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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 Joseph A. Spence, the Engineer for the City of Nitro for said improvements 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 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 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, surfacing and re-surfacing, curbing and guttering, and otherwise improving said streets, and by building, constructing and renewing sidewalks therein;

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 herein-after provided for certain of 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, and that the proposals of interested persons and Council for the permanent improvement of said streets were made in the interest of sound public improvement.

Section 2. It is hereby declared necessary, expedient and convenient to grade, drain, pave, re-pave, surface, re-surface, curb and gutter, and otherwise improve, and to build, construct and renew sidewalks therein 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:

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) - The latter named street to be improved also by construction of sidewalks on both sides of 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 the said streets and public ways, and said improvements are hereby authorized, and shall be made under the supervision and direction of Joseph 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 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 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 intersection, 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

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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 by Chapter 89 of the 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 continue 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 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 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 the 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 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 to the City of Nitro 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 o'clock P.M. on June 9, 1953; that a meeting of the Council shall be held on the 9th day of June, 1953, at 7:30 P.M. for the purpose of opening, tabulating and analyzing bids; that at said meeting to be held on June 9, 1953, or any recess or adjournment thereof, the Council will 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 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, B.E.Gewin, Aye, F.E. Grover, Aye, Paul Eleau, Aye, Harry L. Reynolds, Aye, Mayor W.W. Alexander and Recorder Grace Lewis also voted, Aye.

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

Councilman Bush 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 City 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 Five (5) Per cent of the bid.

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, B.E.Gewin, AYE, F.E. Grover, Aye, Paul Bleau, Aye, Harry L. Reynolds, 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.

There being no further business Councilman Jones moved the meeting adjourned, motion was seconded by Councilman Collins. Motion carried, and the meeting was adjourned.

Grace Lewis  
Grace Lewis, Recorder

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

May 19, 1953

The City Council met in a regular session Tuesday, May 19, 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 minutes for meeting held April 21, 1953, May 2, 1953 and May 18, 1953 were read. Councilman entered motion that minutes be approved as read. Motion seconded by Councilman Jones. Motion carried.

Copies of the financial statement for the month of April, 1953 were presented.

Councilman Bleau moved, seconded by Councilman Grover, the financial statement be accepted. Motion carried.

Councilman Grover moved, seconded by Councilman Reynolds that the Appalachian Electric Power Company be requested to install additional street lights at 13th Street, between Second Avenue and Third Avenue and 13th Street West. Motion carried.

Councilman Collins moved, seconded by Councilman Bush, that the Mayor be authorized to place an order with Holman Motor Sales, Inc. for a new police cruiser. Motion carried.

Councilman Bush, moved seconded by Councilman Jones, that the Mayor be authorized to purchase 900 feet of 2½ inch hose and clamp for the fire department and a street sweeper for the Street Dept. Motion carried.

Councilman Bush introduced and moved the adoption of the following ordinance. Motion seconded by Councilman Jones. Motion carried.

AN ORDINANCE PROHIBITING THE PIERCING OR TAPPING OF ANY PUBLIC SEWER IN THE CITY OF NITRO WITHOUT A PERMIT FROM THE CITY BUILDING INSPECTOR; FEES FOR PERMIT TO TAP SEWER.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO.:

1. No person, firm or corporation shall cut, break, pierce or tap any public sewer owned or controlled by the City of Nitro or any appurtenance thereof, or introduce any tube, pipe, trough or conduit into any such public sewer or appurtenance thereof without a written permit from the City Building Inspector.
2. The City Building Inspector shall prepare and prescribe the form for such permit and such form shall show that the proposed connection has been approved by the building Inspector or someone designated by him.
3. Before the connection authorized to be made to any sewer shall be covered, same shall be inspected by the Building Inspector or a person designated by him and approved by him.
4. Every person, firm or corporation upon application for a permit shall pay a tap fee to the City of Nitro of Twenty-five Dollars (\$25.00). Of this amount Seven and 50/100 Dollars (\$7.50) shall be paid to the City Building Inspector or person making the inspection for his services in approving the permit, making the inspection and approving the work.



5. Every such tap or connection shall be made to conform to specifications prepared and approved by the City Building Inspector.

6. Any such person, firm or corporation after procuring such permit shall give the City Building Inspector twenty-four hours notice of the need for inspection of the work of tapping or connecting to the sewer, Saturdays, Sundays and holidays excepted; and such inspection shall be made within forty-eight hours of the time requested for such inspection.

7. Any person, firm or corporation who shall violate the provisions hereof shall be deemed guilty of a misdemeanor and shall pay a fine of not less than fifty nor more than one hundred dollars.

8. This ordinance shall be effective as of the 1st day of June, 1953.

Councilman Jones introduced and moved the adoption of the following ordinance. Motion seconded by Councilman Reynolds. Motion carried.

AN ORDINANCE REGULATING THE KEEPING AND MAINTAINING OF FOWLS AND RABBIT IN THE CITY OF NITRO.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO:

1. No person shall keep any kind of domestic fowls or pigeons or any breed of rabbits within the City except upon compliance with the following conditions, to-wit:

(a) No such fowls, pigeons or rabbits shall be kept except confined upon the premises of the owner.

(b) No such fowls or rabbits shall be kept closer than twenty-five (25) feet of any structure owned by another and used for human habitation, occupation or assembly.

(c) The housing in which any such fowls, pigeons or rabbits are kept shall be dry, well ventilated and exposed to sunlight, clean and free from noxious odors at all times, cleaned and sprayed as often as necessary to keep the housing and such fowls or rabbits free of lice, mites, vermin or other parasites; and the droppings from same shall be removed and disposed of in a sanitary manner daily.

(d) Any such fowls, pigeons or rabbits shall be maintained by the owners thereof at all times so as to prevent noxious odors; so as to avoid the spread of lice, mites or any other vermin to the premises of others; and so as not to interfere with the proper enjoyment of adjoining property by the occupants thereof.

(e) The Chief of Police, or some member of the police department designated by him, shall make inspection of the premises where any such fowls, pigeons or rabbits are maintained upon complaint of any person or at the direction of the Mayor.

2. Nothing herein shall apply to pigeons, fowls or rabbits confined in coops in stores or fowls, pigeons or rabbits brought on the premises for a brief period not exceeding 48 hours

for dressing or consumption, nor shall the provisions hereof apply to pets maintained by any person. And in no case shall any person maintain more than two such mature pets.

3. Any person who shall violate the provisions hereof shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than ten nor more than one hundred dollars, or confined in jail not to exceed 30 days, or by both such fine and imprisonment at the direction of the court trying same. Each day any violation of this ordinance shall continue shall constitute a separate offense.

Councilman Grover introduced and moved the adoption of the following ordinance. Motion was seconded by Councilman Lush. Motion carried.

AN AN ORDINANCE TO PROHIBIT THE DUMPING OF TRASH, GARBAGE OR OTHER REFUSE IN THE CITY, AND TO REQUIRE THE MAINTENANCE OF VACANT LOTS FREE OF BRUSH, WEEDS OR OTHER DEBRIS, AND PRESCRIBING PENALTIES THEREFOR.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO:

1. It shall be unlawful for any person to throw, place, scatter or otherwise deposit any garbage, rubbish, trash or other refuse or any discarded objects or chattels over or upon any premises or street, either public or private, or adjacent thereto, within the City of Nitro, and either with or without the intention later to remove or burn same; or to suffer or permit any premises owned, occupied or controlled by such person to become or remain

offensive, unsanitary, unsightly, unsafe or hazardous to public health or to become a fire hazard.

2. It shall be unlawful for the owner of any vacant lot to suffer or permit same to grow up with trees, shrubs, brush, weeds or other vegetation so as to become unsightly, offensive, unsanitary or hazardous because of danger of fire or danger to public health.

3. The Chief of Police is hereby designated as the official of the City to make inspection of any such premises or vacant lots, and when in his opinion any such condition exists, he shall notify the owner or person occupying or controlling said premises to correct the condition within five days from date of the notice. Said notice shall be in writing and set out the condition to be corrected and served upon such person by a member of the police department.

4. If such person shall fail or refuse to comply with the directions of said notice, then such work needed to correct the condition may be ordered done by the City of Nitro and the expense thereof charged to the owner, occupier or user of the premises and collected in the manner provided by law for the collection of other City taxes, fees and charges.

5. In addition to any other penalty perscribed herein, any person who shall violate the provisions hereof shall upon conviction thereof, be deemed guilty of a misdemeanor, and shall

be fined not less than ten nor more than one hundred dollars,  
or sentenced to jail not exceeding thirty days, or by both such  
fine and imprisonment.

business  
There being no further/a motion for adjournment carried.

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

Grace Lewis  
Grace Lewis, Recorder

May 25, 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 25, 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, M.L.Push, B.E.Gewin, F.E.Grover, Paul Elean and Harry L. Reynolds, members of the Council.

Thereupon the Mayor announced that this was a duly called and advertised meeting of the 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 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, 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 street 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 the New York Central Railroad Company who filed a written protest to the paving of said streets through its attorney, Rober H.C.Kay which protest was filed and considered by Council.

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 Gewin, seconded by Councilman Bush, 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 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 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

was duly published in said paper once a week for 3 successive weeks, commencing with the issue of the 8th day of May, 1953, and ending with the issue of the 22nd day of May, 1953. and was posted at the Court House of Kanawha County on

s C.R.Walker

Manager

Kanawha Valley Leader,

Subscribed and sworn to before me this 25th day of May, 1953.

s Marpel A. Rutherford

Notary Public for Kanawha County, West Virginia.

(My commission expires July 14, 1962).

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 **3**..... successive weeks, commencing with the issue of the **8th**..... day of **May**, **1953** and ending with the issue of the **22nd** day of **May**, **1953** and was posted at the Court House of Kanawha County on  
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*C. Walker*  
Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this **25th** day of

**May**, **1953**

*Mayel A. Rutherford*

Notary Public for Kanawha County, West Virginia.

(My commission expires **July 14, 1962**.....).

### 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:

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, repaving, 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 **26th** 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 **25th** day of **April**, **1953**.

City of Nitro  
Grace Lewis  
City Recorder

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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 Bush 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 Gewin; 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.

Thereupon Councilman Bleau, seconded by Councilman Jones, moved that Council order the paving of said streets, and upon a vote being taken same was unanimously passed and so ordered.

Thereupon Council proceeded to consider the paving of 17th Street from Second Avenue to Third Avenue and including intersections. Councilman Gewin, seconded by Councilman Crover moved that the improvement of said street be ordered, and upon a

vote being taken Council voted unanimously in favor of said motion and so ordered.

Thereupon Council proceeded to consider the paving of 26th Street First Avenue to Second Avenue and including intersections. Councilman Bleau, seconded by Councilman Reynolds moved that the improvement of said street be ordered, and upon a vote being taken, Council voted unanimously in favor of said motion and so ordered.

Councilman Bush proceded 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 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; AND LAYNE AVENUE FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET (W.VA. ROUTE NO. 25) TO AND INCLUDING ITS INTERSECTION WITH BOUNDARY 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 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, notices have 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, and on the 25th 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, certificates of publication of the notices 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 Notices upon all persons, firms or corporations owning any interest in any property abutting upon said streets and avenues, described in said Notices, to be improved shall conclusively be deemed to have been given by the completion of said publication of said notices 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 Joseph A. Spence, the Engineer for the City of Nitro for said improvements 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 meetings described in said notices opportunity to protest and be heard was given to all abutting owners or interested persons appearing, and due consideration given to same by Council; 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,

surfacing and re-surfacing, curbing and guttering, and otherwise improving said streets, and by building, constructing and renewing sidewalks therein;

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 herein-after provided for certain of 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, and that the proposals of interested persons and Council for the permanent improvement of said streets were made in the interest of sound public improvement.

Section 2. It is hereby declared necessary, expedient and convenient to grade, drain, pave, re-pave, surface, re-surface, curb and gutter, and otherwise improve, and to build, construct, and renew sidewalks therein 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:

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.

LAYNE AVENUE FROM AND INCLUDING ITS INTERSECTION WITH  
LOCK STREET ( W.VA. ROUTE NO 25) TO AND INCLUDING ITS INTERSECTION  
WITH BOUNDARY 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 streets and public ways, and said improve-  
ments are hereby authorized, and shall be made under the super-  
vision and direction of Joseph 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 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 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 intersection, 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 by Chapter 89 of the 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 continue 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 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, 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 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 the 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 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 the 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 of Nitro 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 o'clock P.M. on the 9th day of June, 1953; that a meeting of the Council shall be held on the 9th day of June, 1953, at 7:30 o'clock, P.M. for the purpose of opening, tabulating and analyzing bids; that at said meeting to be held on June 9, 1953, or any recess or adjournment thereof, the Council will 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 of Nitro 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 Gewin.

Upon a roll call vote the Councilmen voted as follows: W.H.Jones, Aye, M.L.Bush, Aye, B.E.Gewin, Aye, F.E.Grover, Aye, Paul Bleau, Aye, Harry L. Reynolds, Aye, Mayor W.W.Alexander and Recorder Grace Lewis also voted, Aye.

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 Gewin 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 City 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 5% of the bid.

Said motion was duly seconded by Councilman Bush.

Upon a roll call vote the Councilmen voted as follows: W.H.Jones, Aye, M.L.Bush, Aye, B.E.Gewin, Aye, F.E.Grover, Aye, Paul Bleau, Aye, Harry L. Reynolds, Aye, all 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.

There being no further business Councilman Grover moved the meeting be adjourned, Councilman Bush seconded the motion. Upon a vote motion carried. The meeting was adjourned.

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

Grace Lewis  
Grace Lewis, Recorder

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

Paul Eleau, M.L.Bush, Jerome Collins, B.E.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 June 2, 1953, at 7:30 o'clock, P.M. for the  
purpose of considering proposals and requests for permanent improving  
by grading, re-grading, surfacing, re-surfacing, curbing, re-curbing,  
guttering, by constructing and re-newing sidewalks on the following  
streets and public ways - First Avenue (State Route 25) from and  
including its intersection with 5th Street; Lock Street (State  
Route 25) from and including its intersection with First Avenue  
on the East to and including its intersection with Payne Avenue  
on the West; First Avenue (State Route 25), formerly Main Street,  
from and including its intersection with Payne Avenue and Lock  
Street to and including its intersection with Kapoc Street (formerly  
Eleventh Avenue) at the South Corporation Line; Second Avenue from  
and including its intersection with First Avenue at ~~the~~ 7th Street  
to and including its intersection with 41st Street; 11th Street  
from and including its intersection with First Avenue to and including  
its intersection with Second Avenue, all in the said City of Nitro,  
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.





June 2, 1953

The City Council met in special session on the 2nd day of June, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, M.L.Bush, W.H.Jones, Paul Eleau, Harry L. Reynolds, F.E.Grover, E.E.Gewin members of the Council.

Mayor Alexander called the meeting to order.

The Recorder read the minutes of meeting held May 25, 1953.

Councilman Gewin moved that the minutes of the last previous meeting be approved. Motion seconded by Councilman Grover. Motion carried.

Thereupon the Council proceeded to discuss and consider the proposals of interested persons, residents of the City, of interested City civic organizations, and of members of Council for the permanent improvement of First Avenue (State Route No. 25) from and including its intersection with 5th Street; Lock Street (State Route 25) from and including its intersection with First Avenue on the East to and including its intersection with Payne Avenue on the West; First Avenue (State Route 25), formerly Main Street, from and including its intersection with Payne Avenue and Lock Street to and including its intersection with Kapoc Street (formerly Eleventh Avenue) at the south corporation line; Second Avenue from and including its intersection with First Avenue at the 7th Street, to and

including its intersection with 41st Street; 11th street from and including its intersection with First Avenue to and including its intersection with Second Avenue, by grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing, and guttering and otherwise permanently improving said streets and avenues, and for building, constructing and renewing sidewalks in and on said named streets and avenues, and it was the consensus of the members of Council that the proposed improvements to said streets and public ways were necessary and expedient and should be made especially in view of the fact that the State Road Commission had agreed to bear one-third the estimated cost of the total proposed improvements and that a bond issue was proposed to pay a portion of the total cost of the whole of the improvements, said improvements being on through streets.

Thereupon Councilman Dush, seconded by Councilman Grover, moved that Council in view of the extreme need and necessity for said improvements accept the proposals for said improvements and that the City proceed to permanently improve said above named streets and public ways by grading, draining, paving, re-paving, surfacing, re-surfacing, curbing, re-curbing and guttering and otherwise permanently improveing said **streets** and public ways, 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 June 29, 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 or 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 IN THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA:

FIRST AVENUE (STATE ROUTE 25) FROM AND INCLUDING ITS INTERSECTION WITH 5TH STREET; LOCK STREET (STATE ROUTE 25) FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE ON THE EAST TO AND INCLUDING ITS INTERSECTION WITH PAYNE AVENUE ON THE WEST; FIRST AVENUE (STATE ROUTE 25), FORMERLY MAIN STREET, FROM AND INCLUDING ITS INTERSECTION WITH PAYNE AVENUE AND LOCK STREET TO AND INCLUDING ITS INTERSECTION WITH KAPOC STREET (FORMERLY ELEVENTH AVENUE) AT THE SOUTH CORPORATION LINE; SECOND AVENUE FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE AT 7TH STREET, TO AND INCLUDING ITS INTERSECTION WITH 41ST STREET; 11TH STREET FROM AND

INCLUDING 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, Kanawha and Putnam Counties, West Virginia, 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 29th day of June, 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 2nd day of June, 1953.

City of Nitro

Grace Lewis

City Recorder

Upon a vote being taken all Councilman present voted for the motion and the Mayor declared said motion passed unanimously and by more than 3/4 of all members of Council, and so ordered.

Councilman Bush, seconded by Councilman Grover, 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 Collins who was absent.

The Mayor declared that said motion had been unanimously passed and so ordered.

