that an election should be held to increase such levies, it is hereby ordered:

1. That the purposes for which additional funds are needed is as follows:

Street Maintenance and Repairs.

Parks and Recreation.

2. That the amount of each purpose is as follows:

Street Maintenance and repairs \$2,500. for each fiscal year for a period of three years.

Parks and Recreation \$1,500. for each fiscal year for a period of three years.

3. That the total amount for said purpose or purposes is \$4,000. for ach fiscal year for a period of three years.

4. That the separate and aggregate assessed valuation of each class of taxable property within the Municipality of Nitro is as follows:

Class I, \$837,130.; Class II, \$809,650.; Class IV, \$1,132,725.;
Aggregate, \$2,329,505.

5. That the proposed additional rate of levy in cents on each class of property is as follows:

6. That the proposed years to which the additional levy shall apply are the fiscal years beginning July 1, 1952, July 1, 1953, July 1, 1954.

7. That the question of such additional levy shall be submitted to a vote at the Regular Municipal Election to be held on the 3rd day of June, 1952.

8. That the notice calling such election shall be given by publication of this order at least once each week for two successive weeks before said election in the Kanawha Valley Leader, a newspaper of general circulation in said municipality and the only newspaper published therein and of general circulation in Kanawha and Putnam Counties, West Virginia in which the City of Nitro is situate. Printed copies of this order shall also be posted at each place of voting at least ten days before said election. All provisions of the laws concerning general elections shall apply so far as they are practicable, except that a separate ballot shall be used for said election.

9. That the ballot to be used at such election shall be in form as follows:

"Special election to authorize additional levies for the fiscal years 1952-53, 1953-54, 1954-55 and for the purpose of Street Maintenance and Repairs, and for Parks and Recreation, according to the order of the Council entered on the 6th day of May, 1952."

"The additional levy shall be on Class I property 6.25 cents; on Class II property 12.5 cents; and on Class IV property 25cents."

May 20, 1952

The City Council met in regular session Tuesday, May 20, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, M.L.Bush, Jerome Collins, B.E.Gewin, W.H.Jones and Geo. W. Hogshead members of the Council.

Mayor Alexander called the meeting to order.

The Recorder read the minutes of meetings held April 15th and May 6th.

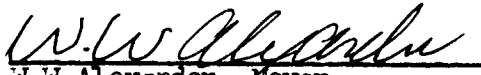
Councilman Collins moved, seconded by Councilman Gewin, minutes be approved. Motion carried.

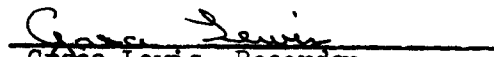
Copies of the financial statement for the month of April were presented. Councilman Gewin moved the financial statement be accepted. Motion seconded by Councilman Hogshead. Motion carried.

The petition of "Plea for abatement of Nuisance" pertaining to dogs owned by Louis A. Hallman was discussed. Several petitioners were present and voiced their opinions and objections regarding this matter.

Mayor Alexander requested Mr. Hallman and Mr. Painter come in to see him in order to work out some agreement in this matter and the Mayor explained that if an agreement could not be reached that a public hearing would be held and a court record made of the proceedings of said meeting.

There being no further business the meeting adjourned.


W.W.Alexander, Mayor


Grace Lewis, Recorder

June 7, 1952

The City Council met in a special session Saturday, June 7, 1952 for the purpose of canvassing the City Election held June 3, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, B.E.Gewin, M.L.Bush and Jerome Collins members of the City Council and Mrs. Wm. Garlette, Mrs. Cora Jarvis and Mrs. Janet Gladwell, members of the League of Womens Voters, who acted as the Board of Canvassers.

Mayor Alexander called the meeting to order.

The Recorder presented to the Board of Canvassers the certificates of results from each Precincts in the City and the following talley was shown:

Precinct No. 22 Putnam County

Mayor

W.W.Alexander 174

Recorder

Grace Lewis 174

Council at Large

Paul Bleau 74

Howard Gandee 79

Borden E. Gewin 133

Frank E. Grover 168

Dick F. Hoffman 57

W.H.Jones 108

H.L.VanNetta 93

J.O.Westfall 25

Council First Ward

M.L.Bush 161

For the Levies 134

Against the Levies 59

Precinct No. 283 Kanawha County

Mayor

W.W.Alexander 172

Recorder

Grace Lewis 180

Council at Large

Paul Bleau	97
Howard M. Gandee	89
Borden E. Gewin	142
Frank E. Grover	142
Dick F. Hoffman	56
W.H.Jones	93
H.L.VanNetta	83
J.O.Westfall	14

Council First Ward

M.L.Bush	167
For the Levies	152
Against the Levies	39

Precinct No. 260 Kanawha County

Mayor

W.W.Alexander	105
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Recorder

Grace Lewis	104
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Council at Large

Paul Bleau	42
Howard M. Gandee	76
Borden E. Gewin	56
Frank E. Grover	110
Dick F. Hoffman	53
W.H.Jones	51
H.L.VanNetta	71
J.O.Westfall	18

Council Second Ward

R.Jerome Collins	47
Ralph C. Frasher	85
For the Levies	65
Against the Levies	62

Precinct No. 261 Kanawha County

Mayor

W.W.Alexander	196
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Recorder

Grace Lewis 196

Council at Large

Paul Bleau 110
Howard M. Gandee 68
Borden E. Gewin 147
Frank E. Grover 169
Dick F. Hoffman 29
W.H.Jones 136
H.L.VanNetta 74
J.O.Westfall 20

Council Second Ward

R. Jerome Collins 157
Ralph C. Frasher 35

For the Levies 156
Against the Levies 43

Precinct No. 282 Kanawha County

Councilman Collins moved that the challenged ballots of Howard M. Gandee, Wanda Lavon Martin, Fay B. Gandee, Evaline Chapman and Willis Chapman all of precinct No. 282 be counted. Motion seconded by Councilman Gewin. Motion carried.

Mayor

W.W.Alexander 108

Recorder

Grace Lewis 114

Council at Large

Paul Bleau 89
Howard M. Gandee 63
Borden E. Gewin 59
Frank E. Grover 103
Dick F. Hoffman 30
W.H.Jones 62
H.L.VanNetta 53
J.O.Westfall 20

Council Third Ward

Earnest H. Foster 24
Louis A. Hallman 29
Charles W. Lieble 12
Harrly L. Reynolds 58

For the Levies	85
Against the Levies	41

Precinct No. 305 Kanawha County

Mayor

W.W.Alexander	164
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Recorder

Grace LeWis	157
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Council at Large

Paul Bleau	77
Howard M. Gandee	78
Borden E. Gewin	54
Frank E. Grover	103
Dick F. Hoffman	30
W.H.Jones	62
H.L.VanNetta	53
J.O.Westfall	20

Council Third Ward

Earnest H. Foster	69
Louis A. Hallman	22
Charles W. Lieble	12
Harry L. Reynolds	88

For the Levies	101
Against the Levies	88

Councilman Gewin moved, seconded by Councilman Bush, that the following results of the offices and Sepcial levies be acceptedas tallied: Motion carried.

Mayor

W.W.Alexander	919
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Recorder

Grace LeWis	925
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Council at Large

Frank E. Grover	781
Borden E. Gewin	591
W.H.Jones	509
Paul Bleau	499
Howard M. Gandee	453
H.L.VanNetta	437
Dick F. Hoffman	355
J.O.Westfall	160

Council First Ward

Marion L. Bush 328 .

Council Second Ward

R. Jerome Collins 204 .

Ralph C. Frasher 120

Council Third Ward

Harry L. Reynolds 146 .

Earnest H. Foster 93

Louis A. Hallman 51

Charles W. Lieble 18

For the levies 693

Against the levies 332

Councilman Bush moved that the following election officials, 8th Street Grocery, United Mine Workers Union, Local 50, M.A. Lawless, John Gibson's Super Market, Albert F. Craven be paid the regular fee for services in the election and that Mrs. Wm. Garlette, Mrs. Cora Jarvis and Mrs. Janet Gladwell be paid the amount of \$5.00 for services in the canvass of the election. Motion seconded by Councilman Collins, motion carried.

Precinct No. 22

Golda N. Roark	Commissioner
S.D. Lyons	Commissioner
Virginia Shaffer	Commissioner
Grace S. Dorman	Commissioner
Bertie J. Childers	Commissioner
Audra Cogar	Commissioner
Orpha Porter	Clerk
Margaret Gallagher	Clerk
Marie Smith	Clerk
Thelman McDaniel	Clerk

Precinct No. 283

Cora R. Jarvis	Commissioner
Grace L. Peck	Commissioner
Lydia Briggs	Commissioner
Mary Sampson	Commissioner
Helen Colcord	Commissioner
Lillian Vassar	Commissioner
Sam Montague	Clerk
Warren B. Moyer	Clerk
Ernestine Jordan	Clerk
Wm. A.B. Vivian	Clerk

Precinct No. 261

Velma O. Kinder	Commissioner
Pearl Steele	Commissioner
L.F. Hartranft	Commissioner
Lena Cook	Commissioner
Mary King	Commissioner

Iva Young	Commissioner
Sue Alexander	Clerk
W.L.Wintz	Clerk
Edith Lanham	Clerk
Belle Dodrill	Clerk

Precinct No. 260

Ruby L. Wallace	Commissioner
Gertrude M. Deem	Commissioner
Ernesteen Evans	Commissioner
Naomie Willard	Commissioner
Edith Kautz	Commissioner
Goldie Harris	Commissioner
Ruth Rice	Clerk
Amy Yates	Clerk
Isabelle Womack	Clerk
Philip Arthur	Clerk

Precinct No. 282

Marietta Wears	Commissioner
Mrs. Z.S. Raynes	Commissioner
Mrs. T.O. Townsend	Commissioner
Mrs. A.W. Conaway	Commissioner
Mrs. Charles Smith	Commissioner
Polly LeMaster	Commissioner
Mrs. Lee Thornton	Clerk
Mr. A.W. Conaway	Clerk
Mrs. Bessie Boggess	Clerk
Mrs. Edith Walker	Clerk

Precinct No. 305

Keith Hill	Commissioner
Marjorie Loring	Commissioner
Mable Duffy	Commissioner
Mildred Selby	Commissioner
Edward Knight	Commissioner
Gene L. Loring	Commissioner
John P. Lair	Clerk
Luke W. Michael	Clerk
Florence White	Clerk
Mary B. Moore	Clerk

There being no further business the meeting adjourned.


W.W. Alexander, Mayor


Grace Lewis, Recorder

June 17, 1952

The City Council met in regular session Tuesday, June 17, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, E.E.Gewin, W.H.Jones, Jerome Collins and M.L.Bush members of the Council.

Mayor Alexander called the meeting to order.

The Recorder presented the minutes for meetings held May 20th and June 7th.

Councilman Gewin moved, seconded by Councilman Jones, minutes be approved as read. Motion carried.

Copies of the Financial statement for the month of May were presented.