Councilman Bleau moved that the Mayor be authorized to place an order with Holman Motor Sales, Inc. for a Fordson Tractor with side mower. Motion seconded by Councilman Bush. Upon a vote the motion carried.

There being no further business, Councilman Grover moved the meeting adjourned. Motion seconded by Councilman Reynolds. Motion carried.

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

Grace Lewis  
Grace Lewis, Recorder

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

Paul Bleau, M.L.Bush, Jerome Collins, B.E.Gewin, F.E.Grover,  
W.H.Jones and Harry L. Reynolds.

You, and each of you will please take notice that Special Meetings of the Council of the City of Nitro, West Virginia, are hereby called and will be held in the Council Chamber in the City Hall of said City on June 9, 1953, at 5:00 o'clock, P.M. and at 7:30 o'clock, P.M. for the purpose of opening, reading, tabulating and considering the bids received for grading, draining, curbing, guttering, paving, resurfacing, and installing sidewalks and otherwise permanently improving of Elm Street (formerly Fifth Avenue) from and including its intersection with First Avenue (formerly Maing 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 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~~ both sides of street; 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.

A. J. Jones  
Paul Blean  
Harry J. Reynolds  
R. J. Collins  
Frank E. Groves  
Marion L. Bush



June 9, 1953

At a Called Special Meeting of the Council of the City of Nitro held on the 9th day of June, 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.

The meeting was called and held pursuant to Ordinance adopted by the Council on the 18th day of May, 1953, and on the 25th day of May, 1953, 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, and by notice given to members of Council.

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 duly and had/advertised for bids on 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; 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 Flake'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 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), 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 Reynolds, seconded by Councilman Bush, moved that the notice to Contractors asking for bids on said proposed 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 unanimously adopted.

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 in the City of Nitro, Kanawha County, West Virginia, do solemnly swear that the annexed

NOTICE TO CONTRACTORS

THE CITY OF NITRO will receive sealed proposals for the paving, construction of sidewalks and other 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; 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); 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), all in the City of Nitro, Kanawha and Putnam Counties, West Virginia.

Proposals will be received only on and in accordance with forms furnished by the City Recorder. Work must be performed in accordance with plans, specifications, profiles and estimates on file with Grace Lewis, City Recorder. 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 5% of the bid price and furnish letter committing performance bond.

All bids shall be sealed and in the hands of Grace Lewis, City Recorder on or before 5:00 o'clock, P.M. EST., June 9, 1953. Bids will be opened and publicly read at the City Hall, in the Council Chamber at a meeting of Council to be held on the 9th

day of June, 1953, at 7:30 o'clock, P.M., EST. The City reserves the right to reject any or all bids or to waive any irregularities in bids.

Plans, specifications and proposal sheets may be obtained at the office of Grace Lewis, City Recorder.

Grace Lewis, City  
Recorder

City of Nitro

was duly published in said paper once a week for 2 successive weeks, commencing with the issue of the 29th day of May, 1953 and ending with the issue of the 5th day of June, 1953 and was posted at the Court House of Kanawha County on

S C.R.Walker

Manager

Kanawha Valley Leader

Subscribed and sworn to before me this 22nd day of June, 1953.

S N.V.Warner

Notary Public for Kanawha County, West Virginia.

(My commission expires Aug. 28, 1957).

Printer's Fee \$...2.35...

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 TO CONTRACTORS

was duly published in said paper once a week for...2.... successive weeks, commencing with the issue of the...29th day of May, 19 53 and ending with the issue of the 5th day of June, 19 53 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 22nd day of June, 19 53.

*M. V. Hance*

Notary Public for Kanawha County, West Virginia.

(My commission expires July 28, 1957.)

NOTICE TO CONTRACTOR

THE CITY OF NITRO will receive sealed proposals for the paving, construction of sidewalks and other 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; 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); 14th 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), all in the City of Nitro, Kanawha and Putnam Counties, West Virginia.

Proposals will be received only on and in accordance with forms furnished by the City Recorder. Work must be performed in accordance with plans, specifications, profiles and estimates on file with Grace Lewis, City Recorder. 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 5% of the bid price and furnish letter committing performance bond.

All bids shall be sealed and in the hands of Grace Lewis, City Recorder on or before 5:00 O'clock, P.M. EST., June 9, 1953. Bids will be opened and publicly read at the City Hall, in the Council Chamber at a meeting of Council to be held on the 9th day of June, 1953, at 7:30 o'clock, P.M., EST. The City reserves the right to reject any or all bids or to waive any irregularities in bids. Plans, specifications and proposal sheets may be obtained at the office of Grace Lewis, City Recorder.

Grace Lewis, City Recorder  
City of Nitro

5292tc

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 four Contractors had submitted sealed bids for the proposed work, they being Andersons' Ins., Charleston Concrete Floor Company, Standard Tar and Asphalt Company and R.N.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 tabulation made by the City Engineer and Council in order to ascertain the lowest and best bid.

Thereupon Councilman Bush moved that the bid of R.N. Hewitt Corporation, heretofore made for the permanent improvement of the above named streets, all as set out in, and authorized by Council, pursuant to ordinances adopted on the 18th day of May, 1953, and the 25th day of May, 1953, 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 Grover, and upon a roll call vote being taken the Councilmen voted as follows: M.L. Bush, Aye, W.H. Jones, Aye, R.J. Collins, aye, Paul Bleau, Aye, Harry L. Reynolds, aye, F.E. Grover, aye, W.W. Alexander, aye, and Grace Lewis, 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

June 16, 1953

The City Council of the City of Nitro met in regular session in the Council Chamber in the City Hall of Nitro, West Virginia, on June 16, 1953, at 7:30 o'clock, P.M.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, 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 for meetings held May 18th, May 24th, June 2nd and June 9th. Councilman Jones moved, seconded by Councilman Reynolds, minutes be approved. Motion carried.

Copies of the financial statement for the month of May were presented. Councilman Bleau moved the statement be accepted. Motion seconded by Councilman Jones. Motion carried.

Council discussed vacancy on the Park Board, created by the resignation of Ivan Hunter. Council deferred action on filling vacancy until next meeting of the council.

The question of the issuance of bonds by the City of Nitro in the sum of \$50,000.00 for the improvements following: Constructing, Renewing, Replacing and Improving Sidewalks, and curbs, gutters and other structures in, upon and along First Avenue, sometimes known as Main Street, (State Route No. 25) from the southeasterly corporate limits of said City to its intersection with Lock Street; in, upon and along Lock Street from its intersection with said First Avenue to the easterly

right of way line of the New York Central Railroad; in, upon and along First Avenue from its intersection with 4th Street to its intersection with 7th Street; in, upon and along 11th Street from its intersection with First Avenue to its intersection with Second Avenue; and in, upon and along Second Avenue from its intersection with First Avenue at 7th Street to its intersection with 41st Street, was discussed by Council after recommendation of the improvement by the Mayor.

Whereupon an order and ordinance on the proposal was presented to Council, and same was read and discussed and considered.

Whereupon upon motion of Councilman Reynolds seconded by Councilman Jones it is ordered that the meeting be recessed and continued until the 19th day of June, 1953, at 9:30 o'clock A.M.

  
W.W. Alexander, Mayor

  
Grace Lewis, Recorder



June 19, 1953

The Council of the City of Nitro met on the 19th day of June, 1953, at the hour of 9:30 A. M., pursuant to order made and entered of record at the regular meeting of the Council on the 16th day of June, 1953, in the Council Chambers in the City Hall of Nitro, West Virginia.

There were present: W. W. Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, F.E.Grover, W.H.Jones, B.E.Gewin, and Harry L. Reynolds, members of the council.

Thereupon the Mayor announced that this was a recessed meeting of the regular meeting held on June 16, 1953, for the purpose of considering the Ordinance submitting the question of issuing bonds for street improvements to a vote of the people, which ordinance had heretofore been read and considered.

And after some discussion of the proposal and consideration by Council, upon motion of Harry L. Reynolds, seconded by W.H.Jones, the following order and ordinance was unanimously adopted, all Councilmen and the Mayor and Recorder, voting "aye":

AN ORDINANCE AND ORDER DIRECTING THAT ALL QUESTIONS CONNECTED WITH THE CONTRACTING OF A DEBT OF FIFTY THOUSAND DOLLARS (\$50,000.00) FOR THE PURPOSE OF PERMANENTLY IMPROVING STREETS OR PUBLIC WAYS IN THE CITY OF NITRO, AND OF ISSUING BONDS THEREFOR, BE SUBMITTED TO A VOTE OF THE QUALIFIED VOTERS WITHIN THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA, AT A SPECIAL ELECTION TO BE HELD ON THE 21ST DAY OF JULY, 1953.

WHEREAS, there is an extreme lack of walkways for pedestrian traffic running the entire length of the City, or

from the southeasterly and northwesterly limits thereof to the central or business district, and the schools and churches therein, which condition is becoming more acute with the rapid growth of the City of Nitro and has created a serious hazard to pedestrians using the streets of the City and particularly to the children of school age; and,

WHEREAS, the Common Council of the City of Nitro, after numerous requests by civic groups, and after thorough discussion and consideration of the problem, has determined and found necessary that a pedestrian walkway or sidewalk, and improvements in connection therewith, running the length of the City and extending to the business district and the schools and churches, should be constructed to alleviate the hazards to the safe passage of pedestrians on the streets of the City, and especially the children of school age, and

WHEREAS, the Common Council has heretofore found and does hereby determine and find that the cost will not be less than Fifty Thousand Dollars (\$50,000.00) for which purpose it will be necessary for said City to borrow money and, in evidence thereof, issue its bonds.

IT IS THEREFORE, ORDERED AND ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA, IN REGULAR SESSION ASSEMBLED AS FOLLOWS :

1. That it appears to the Common Council of the City of Nitro, and the Common Council of the City of Nitro, doth

accordingly find that it is necessary and expedient that permanent public improvements be made in said City of Nitro of the kind and nature following: Constructing, Renewing, Replacing and Improving Sidewalks, and curbs, gutters and other structures as a part of, and required in connection therewith, in, upon and along First Avenue, sometimes known as Main Street, (State Route No. 25) from the southeasterly corporate limits of said City to its intersection with Lock Street; in, upon and along Lock Street from its intersection with said First Avenue to the easterly right of way line of the New York Central Railroad; in, upon and along First Avenue from its intersection with 4th Street to its intersection with 7th Street; in, upon and along 11th Street from its intersection with First Avenue to its intersection with Second Avenue; and in, upon and along Second Avenue from its intersection with First Avenue at 7th Street to its intersection with 41st Street, and otherwise permanently improving said streets, all in the City of Nitro, Kanawha and Putnam Counties, West Virginia; and that the funds derived from current levies, applicable to making said improvements, including the proper and necessary incidental expenses in connection therewith, which this body is now authorized by law to lay, after providing for the administration of the affairs of said City of Nitro and meeting the current expenses thereof as required by law, are insufficient to make said improvements, and that therefore, bonds should be issued to provide funds for such purposes.

2. That it appears to the Common Council of the City of Nitro, and the Common Council of the City of Nitro doth accordingly find, that the valuation of the taxable property in said City of Nitro, as shown by the last assessment thereof for state and county taxation purposes, is \$4,112,385.00; and that the valuation of each class of property therein is as follows:

Class I     \$ 462,475.00

Class II     926,800.00

Class IV     2,723,110.00

3. That the City of Nitro as of the 30th day of June, 1953, has outstanding bonded indebtedness in the amount of Eight Thousand Seven Hundred Dollars (\$8,700.00) and that its unbonded indebtedness is none; that if bonds be approved by the voters, such indebtedness will not exceed in the aggregate 2.5 per cent of the assessed valuation of the taxable property as provided by Section 3, Article 1, Chapter 13 of the Code of West Virginia; and that, therefore, bonds in the sum of Fifty Thousand Dollars (\$50,000.00) may be issued without exceeding any constitutional or statutory limitations.

4. That the amount of the proposed bond issue is Fifty Thousand Dollars (\$50,000.00), and it is the judgement of Council, and they so find, that such sum should be obtained by the issuance of bonds for that amount; and that bonds nos. 1 to 100, inclusive, for Five Hundred Dollars (\$500.00) each, aggregating Fifty Thousand Dollars (\$50,000.00) be issued and sold, the proceeds of which shall be used only for the improvements hereinabove set forth.

5. That said bonds shall bear interest at a rate not exceeding three and one-half per centum ( $3\frac{1}{2}$ ) per annum, payable semi-annually, and be payable from one to twenty years from their date; and that the maturities of each series of said bonds shall be as follows:

Bonds Nos. 1 to 3, inclusive for \$1,500.00 due and payable one year after date.

Bonds Nos. 4 to 6, inclusive, for \$1,500.00 due and payable two years after date.

Bonds Nos. 7 to 10, inclusive, for \$2,000.00 due and payable three years after date.

Bonds Nos. 11 to 14, inclusive, for \$2,000.00 due and payable four years after date.

Bonds Nos. 15 to 19, inclusive, for \$2,500.00 due and payable five years after date.

Bonds Nos. 20 to 23, inclusive, for \$2,000.00 due and payable six years after date.

Bonds Nos. 24 to 27, inclusive, for \$2,000.00 due and payable seven years after date.

Bonds Nos. 28 to 31, inclusive, for \$2,000.00 due and payable eight years after date.

Bonds Nos. 32 to 35, inclusive, for \$2,000.00 due and payable nine years after date.

Bonds Nos. 36 to 40, inclusive, for \$2,500.00 due and payable ten years after date.

Bonds Nos. 41 to 45, inclusive, for \$2,500.00 due and payable eleven years after date.

Bonds Nos. 46 to 50, inclusive, for \$2,500.00 due and payable twelve years after date.

✓ Bonds Nos. 51 to 55, inclusive, for \$2,500.00 due and payable thirteen years after date.

Bonds Nos. 56 to 61, inclusive, for \$3,000.00 due and payable fourteen years after date.

Bonds Nos. 62 to 67, inclusive, for \$3,000.00 due and payable fifteen years after date.

Bonds Nos. 68 to 73, inclusive, for \$3,000.00 due and payable sixteen years after date.

Bonds Nos. 74 to 79, inclusive, for \$3,000.00 due and payable seventeen years after date.

Bonds Nos. 80 to 85, inclusive, for \$3,000.00 due and payable eighteen years after date.

Bonds Nos. 86 to 92, inclusive, for \$3,500.00 due and payable nineteen years after date.

Bonds Nos. 93 to 100, inclusive, for \$4,000.00 due and payable twenty years after date.

6. It is further ordered that a special election be held in the City of Nitro, Kanawha and Putnam Counties, West Virginia, on the 21st day of July, 1953, for the purpose of voting upon the question of incurring the debt and issuing said bonds, and all other questions properly connected therewith. The Common

Council of the City of Nitro, the levying body, is authorized to lay a sufficient levy annually to provide funds for the payment of interest on the bonds and the principal at maturity.

7. All provisions of the statutes of the State of West Virginia and the Election Ordinance of the City of Nitro concerning the conduct of general elections and regular city elections shall apply so far as they are applicable to the holding of this election and the ascertainment of the results thereof. The City Recorder of the City of Nitro is hereby authorized, empowered and directed to acquire and furnish proper election supplies for said election, make publication of this order and ordinance, and order and direct said order and ordinance to be posted at the front door of the City Building of the City of Nitro and in each place of voting in said City of Nitro at least ten (10) days prior to the date of said election, and said Recorder shall do any and all other things necessary or proper to present the question proposed by this order and ordinance to the voters of the City of Nitro at said election, and shall furnish, and deliver a certified copy of this ordinance to the Ballot Commissioners of the City of Nitro who shall receive the same and provide for the printing of ballots, and shall do all other matters necessary to the holding of said election in accordance with the provisions of the Statutes of the State of West Virginia and the ordinances of the City of Nitro in such cases made and provided.

8. The voting precincts within the City of Nitro as now existing and established by the Election Ordinances of the

City of Nitro and the County Court of Kanawha County, West Virginia; and the County Court of Putnam County, West Virginia, shall be, and the same are, hereby designated as the voting precincts for such election, in all respects except that the actual location of voting places are set out below. And the registration lists of voters and the use of registration books shall be governed by the permanent registration law of the State of West Virginia, and the Election Ordinances of the City of Nitro, and the City of Nitro, West Virginia, hereby adopts the registration lists as established by said County Court of Kanawha County and said County Court of Putnam County for the City of Nitro as to precincts and as to persons within the corporate limits of the City of Nitro entitled to vote, as amended and corrected according to law, as the official registration list of said City of Nitro, West Virginia, to be used for this election.

9. That Commissioners and Clerks for holding said election be and they are hereby appointed as follows, namely:

Kanawha County          Precinct No. 305

Voting Place    Residence of Paul Bleau, 701 Dupont St.

RECEIVING BOARD

Luke Michael, Commissioner

Mildred Selby, Commissioner

Mary Moore, Commissioner

Keith Hill, Clerk

Betty Bleau, Clerk

COUNTING BOARD

Mrs. Robert Hamilton, Commissioner

Jocile Reynolds, Commissioner



Mabel Duffy, Commissioner

Ruby Hoffman, Clerk

Mrs. Rex R. White, Clerk

KANAWHA COUNTY, Precinct No. 282

Voting Place: Craven's Restaurant Building, First Avenue

RECEIVING BOARD

Polly LeMaster, Commissioner

Catherine Twonsend, Commissioner

Marietta Wears, Commissioner

Mildred Conaway, Clerk

Edith Walker, Clerk

COUNTING BOARD

Evelyn Smith, Commissioner

Bessie Boggess, Commissioner

Frances Carper, Commissioner

Frank Craig, Clerk

Mae Craven, Clerk

KANAWHA COUNTY, PRECINCT NO. 260

Voting Place: 8th Street Grocery

RECEIVING BOARD

Philip Arthur, Commissioner

Dollie Kilgore, Commissioner

Ruby Wallace, Commissioner

Ernestine Evans, Clerk

Janet Gladwell, Clerk

## COUNTING BOARD

Gertrude Deem, Commissioner

Althea Casto, Commissioner

Bertise Leadmon, Commissioner

Ruth Rice, Clerk

Ruth Gallagher, Clerk

KANAWHA COUNTY      PRECINCT NO. 261

Voting Place: City Hall.

## RECEIVING BOARD

L.F. Hartranft, Commissioner

Irene Coe, Commissioner

James C. Fisher, Commissioner

Sue Alexander, Clerk

Edith Lanham, Clerk

## COUNTING BOARD

Iva Young, Commissioner

Belle Doddrell, Commissioner

Treva Sayre, Commissioner

Wm. S. Jenkins, Clerk

Velma Kinder, Clerk

Kanawha County      Precinct No. 283

Voting Place: Holman Motor Sales Building

## RECEIVING BOARD

Cora Jarvis, Commissioner

Warren B. Moyer, Commissioner

Ruby Hendricks, Commissioner

Virginia Miller, Clerk

Grace Peck, Clerk

## COUNTING BOARD

Ernestine Jordan, Commissioner  
Marguerite Grover, Commissioner  
Amy Yates, Commissioner  
Mary Sampson, Clerk  
Mrs. Merline Sims, Clerk

PUTNAM COUNTY      PRECINCT NO. 22

Voting Place: U.M.W. Union Hall,      29th Street.

## RECEIVING BOARD

Margaret Gallagher, Commissioner  
B.F. McDaniel, Commissioner  
Hattie Beckman, Commissioner  
Florence Butler, Clerk  
Mrs. Lawrence Cogar, Clerk

## COUNTING BOARD

Belva Peaker, Commissioner  
Opal Gatens, Commissioner  
Vivian Martin, Commissioner  
Edith Fowler, Clerk  
Kathleen Gates, Clerk

10. The form of ballot for such election shall be as follows:

## FORM OF BALLOT

Shall the City of Nitro, West Virginia, incur debt and issue bonds in the amount of Fifty Thousand Dollars (\$50,000.00) to run not more than twenty (20) years from the date thereof,

with interest not exceeding the rate of three and one-half per centum ( $3\frac{1}{2}$ ) per annum, for the purpose of making permanent public improvements in said City of Nitro of the kind and nature following: Constructing, Renewing, replacing and improving sidewalks, and curbs, gutters and other structures as a part of, and required in connection therewith, in, upon and along First Avenue, sometimes known as Main Street, (State Route No. 25) from the southeasterly corporate limits of said City to its intersection with Lock Street; in, upon and along Lock Street from its intersection with First Avenue to the easterly right of way line of the New York Central Railroad; in, upon and along First Avenue from its intersection with 4th Street to its intersection with 7th Street; in, upon and along 11th Street from its intersection with First Avenue to its intersection with Second Avenue; and in, upon and along Second Avenue from its intersection with First Avenue at 7th Street to its intersection with 41st Street, and otherwise permanently improving said streets, all in the City of Nitro, Kanawha and Putnam Counties, West Virginia, including the proper and necessary incidental expenses in connection therewith; and levy taxes sufficient to pay the interest on, and the principal of such bonds.

YES

NO

NOTICE TO VOTERS: To vote in favor of the proposition submitted on this ballot place an X mark in the square before the word "Yes".

To vote against it, place a similar mark before the word "No."

And on the reverse side of each ballot shall be printed:

" \_\_\_\_\_  
Poll Clerk  
\_\_\_\_\_  
Poll Clerk \_\_\_\_\_"

11. That the said Common Council of the City of Nitro, be, and it is hereby authorized, to lay annually upon the assessed valuation of all the taxable property within said City of Nitro, West Virginia, a levy sufficient to provide funds for the payment of the annual interest upon said bonds, as it accrues semiannually, and the principal thereof at maturity; for which purpose a levy upon each hundred dollars valuation, based upon the last assessment of said property for state and county purposes, will be required as follows:

Upon Class I property, approximately 2.93¢

Upon Class II property, approximately 5.86¢

Upon Class IV property, approximately 11.72¢

12. In the laying of said levy, the assessment levy authorized to be laid by the said Common Council of the City of Nitro by the Constitution of West Virginia and the statutes enacted pursuant thereto shall not be exceeded: Provided, however, that said rates hereinabove set forth may whenever necessary be exceeded in making the annual levy for interest and principal

of said bonds within statutory and constitutional limitations; and that in the levy, collection and disbursement of taxes within constitutional and statutory limitations this levy for interest and principal shall have preference over all other taxes collected by said City of Nitro for any purpose whatever, except the payment of interest and sinking fund requirements on debts created prior to November 8, 1932, and any other bond issue or issues which lawfully may have been authorized subsequent to November 8, 1932, or which hereafter may be authorized.

13. That if the debt and the bonds submitted to the voters shall be approved, the levies hereinbefore provided shall be included within the maximum levies authorized and approved for current expenses and other lawful purposes of the said City of Nitro pursuant to law; that levies herein provided shall be levied and allocated each year for the purpose of discharging the interest and the principal of the bonds to be authorized, and for such purpose shall be laid separate and apart from the levies made for general current expenses of the said City of Nitro; and the said Common Council of the City of Nitro doth find that after laying and allocating said special levies for the payment of bond principal and interest requirements of said bonds, there will be out of the levies authorized by law and apportioned for current expenses a sufficient levy authorized by law, which when added to other income will be sufficient to carry on the proper and requisite functions of said City of Nitro, West Virginia.

14. The Common Council of the City of Nitro shall convene as a Board of Canvassers of said election in a special session to be held in the Council Chamber in the City Hall in the City of Nitro, West Virginia, at 7:30 o'clock p.m. on July 27, 1953, to canvass, count and certify the returns of said election as required by law, that being the fifth day (Sunday excepted) after said levy election.

15. It is further ordered that notice calling such election shall be given by the publication of this order and ordinance at least once each week for four successive weeks prior to the date of the election in the Kanawha Valley Leader, the only newspaper published in said City of Nitro; and further that notice shall also be given by posting printed copies of this order at the front door of the meeting place of the said Common Council of the City of Nitro, and at each voting precinct at which the election is to be held at least ten days before the election.

Printer's Fee \$.....

### AFFIDAVIT OF PUBLICATION


State of West Virginia,

County of Kanawha, to-wit:

I, .... **Cecil R. Welker** ....., 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 BOND ELECTION

was duly published in said paper once a week for. **4**..... successive weeks, commencing with the issue of the. **26th**. day of **June**, 19 **53** and ending with the issue of the **17th** day of **July**, 19 **53** and was posted at the Court House of Kanawha County on , 19

  
Manager,  
Kanawha Valley Leader.

Subscribed and sworn to before me this **17th** day of , 19

**July** **53.**

.....  
Notary Public for Kanawha County, West Virginia.

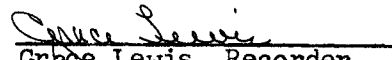
(My commission expires.....).



Councilman Reynolds moved Paul Martin be appointed as a member of the Board of Park Commissioners to fill the unexpired term of Ivan Hunter. Councilman Jones seconded the motion. Motion carried.

There being no further business the meeting adjourned.

  
W.W. Alexander, Mayor

  
Grace Lewis, Recorder

June 29, 1953

Pursuant to order made and entered on the 2nd day of June, 1953, and publication of notice in the Kanawha Valley Leader, Council of the City of Nitro met in Special Session on the 29th day of June, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder and Paul Bleau, M.L.Bush, R.J.Collins, B.E.Gewin, F.E.Grover and Harry L. Reynolds, members of Council. Councilman W.H.Jones being absent.

The meeting was called to order and the Mayor announced that this was a protest meeting regularly called and published for the purpose of considering the permanent improvements following: Constructing, Renewing, Replacing and Improving Sidewalks, and curbs, gutters and other structures in, upon and along First Avenue, sometimes known as Main Street, (State Route No. 25) from the southeasterly corporate limits of said City of Nitro to its intersection with Lock Street; in, upon and along Lock Street from its intersection with said First Avenue to the easterly right of way line of the New York Central Railroad; in, upon and along First Avenue from its intersection with 4th Street to its intersection with 7th Street; in, upon and along 11th Street from its intersection with First Avenue to its intersection with Second Avenue; and in, upon and along Second Avenue from its intersection with First Avenue at 7th Street to its intersection with 41st Street.


Approximately 45 persons were present and inquired

as to the proposed paving and several voiced objections to the proposed improvement on Second Avenue. No objections were made to the proposed improvements on First Avenue from the intersection of Lock Street and Payne Avenue to the South Corporation line and on Lock Street.

The plans, specifications and estimates were considered in detail and it was explained and shown that the proposed bond issue would not bear all the cost and it would be necessary to assess part of the cost of the curb or sidewalk or both on abutting property from the southeast corporate line to the New York Central Railroad, because of the greater improvement on that portion.

Upon motion by Councilman B. E. Gewin, seconded by Councilman R. J. Collins, and unanimously carried the meeting was continued and recessed until July 7, 1953, at 7:30 o'clock, P.M., at which time the proposals were to be further considered.

  
W.W. Alexander, Mayor

  
Grace Lewis, Recorder

July 7, 1953

The Council of the City of Nitro met in recessed session in the Council Chambers in the City Hall of Nitro, West Virginia, on July 7, 1953, at 7:30 o'clock, P.M., pursuant to a motion to recess which was duly made, seconded and unanimously passed on the 29th day of June, 1953, at 7:30 o'clock, P. M.

There were present: W. W. Alexander, Mayor, Grace Lewis, Recorder, and Paul Bleau, R. J. Collins, M. L. Bush, W. H. Jones, B. E. Gewin, Harry L. Reynolds and F. E. Grover, members of the Council.

Thereupon the Mayor announced that this was a recessed meeting of the duly advertised public meeting held on the 29th day of June, 1953, and for the purposed 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 Recorder advised Council that the notice to abutting property owners of the proposed permanent improvements has 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 on June 2, 1953.

Thereupon Councilman Harry L. Reynolds, seconded by Councilman F.E. Grover, 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 \$... *21.21* .....

# 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... *3*.... successive weeks, commencing with the issue of the... *5th*... day of June, 19 *53* and ending with the issue of the *19th* day of June, 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 *22nd* day of

June

, 19

53

*N. V. Parker*

Notary Public for Kanawha County, West Virginia.

(My commission expires *Aug. 28, 1957*...)

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 29th day of June, 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 2nd day of June, 1953.

City of Nitro  
Grace Lewis  
City Recorder

653tc

## 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: FIRST AVENUE (STATE ROUTE 25) FROM AND INCLUDING ITS INTERSECTION WITH 5TH STREET; LOCK STREET (STATE ROUTE 25) FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE ON THE EAST TO AND INCLUDING ITS INTERSECTION WITH PAYNE AVENUE ON THE WEST; FIRST AVENUE (STATE ROUTE 25), FORMERLY MAIN STREET, FROM AND INCLUDING ITS INTERSECTION WITH PAYNE AVENUE AND LOCK STREET TO AND INCLUDING ITS INTERSECTION WITH KAPOC STREET (FORMERLY ELEVENTH AVENUE) AT THE SOUTH CORPORATION LINE; SECOND AVENUE FROM AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE AT 7TH STREET, TO AND INCLUDING ITS INTERSECTION WITH 41ST STREET; 11TH STREET FROM AND INCLUDING 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, Kanawha and Putnam Counties, West Virginia, by grading, re-grading, re-paving, re-surfacing, curbing, re-curbing, guttering, and otherwise permanently improving said streets or public ways, and by widening, reconstructing, and renewing same in and on said streets or public ways and by reconstructing 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 bear the cost of such improvements on the property abutting said portions of said streets.

The proposals to make such

Thereupon Joseph 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 or portions of streets as set forth and described in the notices heretofore made a part of the minutes of Council; and Councilman Harry L. 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 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 and portions of streets. Said motion was seconded by Councilman B.E. Gewin; 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.

Whereupon Council took up for further consideration the proposal for constructing sidewalks and curbs as a part thereof and otherwise permanently improving First Avenue (State Route No. 25), formerly Main Street, from and including its intersection with Lock Street and Payne Avenue to and including its intersection with Kapoc Street (formerly Eleventh Avenue) at the south corporate line, and Lock Street from the westerly right of way line of the

New York Central Railroad to and including its intersection with First Avenue and Payne Avenue, there having been no protests to said permanent improvement by the abutting owners thereon.

Councilman Paul Bleau 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 FIRST AVENUE (STATE ROUTE NO. 25) FORMERLY MAIN STREET, FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET AND PAYNE AVENUE TO AND INCLUDING ITS INTERSECTION WITH KAPOC STREET (FORMERLY ELEVENTH AVENUE) AT THE SOUTH CORPORATION LINE AND LOCK STREET FROM THE WESTERLY RIGHT OF WAY OF THE NEW YORK CENTRAL RAILROAD TO AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE AND PAYNE AVENUE.

WHEREAS, proposals have been made by interested persons and by Council for the permanent improvement of the streets and public ways above described; and

WHEREAS, the Council in regular session on the 2nd day of June, 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, notices have 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 29th day of June, 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, certificates of publication of the notices 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 notices upon all persons, firms or corporations owning any interest in any property abutting upon said streets and avenues, described in said notices, to be improved shall conclusively be deemed to have been given by the completion of said publication of said notices 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 Joseph A. Spence, the Engineer for the City of Nitro for said improvements 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 meetings described in said notices opportunity to protest and be heard was given to all abutting owners or interested persons appearing, and due consideration given to same by Council; 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, surfacing, and re-surfacing, curbing and guttering, and otherwise improving said streets, and by building, constructing and renewing sidewalks therein;

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

Section 1. The Council finds that the proposals of interested persons and Council for the permanent improvement of said streets were made in the interest of sound public improvement.

Section 2. It is hereby declared necessary, expedient and convenient to grade, drain, pave, re-pave, surface, re-surface, curb and gutter, and otherwise improve, and to build, construct, and renew sidewalks therein 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:

FIRST AVENUE (STATE ROUTE NO. 25) FORMERLY MAIN STREET, FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET AND PAYNE AVENUE TO AND INCLUDING ITS INTERSECTION WITH KAPOC STREET (FORMERLY ELEVENTH AVENUE) AT THE SOUTH CORPORATION LINE.

LOCK STREET FROM THE WESTERLY RIGHT OF WAY LINE  
OF THE NEW YORK CENTRAL RAILROAD TO AND INCLUDING ITS INTERSECTION  
WITH FIRST AVENUE AND PAYNE 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 streets and public ways, and said improve-  
ments are hereby authorized, and shall be made under the ~~super-~~  
vision and direction of Joseph 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 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 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, includ-  
ing the cost of improvements at and within intersection, and includ-  
ing 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 by Chapter 89 of the 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 five (5) equal annual installments, the first due thirty days after levying of the assessment for the improvements, and the other four (4) installments due one each year for four (4) 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 thereof 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, 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 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 the 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 facsimile signature of the Mayor, attested by the facsimile signature of the Recorder.

Section 8. The Recorder shall as soon as practicable 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 the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, and only paper published therein, and the first such publication shall precede by a 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 of Nitro the right to reject any and all bids therefor. The Council will 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 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 of Nitro 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.

The plans, specifications and estimates were considered in detail and it was explained and shown that the proposed bond issue would not bear all the cost and it would be necessary to assess part of the cost of the curb or sidewalk or both on abutting property from the southeast corporate line to the New York Central Railroad, because of the greater improvement on that portion.

Said motion was duly seconded by Councilman M. L. Bush. Upon a roll call vote the Councilmen all voted 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 ordinance and Resolution was duly passed and so ordered.

Mayor Alexander informed the Council that the State Road Commission had made a study of traffic situation on First Avenue at the plant entrance at 41st Street and presented a proposed solution to the situation by marking off First Avenue in 3 lanes extending from 39th Street to 41st Street.


The Council entered a discussion of the proposed solution and requested the Mayor to ask the State Road Commission to make a study of the traffic situation from 7:30 A. M. to 8:15 A. M., as the Council felt that the proposed solution would not remedy the traffic problem during this time.

Mayor Alexander presented a Bulletin on garbage collection and appointed a committee consisting of M. L. Bush, Chairman, W. H. Jones and Jerome Collins to make a study of the garbage collection problem and plans for a sanitary land fill.

A petition, signed by property owners on 41st Street, was presented protesting the using of residential area as a business area by the Childers Chevrolet Company. It was decided that the Mayor and Attorney would look into this situation and issue orders to remedy this situation.

Councilman Collins moved, seconded by Councilman Bleau, that the Mayor be authorized to purchase radio equipment for the new police cruiser and on fire truck, and also the purchase of a siren for the police cruiser. Motion carried.

There being no further business to come before the Council, a motion for adjournment carried.

  
W. W. Alexander, Mayor

  
Grace Lewis, Recorder



July 27, 1953

The Council of the City of Nitro met in Special Session, pursuant to an Ordinance and Order adopted by Council on the 19th day of June, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Push, Jerome Collins, B.E.Gewin, W.H.Jones and Harry L. Reynolds members of the Council. Councilman Grover being absent.

Council sitting as a Board of Canvassers as prescribed by law proceeded to canvass the returns and determined the results of the Special Election held on the 21st day of July, 1953, on the question of issuing bonds in the sum of \$50,000.00 for street improvements and after completing the work, upon motion of Councilman Gewin, seconded by Councilman Collins, the order following as unanimously approved and adopted.