Councilman Bush moved the financial statement be accepted. Motion seconded by Councilman Jones. Motion carried.

Councilman Gewin presented the recommendation of the Park Committee naming Dick F. Hoffman as a member of the Board of Park Commissioners and further moved the adoption of the recommendation. Councilman Collins seconded the motion. Motion carried.

Councilman Gewin moved, seconded by Councilman Bush, the adoption of Resolution authorizing the Mayor and City Treasurer to sign checks drawn on the account City of Nitro - Community Park Fund. Motion carried.

Councilman Gewin offered and moved the adoption of the following ordinance. Motion seconded by Councilman Collins. Motion carried:

"An ordinance Fixing the Salary of the Mayor and the City Treasurer of the City of Nitro".

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO, WEST VIRGINIA:

1. Beginning July 1, 1952 the Salary of the Mayor shall be, and is hereby fixed at the sum of \$2,400 per year.

2. Beginning July 1, 1952 the Salary of the Treasurer shall be, and

hereby fixed at the sum of \$1,200 per year.


3. All ordinances or parts of ordinances heretofore adopted, inconsistent herewith are hereby repealed.

Councilman Gewin moved that the City purchase a new dump truck for the Street Department, the decision of the purchase be left to the judgement of the Mayor. Councilman Jones seconded the motion. Motion carried.

There being no futher business the meeting adjourned.



W.W. Alexander, Mayor



Grace Lewis, Recorder

July 1, 1952

The City Council met in a special session Tuesday, July 1, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Harry L. Reynolds, B.E.Gewin, M.L.Bush, Frank E. Grover, Paul Bleau, and W.H.Jones members of the City Council.

Mayor Alexander called the meeting to order and explained to the council that the purpose of the meeting was to make the necessary appointments and reorganizing of Council Committees.

The Recorder read the minutes for meeting held June 17th.

Councilman Gewin moved, seconded by Councilman Jones, minutes be approved. Motion carried.

Councilman Gewin moved, seconded by Councilman Bush, that the following appointments be made. Motion carried.

Grace Lewis	Treasurer
Dennis R. Knapp	Attorney
J.E.Roark	Building Inspector
W.W.Alexander	Street Commissioner
B.E.Gewin	Park Board Commissioner (from City Council)
W.E.Peaker	Electrical Inspector
Jess Thacker	Plumbing Inspector
N.V.Warner	Chief of Police

Councilman Bush moved the following committees be appointed. Motion seconded by Councilman Reynolds. Motion carried.

Traffic Committee

M.L.Bush, Chairman
R.J.Collins
Frank E. Grover

Sewage Works Committee

B.E.Gewin, Chairman
Harry L. Reynolds
W.H.Jones
Dennis R. Knapp
W.W.Alexander

Annexation Committee

Paul Bleau, Chairman
M.L.Bush
Borden E. Gewin
Harry L. Reynolds

Sanitation and Health Committee

R.J.Collins, Chairman
Frank E. Grover
Paul Bleau
Grace Lewis

~~Annexation Committee~~

Finance Committee

Grace Lewis, Chairman
 W.W.Alexander
 B.E.Gewin
 Frank E. Grover

Police Committee

W.W.Alexander, Chairman
 Grace Lewis
 B.E.Gewin

Street Committee

W.W.Alexander, Chairman
 Grace Lewis
 W.H.Jones

Street Signs and Safety Committee

Harry L. Reynolds, Chairman
 R.J.Collins
 Frank E. Grover
 Paul Bleau

Fire Department Committee

W.H.Jones, Chairman
 Frank E. Grover
 Harry L. Reynolds

Building and Planning Committee

Frank E. Grover, Chairman
 Dennis R. Knapp
 J.E.Roark
 Harry L. Reynolds

Recreation Committee

B.E.Gewin, Chairman
 Frank E. Grover
 Paul Bleau
 Harry L. Reynolds

Water Works Committee

Dennis R. Knapp, Chairman
 W.H.Jones
 B.E.Gewin
 Frank E. Grover
 Grace Lewis

There being no further business a motion for adjournment carried.

W.W.Alexander
 W.W.Alexander, Mayor

Grace Lewis
 Grace Lewis, Recorder

July 15, 1952

The City Council met in regular session Tuesday, July 15, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Bush, Jerome Collins, B.E.Gewin, F.E.Grover, W.H.Jones, and Harry L. Reynolds members of the Council.

Mayor Alexander called the meeting to order.

The minutes were read for meeting held July 1, 1952.

Councilman Bush, moved, seconded by Councilman Grover, minutes be approved. Motion carried.

The Recorder presented copies of the financial statement for the month of June. Councilman Collins moved the statement be accepted. Motion seconded by Councilman Gewin. Motion carried.

Mayor Alexander informed the Council that the Civic Benefits Association had agreed to increase their monthly payment to the City in the amount of \$100.00 thereby granting an increase in salary to each of the four firemen. Councilman Collins moved, seconded by Councilman Grover, that the firemen's salary be increased \$25.00 each per month effective as of July 1, 1952. Motion carried.

Councilman Collins moved that the Street Signs and Safety Committee make a survey of needed additional street lights in the east end of town and make a report of their findings to the Council at the next meeting. Motion seconded by Councilman Jones. Motion carried.

Councilman Reynolds moved that a letter be written to Mr. Lemma, owner of property abutting the East side of 11th Street, West, from the Railroad Crossing to Broadway Avenue, requesting

Mr. Lemma to pave the said East side of 11th Street West from the Railroad crossing to Broadway Avenue. Motion seconded by Councilman Collins. Motion carried.

Councilman Gewin moved the adoption of the following Ordinance. Motion seconded by Councilman Jones. Motion carried.

AN ORDINANCE MAKING IT UNLAWFUL TO EXPOSE ONE'S PERSON IN PUBLIC OR A LEWD, INDECENT OR OBSCENE MANNER; TO COMMIT ANY INDECENT OBSCENE OR LEWD ACT; OR TO EXHIBIT, ~~SELL~~ OR OFFER TO SELL ANY INDECENT OR LEWD BOOK, PICTURE OR THING; AND PROVIDING PENALTIES THEREFOR.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO, WEST VIRGINIA:

1. No person shall appear upon the streets or any other public place within the City of Nitro in a state of nudity, or in any indecent or lewd dress; or make an obscene or indecent exposure of his person, or make any such indecent or obscene exposure of his person in any dwelling or other place wherefrom the ~~same~~ may be seen in any such street or other public place; ~~or~~ commit any obscene indecent or lewd act or be guilty of any indecent; obscene or lewd behavior, nor exhibit, sell or offer to sell any indecent or lewd book, picture or other thing.

2. Any person who violates the provisions hereof shall be guilty of a misdemeanor and upon conviction thereof shall be fined not to exceed one hundred dollars (\$100.00) or confined in jail not to exceed 60 days, or be punished by both fine and imprisonment in the discretion of the municipal court.

The matter of Sign Boards was discussed and tabled for further study.

Councilman Jones moved, seconded by Councilman Bush, that the City acquire membership in the National Institute of Municipal Law Officers. Motion carried.

There being no further business a motion for adjournment carried.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

TO THE MEMBERS OF THE COUNCIL OF THE CITY OF NITRO:


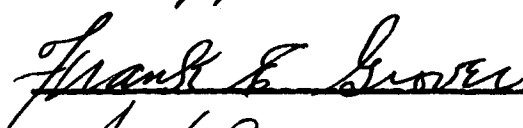
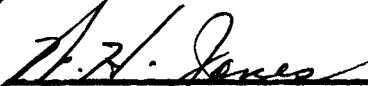
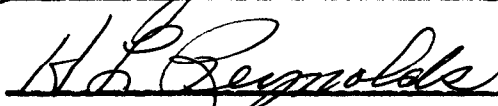
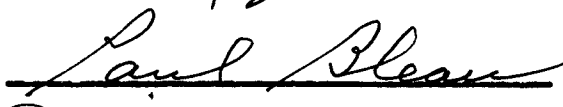


W.H.JONES, B.E.GEWIN, PAUL BLEAU, HARRY L.REYNOLDS, JEROME COLLINS,
FRANK GROVER AND M.L.BUSH.

You, and each of you, will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chamber in the City Hall of said City on August 14th, 1952, at 9:30 o'clock, A.M. for the purpose of making up the City Budget for the current year 1952-53, and to take up any ~~xx~~ other matters.

Respectfully yours,


W.W.Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely:

August 14, 1952

The City Council met in a Special Recessed Session Thursday, August 14, 1952, for the purpose of making up the current city budget, and considering any other business that may come before the Council.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, Jerome Collins, B.E.Gewin, Frank Grover, W.H.Jones and Harry L. Reynolds members of the Council.

Mayor Alexander called the meeting to order.

The Recorder presented the current budget and comparison sheet to the Council as follows:

STATE OF WEST VIRGINIA,
COUNTY OF KANAWHA AND PUTNAM,
MUNICIPALITY OF NITRO, To-wit:

At a Special Recessed session of the Council of the Municipality of Nitro held in the council chambers thereof, in the City building on Thursday, the 14th day of August, 1952 there were present: W.W.Alexander, Mayor Grace Lewis, Recording Officer and Paul Bleau, H.L. Reynolds, B.E.Gewin, R.J.Collins, F.E.Grover, W.H.Jones, members of the council of said municipality.

In accordance with Section 14, Article 8, Chapter 67, Acts 1933, Second Extraordinary Session, the Council proceeded to make an estimate of the amounts necessary to be raised by levy of taxes for the current fiscal year, and doth determine and estimate the several amounts to be as follows:

CURRENT REGULAR MUNICIPAL PURPOSES ESTIMATE

(1) The amount due and the amount that will become due and collectible from every source during the fiscal year, EXCEPT FROM THE LEVY OF TAXES to be made for the year.

Balance in hands of city treasurer	\$ 2,632.20
Balance in hands of sheriff	914.00
Police fines and costs	6,000.00
Permits-building, street, sewer and other	450.00
Civic Benefits Association	18,000.00
Taxes: Gross Sales	15,000.80
Capitation	874.00
Consumers' Sales (Liquor)	9,500.00
Amusement	500.00
License:	
Electricians and plumbers	50.00
General	1,750.00
Miscellaneous	200.00
Total estimated receipts	55,871.00
1. Salary of Mayor	2,400.00
2. Salary of Recorder	2,100.00
3. Salary of Treasurer	1,200.00
4. Trial Fees	1,400.00
5. Salary of City Attorney	500.00
7. Salaries of Councilmen	840.00
8. Salaries of Assistants and Clerks	100.00
9. Salaries of Chief and 3 Police	14,726.00
10. New Equipment Police Department	900.00
11. General Expenses Police Department	1,741.00
13. Salaries of Jailor and expenses feeding prisoners	1,900.00
14. Salaries Chief and 3 Firemen	12,730.00
15. New Equipment Fire Department	1,700.00
16. General expense Fire Department	1,545.00

24. Janitors' Salaries and Supplies	250.00
25. Repairs to Jail and City Building	80.00
26. Furniture, Fixture and Office machines	150.00
27. Stationery, office supplies and equipment	350.00
28. Postage	65.00
29. Water-fire protection, streets and sewers	6,760.00
30. Water-City Building and other purposes	100.00
31. Light for streets lighting	3,500.00
32. Light-City Building, traffic lights, etc.	470.00
33. Repairs street and traffic lights	15.00
34. Fuel, heating City Building	375.00
35. Telephone and Telegraph (all Departments)	475.00
37. Legal Publications	350.00
38. Insurance on City Buildings and other property	550.00
39. Premiums, Policemen's and official bonds	150.00
40. Election expenses	975.00
41. Attorneys' fees, court costs and damages	1,000.00
42. Salaries, Engineering Department	500.00
43. General expenses, Engineering Department	500.00
44. Salaries and wages all street employees	5,250.00
45. New equipment, Street Department	500.00
46. Materials, supplies and expenses, Street Department	2,500.00
47. Maintenance of Sewers, salaries and supplies	3,000.00
48. Construction of new streets, sidewalks and sewers	1,500.00
49. Workmen's Compensation premiums	250.00
50. Audit by Tax Commissioner	135.00
51. Refunding erroneous payments	50.00
52. Municipal Dues	35.00

53. Parks and playgrounds salaries, supplies and expenses	1,500.00
55. Traveling and car expenses of city officials	100.00
59. Treasurer's fees	60.00
60. Social Security	600.00
61. Contingent expenses	<u>500.00</u>

A- Total Current Expenses \$76,377.00

FORMER YEAR'S OBLIGATIONS:

Orders outstanding \$ none

Unpaid bills none

Total former Years obligations none

B- Amount of unpaid obligations to be paid from current
levy

Total estimated disbursements (A and B) 76,377.00

Less estimated receipts brought forward 55,871.00

Net amount to be raised by levy \$20,506.00

And the council doth determine and estimate that it will be necessary to raise by a levy for the current fiscal year for current regular municipal purposes the amount of \$ 20,506. and to provide for said amount the following levies are proposed to be laid on each one hundred dollars valuation of each class of property, viz:

Seventeen & one-quarter cents (17.25 ¢) on Class No. I property,

Thirty-four & one-half cents (34.5 ¢) on Class No. II property, and,

Sixty-nine cents (69 ¢) on Class No. IV property,

for the purposes aforesaid, based upon the last assessment therein as follows:

CLASS	Assessed Valuation	Authorized Rates	Proposed Rates	Taxes Levied
Number I				
Personal Property	\$ 198,675.	11¢	6.25¢ 17.25¢	\$ 343.
Public Utility Property	263,800.	11¢	6.25¢ 17.25¢	<u>455.</u>
Total Class No. I	<u>462,475.</u>			798.

Number II

Real Estate	926,800	22¢	12.5¢	34.5¢	3,197.
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Number IV

Real Estate	505,050.	44¢	25 ¢	69 ¢	3,485.
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Personal Property	399,360.	44¢	25 ¢	69 ¢	2,756.
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Public Utility Property	<u>1,818,700.</u>	44¢	25 ¢	69 ¢	<u>12,549.</u>
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Total Class No. IV	2,723,110.				18,790.
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TOTAL LEVY	\$4,112,385				\$22,785.
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Less Delinquent Taxes and Exonerations Estimated at 10%					\$ 2,279.
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Net amount to be raised by Levy					20,506.
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MUNICIPAL BOND PURPOSES - INTEREST AND SINKING FUND ESTIMATE

The Council proceeded to make an estimate of the amount necessary to be raised by a levy of taxes for the current fiscal year for interest, sinking fund and amortization of bonded indebtedness, legally incurred by a vote of the people as provided by law, since the adoption of the tax limitation amendment, owing by said municipality, as follows:

BOND ISSUES AUTHORIZED SINCE NOVEMBER 8, 1932

Date of Vote Authorizing Issue	Original Amount of Issue	Amount of Bonds Outstanding	Amount Required for		
			Sinking Fund	Interest	Total
10-20-38	\$16,000.	\$8,700.	\$700.	\$240.	\$940.
		Delinquent Taxes and Exonerations Estimated at 10%			\$ 94.

Total Amount to be Raised by a Levy of Taxes \$1,034.
and to provide for said amount the following levies are proposed to
be laid on each one hundred dollars valuation of each class of
property, viz:

AUTHORIZED RATES

One & one half cents (1.5 ¢) on Class No. I property,
Three cents (3 ¢) on Class II property, and,
Six cents (6 ¢) on Class IV property,
for the purposed aforesaid, based upon the last assessment therein as
follows:

CLASS	ASSESSED VALUATION	PROPOSED RATES	TAXES LEVIED
Number I			
Personal Property	\$ 198,675	1.5 ¢	\$ 30.00
Public Utility Property	<u>263,800</u>	1.5 ¢	<u>40.00</u>
Total Class No. I	462,475		70.00
Number II			
Real Estate	926,800.	3 ¢	278.00
Number IV			
Real Estate	505,050	6 ¢	303.90
Personal Property	399,360	6 ¢	240.00
Public Utility Property	<u>1,818,700</u>	6 ¢	<u>1,091.00</u>
Total Class NO.IV	2,723,110		1,634.00
TOTAL LEVY	4,112,385		1,982.00

Councilman Eleau moved the adoption of the foregoing budget,
motion seconded by Councilman Jones. Motion carried.

The budget was then signed by all members present.

Councilman Reynolds moved, seconded by Councilman Grover, that the following resolution be adopted. Motion carried.

Prusuant to Section 204 (f) of the Housing and Rent Act of 1947, as amended, the City Council, the governing body of the incorporated City of Nitro, State of West Virginia, hereby declares by this resolution this 14th day of August, 1952, that a substantial shortage of housing accommodations exists which requires the continuance of Federal rent control in the City of Nitro.

It further resolved that duly certified copy of this resolution shall promptly be sent to the Director of Rent Stabilization, Washington, D.C.

I hereby certify that this is a true copy of the above resolution. Dated this 14th day of August, 1952.

(Signature)

(Title)

There being no further business the meeting was adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

August 18, 1952

The City Council met in a special session Monday, August 18, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, B.E.Gewin, Frank E. Grover, and W.H.Jones members of the Council.

Mayor Alexander called the meeting to order and explained that this meeting was called for the purpose of immediate council action regarding a sewer break on Beech Street, East end of town.

The Recorder read the minutes for meetings held July 15th and August 14th. Councilman Gewin moved, seconded by Councilman Jones, minutes be approved. Motion carried.

The Recorder presented copies of the financial statement for the month of July. Councilman Jones moved the financial statement be accepted. Motion seconded by Councilman Bleau. Motion carried.

Councilman Gewin moved the City Engineer appraise the sewer works on Beech Street and secure bids for necessary work and providing such low bid does not exceed \$3,000 the Mayor be authorized to proceed with work. Motion seconded by Councilman Bleau. Motion carried.

There being no further business the meeting was adjourned.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

September 2, 1952

The City Council met in a special session Tuesday, September 2, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Bush, Jerome Collins, B.E.Gewin, Frank E. Grover, W.H.Jones, and Harry L. Reynolds members of the Council.

Mayor Alexander called the meeting to order.

The Recorder read minutes for meeting held August 18, 1952. Councilman Gewin, seconded by Councilman Collins, moved minutes be approved. Motion carried.

The Recorder presented the State Tax Commissioner's approval of the Levy Estimate and copies of the Levy order. Councilman Collins moved, seconded by Councilman Jones, that the rates authorized as set forth in the following Levy Order be approved and adopted. Motion carried.

STATE OF WEST VIRGINIA,
COUNTIES OF KANAWHA AND PUTNAM,
MUNICIPALITY OF NITRO, To-wit:

At a Special session of the council of the Municipality of Nitro , West Virginia, held in the council chamber thereof on Tuesday, the 2nd day of September, 1952. Present W.W.Alexander, Mayor, Recording Officer Grace Lewis, and Paul Bleau, H.L.Reynolds, B.E.Gewin, Marion L. Bush, F.E.Grover, R.J.Collins, W.H.Jones members of the council of said Municipality.

CURRENT REGULAR MUNICIPAL LEVY
ORDER

The Council having ascertained that the amount necessary to be raised by a levy of taxes for the current fiscal year for regular municipal purposes

will be \$22,785 , according to the estimate made and entered of record on the 14th day of August, 1952, and said estimate having been published as required by law, and no one appearing to oppose the same or to take exception thereto, and the Tax Commissioner having approved the same in writing, it is therefore ordered that said estimate and the rates of levy proposed therein, be approved and that the following levies be laid on each one hundred dollars valuation of each class of property, viz:

Seventeen & one-quarter cents (17.25 ¢) on Class No. I property,
 Thirty-four & one half cents (34.5 ¢) on Class No. II property, and,
 Sixty-nine cents (69 ¢) on Class IV property,

for the purposes aforesaid, based upon the last assessment therein, as follows:

CLASS	Assessed Valuation	Total Rate of Levy	Taxes Levied (Whole Dollars)
Number I			
Personal Property	\$ 198,675.	17.25¢	\$ 343.
Public Utility Property	<u>263,800.</u>	17.25¢	<u>455.</u>
Total Class No. I	462,475.		798.
Number II			
Real Estate	926,800.	34.5 ¢	3,197.
Number IV			
Real Estate	505,050.	69 ¢	3,485.
Personal Property	399,360.	69 ¢	2,756.
Public Utility Property	<u>61,818,700.</u>	69 ¢	<u>12,549.</u>
Total Class IV	2,723,110.		18,790.
TOTAL LEVY	4,112,385.		22,785.

MUNICIPAL BOND PURPOSES-INTEREST AND SINKING FUND
ORDER

BOND ISSUES AUTHORIZED SINCE NOVEMBER 8, 1932

The Council having ascertained that the amount necessary to be raised by a levy of taxes for the current fiscal year to pay the interest on and provide a sinking fund for the discharge of the principal of a bond of \$16,000. will be \$1,034. according to the estimate made and entered of record on the 14th day of August, 1952, and said estimate having been published as required by law and no one appearing to oppose the same or take exception thereto and the Tax Commissioner having approved the same in writing, it is therefore ordered that said estimate and the rates of levies proposed therein be approved and that the following levies be laid on each one hundred dollars valuation of each class of property, viz:

AUTHORIZED RATES

One and one-half cents (1.5 ¢) on Class No. I property,
Three cents (3 ¢) on Class No. II property, and,
Six cents (6 ¢) on Class No. IV property,

for the purposes aforesaid, based upon the last assessment therein, as follows:

CLASS	Assessed Valuation	Total Rates of Levy	Taxes Levied (Whole Dollars)
Number I			
Personal Property	\$ 198,675	1.5 ¢	\$.30
Public Utility Property	<u>263,800</u>	1.5 ¢	<u>.40</u>
Total Class No. I	462,475		.70
Number II			
Real Estate	926,800	3 ¢	.278
Number IV			
Real Estate	505,050	6 ¢	303

Personal Property	399,360	6 ¢	240
Public Utility Property	<u>1,818,700</u>	6 ¢	<u>1,091</u>
Total Class No. IV	2,723,110		1,634
TOTAL LEVY	4,112,385		1,982

Councilman Reynolds moved the installation of additional street lights at the locations designated below. Motion seconded by Councilman Collins. Motion carried.