On the 27th day of July, 1953, the fifth day (Sunday excepted) after a special election held in the City of Nitro, West Virginia, for the purpose of authorizing the issuance of bonds in the amount of \$50,000.00, the Council of said City sitting as a Board of Canvassers, proceeded to canvass the returns of said special election. Whereupon, Grace Lewis, Recorder of said City, laid before the Board the ballots, poll books, talley-sheets and certificates, as returned to her by the Commissioners holding said election, and the Board before proceeding to canvass said returns, opened each sealed package of ballots so laid

before it, and without unfolding the ballots, counted them and found the number in each package to be as follows:

Precinct No. 22	89 ballots
Precinct No. 260	67 ballots
Precinct No. 261	74 ballots
Precinct No. 282	56 ballots
Precinct No. 283	91 ballots
Precinct No. 305	67 ballots

Said ballots were then again sealed up in a new envelope, and each member of the Board wrote his name across the place where said envelope was sealed.

After which the said Board carefully and impartially examined the returns of said special election, and having ascertained the result of the votes cast thereat, doth hereby record the same in the following form, to-wit:

"The Board of Canvassers of said City of Nitro, having carefully and impartially examined the returns of the special election held in said City of Nitro on the 21st day of July, 1953, do hereby certify that in said City of Nitro, upon the question: Shall the City of Nitro, West Virginia, incur debt and issue bonds in the amount of \$50,000.00, to run not more than twenty (20) years from the date thereof, with interest not exceeding the rate of three and one-half per centum ( $3\frac{1}{2}$ ) per annum, for the purpose of making permanent public improvements in said City of Nitro of the kind and nature following: Constructing, Renewing, replacing and improving sidewalks, and curbs, gutters and other

structures as a part of, and required in connection therewith, in, upon and along First Avenue, sometimes known as Main Street, (State Route No. 25) from the southeasterly corporate limits of said City to its intersection with Lock Street; in, upon and along Lock Street from its intersection with First Avenue to the easterly right of way line of the New York Central Railroad; in, upon and along First Avenue from its intersection with 4th Street to its intersection with 7th Street; in, upon and along 11th Street from its intersection with First Avenue to its intersection with Second Avenue; and in, upon and along Second Avenue from its intersection with First Avenue at 7th Street to its intersection with 41st Street, and otherwise permanently improving said streets, all in the City of Nitro, Kanawha and Putnam Counties, West Virginia, including the proper and necessary incidental expenses in connection therewith; and levy taxes sufficient to pay the interest on, and the principal of such bonds, "Yes" received 403 votes, and "No" received 41 votes.

Councilman Collins moved, seconded by Councilman Bleau, that after hearing the protest of some several property owners abutting along Second Avenue and the Council having given considerable consideration to this question of resurfacing of said Second Avenue, that the said portion of Second Avenue, from 7th Street to 41st Street, be deleted from the current permanent improvement program. Upon ~~motion~~ <sup>Vote</sup> of the Council the motion carried unanimously.

The Committee on the the Study of need of Traffic Lights reported that their information was not sufficient to make a substantial report at this time.

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

Councilman Fleau moved, seconded by Councilman Collins, that the Council accept the recommendation of the fire Department Committee as follows: Guy Sizemore be relieved of his duties on the Fire Department, C.M.McDaniel be promoted as Acting Fire Chief, Denver R. Rawlings be promoted as Lieutenant and hire Kenneth K. King as Mechanic of the Fire Department, effective as of August 1, 1953. The motion carried.

There being no further business the meeting adjourned.

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

Grace Lewis  
Grace Lewis, Recorder

August 4, 1953

The Council of the City of Nitro met in regular session as provided by law on the 4th day of August, 1953.


There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Bush, Jerome Collins, W.H.Jones, Harry L. Reynolds members of the Council.

Council thereupon entered upon a consideration of the budget and levy estimate for the current fiscal year and there was discussion thereon.

Council also took up the question of an order and Resolution to authorize the issuance of Street Improvement Bonds in the sum of \$50,000.00 as authorized by the voters of the City of Nitro at a Special Election held on the 21st day of July, 1953, and discussion was had thereon.

Whereupon upon motion of Councilman Bush, seconded by Councilman Collins, and unanimously adopted council continued and recessed said meeting until the 5th day of August, 1953, at the hour of 5 o'clock, P.M.

  
W.W.Alexander, Mayor

  
Grace Lewis, Recorder

August 5, 1953

On the 5th day of August, 1953, at the hour of 5 o'clock, p.m., the Council of the City of Nitro met in regular session pursuant to its recess of the regular meeting of August 4, 1953, this being a continued and recessed meeting of the said meeting of **August 4, 1953.**

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Bush, Jerome Collins, W. H. *of me* B.E.Gewin, F.E.Grover, Harry L. Reynolds members of the Council.

Thereupon Council proceeded to consider for adoption the following Order and Resolution:

It appearing to this the Council of the City of Nitro that heretofore, to-wit, on the 19th day of June, 1953, being a recessed meeting of the regular meeting of June, 1953, an order was made and entered of record authorizing bonds in the amount of \$50,000.00 to be issued and sold for the purpose of providing funds for making improvements in said City of Nitro as follows: Constructing, Renewing, Replacing and improving sidewalks, and curbs, gutters, and other structures as a part of, and required in connection therewith, in, upon and along First Avenue, sometimes known as Main Street, (State Route No. 25) from the southeasterly corporate limits of said City to its intersection with Lock Street; in, upon and along Lock Street from its intersection with said First Avenue to the easterly right of way line of the New York Central Railroad; in, upon and along First Avenue from its intersection with 4th Street to its intersection with 7th Street; in, upon and along 11th Street from its intersection with First

Avenue to its intersection with Second Avenue; and in, upon and along Second Avenue from its intersection with First Avenue at 7th Street to its intersection with 41st Street, and otherwise permanently improving said streets, all in the City of Nitro, Kanawha and Putnam Counties, West Virginia, including the proper and necessary incidental expenses in connection therewith; and that, in pursuance of said order an election was held on the 21st day of July, 1953, at each of the legally established voting precincts in said City of Nitro for the purpose of ascertaining the will of the voters upon the question of whether or not said bonds should be issued, and that the result of said election, as shown by a canvass of the returns thereof made by this City Council, sitting as a canvassing board on the 27th day of July, 1953, was 403 votes for and 41 against the issuance of said bonds; so that three-fifths of the voters voting upon said proposition at said election voted for the issuance of said bonds. Therefore, upon motion of Councilman M.L.Bush, seconded by Councilman W.H.Jones:

Be It Unanimously Resolved, as follows:

That coupon bonds, to be known as "Street Improvement Bonds," of the City of Nitro, West Virginia, in the principal sum of \$50,000.00 and bearing date as of the 1st day of November, 1953, be issued and sold; that said bonds be of the denomination of \$500.00, and bear interest at the rate of three and one-quarter (3-1/4) per centum per annum, payable semiannually; that said

interest payments be represented and evidenced by interest coupons attached to each of said bonds; that said interest be payable on the first day of May and November of 1954 and of each year thereafter; that the principal of said bonds be payable from one to twenty years from their date, as hereinbelow set forth; that said bonds, together with the interest coupons thereunto attached, be payable to bearer and the title thereto shall pass upon delivery, provided, however, that said bonds may be registered by the Treasurer of the State of West Virginia, as provided by law; that the principal of each of said bonds, and the interest thereon, be payable in lawful coin or currency of the United States of America, at the office of the Treasurer of the State of West Virginia, or at the option of the holder, at the Kanawha Valley Bank, Charleston, West Virginia; that the failure to present any of said bonds or interest coupons, when due, shall stop further payment of interest thereon; that the Council of the City of Nitro shall annually, at the levy term thereof, make up and lay a levy upon all the taxable property within the said City of Nitro sufficient to provide funds for paying the interest on said bonds as the same accrues and becomes payable and the principal thereof, respectively, at maturity; Provided, however, that the levies provided for the purposes aforesaid shall be included within the maximum levies authorized and apportioned for current expenses and other lawful purposes of the City of Nitro; that said levies shall be levied and allocated each year for the purpose of discharging the interest and principal of the bonds hereby authorized; and for such purposes shall be



laid separate and apart from the levies made for general current expenses and other purposes of the City of Nitro. The maturities and the series of said bonds are fixed as follows:

Bonds Nos. 1 to 3, inclusive, for \$1,500.00 due and payable one year after date.

Bonds Nos. 4 to 6, inclusive, for \$1,500.00 due and payable two years after date.

Bonds Nos. 7 to 10, inclusive, for \$2,000.00 due and payable three years after date.

Bonds Nos. 11 to 14, inclusive, for \$2,000.00 due and payable four years after date.

Bonds Nos. 15 to 19, inclusive, for \$2,500.00 due and payable five years after date.

Bonds Nos. 20 to 23 inclusive, for \$2,000.00 due and payable six years after date.

Bonds Nos. 24 to 27, inclusive, for \$2,000.00 due and payable seven years after date.

Bonds Nos. 28 to 31, inclusive, for \$2,000.00 due and payable eight years after date.

Bonds Nos. 32 to 35, inclusive, for \$2,000.00 due and payable nine years after date.

Bonds Nos. 36 to 40, inclusive, for \$2,500.00 due and payable ten years after date.

Bonds Nos. 41 to 45, inclusive, for \$2,500.00 due and payable eleven years after date.

Bonds Nos. 46 to 50, inclusive, for \$2,500.00 due and payable twelve years after date.

Bonds Nos. 51 to 55, inclusive, for \$2,500.00 due and payable thirteen years after date.

Bonds Nos. 56 to 61, inclusive, for \$3,000.00 due and payable fourteen years after date.

Bonds Nos. 62 to 67, inclusive, for \$3,000.00 due and payable fifteen years after date.

Bonds Nos. 68 to 73, inclusive, for \$3,000.00 due and payable sixteen years after date.

Bonds Nos. 74 to 79, inclusive, for \$3,000.00 due and payable seventeen years after date.

Bonds Nos. 80 to 85, inclusive, for \$3,000.00 due and payable eighteen years after date.

Bonds Nos. 86 to 92, inclusive, for \$3,500.00 due and payable nineteen years after date.

Bonds Nos. 93 to 100, inclusive, for \$4,000.00 due and payable twenty years after date.

And, Be It Further Resolved:

That the bonds hereby authorized shall be exempt from all taxation by the State of West Virginia or any political subdivision thereof, and shall contain the following recital: "It is certified that this bond is authorized by and is issued in conformity with the requirements of the Constitution and statutes of the State of West Virginia."

And, Be It Further Resolved:

That each bond be signed by and on behalf of the City of Nitro by its mayor and countersigned by its recorder, and that the corporate seal of said City of Nitro be affixed to each, and that the interest coupons bear the facsimile signature of the same officers; and that the bonds and the coupons thereto attached herein authorized to be issued, shall be upon the terms and in form or effect substantially as follows:

UNITED STATES OF AMERICA  
STATE OF WEST VIRGINIA  
CITY OF NITRO, WEST VIRGINIA  
STREET IMPROVEMENT BOND

NO. \_\_\_\_\_

\$ 500.00 \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS:

That the City of Nitro, in the State of West Virginia, a corporation created and existing under the laws of the State of West Virginia, for value received, is justly indebted and hereby promises to pay to the bearer, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, the principal sum of Five Hundred Dollars (\$500.00), with interest thereon at the rate of three and one-quarter (3- 1/4%) per centum per annum, payable semiannually on the first day of May, and the first day of November, respectively, of each year hereafter, as evidenced by, and on presentation and surrender of, the annexed interest coupons as they severally become due. Both

principal and interest hereof are payable in lawful coin or currency of the United States of America at the office of the Treasurer of the State of West Virginia, or, at the option of the holder hereof, at the Kanawha Valley Bank, Charleston, West Virginia. Failure to present this bond, or the coupons hereto attached, when due, shall stop further payments of interest hereon.

This bond shall be exempt from all taxation by the State of West Virginia or any political subdivision thereof, and is one of a series of one hundred (100) bonds, aggregating Fifty Thousand Dollars (\$50,000.00), each of said bonds being of the denomination of Five Hundred Dollars (\$500.00) and numbered consecutively from one (1) to one hundred (100), inclusive, said bonds being of like date, amount, tenor and effect, except as to number and maturity; said bonds are issued for the purpose of providing funds for making permanent improvements in and to certain streets in said City of Nitro.

It is hereby certified that this bond is authorized by and issued in conformity with the requirements of the Constitution and statutes of the State of West Virginia, and that legal provision has been made by said City of Nitro for the levy and collection of a direct annual tax sufficient in amount to meet the payment of the interest and principal hereof; which shall have precedence over all other taxes for any purpose whatever, except the payment of interest and sinking fund requirements on debts created prior to November 8, 1932, and any other bond issue or issues which lawfully may have been authorized subsequent to November 8, 1932, or which

hereafter may be authorized; that said levies do not exceed any constitutional or statutory limitations; and that the amount of this bond together with all the other indebtedness of the City of Nitro does not exceed any statutory or constitutional limitation thereon.

For the payment of both principal and interest hereof the full faith and credit and resources of the said City of Nitro are hereby irrevocably pledged within the limitations prescribed by the Constitution of West Virginia.

IN WITNESS WHEREOF, the City of Nitro, West Virginia, a corporation created, organized and existing under the laws of the State of West Virginia, has caused this bond to be duly signed and executed by its Mayor and countersigned by the Recorder of said City of Nitro, and has caused its corporate seal to be hereto affixed and the interest coupons hereto attached to be signed by the facsimile signatures of said Mayor and Recorder, as of the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Recorder

(BACK OF BOND)

NO. \_\_\_\_\_

UNITED STATES OF AMERICA  
STATE OF WEST VIRGINIA  
CITY OF NITRO, WEST VIRGINIA

STREET IMPROVEMENT BOND

(DATED \_\_\_\_\_, 19\_\_)

\$500.00

Interest payable semiannually on  
May 1 and November 1

Principal payable on

\_\_\_\_\_, 19\_\_

Both Interest and Principal Payable

at the Office of the

TREASURER OF WEST VIRGINIA,  
CHARLESTON, WEST VIRGINIA

OR AT

THE KANAWHA VALLEY BANK  
CHARLESTON, WEST VIRGINIA

ATTORNEY GENERAL'S APPROVAL

I, \_\_\_\_\_, Attorney General  
of the State of West Virginia, do hereby certify that this bond has  
been approved by me by virtue of the authority vested in me, by  
Article 1, Chapter 13, of the Official Code of West Virginia, 1931;  
that notice of my approval hereof was published as required by

Section 25, of said Article 1; that ten days have elapsed since the date of the last publication of such notice; that there has been no appeal from my approval to the Supreme Court of Appeals; and that this bond has become incontestable, under and by virtue of the provisions of said Article I, Chapter 13, and is a binding obligation upon the City of Nitro, a corporation, the authority issuing the same, and upon the taxable property within said City of Nitro, and that by reason of the provisions of Article I, Chapter 13, no one has the right hereafter to contest in any court or in any action or proceeding the validity of this bond for any cause whatsoever.

WITNESS my hand this the \_\_\_\_\_ day of \_\_\_\_\_,  
1953.

---

Attorney General of the State of  
West Virginia

#### REGISTRATION CERTIFICATE

The principal of this bond may be registered in the bond register of the Treasurer of the State of West Virginia, Charleston, West Virginia, in accordance with law.

Nothing will be written hereon except by  
the Treasurer of the State of West Virginia.

Treasurer of the State of West Virginia		
Date of Registration	Owner	Address

## (Form of Coupon)

On the first day of \_\_\_\_\_, 19\_\_\_\_

the City of Nitro will pay to the Bearer, upon surrender

hereof, \_\_\_\_\_ Dollars \$ \_\_\_\_\_

in lawful coin or currency of the United States of America,

at the office of the Treasurer of the State of West Virginia,

or at the option of the holder, at The Kanawha Valley Bank,

Charleston, West Virginia, that amount being six (6) months'

interest on its Street Improvement Bond, bearing Serial

No. \_\_\_\_\_

for \$ 500.00, dated \_\_\_\_\_, 1953.

COUPON  
NO. \_\_\_\_\_

\_\_\_\_\_  
RECORDER

\_\_\_\_\_  
MAYOR



BE IT FURTHER RESOLVED,

That the Recorder of this Council transmit to the Attorney General of the State of West Virginia a duly certified copy of all orders, resolutions, proclamations, notices, advertisements, affidavits, and records of all proceedings connected with or pertaining to this bond issue, and any and all other matters relative thereto which the Attorney General may require, as provided by Section 25, Article 1, Chapter 13 of the Code of West Virginia.

BE IT FURTHER RESOLVED,

That all officers, members and employees of the City of Nitro, are hereby authorized, empowered and directed to do any and all things proper and necessary to cause valid bonds to be issued as authorized by the voters of the City of Nitro at the Special Election held on July 21, 1953, pursuant to the calling thereof, and to do all things proper and necessary to obtain the approval and sale of said bonds, and no further authority shall be necessary to authorize any such officers or employees to give further assurance and do further acts as may legally be required by any individual or corporate purchaser of the bonds hereby authorized or any of them.

BE IT FURTHER RESOLVED,

That before offering the bonds hereby authorized for public sale, they shall first be offered at par to any governmental agency of the State of West Virginia authorized by law to purchase the same, as required by Section 21, Article 1, Chapter 13 of the Code of West Virginia, and the mayor of the City of Nitro, West Virginia, is hereby directed forthwith to make such offer in writing to the

Secretary of State; but if such bonds shall not be purchased by any state agency, then the same shall be advertised as provided by law.

Mayor Alexander informed the Council that the Civic Benefits Association had agreed to increase their payment to the City for fire protection in order that each of the four firemen's salary may be increased \$12.50 per month.

Councilman Collins moved, seconded by Councilman Bush, that each of the four firemen be granted an increase of \$12.50 per month, effective as of the 1st of August, 1953. Motion carried.

Councilman Bush moved, seconded by Councilman Collins, granting each member of the police department an increase of \$12.50 per month, effective as of August 1, 1953. Motion carried.