1. Kapok Street, pole in Alley, #45-7046 - 1120166
2. Between Dupont and Washington, pole in Alley, No number on pole, Kapok St.
3. Kapok Street between 1st Ave. and Dupont St., pole in Alley, #112036
4. #156-112D50 Kanawha Ave. and Gum Street
5. #112D243, Kanawha Ave. and Fir Street
6. #112D47, Dupont Ave. and Gum Street.
7. #(M) 40888), Kanawha and Elm
8. #112C270, Kanawha and Dogwood
9. #112C171 M 41812, Kanawha and Beech
10. #112C236 AEP 46-7704 Dupont -North End
11. #112C219 47-7258, Beech and Dupont
12. #151 C an P Bus Stop 1st Ave. Across from Pig's Ear
45
13. #112C276 AEP 50-7485 End of Lock Street
14. #112C-166 West 11th Street and Park Ave.
15. #88D244 Middle of Street 13th Street West
16. #112C282 11th Street Railroad Crossing
17. 41st Street Railroad Crossing
18. 4 additional lights on 1st Ave. East End.

Mayor Alexander proposed the appointment of Guy Sizemore as Assistant Fire Chief. Councilman Jones moved, seconded by Councilman Grover, that the

Mayor's recommendation be approved. Motion carried.

Mayor Alexander recommended that the Chief of Police's salary be increased to \$315.00 per month, Sargeant's salary be increased to \$270.00 per month, Parrolman's salary increased to \$255.00 per month, new officers employed at a salary of \$230.00 for a period of 90 days, in the event of previous experience the salary may be that of a Patrolman's pay of \$255.00 per month at the discretion of the Mayor. The Desk Sargeant's salary to be increased to \$135.00 per month. Councilman Gewin moved the adoption of the foregoing recommendation retroactive to July 1, 1952. Councilman Bush seconded the motion. Motion carried.

Mayor Alexander recommended a sick leave and vacation period be designated as follows:

Employed for 12 months - 1 normal work week vacation and 1 normal work week sick leave per year.

Employed for 2 years - 2 normal work weeks vacation and 2 normal work weeks sick leave per year. Prorate vacation is accured.

A doctor's certificate required if employee is off duty over 2 days.

Councilman Collins moved the adoption of the foregoing, motion seconded by Councilman Bush. Motion carried.



Councilman Bush, seconded by Councilman Jones, moved that a \$50.00 reward be offered to the person furnishing the Police Department with information leading to the arrest and conviction of any person turning in a false fire alarm. Motion carried.

There being no further business a motion for adjournment carried.

W.W. Alexander
W.W. Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

September 16, 1952

The City Council met in a regular session Tuesday, September 16, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Bush, Jerome Collins, B.E.Gewin, Frank E. Grover, W.H.Jones, and Harry L. Reynolds members of the Council.

Mayor Alexander called the meeting to order.

The Recorder read minutes of meeting held September 2nd. Councilman Collins moved that minutes be approved as corrected. Motion seconded by Councilman Reynolds. Motion carried.

Copies of the financial statement for month of August were presented. Councilman Bush moved, seconded by Councilman Gewin, the financial statement be accepted. Motion carried.

Councilman Bush moved the authorization of the purchase of three Lieutenant Cap Badges, three Captain Cap badges, three Lieutenant blouse badges and three Captain blouse badges for use in the fire department. Motion seconded by Councilman Jones. Motion carried.

Mayor Alexander appointed Councilman M.L.Bush as a member of the Nitro Police Fund Committee.

Mayor Alexander informed the Council of the appointment of Ralph J.Davis as Patrolman on the Police Department. Councilman Gewin moved the appointment be approved. Motion seconded by Councilman Collins. Motion carried.

Mayor Alexander informed the council that he not been able to secure someone to take care of the park grounds.

The Council discussed the possibility of a summer playground in the east end of town.

There being no further business a motion for adjournment carried.


W.W.Alexander, Mayor


Grace Lewis, Recorder

October 21, 1952

The City Council met in regular session Tuesday, October 21, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Bush, Jerome Collins, B.E.Gewin, Frank E. Grover, and Harry L. Reynolds members of the council.

The meeting was called to order by Mayor Alexander.

The Recorder read the minutes of meeting held September 16th. Councilman Collins moved minutes be approved. Motion seconded by Councilman Bleau. Motion carried.

Copies of the financial statement, for the month of September, were presented. Councilman Bush moved, seconded by Councilman Gewin, the financial statement be accepted. Motion carried.

Mayor Alexander suggested the Councilman Gewin and R.O.Zerbe talk with William Roberts in regard to job as park attendant.

Mayor Alexander appointed Paul Bleau and Harry L. Reynolds to represent the City Council at a Boy Scout Fund Campaign meeting to be held Thursday night in the Methodist Church.

The Mayor informed Council that it was necessary to refloor the bridge at 31st Street.

There being no further business the meeting was adjourned.


W.W.Alexander, Mayor


Grace Lewis, Recorder

November 18, 1952

The City Council met in regular session Tuesday, November 18, 1952.

There were present: Grace Lewis, Recorder, Paul Bleau, M.L.Bush, Frank E. Grover, and Harry L. Reynolds, members of the Council.

In the absence of Mayor Alexander, the meeting was called to order by the Recorder.

The minutes for meeting held October 21st were read. Councilman Reynolds moved, seconded by Councilman Bush, minutes be approved. Motion carried.

Councilman Bush moved the financial statement for the month of October be accepted. Councilman Grover seconded the motion. Motion carried.

Councilman Reynolds was requested to check with Mr. Mollohan the probable installation date on the last order for street lights for the east end of town, also to check on light at 8th Street near Third Avenue and the need of street light at 31st Street and Third Ave.

Councilman Bush proposed a Clean-Up- Program for the town, stating that he had ten steele barrells that would be painted and distributed in the business section of town, to be used as trash disposal containers.

There being no further business the meeting was adjourned.


Grace Lewis, Recorder

December 2, 1952

The City Council met in special session Tuesday, December 2, 1952.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Bush, Jerome Collins, B.E.Gewin, Frank E. Grover, W.H. Jones, and Harry L. Reynolds members of the Council.

Mayor Alexander called the meeting to order.

The Recorder read minutes for meeting held November 18, 1952.

Councilman Reynolds moved minutes be approved. Motion seconded by Councilman Jones. Motion carried.

Council discussed further plans for the Clean-up-Campaign, and it was decided to secure a member from each of the civic organizations to work as a committee on this drive. Councilman Bush was named Chairman to head said committee.

Councilman Gewin reported that he and Mr. Zerbe, president of the Park Board, had discussed with William Roberts terms of working as part time caretaker of the park and had employed Mr. Roberts at a salary of \$300.00 per year with the rate of pay of \$20.00 per month for nine months and \$40.00 per month for three months out of the year.

Councilman Gewin proposed that the council approve the hiring of Mr. Roberts at the proposed salary. Motion seconded by Councilman Grover. Motion carried.

Councilman Reynolds was asked to check with Mr. Mollohan of the Power Company with regard to a street light on 3rd Avenue - 8th Street, which had been moved to about middle wayes of 8th Street (a distance of approximately 40 feet), an additional street light on 3rd Avenue 31st Street,

and an additional street light at Dupont Avenue and Ivy Street.

Councilman Gewin moved the Power Company be notified to install additional street light at Dupont Avenue and Ivy Street. Motion seconded by Councilman Bush. Motion carried.

Mayor Alexander informed the Council at a recent meeting held at the fire station - mention was made of the fire hydrant at the lower end of the School house on 21st Street - the pumper plug is sitting at an angle - Mayor Alexander stated further that he would contact the Water Company with regard to rotating the hydrant 90 degrees counter clock wise in order to remedy this situation.

There being no further business the meeting adjourned.

Grace Lewis
Grace Lewis, Recorder

W.W. Alexander
W.W. Alexander, Mayor

January 12, 1953

The City Council met in a special session Tuesday, January 12, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, Jerome Collins, M.L.Bush, B.E.Gewin, Frank E. Grover, W.H.Jones, and Harry L. Reynolds member of the council.

Mayor Alexander called the meeting to order and explained the purpose of the meeting was to discuss the installation of a sidewalk from the East end of town to 41st Street and widening of the main highway, by the State Road Commission, from the East City limit line to the Railroad crossing, suggested that the Council ask the State Road Commission to widen the above mentioned highway to approximately 9 feet to tie in with proposed sidewalk, curb and gutter (the curb and gutter and sidewalk to be installed by the City.)

Councilman Bleau moved, seconded by Councilman Collins, that the City ask for commitment from the State Road Commission to install necessary paving to tie in with the highway to the proposed sidewalk, extending on the river side from the City limit line to the railroad crossing. Motion carried.

Mayor Alexander mentioned to the Council that he had had numerous complaints from resident on the unpaved streets and that since the City has been unable to secure cinders to properly care for the streets, requested that a committee composed of Councilmen Grover, Reynolds and Bleau check the following streets with regard to paving and as to the percentage of property built up and make a report of their findings to the Council at the next meeting:

West 11th Street, Broadway, 30th Street, upper half of 16th and 17th Streets, Payne, Layne, Beech, Elm, Section of Washington Avenue from

Ash to Elm Streets, Dupont Avenue, from Gum to Elm, 5th and 6th Streets.

The Council asked that a letter be written to the New York Central Railroad Company, requesting the installation of blinker lights at the 11th Street Railroad crossing.

Mayor Alexander informed the council that B.E. Gewin had been named Chairman of the School Building Committee, replacing W.E. Chandler, who is moving from Nitro, and announced further that the School Committee planned a meeting with the School Board January 22nd.

There being no further business the meeting adjourned.


Grace Lewis, Recorder


W.W. Alexander, Mayor

January 20, 1953

The City Council met in regular session Tuesday, January, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Bush, Jerome Collins, B.E.Gewin, F.E.Grover, W.H.Jones, and Harry L. Reynolds members of the council.

Mayor Alexander called the meeting to order.

The Recorder read minutes of meetings held December 2nd and January 12th.

Councilman Collins, seconded by Councilman Jones, moved minutes be approved. Motion carried.

Copies of the financial statements for the months of November and December were presented. Councilman Bush moved the financial statements be accepted motion seconded by Councilman Reynolds. Motion carried.

The Street paving committee report was read recommending that peitions for paving be made up and distributed.