Councilman Jones moved that the Street Commissioner be paid \$50.00 per month, motion seconded by Councilman Reynolds. Motion carried.

Councilman Gewin moved, seconded by Councilman Reynolds that the City offer for sale the O. Henry ambulance and moved further that amount received for the ambulance be given to the Firemens Association. Motion carried.

The Council proceeded to consider and adopt the following  
Levy Estimate:

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 chambers thereof in the City  
building on Wednesday, the 5th day of August, 1953, there were  
present:

W.W.Alexander, Mayor, Grace Lewis, Recording Officer and  
M.L.Bush, Jerome Collins, W.H.Jones, F.E.Grover, B.E.Gewin,  
Paul Bleau, H.L.Reynolds 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

Estimate Form No. 1

(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	\$ 3,835.51
Balance in hands of sheriff	300.48

Police fines and costs	\$ 9,000.00
Permits-building, street, sewer and other	500.00
Civic Benefits Association	18,000.00
Taxes: Gross Sales	18,000.01
Capitation	1,600.00
Consumers' sales (Liquor)	10,000.00
Amusement	800.00
Licenses:	
Electrician and plumbers	50.00
General	1,600.00
Miscellaneous	500.00
Total estimated receipts to Page 6	\$ 64,186.00

## ESTIMATES CURRENT EXPENDITURES:

1. Salary of Mayor	\$ 2,400.00
2. Salary of Recorder	2,100.00
3. Salary of Treasurer	1,200.00
4. Trial Fees	1,800.00
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	15,000.00
10. New Equipment Police Department	2,000.00
11. General Expenses Police Department	2,500.00
13. Salaries of Jailer and expenses feeding prisoners	1,900.00
14. Salaries Chief and 3 Firemen	13,380.00
15. New Equipment Fire Department	2,000.00
16. General expenses Fire Department	2,500.00

24. Janitors' Salaries and Supplies	200.00
25. Repairs to Jail and City Building	85.00
26. Furniture, Fixture and Office machines	300.00
27. Stationery, office supplies and equipment	500.00
28. Postage	65.00
29. Water-fire protection, streets and dowers	6,760.00
30. Water-City Building and other purposes	100.00
31. Light for street lighting	3,000.00
32. Light-City Building, traffic lights, etc.	550.00
33. Repairs street and traffic lights	100.00
34. Fuel, heating City Building	375.00
35. Telephone and Telegraph	525.00
37. Legal Publications	350.00
38. Insurance on City Buildings and other property	650.00
39. Premiums, Policemen's and official bonds	160.00
40. Election expenses	900.00
41. Attorneys' fees, court costs and damages	1,500.00
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	1,500.00
46. Materials, supplies and espenses, Street Dept.	2,500.00
47. Maintenance of Sewers, salaries and supplies	5,099.00
48. Construction of new streets, sidewalks and sewers	1,000.00
49. Workmens Compensation premiums	250.00
50. Audit by Tax Commissioner	140.00

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 expneses of city officials	100.00
59. Treasurer's fees	60.00
60. Social Security	600.00
61. Contingent expenses	500.00
	<hr/>
A-Total Current Expenses	\$ 83,924.00

Total estimated disbursements	83,924.00
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Less estimated receipts	64,186.00
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Net amount to be raised by levy (page 7)	\$ 19,738.00
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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 \$19,738. 00 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:

Fifteen & three-quarters cents ( 15.75¢ ) on Class No. I property,

Thirty one & one-half cents ( 31.5 ¢ ) on Class No. II property, and

Sixty three cents ( 63 ¢ ) 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 (Whole Dollars)
Number I				
Personal Property	\$ 292,980.	9.5 ¢ 6.25¢	15.75¢	\$ 461.
Public Utility Property	338,500.	9.5 ¢ 6.25¢	15.75¢	533.
Total Class No. I	631,480.			994.
Number II				
Real Estate	989,950.	19 ¢ 12.5 ¢	31.5 ¢	3,118.
Number IV				
Real Estate	539,650.	38 ¢ 25 ¢	63 ¢	3,400.
Personal Property	488,545.	38 ¢ 25 ¢	63 ¢	3,078.
Public Utility Property	1,800,100.	38 ¢ 25 ¢	63 ¢	11,341.
Total Class No. IV	2,828,295.			17,819.
TOTAL LEVY	\$ 4,449,725			21,931.
Less Delinquent Taxes and Exonerations Estimated at 10%				2,193.
Net amount to be raised by Levy				19,738.

MUNICIPAL BOND PURPOSES - INTEREST AND SINKING FUND  
ESTIMATE

Estimate Form No. 3.

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
10-20-38	\$ 16,000.	\$ 8,000.	\$ 700.	\$ 220.	\$ 920.
7-21-53	\$ 50,000.	\$ 50,000.	\$ 1,500.	\$1,625.	\$3,125.
Delinquent Taxes and Exonerations Estimated at 10%					405.
Total amount to be Raised by a Levy of Taxes					4,450.

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

Three Cents ( 3 ¢) on Class No. I property,

Six Cents ( 6 ¢) on Class No. II property, and,

Twelve Cents ( 12 ¢) on Class No. IV property,

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

## CLASS

NUMBER I	Assessed Valuation	Proposed Rates	Taxes Levied (Whole Dollars)
Personal Property	\$ 292,980.	3 ¢	\$ 88.
Public Utility Property	238,500.	3 ¢	102.
Total Class No. I	631,480.		190.
Number II			
Real Estate	989,950.	6 ¢	594.
Number IV			
Real Estate	539,650.	12 ¢	648.
Personal Property	488,545.	12 ¢	586.
Public Utility Property	1,800,100.	12 ¢	2,160.



Total Class No. IV	2,828,295.	3,394.
TOTAL LEVY	\$ 4,449,725.	\$ 4,178.

There being no further business to come before the  
Council a motion for adjournment carried.

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

Grace Lewis  
Grace Lewis, Recorder

August 18, 1953

The City Council of the City of Nitro met in regular session in the Council Chamber in the City Hall of Nitro, West Virginia, on August 18, 1953, at 7:30 o'clock, P.M.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, and R.E.Gewin, R.J.Collins, F.E.Grover, Paul Bleau, M.L.Push, W.H.Jones, and H.L.Reynolds, members of Council.

Mayor Alexander called the meeting to order.

Minutes of the last meeting of Council were read and upon motion of Councilman Jones, seconded by Councilman Reynolds, the minutes of said last meeting were approved as read. All Councilmen voting "Aye".

Thereupon Council proceeded to consider the permanent improvement to First Avenue, sometimes known as Main Street, (State Route No. 25) from the southeasterly corporate limits of said City to its intersection with Lock Street from its intersection with said First Avenue to the easterly right of way line of the New York Central Railroad; in, upon and along First Avenue from its intersection with 4th Street to its intersection with 7th Street; in, upon and along 11th Street from its intersection with First Avenue to its intersection with Second Avenue; and in, upon and along Second Avenue from its intersection with First Avenue at 7th Street to its intersection with 41st Street, and otherwise permanently improving said streets by the construction of sidewalks and curbs and other structures as a part thereof and in connection therewith.

Upon motion of Councilman Bleau, seconded by Councilman Grover, the final plans and specifications and estimates for the

proposed improvements heretofore filed with the Recorder were received, accepted and approved as the plans and specifications and estimates for the proposed permanent improvements of said streets. All Councilmen voted "Aye", and the Mayor declared the motion unanimously adopted and so ordered.

Thereupon on motion of Councilman Gewin, seconded by Councilman Grover, the City Recorder was instructed to advertise for bids for the construction of the proposed improvements in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro and in Kanawha and Putnam Counties, and that the advertisement for bids from contractors for construction of said improvements provide, among; other things, that bids shall be received only on bid proposal forms prepared by the City Engineer and City Attorney which are hereby approved and accepted, and shall be sealed; that work must be performed in accordance with the plans and specifications for same on file with the City Recorder, that payment is to be made for the work in the manner set out in such bid proposal forms and that the contractor be required to deposit a certified check or bidders bond in the amount of 5% of the bid price and furnish letter committing performance bond; that the bids be in the hands of Grace Lewis, City Recorder, on or before 4:00 o'clock, P.M., EST, September 1, 1953, and thereafter be opened and publicly read at a meeting of Council to be held on the 1st day of September, 1953, at 7:30 P.M., EST; and that the advertisement provide that the City shall have the right to reject any or all bids and to

waive any irregularities therein. Upon a vote being taken all Councilmen voted "Aye", and the Mayor declared the motion carried unanimously and so ordered.

Councilman Collins moved, seconded by Councilman Reynolds, the Levy Order for the year 1953 - 1954 be approved and adopted as follows. Upon vote by Council, all Councilmen voted "Aye".

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, West Virginia, held in the council chamber thereof on Tuesday, the 18th day of August, 1953, Present W.W.Alexander, Mayor, Recording Officer Grace Lewis, H.L.Reynolds, W.H.Jones, M.L.Bush, Paul Bleau, F.E.Grover, Jerome Collins and B.E.Gewin 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 \$ 21,931. , according to the estimate made and entered of record on the 18th day of August, 1953, 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 proposed therein, be approved and that the following levies be laid on each one hundred dollars valuation of each class of property, viz:

Fifteen and Three Quarters cents ( 15.75 ¢) on Class No. I property,  
 Thirty-one and one half cents ( 31.5 ¢) on Class No. II property, and  
 Sixty-three cents ( 63 ¢) on Class No. IV property,  
 for the purposed aforesaid, based upon the last assessment therein, as follows:

CLASS	Assessed Valuation	Total Rate of Levy	Taxes Levied (Whole Dollars)
Number I			
Personal Property	\$ 292,980.	15.75 ¢	\$ 461.
Public Utility Property	<u>338,500.</u>	15.75 ¢	<u>533.</u>
Total Class No. I	631,480.		994.
Number II			
Real Estate	989,950.	31.5 ¢	3,118.
Number IV			
Real Estate	539,650.	63 ¢	3,400.
Personal Property	488,545.	63 ¢	3,078.
Public Utility Property	<u>1,800,100.</u>	63 ¢	<u>11,341.</u>
Total Class No. IV	2,828,295.		17,819.
TOTAL LEVY	\$ 4,449,725.		\$ 21,931.

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 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 \$ 66,000. will be \$ 4,450. according to the estimate made and entered of record on the 18th day of August, 1953 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

Three cents ( 3 ¢) on Class No. I property,  
Six cents ( 6 ¢) on Class No. II property, and,  
Twelve cents ( 12 ¢) on Class No. IV property,

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

CLASS Number I	Assessed Valuation	Total Rate of Levy	Taxes Levied (Whole Dollars)
Personal Property	\$ 292,980.	3 ¢	\$ 88.
Public Utility Property	<u>338,500</u>	3 ¢	<u>102.</u>
Total Class No. I	631,480.		190.
Number II			
Real Estate	989,950.	6 ¢	594.
Number IV			
Real Estate	539,650.	12 ¢	648.
Personal Property	488,545.	12 ¢	586.
Public Utility Property	<u>1,800,100.</u>	12 ¢	<u>2,160.</u>
Total Class No. IV	2,828,295.		3,394.
TOTAL LEVY	\$ 4,449,725.		\$ 4,178.

Upon motion of Councilman Reynolds, seconded by Councilman Bleau, the following Ordinance was presented and unanimously adopted:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO: That Section

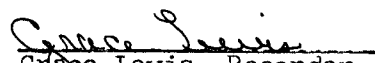
Two of the Building Code be further amended and reenacted by adding thereto subsection "d" to read as follows: Upon the issuance of any permit, including building permits and Sewer tap permits, the Recorder shall collect an issuance fee of Fifty (50¢) cents which said fee shall be paid to the City Recorder for her services in taking the application and issuing the permit.

Councilman Bush of the Traffic Committee presented a report regarding traffice lights at 10th Street, 21st Street, 18th or 19th Streets, 11th Street, and Hichory Street - recommended lights at Hichory Street and 11th Street.

Report received and action deferred until the next meeting.

There being no further business a motion for adjournment carried.

  
W.W. Alexander, Mayor

  
Grace Lewis, Recorder

September 1, 1953

At a Called Special Meeting of the Council of the City of Nitro held on the 1st day of September, 1953.

There were present: Grace Lewis, Recorder, M.L.Push, Jerome Collins, F.E.Gewin, F.E.Grover, W.H.Jones and H.L.Reynolds, members of Council. W.W.Alexander, Mayor, and Paul Bleau, member of Council were absent.

The meeting, in the absence of the Mayor was presided over by Grace Lewis, Recorder, as provided by law.

It was explained that this was a special meeting for the purpose of further considering the street improvement program, and particularly to open and tabulate bids for the permanent improvement of First Avenue, sometimes known as Main Street, (State Route No. 25) from the southeasterly corporate limits of said City to its intersection with Lock Street; Lock Street from its intersection with First Avenue to the easterly right of way line of the New York Central Railroad; First Avenue from its intersection with 4th Street to its intersection with 7th Street; 11th Street from its intersection with First Avenue to its intersection with Second Avenue; and Second Avenue from its intersection with First Avenue at 7th Street to its intersection with 11st Street by constructing, renewing, replacing and improving sidewalks, and curbs, gutters and other structures as a part of and required in connection therewith; and that said meeting was called pursuant to motion regularly made and approved at the last meeting of Council and set out in the notice to contractors,



and pursuant to due and lawful notice of same to member of Council.

The Recorder thereupon presented the revised plans, specifications and profiles for the improvement of above named streets, designated as addendum No. 1, and upon motion of Councilman Bush, seconded by Councilman Reynolds, the said revised plans, specifications and profiles were accepted and approved. All Councilmen voting "aye".

Thereupon the Recorder tendered the Publisher's Certificate and Affidavit of publication of the Notice to Contractors for said improvements. Thereupon Councilman E.E. Gwin, seconded by Councilman Jones, moved that the notice to Contractors asking for bids on said proposed 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 unanimously adopted.

#### 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 TO CONTRACTORS

The City of Nitro will receive sealed proposals for the paving, construction, renewing, replacing and improving sidewalks, and curbs, gutters and other structures as a part of, and required in connection therewith, in, upon and along First Avenue, sometimes known as Main Street, (State Route No. 25) from the southeasterly corporate limits

of said City to its intersection with Lock Street; in, upon and along Lock Street from its intersection with said First Avenue to the easterly right of way line of the New York Central Railroad; in, upon and along First Avenue from its intersection with 4th Street to its intersection with 7th Street; in, upon and along 11th Street from its intersection with First Avenue to its intersection with Second Avenue; and in, upon and along Second Avenue from its intersection with First Avenue at 7th Street to its intersection with 11st Street, and otherwise permanently improving said streets, all in the City of Nitro, Kanawha and Putnam Counties, West Virginia.

Proposals will be received only on and in accordance with forms furnished by the City Recorder. Work must be performed in accordance with plans, specifications, profiles and estimates on file with Grace Lewis, City Recorder. Payment for said work will be made in the manner set out in the bid proposals forms. The contractor shall deposit a certified check or bidder's bond in the amount of 5% of the bid price and furnish letter committing performance bond.

All bids shall be sealed and in the hands of Grace Lewis, City Recorder on or before 4:00 o'clock, P.M. EST., September 1, 1953. Bids will be opened and publicly read at the City Hall, in the Council Chamber at a meeting of Council to be held on the 1st day of September, 1953, at 7:30 o'clock, P.M., EST. The City Reserves the right to reject any or all bids or to waive any irregularities in bids.

Plans, specifications and proposal sheets may be obtained at the office of Grace Lewis, City Recorder.

Grace Lewis,  
City Recorder,  
City of Nitro.

was duly published in said paper once a week for 2 successive weeks, commencing with the issue of the 21st day of August, 1953 and ending with the issue of the 28th day of August, 1953, and was posted at the Court House of Kanawha County on

(s) C.R. Walker

Manager,

Kanawha Valley Leader

Subscribed and sworn to before me this 31st day of August, 1953.

(s) Dennis R. Knapp

Notary Public for Kanawha County, West Virginia.

(My commission expires June 5, 1956).

Printer's Fee \$....12.18.....

**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 TO CONTRACTORS**

was duly published in said paper once a week for...**2**... successive weeks, commencing with the issue of the **21st** day of **August**, 19 **53** and ending with the issue of the **28th** day of **August**, 19 **53**. and was posted at the Court House of Kanawha County on , 19

*Cecil R. Walker*  
Manager,  
Kanawha Valley Leader.

Subscribed and sworn to before me this **31st** day of **August**, 19 **53**.

*Dennis R. Knapp*  
Notary Public for Kanawha County, West Virginia.  
(My commission expires. *June 5, 1956*).

**W. Va., Friday, August 28, 1953**

publicly read at the City Hall, in the Council Chamber at a meeting of Council to be held on the 1st day of September, 1953, at 7:30 o'clock, P. M., EST. The City reserves the right to reject any or all bids or to waive any irregularities in bids. Plans, specifications and proposal sheets may be obtained at the office of Grace Lewis, City Recorder.  
Grace Lewis,  
City Recorder  
City of Nitro.

**NOTICE TO CONTRACTORS**  
**THE CITY OF NITRO** will receive sealed proposals for the paving, construction, renewing, replacing and improving sidewalks, and curbs, gutters and other structures as a part of, and required in connection therewith, in, upon and along First Avenue, sometimes known as Main Street, (State Route No. 25) from the southeasterly corporate limits of said City to its intersection with Lock Street; in, upon and along Lock Street from its intersection with said First Avenue to the easterly right of way line of the New York Central Railroad; in, upon and along First Avenue from its intersection with 4th Street to its intersection with 7th Street; in, upon and along 11th Street from its intersection with First Avenue to its intersection with Second Avenue; and in, upon and along Second Avenue from its intersection with First Avenue at 7th Street to its intersection with 41st Street, and otherwise permanently improving said streets, all in the City of Nitro, Kanawha and Putnam Counties, West Virginia.  
Proposals will be received only on and in accordance with forms furnished by the City Recorder. Work must be performed in accordance with plans, specifications, profiles

**Kanawha Valley Leader, Nitro,**  
and estimates on file with Grace Lewis, City Recorder. Payment for said work will be made in the manner set out in the bid proposal forms. The contractor shall deposit a certified check or bidder's bond in the amount of 5% of the bid price and furnish letter committing performance bond.  
All bids shall be sealed and in the hands of Grace Lewis, City Recorder on or before 4:00 o'clock, P. M. EST., September 1, 1953. Bids will be opened and

Thereupon the bids of Contractors, to-wit, the bids of  
andersons' Inc. and R. N. Hewitt Corporation, were publicly  
opened by the Recorder and read and tabulated and discussion had  
thereon.