Councilman Reynolds moved, seconded by Councilman Bleau, that the City order 32 batteries for the Fire Department. Motion carried.

Councilman Bleau moved that bunker clothes be purchased for the four regular firemen. Motion seconded by Councilman Bush. Motion carried.

Councilman Reynolds reported the additional street lights were being installed by the Power Company.

Councilman Gewin moved the City order three additional chairs for the Council room. Motion seconded by Councilman Collins. Motion carried.

The Recorder read the Report of Audit of Nitro Police Fund as made and signed by M.L.Bush, Councilman, as follows:

Total Receipts from October 16, 1951 to December 30, 1952 deposited
 in Nitro Bank ----- \$ 1,982.64
 Less Total Disbursements Checks No 1 to 32 inc. 1,153.12
 Balance as per Bank Statement November 28, 1952 829.52
 Cash and Checks on hand ----- 27.00
 Total amount in Fund, Cash and Bank of Nitro 12/30/52 856.52

Councilman Gewin moved, seconded by Councilman Collins, that the
 above audit be accepted. Motion carried.

The Mayor and Council discussed complaints being made by residents
 regarding dogs - it was decided that the people should be notified through
 the local newspaper to contact the County Sheriff regarding this matter.

Councilman Bush moved, seconded by Councilman Collins, that
 the City attorney be directed to write a letter to the Kanawha County
 Board of Education granting permission to the Board to relocate the
 branch line sewers serving the Nitro School property, without any
 expense on the part of the City. Motion carried.

There being no further a motion for adjournment carried.

Grace Lewis
 Grace Lewis, Recorder

W.W. Alexander
 W.W. Alexander, Mayor

February 2, 1953

The City Council met in special session Monday, February 2, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Bush, Jerome Collins, B.E.Gewin, F.E.Grover, W.H.Jones, and Harry L. Reynolds members of the Council.

Mayor Alexander called the meeting to order.

The Traffic committee suggested that Captain Warner be instructed to check the parking situation at Central Super Market and 11th Street Grocery with the idea of eliminating parking on First Avenue near the place of business.

Councilman Jones, moved, seconded by Councilman Collins, authorizing the order of a new traffic light with walk light to replace light at 21st Street and Second Avenue. Motion carried.

Councilman Bleau moved, seconded by Councilman Bush, authorization be given the Mayor to hire equipment and labor necessary to repair sewer break on Elm Street. Motion carried.

There being no further business a motion for adjournment carried.


Grace Lewis, Recorder


W.W.Alexander, Mayor

February 17, 1953

The City Council met in regular session Tuesday, February 17, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Elen, M.L.Bush, Jerome Collins, B.E.Gewin, F.E.Grover, W.H.Jones, and Harry L. Reynolds members of the Council.

Mayor Alexander called the meeting to order.

The Recorder read minutes of session held January 20th and February 2nd.

Councilman Gewin moved, seconded by Councilman Collins, minutes be approved. Motion carried.

Copies of the financial statement for month of January were presented.

Councilman Jones moved financial statement be accepted, motion seconded by Councilman Reynolds. Motion carried.

Mayor Alexander informed the Council of a sewer brake on Kanawha Avenue at Hichory Street.

Councilman Reynolds moved, seconded by Councilman Jones, that the Mayor be authorized to have the sewer brake inspected and make necessary repairs. Motion carried.

Councilman Reynolds moved, seconded by Councilman Jones, that the Appalachian Electric Power Company be requested to install an additional street light between Washington and Dupont Avenue on Dupont Avenue. Motion carried.

Councilman Bush announced that Clean up week would begin the week of April 6th.

There being no further business the meeting was adjourned.

W.W.Alexander
W.W.Alexander, Mayor

Grace Lewis
Grace Lewis, Recorder

TO THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF NITRO:

Paul Bleau, M.L.Bush, B.F.Gewin, Jerome Collins,

F.E.Grover, W.H.Jones and Harry L. Reynolds.

You, and each of you, will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chambers in the City Hall of said City on April 7, 1953, at 7:30 o'clock, P.M. for the purpose of discussing contract with Magnus Company in relation to purchasing property of West Virginia Water Service Company in the City of Nitro.

Respectfully yours,

W.W. Alexander
W.W. Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely:

Paul Bleau
M.L. Bush
B.F. Gewin
Jerome Collins
F.E. Grover
W.H. Jones
H.L. Reynolds

TO THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF NITRO:

Paul Bleau, M.L. Bush, B.E. Gwin, Jerome Collins,

F.E. Grover, W.H. Jones and Harry L. Reynolds.

You, and each of you, will please take notice that a Special Meeting of the Council of the City of Nitro, West Virginia, is hereby called and will be held in the Council Chambers in the City Hall of said City on April 7, 1953, at 7:30 o'clock, P.M. for the purpose of discussing contract with Magnus Company in relation to purchasing property of West Virginia Water Service Company in the City of Nitro.

Respectfully yours,

W.W. Alexander
W.W. Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely:

Paul Bleau
M.L. Bush
B.E. Gwin
Jerome Collins
F.E. Grover
W.H. Jones
Harry L. Reynolds

March 17, 1953

The City Council met in regular session Tuesday, March 17, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.M.Bush, Jerome Collins, E.E.Gewin, F.E.Grover, W.H.Jones, and Harry L. Reynolds members of the council.

Mayor Alexander called the meeting to order.

The minutes of meeting held February 17th were read. Councilman Bush moved minutes be approved as read. Motion seconded by Councilman Reynolds. Motion carried.

Copies of the financial statement for the month of February were presented. Councilman Bleau moved, seconded by Councilman Jones, the financial statement be accepted. Motion carried.

The Council agreed that a bumper guard be installed on 31st Street bridge.

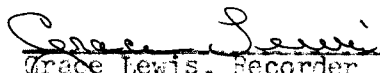
Mayor Alexander appointed Councilman Grover to assist Councilman Bush on the Clean-up campaign.

Councilman Reynolds moved the power company be requested to install an additional street light on pole 1220132 located on Logwood Street. Motion seconded by Councilman Grover. Motion carried.

It was suggested that the Business Mens Retail Association be requested to cooperate with the City Government in an effort to eliminate sign boards along First Avenue.

There being no further business the meeting adjourned.


W.W.Alexander, Mayor


Grace Lewis, Recorder

April 7, 1953

At a Special Meeting of the Council of the City of Nitro, regularly called on the 7th day of April, 1953, there were present, W.W. Alexander, Mayor, Grace Lewis, Recorder, and Paul Blum, M.L. Bush, Jerome Collins, E.E. Gwin, F.E. Grover, Harry L. Reynolds members of the Council.

Mayor Alexander called the meeting to order and explained that this meeting had been called for the purpose of discussing contract with Magnus Company in relation to purchasing property of West Virginia Water Service Company in the City of Nitro.

After considerable discussion, Councilman Bush moved, seconded by Councilman Gwin, the following resolution be adopted. Upon vote by the Council the motion carried.

WHEREAS, the City Council met in special session Tuesday, May 6, 1952, and, among other things, authorized an investigation by Magnus and Company concerning the financing of the purchase and operation of Nitro Waterworks System; and

WHEREAS, Magnus and Company at such time represented to the Council that immediate action was necessary to adequately protect and promote the interests of the City of Nitro in the acquisition of the waterworks system, and

WHEREAS, Magnus and Company further represented to the City that it had immediately available complete and full records of the past earnings record, the private company's actual reported statements of earnings and expenses and the earning ability of the waterworks, as well as other information relative to its management and operation; and

WHEREAS, Magnus and Company further represented to the City that from this information immediately available to it a report would promptly be made to the Council governing the waterworks and an analysis of its operation by the City to be used as a basis for negotiations for its acquisition; and

WHEREAS, the Council in dealing with Magnus and Company relied upon the aforementioned representations and concurred with Magnus and Company that speed was essential in order to protect and promote the interests of the City with regard to the said waterworks; and

WHEREAS, eleven months have elapsed since the said agreement was reached with Magnus and Company; and

WHEREAS, Magnus and Company, during this entire period, has failed to make to the council the aforesaid report and analysis and has failed to furnish to the Council the information it represented as being immediately available and which it stated would be supplied promptly to the Council; and

WHEREAS, it is apparent to the Council that Magnus and Company either does not have such information available as represented or does not choose to perform its obligations to supply such report and analysis, but rather has attempted to have the Council secure such information itself; and

WHEREAS, without such report and analysis the City has been greatly hindered and prevented from proceeding with its efforts for the acquisition of such waterworks; and

WHEREAS, the only action taken by Magnus and Company has been to prepare two letters directed to Mr. T. J. Blair, Jr., President of the West Virginia Water Service Company, for the signature of the Mayor in an effort to acquire information which had been represented to the Council as already being in the possession of Magnus and Company; and

WHEREAS, all that was procured through the aforesaid two letters was the refusal of West Virginia Water Service Company to sell its properties, and Magnus and Company has taken no further action in that behalf; and

WHEREAS, Magnus and Company has offered no further assistance in the matter of the waterworks acquisition but rather attempted to induce the Council to enter into agreements with Magnus and Company with regard to financing the acquisition of sewage disposal facilities; and

WHEREAS, no further word has been received from Magnus and Company since that date; and

WHEREAS, it is apparent to the Council that the representations made to the Council by Magnus and Company, and upon which it acted, were not true and correct, and that Magnus and Company has failed to perform and supply the consideration required of it in its proposal to the Council, that considerable time has been wasted through the said failure of Magnus and Company, that the interests of the City have been prejudiced thereby and that further delay would greatly endanger the prospects of the City's acquiring the waterworks system if and when same become available for purchase, and that Magnus and Company

has apparently abandoned all efforts to perform its obligations and to assist the City in the acquisition of the said waterworks and rather is attempting to secure the participation of the City in some agreement for the acquisition of a sewage disposal system; and

WHEREAS, the Council is of opinion that Magnus and Company has wholly and completely failed to perform its obligations to the City and has evidenced lack of good faith in its actions heretofore, and that the interests of the City have been greatly prejudiced thereby; and

WHEREAS, there was and is no consideration for said agreement; and

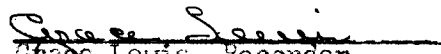
WHEREAS, for the foregoing reasons, the Council considers that the agreement with regard to the waterworks between Magnus and Company and the City is, therefore, at an end and terminated,

NOW, THEREFORE, BE IT RESOLVED that for the foregoing reasons the agreement between the City and Magnus and Company, bearing date the 6th day of May, 1952, with regard to the acquisition of the waterworks system by the City, be, and the same hereby is, rescinded, cancelled and terminated; and

BE IT FURTHER RESOLVED that the Mayor and Recorder be directed to prepare a certified copy of this Resolution and mail the same to Magnus and Company, Cincinnati, Ohio, by registered mail with return receipt requested.

There being no further business the meeting was adjourned.


W. H. Alexander, Mayor


Grace Lewis, Recorder

April 21, 1953

The City Council met in regular session on the 21st day of April, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, M.L.Bush, W.H.Jones, R.J.Collins, Paul Bleau, Harry L. Reynolds, F.E.Grover, members of Council.

Mayor Alexander called the meeting to order.

The Recorder read the minutes of meeting held April 7th, 1953 and March 17th, 1953.

Councilman Reynolds moved that minutes of the last previous meetings be approved. Motion seconded by Councilman F.E.Grover. Motion carried.

Copies of financial statement for month of March, 1953 were presented. Councilman Bush moved financial statement be accepted. Motion seconded by Councilman Bleau. Motion carried.

Councilman Bush moved, seconded by Councilman Grover, the adoption of the following resolution. Motion carried.

RESOLUTION

WHEREAS, the County Court of Putnam County, West Virginia, under the provisions of Chapter 7, Article 1, Section 3d, of the Code of West Virginia, has by order duly entered authorized payment of the sum of Five Hundred Dollars (\$500.00) for the Fiscal year 1952-1953, to the City of Nitro, which said City operates within said Putnam County, a public fire protection facility as defined by said section,

under condition that said Nitro Fire Department shall render assistance in the prevention and control of fires to the residents of the North side of the Kanawha River in Putnam County, West Virginia; and

WHEREAS, the City of Nitro desires to make available to said residents the facilities of its Fire Department as required by said order of said Putnam County Court; and

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NITRO AS FOLLOWS:

1.. The City of Nitro acknowledges acceptance of the financial assistance in the said amount of \$500.00 as per the terms of the order entered by said Putnam County Court.

2. The City of Nitro agrees to make available to the residents of Putnam County on the North side of the Kanawha River and outside the corporate limits of the City of Nitro the services of its Fire Department, it being a public fire protection facility as contemplated by the statute above recited.

3. The services agreed to be rendered hereunder shall be upon call authenticated by any responsible persons as to the need for said services.

4.. That an authenticated copy of this Resolution be delivered to the Clerk of said Court.

Grace Lewis, Recorder

City of Nitro

Councilman Collins was asked to check the unsanitary condition existing on the hill above 11th Street.

Thereupon the Council proceeded to discuss and consider the petitions which had heretofore been filed with the City Recorder

and with Council, and the requests and proposals of interested persons and of Council for the grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, and guttering and otherwise permanently improving the streets hereinafter named, and for building, constructing and renewing sidewalks in and on the following named streets and public ways: Elm Street (formerly Fifth Avenue) from and including its intersection with First Avenue (formerly Main Street - W.Va. Route No. 25) to and including its intersection with Kanawha Avenue (formerly Kanawha Street); Beech Street (formerly Second Avenue) from and including its intersection with First Avenue (formerly Main Street - W.Va. Route No. 25) to and including its intersection with Kanawha Avenue (formerly Kanawha Street); Washington Avenue (formerly Washington Street) from and including its intersection with Ash Street (formerly First Avenue) to and including its intersection with Fir Street (formerly Sixth Avenue); Broadway Avenue from and including its intersection with Eleventh Street, West, to and including its intersection with Lock Street; Broadway Avenue from the end of pavement on Broadway Avenue 66 feet south of Lock Street to the East property line of the West Virginia Water Service Company Property; Payne Avenue from and including its intersection with Lock Street (W.Va. Route No. 25) to and including its intersection with Boundary Street; 5th Street from and including its intersection with First Avenue (W.Va. Route No. 25) to and including its intersection with Third Avenue (Old

County Road); 12th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 16th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); 17th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); 29th Street from and including its intersection with Second Avenue to the Westerly edge of Blake's Creek; 30th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 13th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); 13th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 26th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 27th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 37th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 38th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 18th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); Washington Avenue (formerly Washington Street) from and including its intersection with Beech Street (formerly Second Avenue) to and including its intersection with Elm Street (formerly Fifth

Avenue)-the latter named street to be improved also by construction of sidewalks on both sides of street.

Thereupon Councilman Bush moved that Council accept above named petitions and that it also accept the proposals of the interested persons and of Council for the said improvement of said above named streets and portions of streets, and moved that the City proceed to grade, drain, pave, re-pave, surface, re-surface, curb, re-curb, and gutter and to build, construct and renew sidewalks in and on above named streets and public ways and that said improvements be done under and pursuant to the procedure set forth and provided in Article 8, Chapter 8, of the Code of West Virginia, as amended by Chapter 89, Acts of the Legislature, Regular Session, 1949; and further moved that the Council do fix May 18th, 1953, at 7:30 o'clock P.M. EST, in its Council Chamber in the City Hall of said City as the time and place of a public meeting of the Council for the hearing of protests and objections or other remarks of property owners or other interested persons and for any adjournment; and further that the City Recorder be authorized and directed to publish the following notice once a week for three successive weeks in the Kanawha Valley Leader, the only newspaper published within the City of Nitro and having a general circulation therein, said Notice being as follows:

Notice to all persons or Corporations owning property abutting on the following named streets or public ways in the City of Nitro, Kanawha and Putnam Counties, West Virginia: Elm Street (formerly Fifth Avenue) from and including its intersection with First Avenue (formerly Main

Street-W.Va. Route No. 25) to and including its intersection with Kanawha Avenue (formerly Kanawha Street); Beech Street (formerly Second Avenue) from and including its intersection with First Avenue (formerly Main Street - W.Va. Route No. 25) to and including its intersection with Kanawha Avenue (formerly Kanawha Street); Washington Avenue (formerly Washington Street) from and including its intersection with Ash Street (formerly First Avenue) to and including its intersection with Fir Street (formerly Sixth Street); Broadway Avenue from and including its intersection with Eleventh Street, West, to and including its intersection with Lock Street; Broadway Avenue from the End of pavement on Broadway Avenue 66 feet South of Lock Street to the East property line of the West Virginia Water Service Company; Layne Avenue from and including its intersection with Lock Street (W.Va. Route No. 25) to and including its intersection with Boundary Street; Payne Avenue from and including its intersection with Lock Street (W.Va. Route No. 25) to and including its intersection with Boundary Street; 5th Street from and including its intersection with First Avenue (W.Va. Route No. 25) to and including its intersection with Third Avenue (Old County Road); 12th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 16th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); 17th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue

(Old County Road); 29th Street from and including its intersection with Second Avenue to the Westerly edge of Blake's Creek; 30th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 13th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); 13th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 26th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 27th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 37th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 38th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 18th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); Washington Avenue (formerly Washington Street) from and including its intersection with Beech Street (formerly Second Avenue) to and including its intersection with Elm Street (formerly Fifth Avenue) - the latter named street to be improved also by construction of sidewalks on both sides of street.

Proposals have been made to the Common Council of the City of Nitro to permanently improve the portions of the streets described above in the City of Nitro by grading, re-grading, draining, paving, re-paving surfacing, re-surfacing, curbing, re-curbing, guttering,

and otherwise permanently improving said streets or public ways, and by building, constructing and renewing sidewalks in and on said streets or public ways and by constructing, providing and renewing any such improvements or other permanent public improvements in and on said above named streets and public ways, as the Common Council of the City of Nitro may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets.

The proposals to make such improvements and the plans, specifications, profiles and estimates will be considered by the Common Council of the City of Nitro at a public meeting to be held on the 18th day of May, 1953, at 7:30 o'clock, p.m. at the City Building in said City of Nitro. Any abutting owners or interested parties will be given an opportunity to protest or be heard at said meeting or any adjournment thereof.

Done by action of the Council of the City of Nitro on the 21st day of April, 1953.

City of Nitro

Grace Lewis

City Recorder

Said motion was seconded by Councilman Reynolds, and on a vote being taken all Councilmen voted aye, except Councilman Gewin, who was absent. The Mayor declared said motion unanimously passed and so ordered.

Councilman Bush, seconded by Councilman Eleau, moved that Joseph A. Spence of Municipal Engineering Corporation, of Nitro, West

Virginia, be appointed and designated as City Engineer for the purposes of the permanent improvements to said streets heretofore ordered to be improved in the manner heretofore approved, and further said Engineer be authorized and directed to proceed with the necessary work in surveying, preparing plans, specifications and profiles and estimates of the costs of said improvements to be filed with the City Recorder prior to the protest meeting heretofore set or any adjournment thereof; and further that Dennis R. Knapp, a duly licensed attorney, be, and he is hereby appointed attorney for the City for the purposes of said work of permanent improvement and he is hereby authorized and directed to prepare such notices, ordinances and information as may be necessary or required by the Council in connection with the permanent improvements to said streets as aforesaid.

All Councilmen voted aye, except Gewin who was absent.

The Mayor declared that said motion had been unanimously passed and so ordered.

It was called to attention of Council by the Mayor that additional right of way for street purposes should be secured for the street extending from Lock Street in a northerly direction to Eleventh Street, West and commonly called Broadway Avenue, and that the owner of abutting property, the United Fuel Gas Company, was willing to give sufficient additional right of way to make said street fifty (50) feet wide, whereupon Councilman Bleau, seconded by Councilman Collins, moved that the Mayor be authorized to accept from United Fuel Gas Company such additional right of

way for said street, without cost to the City of Nitro, and that said street or public way be officially designated as Broadway Avenue, which said motion was unanimously adopted.

Thereupon the Council proceeded to discuss and consider the petitions which had heretofore been filed with the City Recorder and with Council, and the requests and proposals of interested persons ^{the} and of Council for/grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, and guttering and otherwise permanently improving the streets hereinafter named, and for building, constructing and renewing sidewalks in and on the following named streets and public ways: Layne Avenue from and including its intersection with Lock Street (W.Va. Route No. 25) to and including its intersection with Boundary Street; Eleventh Street, West, from and including its intersection with First Avenue to and including its intersection with Broadway Avenue.

Thereupon Councilman Bush moved that Council accept above named petitions and that it also accept the proposals of the interested persons and of Council for the said improvement of said above named streets and portions of streets, and moved that the City proceed to grade, drain, pave, re-pave, surface, re-surface, curb, re-curb, and gutter and to build, construct and renew sidewalks in and on above named streets and public ways and that said improvements be done under and pursuant to the procedure set forth and provided in Article 8, Chapter 8, of the Code of West Virginia, as amended by Chapter 89, Acts of the Legislature, Regular Session, 1949; and

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further moved that the Council do fix May 25, 1953, at 7:30 o'clock, p.m. EST., in its Council Chamber in the City Hall of said City as the time and place of a public meeting of the Council for the hearing and protests and objections or other remarks of property owners or other interested persons and for any adjournment; and further that the City Recorder be authorized and directed to publish the following notice once a week for three successive weeks in the Kanawha Valley Leader, the only newspaper published within the City of Nitro and having a general circulation therein, said notice being as follows:

NOTICE TO ALL PERSONS OR CORPORATIONS OWNING PROPERTY ABUTTING ON THE FOLLOWING NAMED STREETS OR PUBLIC WAYS IN THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA:

LAYNE AVENUE FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET (W.VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH BOUNDARY STREET ; ELEVENTH STREET, WEST, FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE, TO AND INCLUDING ITS INTERSECTION WITH BROADWAY AVENUE.