Thereupon on motion of Councilman W.H. Jones, seconded  
by F.E. Grover, the meeting recessed and adjourned until September  
8, 1953, at the same hour and place.

Grace Lewis  
Grace Lewis, Recorder

*N.W. Alexander*

September 8, 1953

The Council of the City of Nitro met in recessed session in the Council Chamber in the City Hall of Nitro, West Virginia, on September 8, 1953, at 7:30 o'clock, P.M., pursuant to a motion to recess which was duly made, seconded and unanimously passed on the 1st day of September, 1953, at 7:30 o'clock, P.M.

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

The bids of Andersons' Inc., and R.M.Hewitt Corporation for the work of permanent improvement of the streets and public ways set out in the Notice to Contractors and in the minutes of the meeting of September 1, 1953, having been fully tabulated and considered and Andersons' Inc., being the lowest and best bidder for said work, upon motion of Jerome Collins, seconded by Councilman F.E.Grover, the bid of Andersons' Inc., was accepted, and it is further ordered that the work proceed in accordance with the plans, profiles and specifications prepared by the City Engineer and heretofore approved by council; and it is further ordered 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 improvements heretofore passed. Voting for said motion were Councilmen M.L.Push, Jerome Collins, B.E.Gewin, F.E.Grover, W.H.Jones and Harry L. Reynolds, members of council, and W.W.Alexander, Mayor and Grace Lewis, Recorder. Voting against said motion, none.

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.

Upon suggestion of Councilman Grover, the Council agreed that due to the fact the home football games of the local football team were not being played on a home field that the practice of loaning the inhalator to the football team for home games be discontinued for this year.

Councilman Reynolds moved, seconded by Councilman Jones, that Mayor Alexander be authorized to proceed with plans to build city garage, the cost to be \$12,000.00, which amount is to be advanced by the Civic Benefits Association. Motion carried.

There being no further business the meeting adjourned.

  
Grace Lewis, Recorder

  
W.W. Alexander, Mayor

September 15, 1953

The City Council met in regular session Tuesday, September 15, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Fleau, M.L.Push, Jerome Collins, F.E.Grover, W.W.Jones, and H.L.Reynolds members of the Council.

Mayor Alexander called the meeting to order.

Councilman Fleau moved minuted for meetings held August 18th, September 1st, and September 8th be accepted. Motion seconded by Councilman Jones. Motion carried.

Copies of Financial Statements for the months of July and August were presented. Councilman Reynolds moved, seconded by Councilman Collins, the financial statements be accepted. Motion carried.

Mayor Alexander presented a letter from the State Water Commission, which reads as follows-

September 14, 1953

Honorable W.W.Alexander  
Mayor, City of Nitro  
Nitro, West Virginia

Dear Mayor Alexander:

Mr. John Ray, representing the Nitro Sewer Company, met with our Commission yesterday. He advised that he had offered to sell the sewer system to the City of Nitro for the sum of \$50,000, but that these terms were not acceptable.

Mr. Ray stated further, that if the city did not agree to the purchase he would appeal the case to the State Supreme Court - he has eight months in which to do this. In the event that the Supreme



Court upholds the decision of the Circuit Court and Mr. Ray attempts to finance the project, but can show that he is unable to do so, we will have arrived at an impasse.

To my mind, the only plausible solution is for the city to acquire the system by purchase or condemnation. While I do not feel competent to comment on how much the city should pay, I do hope that you and your administration will see fit to acquire the system one way or another.

I would appreciate the opportunity of meeting with you to discuss this problem.

Very truly yours,

(s) Robert F. Rocheleau  
Executive Secretary-Engr.

RFS/mms

cc: Mr. Lee M. Kenna, Chairman  
Mr. H.K. Gidley, Director

Mayor Alexander informed Council that he and Mr. Knapp had an appointment to meet with Mr. Rocheleau on the 28th day of September.

A committee, from the Central City area, appeared before the Council seeking the assistance of the Council in requesting the Kanawha County School Board of Education to rezone the school area, permitting the children of said area to attend the Nitro School. Mayor Alexander informed the Committee that he had talked with Mr. Flinn of the school board and had been advised that the situation could not not be considered until the new school building had been completed.

There being no further business the meeting was adjourned.

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

Grace Lewis  
Grace Lewis, Recorder

October 6, 1953

The City Council met in a special session Tuesday, October 6th.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Push, Jerome Collins, R.E.Gewin, F.E.Grover, W.H.Jones, and H.L.Reynolds members of the council.

Mayor Alexander called the meeting to order.

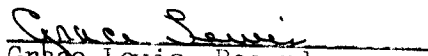
The traffic committee was advised to arrange a meeting with the Trustees of the St. Paul Methodist Church in order to work out a solution of the traffic problem existing on 20th Street on Sundays.

Councilman Collins moved, seconded by Councilman Push, that John F. Santrock, Jr. be appointed as caretaker of the Park, motion carried.

Councilman Reynolds moved, seconded by Councilman Collins, that additional street light be installed on pole No. 112-c-289 located on Broadway Avenue. Motion carried.

There being no further business the meeting adjourned.

  
W.W.Alexander, Mayor

  
Grace Lewis, Recorder

October 20, 1953

The City Council met in regular session Tuesday, October 20, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Elean, M.L.Dush, Jerome Collins, P.E.Gewin, F.E.Grover, W.H.Jones, and H.I.Reynolds members of the council.

Mayor Alexander called the meeting to order.

Minutes for meetings held September 1st, 8th, 15th and October 6th were read by the Recorder.

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

Copies of financial statement for month of September were presented to the Council.

Councilman Gewin moved, seconded by Councilman Grover, the financial statement be accepted. Motion carried.

Mayor Alexander informed Council that the Monsanto Chemical Company had requested use of the City's street sweeper.

Councilman Gewin moved, seconded by Councilman Dush, that this matter be left to the discretion of the Street Commissioner. Motion carried.

Councilman Reynolds moved the approval of the appointment of William C. Post as Police patrolman. Motion seconded by Councilman Dush. Motion carried.

A letter from the Nitro Business Mens Association was read. Said letter requested the City contact the Tyler Mountain Bus Company with regard to their bus stop in front of Payne's Barber Shop, pointing out that the present stop was a hinderance to Mr. Payne's business. The Council suggested that the Mayor contact the owner of the Bus Company in an effort to relocate the bus stop.

Mayor Alexander informed the Council that he had a letter from Olan Christopher, requesting an increase on the monthly radio service charge from \$20.00 per month to \$35.00 per month. This increase being requested due to the additional radio equipment. Councilman Gewin moved that the above request be granted. Motion seconded by Councilman Collins. Motion carried.

A petition was presented signed by residents of area west of the Railroad crossing at 11th Street, requesting the City erect a traffic light at 11th Street and First Avenue.

The Council discussed this matter and it was decided it would be unwise to erect a light at this point, however it was decided to erect signs reading "Slow - School Children Crossing", paint crosswalks at 11th Street and First Avenue. Councilman Reynolds moved, seconded by Councilman Grover authorizing the Mayor to employ a police woman to take care of school children crossing highway at 11th Street and First Avenue, she is to work for a period of approximately three and one half hours per school day and at a wage of one dollar (\$1.00) per hour. Upon vote those voting for motion were - Councilmen Rush, Collins, Grover, Gewin, Reynolds, Mayor Alexander, and Grace Lewis, Recorder. Councilmen Fleau and Jones did not vote. The motion was declared carried.

Mayor Alexander requested the Health Committee, Building Inspector and Fire Chief to check 3216 32nd Street and report condition to Council.

There being no further business the meeting adjourned.

  
W.W. Alexander, Mayor

  
Grace Lewis, Recorder

November 12, 1953

The City Council met in a special session Tuesday, November 12, 1953.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Fleau, M.L.Push, Jerome Collins, F.E.Grover, W.H.Jones and W.L. Reynolds members of the Council.

The meeting was called to order by Mayor Alexander, who explained the purpose of this meeting was to authorize the Mayor and Recorder to sign Checks drawn on a new account designated as "City of Nitro - Street Improvement Fund". Said fund having been set up to take care of the sidewalk project.

Councilman Collins moved resolution be adopted authorizing the Mayor and Recorder to sign checks drawn on account "City of Nitro - Street Improvement Fund". Motion seconded by Councilman Push. Motion carried.

There being no further business the meeting adjourned.

  
W.W.Alexander, Mayor

  
Grace Lewis, Recorder

November 17, 1953

The City Council met in a regular session Tuesday, November 17, 1953.

There were present: W.W. Alexander, Mayor, Grace Lewis, Recorder, Paul Fleau, M.L. Bush, F.E. Grover, W.H. Jones and H.I. Reynolds members of the Council.

Mayor Alexander called the meeting to order.

Mayor Alexander explained to the Council that the Engineer's report on the current paving program would be ready Wednesday, November 18th and asked that this meeting be recessed until such time.

Councilman Bush moved, seconded by Councilman Jones, that this meeting be recessed until Wednesday, November 18th at 7:30 o'clock P.M. Motion carried.

Meeting was adjourned.

  
W.W. Alexander, Mayor

  
Grace Lewis, Recorder





November 18, 1953

At a Regular Session of the Council of the City of Nitro held on the 18th. day of November, 1953, said meeting having been a recessed and adjourned session of said Council held on the 17th. day of November, 1953. There were present: W. W. Alexander, Mayor, Grace Lewis, Recorder, and M. L. Bush, R. J. Collins, B. E. Gewin, F. E. Grover, Paul Bleau and Harry L. Reynolds, 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 Council his Report that the improvements authorized by Ordiances of Council adopted on the 18th. day of May, 1953, and on the 25th. day of May, 1953, and as herein-after set out in full, had been completed in accordance with the plans, specifications, paving Ordiances and Contract with R. M. Hewitt Corporation, a corporation, which said report is in form and figures as follows, to-wit:

REPORT OF ENGINEER

ON

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; 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); 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 ALSO IMPROVED BY CONSTRUCTION OF SIDEWALKS.

TO THE COUNCIL OF THE CITY OF NITRO;

I, J. H. Spence, of Municipal Engineering Corporation, a corporation, City Engineer, hereby certify and report this 18<sup>th</sup> day of November, 1953, that the improvements authorized by Ordinances of the Council adopted on the 18th. day of May, 1953, and on the 25th day of May, 1953, have been completed in accordance with the plans, specifications, paving ordinance and contract with R. N. 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 ordinances 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:

ELM STREET  
(First Avenue to Kanawha Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Paul V. Wilson	Lot 15, Block O, Baker-Myer Subdivision	100.00	10.4498	1044.98
Wilmer R. Lane and Lenore U. Lane	Lot 16, Block O, Baker-Myer Subdivision	100.00	10.4498	1044.98
Florence J. Abney	Lot 15, Block N, Baker-Myer Subdivision	100.00	10.4498	1044.98

Carson L. Hicks and Mary F. Hicks	Lot 16, Block N Baker Myer Subdiv.	100.00	10.4498	1044.98
John A. Wilkes	Lot 16, Block M Baker Myer Subdiv.	100.00	10.4498	1044.98
S. & H. Builders & Supply, Inc. a Corp.	Lot 17, Block M Baker Myer Subdiv.	100.00	10.4498	1044.98

SOUTH SIDE

Reba J. Mathes, Kenneth B. Mathes, Carl Kermit Mathes and Earl B. Mathes	Lot 1, Block Q Baker Myer Subdiv.	100.00	10.4498	1044.98
Chesapeake Realty Company, a Corp.	Lot 34, Block Q Baker Myer Subdiv.	100.00	10.4498	1044.98
William H. Jividen and Zelma R. Jividen	Lot 1, Block R Baker Myer Subdiv.	100.00	10.4498	1044.98
Trustees, East Nitro United Baptist Church	Lot 34, Block R Baker Myer Subdiv.	100.00	10.4498	1044.98
Garlet T. Rhodes and Eilene Rhodes	Lot 1, Block S Baker Myer Subdiv.	100.00	10.4498	1044.98
Thomas Westen and Hazel M. Westen	Lot 34, Block S Baker Myer Subdiv.	100.00	10.4498	1044.98
<u>TOTALS</u>		1200.00		\$12539.76

BEECH STREET  
(First Avenue to Kanawha Avenue)  
NORTH SIDE

Name of Owner	Description	Frontage	Rate	Amount
Shirley E. King and Eudora King	Lot 15, Block B, Northside Develop- ment Company Pro- perty, Helena Tract	100.00	10.4498	1044.98
Delbert A. Whittington and Edna Whittington	Lot 30, Block B, Northside Develop- ment Company Pro- perty, Helena Tract	100.00	10.4498	1044.98
Paul G. Francisco and Geneva P. Francisco	Lot 15, Block E, Northside Develop- ment Company Pro- perty, Helena Tract	100.00	10.4498	1044.98
Mont Taylor and Ruth Taylor	Lot 30, Block E, Northside Develop- ment Company Pro- perty, Helena Tract	100.00	10.4498	1044.98

N. R. Henderson	Lot 15, Block H, Northside Develop- ment Company Pro- perty, Helena Tract	100.00	10.4498	1044.98
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Dewey T. Garton and Marian Garton	Lot 30, Block H, Northside Develop- ment Company Pro- perty, Helena Tract	100.00	10.4498	1044.98
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SOUTH SIDE

Artie McCoy	Lot 1, Block C, Northside Develop- ment Company Pro- perty, Helena Tract	100.00	10.4498	1044.98
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W. W. Graham	Lot 13, Block C, Northside Develop- ment Company Pro- perty, Helena Tract	100.00	10.4498	1044.98
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Ernest E. Sayre	Lot 1, Block F, Northside Development Company Property, Helena Tract	100.00	10.4498	1044.98
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Clarence H. Gruber	Lot 13, Block F, Northside Development Company Property, Helena Tract	100.00	10.4498	1044.98
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Nannie M. Cotton and S. L. Flournoy	Lot 1, Block I, Northside Developpment Company Property, Helena Tract	100.00	10.4498	1044.98
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Harless Adra Mahaney - and Dorothy Burke Mahaney	East $\frac{1}{2}$ Lot 13, Block I, Northside Development Company Property, Helena Tract	50.00	10.4498	522.49
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John J. Coughlin and Homer Messinger	West $\frac{1}{2}$ Lot 13, Block I, Northside Development Company Property, Helena Tract	50.00	10.4498	522.49
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TOTALS		1200.00		\$12539.76
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WASHINGTON AVENUE  
(Ash Street to Fir Street)  
EAST SIDE

Name of Owner	Lot Number or Other Descrip- tion.	Frontage	Rate	Amount
G. M. Wright and	Lots 16, 17, 18 & 19, Block E, North- side Development Co. Property	80.00	12.8824	1030.59
George Vincent Gilchrist, Sr., and Wanda Lee Gilchrist	Lots 20, 21 & 22, Block E, Northside Development Co. Property	60.00	12.8824	772.94
Nada Cartwright, Dessie Cartwright and Verda Neff	Lots 23, 24 & North- erly $\frac{1}{2}$ of 25, Block E, Northside Develop- ment Company Property	50.00	12.8824	644.12
Romie H. Lovejoy and R. Carmella Lovejoy	Lots 26, 26 & South $\frac{1}{2}$ of 25, Block E, North- side Development Co. Property	50.00	12.8824	644.12
Mont Taylor and Ruth Taylor	Lots 28, 29 & 30, Block E, Northside Develop- ment Co. Property	60.00	12.8824	772.94
Clarence H. Gruber	Lots 13 & 14, Block F, Northside Develop- ment Co. Property	40.00	12.8824	515.30
Arthur A. Stitt and Anne F. Stitt	Lots 15, 16 & North $\frac{1}{2}$ of 17, Block F, North- side Development Co. Property	50.00	12.8824	644.12
Vernon B. Evans and Rose Helen Evans	Lots 18, 19 & South $\frac{1}{2}$ of 17, Block F, North- Side Development Co. Property	50.00	12.8824	644.12
Charles O. Sharps and Mary Sharps	Lots 20, 21 & North $\frac{1}{2}$ of 22, Block F, North- side Development Co. Property	50.00	12.8824	644.12
Harold Lee Ash and Elanda Lee Ash	Lots 23, 24 & South $\frac{1}{2}$ of 22, Block F, North- side Development Co. Property	50.00	12.8824	644.12