Proposals have been made to the Common Council of the City of Nitro to permanently **improve** the portions of the streets described above in the City of Nitro by grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, guttering, and otherwise permanently improving said streets or public ways, and by building, constructing, and renewing sidewalks in and on said streets or public ways and by constructing, providing and renewing any such improvements or other permanent public improvements in and on said above named streets and public ways, as the Common Council of

the City of Nitro may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets.

The proposals to make such improvements and the plans, specifications, profiles and estimates will be considered by the Common Council of the City of Nitro at a public meeting to be held on the 25th day of May, 1953, at 7:30 o'clock p.m. at the City Building in said City of Nitro. Any abutting owners or interested parties will be given an opportunity to protest or be heard at said meeting or any adjournment thereof.

Done by action of the Council of the City of Nitro on the 21st day of April, 1953.

City of Nitro

Grace Lewis

City Recorder

And further that notice be given to the New York Central Railroad, the only foreign railroad or foreign corporation owning property abutting on said streets, in manner and form as required by Section 1, Article 10, Chapter 8 of the Code of West Virginia.

Said motion was seconded by Councilman Reynolds, and on a vote being taken all Councilmen voted aye, except Gewin who was absent. The Mayor declared said motion unanimously passed and so ordered.

Councilman Bush, seconded by Councilman Bleau, moved that Joseph A. Spence of Municipal Engineering Corporation, of Nitro, West Virginia, be appointed and designated as City Engineer for the purposes of the permanent improvements to said streets heretofore ordered

to be improved in the manner heretofore approved, and further said Engineer be authorized and directed to proceed with the necessary work in surveying, preparing plans, specifications and profiles and estimates of the costs of said improvements to be filed with the City Recorder prior to the protest meeting heretofore set or any adjournment thereof; and further that Dennis R. Knapp, a duly licensed Attorney, be, and he is hereby appointed attorney for the City for the purposes of said work of permanent improvement and he is hereby authorized and directed to prepare such notices, ordinances and information as may be necessary or required by the Council in connection with the permanent improvements to said streets as aforesaid.

All Councilmen voted aye, except Gewin who was absent.

The Mayor declared that said motion was unanimously passed and so ordered.

There being no further business the meeting was adjourned.


Grace Lewis, Recorder


W.W. Alexander, Mayor

TO THE MEMBERS OF THE COUNCIL OF THE CITY OF NITRO:

Paul Eleau, M.L.Push, Jerome Collins, B.F.Gewin, F.E.Grover,
W.H.Jones and Harry L. Reynolds.

You, and each of you will please take notice that
a Special Meeting of the Council of the City of Nitro, West Virginia,
is hereby called and will be held in the Council Chamber in the City
Hall of said City on May 18, 1953, at 7:30 o'clock, P.M. for the pur-
pose of conducting a public meeting to hear protest or objections
of the owners of property abutting on Elm Street (formerly Fifth
Avenue) from and including its intersection with First Avenue
(formerly Main Street - W.Va. Route No. 25) to and including its
intersection with Kanawha Avenue (formerly Kanawha Street); Beech
Street (formerly Second Avenue) from and including its intersection
with First Avenue (formerly Main Street - W.Va. Route No. 25) to and
including its intersection with Kanawha Avenue (formerly Kanawha
Street); Washington Avenue (formerly Washington Street) from and
including its intersection with Ash Street (formerly First Avenue)
to and including its intersection with Fir Street (formerly Sixth
Avenue); Broadway Avenue from and including its intersection with
Eleventh Street, West, to and including its intersection with Lock
Street; Broadway Avenue from the end of Pavement on Broadway Avenue
66 feet South of Lock Street to the East property line of the West
Virginia Water Service Company Property; Layne Avenue from and
including its intersection with Lock Street (W.Va. Route No. 25) to
and including its intersection with Boundary Street; Payne Avenue
from and including its intersection with Lock Street (W.Va. Route
No. 25) to and including its intersection with Boundary Street;
5th Street from and including its intersection with First Avenue

(W.Va. Route No. 25) to and including its intersection with Third Avenue (Old County Road); 12th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 16th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); 17th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); 29th Street from and including its intersection with Second Avenue to the Westerly Edge of Blake's Creek; Eleventh Street, West, from and including its intersection with First Avenue to and including its intersection with Broadway Avenue; 30th Street from and including ~~itx~~ its intersection with First Avenue to and including its intersection with Second Avenue; 13th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); 13th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 26th Street from and including its intersection with First Avenue to and including intersection with Second Avenue; 27th Street from and including its intersection with ~~First Avenue to and including its~~ intersection with Second Avenue; 37th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 38th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 18th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); Washington Avenue (formerly Washington Street) from and including its intersection with Beech Street (formerly Second Avenue) to and including its intersection with Elm Street (formerly Fifth Avenue)- the latter named street to be improved also by construction of sidewalks on both sides of Street; all in the said City of Nitro,

considering any matters relating to said proposed permanent improvements, and any other matters that may properly come before the Council.

Respectfully yours,

W.W. Alexander

W.W. Alexander, Mayor

The foregoing notice is hereby accepted as being both sufficient and timely.

Paul Slean
H.L. Reynolds
R. Brown
M.L. Burk
F. G. Grover
H. L. Jones
R. J. Collins

May 18, 1953

The City Council of the City of Nitro met in Special session in the Council Chamber in the City Hall of Nitro, West Virginia, on May 18, 1953, at 7:30 o'clock, P.M. pursuant to Resolution and Ordinance of the City Council adopted on the 21st day of April, 1953, and notice duly published in the Kanawha Valley Leader, a newspaper of general circulation in said City.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, W.H.Jones, Jerome Collins, M.L.Bush, B.E.Gewin, F.E.Grover, Paul Bleau and Harry L. Reynolds, members of the Council.

Thereupon the Mayor announced that this was a duly called and advertised meeting of the City Council pursuant to a Resolution and Ordinance duly made and adopted at a meeting of the Council held April 21, 1953, for the purpose of conducting a public meeting to hear protests or objections of owners of property abutting on Elm Street (formerly Fifth Avenue) from and including its intersection with First Avenue (formerly Main Street - W.Va. Route No. 25) to and including its intersection with Kanawha Avenue (formerly Kanawha Street); Beech Street (formerly Second Avenue) from and including its intersection with First Avenue (formerly Main Street - W.Va. Route No. 25) to and including its intersection with Kanawha Avenue (formerly Kanawha Street); Washington Avenue (formerly Washington Street) from and including its intersection with Ash Street (formerly First Avenue) to and including its intersection with Fir Street (formerly Sixth Avenue); Broadway Avenue from and including its

intersection with Eleventh Street, West, to and including its intersection with Lock Street; Broadway Avenue from the end of pavement on Broadway Avenue 66 feet south of Lock Street to the east property line of the West Virginia Water Service Company Property; Payne Avenue from and including its intersection with Lock Street (W.Va. Route No. 25) to and including its intersection with Boundary Street; 5th Street from and including its intersection with First Avenue (W.Va. Route No. 25) to and including its intersection with Third Avenue (Old County Road); 12th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 16th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); 29th Street from and including its intersection with Second Avenue to the westerly edge of Blake's Creek; 30th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 13th Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (old County Road); 13th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 27th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 37th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 38th Street from and including its intersection with First Avenue to and including its intersection with Second Avenue; 18th

Street from and including its intersection with Second Avenue to and including its intersection with Third Avenue (Old County Road); Washington Avenue (formerly Washington Street) from and including its intersection with Beech Street (formerly Second Avenue) to and including its intersection with Elm Street (formerly Fifth Avenue), all as set out in the notice to owners of abutting property, a copy of which, together with Publisher's Affidavit of due and legal publication was presented to the Council, that therefore Council would proceed to hear and consider any questions or protests of owners of property abutting on said streets and portions of streets and all interested persons as to the proposed permanent improvement; and that the City Engineer had completed the plans, profiles and specifications and cost estimates which had heretofore been filed with Council, and a number of questions were asked and explanations made of the plans and specifications and estimates of cost given; that several interested persons were present and made inquiry as to construction plans, but no protests were received except that of Mrs. Lena Schultz on 26th Street, and O.H.O'Dell, Iva Young, Jack Landers, Earl Boggess, and George Hartwell on 17th Street, and upon motion of Councilman Collins, seconded by Councilman Bush, action on improvement of said streets was deferred to an adjourned and recessed special meeting of Council to be held on May 25, 1953.

Thereupon the Recorder advised Council that the notice to abutting property owners of the proposed permanent improvements had been duly published for three successive weeks in the Kanawha

Valley Leader as directed by Council in a motion passed at its regular meeting held April 21, 1953.

Thereupon Councilman Collins, seconded by Councilman Jones, moved that the Publisher's Affidavit and Certificate of Publication of said notice, by Cecil Walker, Publisher of said paper, be made a part of the minutes of this meeting described in said notice. Upon a vote being taken the Councilmen voted unanimously in favor of said motion and the Mayor directed the same passed and so ordered.

Said Affidavit and Certificate of Publication of said notice is as follows:

Printer's Fee \$

AFFIDAVIT OF PUBLICATION

STATE OF WEST VIRGINIA,

COUNTY OF KANAWHA, to-wit:

I, Cecil R. Walker, Manager of Kanawha Valley Leader, a Weekly Newspaper of general circulation, published in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

LEGAL NOTICE

NOTICE TO ALL PERSONS OR CORPORATION OWNING PROPERTY ABUTTING ON THE FOLLOWING NAMED STREETS OR PUBLIC WAYS IN THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA: ELM STREET (FORMERLY FIFTH AVENUE) FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE (FORMERLY MAIN STREET - W.VA. ROUTE NO. 25) TO AND INCLUDING ITS

INTERSECTION WITH KANAWHA AVENUE (FORMERLY KANAWHA STREET); BEECH STREET (FORMERLY SECOND AVENUE) FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE (FORMERLY MAIN STREET - W.VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH KANAWHA AVENUE (FORMERLY KANAWHA STREET); WASHINGTON AVENUE (FORMERLY WASHINGTON STREET) FROM AND INCLUDING ITS INTERSECTION WITH ASH STREET (FORMERLY FIRST AVENUE) TO AND INCLUDING ITS INTERSECTION WITH FIR STREET (FORMERLY SIXTH AVENUE); BROADWAY AVENUE FROM AND INCLUDING ITS INTERSECTION WITH ELEVENTH STREET, WEST, TO AND INCLUDING ITS INTERSECTION WITH LOCK STREET; BROADWAY AVENUE FROM THE END OF PAVEMENT ON BROADWAY AVENUE 66 FEET SOUTH OF LOCK STREET TO THE EAST PROPERTY LINE OF THE WEST VIRGINIA WATER SERVICE COMPANY PROPERTY; LAYNE AVENUE FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET (W.VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH BOUNDARY STREET; PAYNE AVENUE FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET (W.VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH BOUNDARY STREET; 5TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE (W.VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 12TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 16TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 17TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 29TH STREET FROM AND INCLUDING

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ITS INTERSECTION WITH SECOND AVENUE TO THE WESTERLY EADGE OF BLAKE'S CREEK; ELEVENTH STREET, WEST, FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH BROADWAY AVENUE; 30TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 13TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 13TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 26TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 27TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 37TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 38TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 18TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); WASHINGTON AVENUE (FORMERLY WASHINGTON STREET) FROM AND INCLUDING ITS INTERSECTION WITH HEECH STREET (FORMERLY SECOND AVENUE) TO AND INCLUDING ITS INTERSECTION WITH ELM STREET (FORMERLY FIFTH AVENUE) - THE LATTER NAMED STREET TO BE IMPROVED ALSO BY CONSTRUCTION OF SIDEWALKS ON BOTH SIDES OF STREET.

Proposals have been made to the Common Council of the City of Nitro to permanently improve the portions of the streets described above in the City of Nitro by grading, re-grading, draining, paving,

re-paving, surfacing, re-surfacing, curbing, re-curbing, guttering, and otherwise permanently improving said streets or public ways, and by building, constructing and renewing sidewalks in and on said streets or public ways and by constructing, providing and renewing any such improvements or other permanent public improvements in and on said above named streets and public ways, as the Common Council of the City of Nitro may deem proper and to assess the cost of such improvements on the property abutting said portions of said streets.

The proposals to make such improvements and the plans, specifications, profiles and estimates will be considered by the Common Council of the City of Nitro at a public meeting to be held on the 18th day of May, 1953, at 7:30 o'clock, p.m. at the City Building in said City of Nitro. Any abutting owners or interested parties will be given an opportunity to protest or be heard at said meeting or any adjournment thereof.

Done by action of the Council of the City of Nitro on the 21st day of April, 1953.

City of Nitro

Grace Lewis

City Recorder

was duly published in said paper once a week for 3 successive weeks, commencing with the issue of the 1st day of May and ending with the 15th day of May, 1953 and was posted at the Court House of Kanawha County on

C.R.Walker

Manager,

Kanawha Valley Leader

Subscribed and sworn to before me this 18th day of
May, 1953.

Dennis R. Knapp

Notary Public for Kanawha County, West Virginia.

(My commission expires June 5, 1956).

Printer's Fee \$.....

AFFIDAVIT OF PUBLICATION

State of West Virginia,
County of Kanawha, to-wit:

I, Cecil R. Walker, Manager of
Kanawha Valley Leader, a Weekly Newspaper of general
circulation, published in the City of Nitro, Kanawha
County, West Virginia, do solemnly swear that the annexed

LEGAL NOTICE

was duly published in said paper once a week for.....
successive weeks, commencing with the issue of the.....
day of 1st, 19 May and ending with the
issue of the 15th day of May, 19 53
and was posted at the Court House of Kanawha County on

, 19
C. Walker
Manager,
Kanawha Valley Leader.

Subscribed and sworn to before me this 18th day of
May, 19 53

Dennis R. Knapp
Notary Public for Kanawha County, West Virginia.

(My commission expires June 5, 1956).

Legal Notices

NOTICE TO ALL PERSONS
OR CORPORATIONS OWNING
PROPERTY ABUTTING ON
THE FOLLOWING NAMED
STREETS OR PUBLIC WAYS
IN THE CITY OF NITRO, KA-
NAWHA AND PUTNAM COUN-
TIES, WEST VIRGINIA: ELM
STREET (FORMERLY FIFTH
AVENUE) FROM AND INCLUD-
ING ITS INTERSECTION WITH
FIRST AVENUE (FORMERLY
MAIN STREET—W. VA. ROUTE
NO. 25) TO AND INCLUDING
ITS INTERSECTION WITH KA-
NAWHA AVENUE (FORMERLY
KANAWHA STREET); BEECH
STREET (FORMERLY SECOND
AVENUE) FROM AND INCLUD-
ING ITS INTERSECTION WITH
FIRST AVENUE (FORMERLY
MAIN STREET—W. VA. ROUTE
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INGTON AVENUE (FORMERLY
WASHINGTON STREET) FROM
AND INCLUDING ITS INTER-
SECTION WITH ASH STREET
(FORMERLY FIRST AVENUE)
TO AND INCLUDING ITS IN-
TERSECTION WITH FIR
STREET (FORMERLY SIXTH
AVENUE); BROADWAY AVE-
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ITS INTERSECTION WITH
ELEVENTH STREET, WEST, TO
AND INCLUDING ITS INTER-
SECTION WITH LOCK
STREET; BROADWAY AVENUE
FROM THE END OF PAVE-

MENT ON BROADWAY AVENUE 66 FEET SOUTH OF LOCK STREET TO THE EAST PROPERTY LINE OF THE WEST VIRGINIA WATER SERVICE COMPANY PROPERTY; LAYNE AVENUE FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET (W. VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH BOUNDARY STREET; PAYNE AVENUE FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET (W. VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH BOUNDARY STREET; 5TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE (W. VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 12TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 16TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 17TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 29TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO THE WESTERLY EDGE OF BLAKE'S CREEK; ELEVENTH STREET, WEST, FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH BROADWAY AVENUE; 30TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 13TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD

COUNTY ROAD); 15TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 26TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 27TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 37TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 38TH

STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 18TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); WASHINGTON AVENUE (FORMERLY WASHINGTON STREET) FROM AND INCLUDING ITS INTERSECTION WITH BEECH STREET (FORMERLY SECOND AVENUE) TO AND INCLUDING ITS INTERSECTION WITH ELM STREET (FORMERLY FIFTH AVENUE)—THE LATTER NAMED STREET TO BE IMPROVED ALSO BY CONSTRUCTION OF SIDEWALKS ON BOTH SIDES OF STREET.

Proposals have been made to the Common Council of the City of Nitro to permanently improve the portions of the streets described above in the City of Nitro by grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, guttering, and otherwise permanently improving said streets or public

Thereupon Joseph A. Spence of Municipal Engineering Corporation, presented, to Council the plans, specifications, profiles and estimates in regard to the proposed public improvement of said streets as set forth and described in the notice heretofore made a part of the minutes of Council; and Councilman Reynolds moved that the plans, specifications, profiles and estimates which had been heretofore prepared by direction of Council by Joseph A. Spence of Municipal Engineering Corporation, and having been filed with the Recorder prior to said date and which now had been presented to Council by the Engineer and considered by the Council be received, accepted and approved as the plans, specifications, profiles and estimates for the proposed permanent improvements of said streets. Said motion was seconded by Councilman Bleau; and upon a roll call vote being taken the Councilmen voted unanimously in favor of said motion and the Mayor announced that said motion having received an affirmative vote of more than three fourths of the members of Council, said motion is declared passed and adopted, and so ordered.

Councilman Bush proceeded to read and introduce the following Ordinance and Resolution and moved its adoption.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF NITRO PROVIDING FOR THE PERMANENT IMPROVEMENT OF ELM STREET (FORMERLY FIFTH AVENUE) FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE (FORMERLY MAIN STREET - W.VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH KANAWHA AVENUE (FORMERLY KANAWHA STREET); BEECH STREET (FORMERLY SECOND AVENUE) FROM AND INCLUDING ITS INTERSECTION WITH FIRST

AVENUE (FORMERLY MAIN STREET - W.VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH KANAWHA AVENUE (FORMERLY KANAWHA STREET); WASHINGTON AVENUE (FORMERLY WASHINGTON STREET) FROM AND INCLUDING ITS INTERSECTION WITH ASH STREET (FORMERLY FIRST AVENUE) TO AND INCLUDING ITS INTERSECTION WITH FIR STREET (FORMERLY SIXTH AVENUE); BROADWAY AVENUE FROM AND INCLUDING ITS INTERSECTION WITH ELEVENTH STREET, WEST, TO AND INCLUDING ITS INTERSECTION WITH LOCK STREET; BROADWAY AVENUE FROM THE END OF PAVEMENT ON BROADWAY AVENUE 66 FEET SOUTH OF LOCK STREET TO THE EAST PROPERTY LINE OF THE WEST VIRGINIA WATER SERVICE COMPANY PROPERTY; PAYNE AVENUE FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET (W.VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH BOUNDARY STREET; 5TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE (W.VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 12TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 16TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 29TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO THE WESTERLY EDGE OF BLAKE'S CREEK; 30TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 13TH STREET FROM AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD) ; 13TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTER-

SECTION WITH SECOND AVENUE; 27TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 37TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE; 38TH STREET FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH SECOND AVENUE TO AND INCLUDING ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); WASHINGTON AVENUE (FORMERLY WASHINGTON STREET) FROM AND INCLUDING ITS INTERSECTION WITH BEECH STREET (FORMERLY SECOND AVENUE) TO AND INCLUDING ITS INTERSECTION WITH ELM STREET (FORMERLY FIFTH AVENUE)- THE LATTER NAMED STREET TO BE IMPROVED ALSO BY CONSTRUCTION OF SIDEWALKS ON BOTH SIDES OF STREET, ALL IN THE CITY OF NITRO; APPROVING PLANS AND SPECIFICATIONS; PROVIDING FOR COMPETITIVE BIDS, CONTRACT AND SUPERVISION; PROVIDING FOR PAYMENT OF ASSESSING THE TOTAL COST ON ABUTTING PROPERTY, AND ISSUANCE OF ASSESSMENT CERTIFICATES.

WHEREAS, petitions in writing of persons owning the greater amount of frontage of property abutting upon both sides of certain streets and public ways above described for the permanent improvement thereof as hereinafter provided have been filed with the Council, and said petitions have been examined, authenticated and accepted by the Council, and proposals have been made by interested persons and by Council for the permanent improvement of said streets and public ways; and

WHEREAS, the Council in regular session on the 21st day of April, 1953, proposed to permanently **improve** the streets above named pursuant to the authority and procedure set forth in Chapter 89 of Acts of the Legislature, Regular Session, 1949; and,

WHEREAS, the Council duly authorized that a Notice thereof be given the interested and abutting property owners, as required by said Act; and,

WHEREAS, notice has been given to the owners of property abutting the streets and public ways above described by publication once a week for three successive weeks in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, that the public improvements hereinafter provided for had been proposed and would be considered by the Council at a public meeting on the 18th day of May, 1953, or in adjournment or recess thereof, and opportunity given any abutting owner or interested party to protest or be heard regarding the same; and,

WHEREAS, a certificate of publication of the notice above mentioned, made by the newspaper published, and a copy of the notice has been made a part of the minutes of the City Council of said protest meeting and spread on the records of said meeting; and,

WHEREAS, Service of said Notice upon all persons, firms or corporations owning any interest in any property abutting upon said streets and avenues, described in said Notice, to be improved shall conclusively be deemed to have been given by the completion

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