Ernest Frank Chester and Pauline Eloise Chester	Lots 11,12 & North $\frac{1}{2}$ of 13, Block G, Northside Development Co. Property	50.00	12.8824	644.12
Clifford C. Brillhart and Alma Brillhart	Lots 14,15 and South $\frac{1}{2}$ of 13,Block G, Northside Development Co. Property	50.00	12.8824	644.12
Sol Wallace and Phyllis D. Wallace	Lots 16,17 & North $\frac{1}{2}$ of 18,Block G, Northside Development Co. Property	50.00	12.8824	644.12
Richard Warren Edmonds	Lots 19,20 & South $\frac{1}{2}$ of 18, Block G, Northside Development Co. Property	50.00	12.8824	644.12
Okey Hobart Quinn, Jr., and Betty Lou Quinn	Lots 30 & 31,Block N, Baker Myer Sub- division of Mohler Gregory Tract.	45.80	12.8824	590.01
Joseph Nurnberger Coalter and Ruby Fletcher Coalter	Lots 28 & 29, Block N, Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
Ernest W. Rose and Elsie F. Rose	Lots 26 & 27, Block N, Baker Myer Sub- division of the Mohler Gregory Tract.	40.00	12.8824	515.30
S. A. Frontz and N. M. Frontz	Lots 24 & 25, Block N, Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
Berthold G. Pauley	Lots 22 & 23, Block N,Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
Forest K. Diehl and Hazel D. Diehl	Lots 20 & 21, Block N,Baker Myer Sub- division of Mohler Gregory Tract	40.00	12.8824	515.30
S. A. Frontz	Lots 18 & 19,Block N,Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
Carson L. Hicks and Mary F. Hicks	Lots 16 & 17, Block N, Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30

Trustees, East Nitro United Baptist Church	Lots 29,30,31,32,33 & 34,Block R, Baker Myer Subdivision of Mohler Gregory Tract.	120.00	12.8824	1545.89
Rancel Jividen and Louise Duncan Jividen	Lots 27 & 28,Block R,Baker Myer Sub- division of Mohler Gregory Tract	40.00	12.8824	515.30
Rancel Jividen	Lots 24,25 & 26,Block R, Baker Myer Sub- division of Mohler Gregory Tract.	60.00	12.8824	772.94
Carl G. Scruggs and Frances H. Scruggs	Lots 22 & 23, Block R, Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
Trustees, East Nitro United Baptist Church	Lots 20 & 21, Block R,Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
Woodrow Shamblin	Lots 18 & 19, Block R,Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
<u>WEST SIDE</u>				
Georgie E. Harvey	Lots 1 & 2, Block H, Northside Develop- ment Co. Property	40.00	12.8824	515.30
James E. Spence	Lots 3 & 4, Block H,Northside Develop- ment Co. Property	40.00	12.8824	515.30
Charles R. Cogar	Lots 5 & 6, Block H, Northside Develop- ment Co. Property	40.00	12.8824	515.30
Roy J. White and Marguerite F. White	Lots 7 & 8,Block H, Northside Develop- ment Co. Property	40.00	12.8824	515.30
Comer E. Martin	Lots 9 & 10,Block H, Northside Development Co. Property	40.00	12.8824	515.30
Wilbur O. Jividen and Jo Ann Jividen	Lots 11, 12 & 13, Block H, Northside Development Co. Property	60.00	12.8824	772.94



N. R. Henderson	Lots 14 & 15, Block 40.00 H, Northside Develop- ment Co. Property	12.8824	515.30
Nannis M. Cotton and S. D. Flournoy	Lots 1 and 2, Block 40.00 I, Northside Develop- ment Co. Property	12.8824	515.30
W. T. Brotherton	Lots 3 & 4, Block 40.00 I, Northside Develop- ment Co. Property	12.8824	515.30
Paul Alexander and Maggie Alice Alexander	Lots 5 & 6, Block 40.00 I, Northside Develop- ment Co. Property	12.8824	515.30
Willis Chapman and Evaline Chapman	Lots 7 & 8, Block 40.00 I, Northside Develop- ment Co. Property	12.8824	515.30
Donald F. Angel and Alberta Angel	Lots 9 & 10, Block 40.00 I, Northside Develop- ment Co. Property	12.8824	515.30
Alice B. Armstead and Flora Belle Welch	Lots 11 & 12, Block 40.00 I, Northside Develop- ment Co. Property	12.8824	515.30
Alvin D. McCormick and Betty H. McCormick	Lots 1 & 2, Block 40.00 J, Northside Develop- ment Co. Property	12.8824	515.30
G. W. Harris and Lura Harris	Lots 3, 4, & 5, Block 60.00 J, Northside Develop- ment Co. Property	12.8824	772.94
James King and Letha King	Lot 6, Block J, 20.00 Northside Develop- ment Co. Property	12.8824	257.65
James B. King and Letha King	Lots 7 & 8, Block 40.00 J, Northside Develop- ment Co. Property	12.8824	515.30
Wilbur W. Norvell	Lots 9 & 10, Block 40.00 J, Northside Develop- ment Co. Property	12.8824	515.30
S. A. Frontz	Lots 1, 2 & 3, Block 68.60 M, Baker Myer Sub- division of Mohler Gregory Tract.	12.8824	883.73
Dennie Farley and Edith Farley	Lots 4 & 5, Block 40.00 M, Baker Myer Sub- division of Mohler Gregory Tract.	12.8824	515.30

Donal H. Smith and Ethel M. Smith	Lots 6 & 7, Block M, Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
Carl E. Smith and Kathleen Smith	Lots 8 & 9, Block M, Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
Calvin James Selbe and Florence May Selbe	Lots 10 & 11, Block M, Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
Oliver Eugene Reed and Freda Mae Reed	Lots 12 & 13, Block M, Baker Myer Sub- Division of Mohler Gregory Tract.	40.00	12.8824	515.30
John A. Wilkes	Lots 14, 15 & 16, Block M, Baker Myer Subdivision of Mohler Gregory Tract.	60.00	12.8824	772.94
Garlet T. Rhodes and Eilene Rhodes	Lots 1 & 2, Block S, Baker Myer Subdivision of Mohler Gregory Tract.	40.00	12.8824	515.30
Dessie Cartwright	Lots 3 & 4, Block S, Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
B. G. Duncan	Lots 5, 6, 7, 8, & 9, Block S, Baker Myer Subdivision of Mohler Gregory Tract.	100.00	12.8824	1288.24
Evelyn S. Rankin	Lots 10 & 11, Block S, Baker Myer Sub- division of Mohler Gregory Tract.	40.00	12.8824	515.30
Darrell Randolph and Ruth Randolph	Lots 12, 13 & 14, Block S, Baker Myer Subdivision of Mohler Gregory Tract	60.00	12.8824	772.94
Claude Earl Donahue and Kathleen Mae Donahue	Lots 15, 16 & 17, Block S, Baker Myer Subdi- vision of Mohler Gregory Tract.	60.00	12.8824	772.94
TOTALS		2814.40		\$36256.33

BROADWAY AVENUE  
(Eleventh Street, West to Lock Street)  
EAST SIDE

Name of Owner	Lot Number or Other Descrip- tion	Frontage	Rate	Amount
Luigi Lemma	Pt. 1.61 Acres	125.00	12.8824	1610.30
United Fuel Gas Company	Pt. Plot #2	412.57	12.8824	5314.89
Jessie M. Wyant and Ellen J. Wyant	Lot 89, East View Land Co. Addition	75.46	12.8824	972.11
Howard M. Gandee and Fay B. Gandee	Lot 88, East View Land Co. Addition	70.20	12.8824	904.34
Walter C. Showen and Verna Showen	Lot 87, East View Land Co. Addition	56.78	12.8824	731.46
J. D. Gibson and Maxine H. Gibson	Lot 86, East View Land Co. Addition	50.59	12.8824	651.72
John H. Hein and Betty Jane Hein	Lot 85, East View Land Co. Addition	50.59	12.8824	651.72
James E. Kersey and Wavie E. Kersey	Lot 84, East View Land Co. Addition	50.59	12.8824	651.72
Johnny Bill Goodall and Franceline Louise Goodall	Lot 83, East View Land Co. Addition	50.59	12.8824	651.72
Johnny B. Goodall and Franceline L. Goodall	Lots 81 & 82, East View Land Co. Adn.	101.18	12.8824	1303.44

WEST SIDE

Nitro Industrial Corporation and Eugene Phelps and Dalphin V. Phelps	Lot 1122-W West Eleventh Street	115.65	12.8824	1489.85
United Fuel Gas Company	Pt. Plot #2	412.69	12.8824	5316.44
John C. Oldham and Muriel G. Oldham	Lot 90, East View Land Co. Addition	71.33	12.8824	918.90
G. D. Rutherford and Devona Rutherford	Lot 91, East View Land Co. Addition	51.51	12.8824	663.57
Ruby F. Craig	Lot 92, East View Land Co. Addition	51.51	12.8824	663.57
Frank W. Craig and Ruby F. Craig	Lot 93, East View Land Co. Addition	51.51	12.8824	663.57

Betty Jane Hein	Lot 94, East View Land Co. Addition	51.51	12.8824	663.57
G. C. Rose and L. Annie Rose	Lot 95, East View Land Co. Addition	51.51	12.8824	663.57
James F. Wygal and Elizabeth M. Wygal	Lot 96, East View Land Co. Addition	51.51	12.8824	663.57
J. F. Thacker	Lot 97, East View Land Co. Addition	51.51	12.8824	663.57
Blaine A. Walker and Norma Edith Walker	E. $\frac{1}{2}$ of Lot 98, East View Land Co. Addn.	51.51	12.8824	663.57
Trustees for Nitro Church of the Evangelical United Brethren Church	Lot 99, East View Land Co. Addition	51.51	12.8824	663.57
TOTALS		2106.81		\$27140.74

BROADWAY AVENUE  
(From 66 Feet South of Lock Street to  
West Virginia Water Service Company Property)  
EAST SIDE

Name of Owner	Lot Number or Other Descrip- tion	Frontage	Rate	Amount
A. W. Milhoan	Lot 68, East View Land Co. Addition	49.00	8.344	408.86
A. W. Milhoan	Lot 69, East View Land Co. Addition	41.00	8.344	342.10
A. W. Milhoan	Lot 70, East View Land Co. Addition	42.00	8.344	350.45
Kenneth C. Cunningham and Betty Lee Cunningham	Lot 71, East View Land Co. Addition	42.00	8.344	350.45
Herbert Doss and Dorothy L. Doss	Lot 72, East View Land Co. Addition	42.00	8.344	350.45
John D. Burgess	Lot 73 & 74, East View Land Co. Add.	84.00	8.344	700.90
A. W. Milhoan	Lot 75, East View Land Co., Addition	47.00	8.344	392.17

WEST SIDE

Cecil R. Walker and Eulah O. Walker	Lots 114 & 115, East View Land Co. Addition	113.00	8.344	942.87
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East View Land Company and A. W. Milhoan	Lots 116, 117 and 118 East View Land Company Addition	177.00	8.344	1476.89
West Virginia Water Service Company	Parcel, East View Land Company, Adn.	55.00	8.344	458.92
TOTALS		692.00		\$5774.06

LAYNE AVENUE  
(Lock Street to Boundary Street)  
EAST SIDE

Name of Owner	Lot Number or Other Descrip- tion.	Frontage	Rate	Amount
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The New York Central Railroad Company	Pt. Nitro Pro- perties	514.39	8.344	4292.07
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WEST SIDE

Arvil L. Boggess and Bessie M. Boggess	Lots 9 & 10	98.00	8.344	817.71
	Lots 7 & 8, East View Land Co. Adn.	98.00	8.344	817.71
Murrell D. Honaker	Lot 6 East View Land Co. Addition	49.00	8.344	408.86

Maggie Smith, Cleo Smith, Romio Smith, William Smith, Bergie Snyder, Audrey Siz- more and Lillian Wilson	Lot 5, East View Land Co. Addition	49.04	8.344	409.19
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Orville Wright and Sadie Marie Wright	Lot 4, East View Land Co. Addition	49.04	8.344	409.19
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Orville Wright and Sadie Marie Wright	Lot 3, East View Land Co. Addition	49.04	8.344	409.19
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Mary C. Tinsley	Lots 1 & 2, East View Land Co. Adn.	98.27	8.344	819.96
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NORTH INTERSECTION

United Fuel Gas Company	Pt. Nitro Proper- ties	22.00	8.344	183.57
TOTALS		1026.78		\$8567.45

PAYNE AVENUE  
(Lock Street to Boundary Street)  
EAST SIDE

Name of Owner	Lot Number or Other Descrip- tion.	Frontage	Rate	Amount
F. E. Bailey	Lot 29, East View Land Co. Addition	49.00	12.8824	631.24
F. E. Bailey	Lot 30, East View Land Co. Addition	49.00	12.8824	631.24
Raymond Adams	Lot 31, East View Land Co. Addition	49.00	12.8824	631.24
Theodore J. Snoddy and Sallie H. Snoddy	Lot 32, East View Land Co. Addition	49.00	12.8824	631.24
Victor Dean Thompson	Lot 33, East View Land Co. Addition	49.00	12.8824	631.24
Gwinnie Mae Jones	Lot 34, East View Land Co. Addition	49.00	12.8824	631.24
Charles W. Miller and Opal B. Miller	Lot 35, East View Land Co. Addition	49.00	12.8824	631.24
Robert L. McIntyre and Ruth H. McIntyre	Lot 36, East View Land Co. Addition	49.00	12.8824	631.24
Earl C. Guinn and Wanda F. Guinn	Lot 37, East View Land Co. Addition	49.00	12.8824	631.24
Jesse Davis	Lot 38, East View Land Co. Addition	49.20	12.8824	633.81

WEST SIDE

L. L. Betz and Maggie M. Betz	Lot 48, East View Land Co. Addition	49.00	12.8824	631.24
L. L. Betz and Maggie M. Betz	Lot 47, East View Land Co. Addition	49.00	12.8824	631.24
L. L. Betz and Maggie M. Betz	Lot 46, East View Land Co. Addition	49.00	12.8824	631.24
Lowell C. West and Helen I. West	South 40 feet Lot 45, East View Land Co. Addition	40.00	12.8824	515.30
Chancey L. Higginbotham and Virginia D. Higginbotham	North 9 feet Lot 45 South 31 feet Lot 44 East View Land Co. Addition	40.00	12.8824	515.30

Bessie M. Boggess	North 18 feet Lot 44 and South 22 feet Lot 43 East View Land Co. Adn.	40.00	12.8824	515.30
C. H. Tyson and Imogene Tyson	North 27 feet Lot 43 and South 15 feet Lot 42, East View Land Co. Adn.	42.00	12.8824	541.06
T. O. Townsend	North 34 feet Lot 42 and South 10 feet Lot 41 East View Land Co. Adn.	44.00	12.8824	566.83
T. O. Townsend and Kathleen Townsend	North 39 feet Lot 41 East View Land Co. Addition	39.00	12.8824	502.41
Don R. Belcher and Virginia Anderson Belcher	Lot 40, East View Land Co. Addition	49.00	12.8824	631.24
Victor Earnest Wise and Carol Imogene Wise	Lot 39, East View Land Co. Addition	49.20	12.8824	633.81

NORTH INTERSECTION

United Fuel Gas Company	Part Nitro Property	36.00	12.8824	463.77
TOTALS		1016.40		\$13093.71

FIFTH STREET  
(First Avenue to Third Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tion	Frontage	Rate	Amount
G. E. Watkins	501	56.25	12.8824	724.64
G. E. Watkins	503	40.00	12.8824	515.30
James B. Smith and Marjorie Z. Smith	505	40.00	12.8824	515.30
James B. Smith and Marjorie Z. Smith	507	40.00	12.8824	515.30
Roy D. Harrison and Jewell Harrison	509	40.00	12.8824	515.30
Sidney Emil Crockett and Jeanette Auxier Crockett	511	40.00	12.8824	515.30
Eugene E. Bailes and Mabel C. Bailes	513	40.00	12.8824	515.30

Isaiah Rhodes and Linnie Rhodes	515	40.00	12.8824	515.30
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Naomie Willard and Raymond F. Willard	517	79.00	12.8824	1017.71
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SOUTH SIDE

Ray Hammond and Beulah Hammond	502 & 504	117.00	12.8824	1507.24
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Daniel H. Carper and Laura E. Carper	506	40.00	12.8824	515.30
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Nitro Industrial Corporation	508	40.00	12.8824	515.30
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Myrtle Bowling	510	40.00	12.8824	515.30
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Myrtle Bowling	512	40.00	12.8824	515.30
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Emma Bender	514, 516 & 518	121.15	12.8824	1560.70
	TOTALS	813.40		\$10478.59

TWELFTH STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
Lula Ingles and Lura A. Melton	1201	34.78	12.8824	448.05
Nitro Industrial Corporation a Corporation	1203	40.00	12.8824	515.30
George W. Gibson	1205	40.00	12.8824	515.30
Jesse G. Steele and Geraldine Steele	1207	40.00	12.8824	515.30
F. H. Lanham	1209	40.00	12.8824	515.30
Elsie Marie Jones	1211	45.00	12.8824	579.71

SOUTH SIDE

Elsie Marie Jones	1204	103.00	12.8824	1326.89
Annie M. Alford	1206	40.00	12.8824	515.30
George H. Gibson and Ruthanna Parkins Gibson	1208	40.00	12.8824	515.30
Dessie B. Hawkins	1210	45.00	12.8824	579.71
	TOTALS	467.78		\$6026.16



SIXTEENTH STREET  
(Second Avenue to Third Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
York Ragle and Viola Ragle	1619	50.00	12.8824	644.12
York Ragle and Viola Ragle	1621	50.00	12.8824	644.12
J. L. Dunlap, Sr.	1623	50.00	12.8824	644.12
J. L. Dunlap, Sr.	1625	50.00	12.8824	644.12
Alys Harmon	1627	50.00	12.8824	644.12
W. H. Harrison and Dorothy V. Harrison	1629 & 1631	100.00	12.8824	1288.24
Earl Boggess and Marcella J. Boggess	1633	50.00	12.8824	644.12
Park L. Lawson and Icey Lawson Pt.	1635	45.00	12.8824	579.71
Park L. Lawson, Icey Lawson Estele W. Workman and Audra C. Workman	Pt. 1635	50.00	12.8824	644.12

SOUTH SIDE

H. R. Frontz and Lola Frontz	1618	50.00	12.8824	644.12
Trustees, Church of God of Nitro	1620 & 1622	100.00	12.8824	1288.24
Isanell Lane	1624 & 1626	100.00	12.8824	1288.24
J. R. Wright, James Wright and Lowell Wade Wright	1628 & 1630	100.00	12.8824	1288.24
James Carl Woodrum and Maymie Woodrum	1632	50.00	12.8824	644.12
J. F. Santrock	1634 & 1636	102.07	12.8824	1314.91
TOTALS		997.07		\$12844.66

17TH. STREET  
(Second Avenue to Third Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
Iva Young	1719	50.00	12.8824	644.12
Iva Young	1721	50.00	12.8824	644.12

O. H. O'Dell	1723	50.00	12.8824	644.12
O. H. O'Dell	1725	50.00	12.8824	644.12
Emory E. Hedrick and Virginia Hedrick	1727	50.00	12.8824	644.12
Jack Landers and Lesta Marie Landers	1729	50.00	12.8824	644.12
H. A. Williams and Edna O. Williams	1731	50.00	12.8824	644.12
Ruben D. Sayre and Treva S. Sayre	1733	50.00	12.8824	644.12
Artie E. Rowsey and Ava S. Rowsey	1735	68.72	12.8824	885.28

SOUTH SIDE

Harry M. Graves, Jr., and Sue M. Graves	1720	50.00	12.8824	644.12
East View Land Company, A Corp.	1722	50.00	12.8824	644.12
Warren D. Jividen and Zelma M. Jividen	1724	50.00	12.8824	644.12
Ruby Hartwell	1726	50.00	12.8824	644.12
Okey W. Ranson and Pearl L. Ranson	1728	50.00	12.8824	644.12
Ivan Boggess and AvaLee Boggess	1730 & 1732	100.00	12.8824	1288.24
Earl Boggess and Marcella J. Boggess	1734	50.00	12.8824	644.12
Stella Sayre	1736	73.87	12.8824	951.62
TOTALS		942.59		\$12142.82

29TH. STREET  
(Second Avenue to Blake's Creek)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
Leach Raynes	2919	50.00	11.0282	551.41
George Robert Raynes and Ivy Irene Raynes	2921	50.00	11.0282	551.41
Delmar L. Tucker and Dorothy V. Tucker	2923	50.00	11.0282	551.41

Edward L. Cundiff and Frances R. Cundiff	2925 & 2927	55.00	11.0282	606.55
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SOUTH SIDE

Trustees for Nitro Church of Christ of Nitro, W. Va.	2920	50.00	11.0282	551.41
John L. Lloyd	2922	50.00	11.0282	551.41
Lacy I. Gilbert and Betty E. Gilbert	2924	50.00	11.0282	551.41
Hester Hayes, Gladys Hayes, James William Hayes, Fred- erick Hayes, Lila Fawn Hayes, Nora Mae Hayes, Ruth Asbury, Imogene Hudson, Ida Briscoe and Helen Russell	2926	55.00	11.0282	606.55

TOTALS	410.00	\$4521.56
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ELEVENTH STREET, WEST  
(First Avenue to Broadway Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
The New York Central Railroad Company	Pt. Nitro Pro- perties	105.00	10.4498	1097.23

SOUTH SIDE

The New York Central Railroad Company	Pt. Nitro Pro- perties	55.00	10.4498	574.74
Luigi Lemma	0.76	200.00	10.4498	2089.96
Luigi Lemma	Pt. 1.61 Acres	321.42	10.4498	3358.77
A. B. Sharp and Hazel V. Sharp	Lot 136 ft. by 175 ft., Part Plot #2.	136.00	10.4498	1421.17
TOTALS		817.42		\$8541.87

30TH. STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
Virgil C. Ott and Georgie V. Ott	3001	50.83	12.8824	654.81
Charles W. Eastwood and Betty Lee Eastwood	3003	50.00	12.8824	644.12
Judson M. Harmon	3005	50.00	12.8824	644.12
William K. Davis, Jr., and Dorothy E. Davis	3007	50.00	12.8824	644.12
William K. Davis, Jr., and Dorothy E. Davis	3009	50.00	12.8824	644.12
William E. Peaker and Belva A. Peaker	3011	50.00	12.8824	644.12
Pauline Kelley and Velma Honaker	3013 & 3015	100.00	12.8824	1288.24
<u>SOUTH SIDE</u>				
Sarah Elizabeth Hill, R.G. Hill and F. A. Hill	3002	50.83	12.8824	654.81
Lloyd E. Painter and Misha Painter	3004	50.00	12.8824	644.12
Denver R. Rawlings and Florence Ann Rawlings	3006	50.00	12.8824	644.12
G. Ralph Smith and Freda M. Smith	3008	50.00	12.8824	644.12
Edith Robinson	3010	50.00	12.8824	644.12
William K. Davis and Mabel W. Davis	3012	50.00	12.8824	644.12
Patricia Lucille Hill	3014	50.00	12.8824	644.12
O. H. Quinn and Bessie Quinn	3016	50.00	12.8824	644.12
TOTALS		801.66		\$10327.30

13TH. STREET  
(Second Avenue to Third Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
Food Machinery and Chemical Corporation, a Corporation	1317	50.00	3.4854	174.27
E. Harold Alderson and Pauline Alderson	1319	50.00	3.4854	174.27
Ada T. Jamison and John E. Tinsley	1321	50.00	3.4854	174.27
Foy A. Silman and Lydia Silman	1323	50.00	3.4854	174.27
Foy A. Silman and Lydia Silman	1325	50.00	3.4854	174.27
W. W. Alexander	1327	50.00	3.4854	174.27
J. W. Brothers and Georgia M. Brothers	1329	50.00	3.4854	174.27
Catherine Bell Doddrell	1331	50.00	3.4854	174.27
Ray C. Alexander	1333 & 1335	140.95	3.4854	491.27
<u>SOUTH SIDE</u>				
Charles K. Harmon and Lona M. Harmon	1316	45.00	3.4854	156.84
Lacy Allen Higginbotham	1318	40.00	3.4854	139.42
Oscar H. Fisher and Mary V. Fisher	1320	40.00	3.4854	139.42
Oscar H. Fisher and Mary V. Fisher	1322	40.00	3.4854	139.42
Maple Wilson	1324	40.00	3.4854	139.42
Maple Wilson	1326	40.00	3.4854	139.42
Carl W. Sigman and Mable M. Sigman	1328	40.00	3.4854	139.42
Charles W. Higginbotham and Rosa A. Higginbotham	1330	40.00	3.4854	139.42
A. L. Bailey	1332	40.00	3.4854	139.42

Gerald B. Sayre and Juanita C. Sayre	1334	40.00	3.4854	139.42
Noah H. Gates and Katheleen Gates	1336 and West 5 ft. of 1338	45.00	3.4854	156.84
James F. Quickle and Avis S. Quickle	Part of 1338	83.30	3.4854	290.33
TOTALS		1074.25		\$3744.22

13TH. STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
Belva Baker Robinson Evelyn Baker & Myrtie Baker	1301	41.00	6.89	282.49
Shelley Boggess	1303	40.00	6.89	275.60
Ray K. Barrickman and Mildred M. Barrickman	1305	40.00	6.89	275.60
M. E. Honaker	1307	40.00	6.89	275.60
Geraldine Whited	1309	40.00	6.89	275.60
Alva L. Higginbotham and Mattie R. Higginbotham	1311	40.00	6.89	275.60
Annie M. Alford	1313	45.00	6.89	310.05
<u>SOUTH SIDE</u>				
Lucy Stover	1302	63.70	6.89	438.89
Grova Mae Harrison	1304	40.00	6.89	275.60
C. C. Steele and V. Katherine Steele	1306	40.00	6.89	275.60
Alfred E. Gorby and Elsie Persinger	1308	40.00	6.89	275.60
W. H. Fulcher and Virginia Fulcher	1310	40.00	6.89	275.60
Raymond O. Briscoe, Raymond O. Briscoe, Jr., Gary Dale Briscoe and Margaret Ann Withrow	1312	45.00	6.89	310.05
TOTALS		554.70		\$3821.88

26TH. STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
Dessie B. Hawkins	2601 & 2603	100.83	3.4854	351.43
Osa Grass, Madaline Sturgeon and Zella Mae Burdette	2605	50.00	3.4854	174.27
Mabel Null	2607	50.00	3.4854	174.27
Layward Watts and Gladys Watts	2609	50.00	3.4854	174.27
Cledith W. Morgan and Eileen H. Morgan	2611	50.00	3.4854	174.27
Richard George Jarvis and Cora Reys Jarvis	2613	50.00	3.4854	174.27
Samuel F. Montague and Anna A. Montague	2615	50.00	3.4854	174.27
<u>SOUTH SIDE</u>				
Lena M. Woody and Letha L. Scholz	2602	50.83	3.4854	177.16
Bertie Mae Warf	2604	50.00	3.4854	174.27
Ocie Grass, Madaline Sturgeon and Zella Mae Burdette	2606	50.00	3.4854	174.27
R. K. Hutchinson and Ann Hutchinson	2608	50.00	3.4854	174.27
Carl H. Ashley and Iris V. Ashley	2610	50.00	3.4854	174.27
Whitney Javins, Clyde Javins, Maude Spradling, Ester Lett, Thelma Davis & Gladys Wise	2612	50.00	3.4854	174.27
Everett L. Krantz and Sarah Krantz	2614	96.00	3.4854	334.60
TOTALS		797.66		\$2780.16

27TH. STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
Lena M. Woody and Letha L. Scholz	2701 & 2703	100.83	6.89	694.72
J. L. Dunlap	2705	50.00	6.89	344.50
Virginia Raynes Alderson	2707	50.00	6.89	344.50
J. L. Dunlap	2709	50.00	6.89	344.50
Joseph Pontier	2711	50.00	6.89	344.50
Waitman B. Biggs and Easol E. Biggs	2713	50.00	6.89	344.50
G. C. Wooddell	2715	50.00	6.89	344.50
<u>SOUTH SIDE</u>				
F. E. Perkins and Yolanda Perkins	2702	50.83	6.89	350.22
F. P. Lanham	2704	50.00	6.89	344.50
W. D. Love and Merrill Love	2706	50.00	6.89	344.50
Martin Rice	2708	50.00	6.89	344.50
Vance B. Britton and Myrtle E. Britton	2710	50.00	6.89	344.50
Kenneth B. Mathes and Berta Jane Mathes	2712	50.00	6.89	344.50
John H. Duffy and Virginia L. Duffy	2714	50.00	6.89	344.50
John R. Stiff and Ida Mae Stiff	2716	50.00	6.89	344.50
TOTALS		801.66		\$5523.44



37TH. STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
Ada T. Jamison and John E. Tinsley	3701	50.83	3.4854	177.16
H. G. Kelly	3703	50.00	3.4854	174.27
H. B. Turley and Curtie Turley	3705	50.00	3.4854	174.27
Luigi Lemma	3707	50.00	3.4854	174.27
Thomas L. Shaffer and Virginia E. Shaffer	3709	50.00	3.4854	174.27
Lydia Bell Briggs	3711	50.00	3.4854	174.27
Marvin Hanna and Mary Hanna	3713	50.00	3.4854	174.27
Edith I. Fowler	3715	50.00	3.4854	174.27
Aubrey H. Fowler and Edith I. Fowler	3717	50.00	3.4854	174.27
Anna Friob Witry	3719	45.00	3.4854	156.84
<u>SOUTH SIDE</u>				
Hoyt Hunter and Florence Hunter	3702	50.83	3.4854	177.16
Earl F. Snyder and Ethel J. Snyder	3704	50.00	3.4854	174.27
Sallie A. Brown	3706	50.00	3.4854	174.27
Fonnie G. Markham, Gordon Markham	3708	50.00	3.4854	174.27
James Lewis Persinger and Winona M. Persinger	3710	50.00	3.4854	174.27
Floyd M. Smith & Lula Mae Smith	3712	50.00	3.4854	174.27
Russell Tucker and Pearl Tucker	3714	50.00	3.4854	174.27
V. V. Farley & Flossie M. Farley	3716	50.00	3.4854	174.27
Lula Smith	3718	50.00	3.4854	174.27
Homer V. Gibson and Pearl Gibson	3720	45.00	3.4854	156.84
TOTALS		991.66		\$3456.32

38TH. STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
Margaret A. Marshall	3801	50.83	6.89	350.22
Elsie C. Alderson	3803	50.00	6.89	344.50
Juanita Mary Hill	3805	50.00	6.89	344.50
A. L. Larabee and Virginia Larabee	3807	50.00	6.89	344.50
Bernard C. Morton and Ella J. Morton	3809	50.00	6.89	344.50
Howard I. Holmes and Eleanor Holmes	3811	50.00	6.89	344.50
C. L. Mollohan	3813	50.00	6.89	344.50
Frank Brace, Linda Brace, James Brace, Doras Miller	3815	50.00	6.89	344.50
Nitro Industrial Corporation, A Corp.	3817	50.00	6.89	344.50
Joseph Henry Schneider and Virginia Louise Schneider	3819	50.00	6.89	344.50
<u>SOUTH SIDE</u>				
B. T. O'Gorman and Stella F. O'Gorman	3802	50.83	6.89	350.22
Trustees, Poca Methodist Church and Martha M. Johnson	3804	50.00	6.89	344.50
Luigi Lemma	3806 & 3808	100.00	6.89	689.00
L. E. Lanham	3810	50.00	6.89	344.50
E. W. Beckman and Hattie Beckman	3812	50.00	6.89	344.50
Edward W. Miller and Hilda V. Miller	3814	50.00	6.89	344.50
James N. Roark and Geneva Ash Roark	3816	50.00	6.89	344.50
Roland S. Carroll and Frances L. Carroll	3818	50.00	6.89	344.50
Marvelle Dean Cooper	3820	45.00	6.89	310.05
TOTALS		996.66		\$6866.99

18TH. STREET  
(Second Avenue to Third Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descrip- tions.	Frontage	Rate	Amount
Thomas L. Fitzsimmons and Natalie F. Fitzsimmons	1821	50.00	4.389	219.45
Eva Frances Wagner and Sharon Lee Wagner	1823	50.00	4.389	219.45
Roy Matheny	1825	50.00	4.389	219.45
Saunders B. Woodyard and Clara S. Woodyard	1827	50.00	4.389	219.45
James W. Harmon	1829	50.00	4.389	219.45
Clyde E. Keener	1831 & W $\frac{1}{2}$ 1833	75.00	4.389	329.18
D. C. Kapp and Leah V. Kapp	1835 & E $\frac{1}{2}$ 1833	75.00	4.389	329.18
James Harvey Ward and Dorothy Opal Ward	1837	63.70	4.389	279.58

SOUTH SIDE

C. R. Oldham and Jeanette Oldham	1820	50.00	4.389	219.45
C. R. Oldham and Jeanette Oldham	1822	50.00	4.389	219.45
O. H. O'Dell	1824	50.00	4.389	219.45
O. H. O'Dell	1826	50.00	4.389	219.45
Emory E. Hedrick and Virginia Hedrick	1828	50.00	4.389	219.45
L. L. Betz and Maggie Betz	1830	50.00	4.389	219.45
Thurmond Kirk and Jessie Kirk	1832 & W. 5.55' 1834	55.55	4.389	243.81
Jennings Weese and Vera Weese	1836 & E. 44.45' 1834	112.07	4.389	491.88
TOTALS		931.32		\$4087.58

SIDEWALK IMPROVEMENTS  
WASHINGTON AVENUE  
(Beech Street to Elm Street)  
EAST SIDE

Name of Owner	Lot Number or Other Descriptions. Frontage	Rate	Amount
Clarence H. Gruber	Lots 13 & 14, Block F, Northside Development Co. Property 40.00	3.387	135.48
Arthur A. Stitt and Anne F. Stitt	Lots 15, 16 & North $\frac{1}{2}$ of 17, Block F, Northside Development Co. Property 50.00	3.387	169.35
Vernon B. Evans and Rose Helen Evans	Lots 18, 19 & South $\frac{1}{2}$ of 17, Block F, Northside Development Co. Property 50.00	3.387	169.35
Charles O. Sharps and Mary A. Sharps	Lots 20, 21 & North $\frac{1}{2}$ of 22, Block F, Northside Development Co. Property 50.00	3.387	169.35
Harold Lee Ash and Elanda Lee Ash	Lots 23, 24 & South $\frac{1}{2}$ of 22, Block F, Northside Development Co. Property 50.00	3.387	169.35
Okey Hobart Quinn, Jr., and Betty Lou Quinn	Lots 30 & 31, Block N, Baker-Myer Subdivision of Mohler-Gregory Tract. 45.80	3.387	155.12
Joseph Nurnberger Coalter and Ruby Fletcher Coalter	Lots 28 & 29, Block N, Baker-Myer Subdivision of Mohler-Gregory Tract. 40.00	3.387	135.48
Ernest W. Rose and Elsie F. Rose	Lots 26 & 27, Block N, Baker-Myer Subdivision of Mohler Gregory Tract. 40.00	3.387	135.48
S. A. Frontz and N. M. Frontz	Lots 24 & 25, Block N, Baker-Myer Subdivision of Mohler Gregory Tract. 40.00	3.387	135.48
Berthold G. Pauley	Lots 22 & 23, Block N, Baker-Myer Subdivision of Mohler Gregory Tract. 40.00	3.387	135.48

Forest K. Diehl and Hazel D. Diehl	Lots 20 & 21,Block N. 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
S. A. Frontz	Lots 18 & 19,Block N. 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
Carson L. Hicks and Mary F. Hicks	Lots 16 & 17,Block N. 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48

WEST SIDE

Alvin D. McCormick and Betty H. McCormick	Lots 1 & 2,Block J. 40.00 Northside Development Company Property	3.387	135.48
G. W. Harris and Lura Harris	Lots 3,4, & 5,Block J. 60.00 Northside Development Company Property.	3.387	203.22
James King and Letha King	Lot 6,Block J.,North- 20.00 sideDevelopment Co. Property	3.387	67.74
James King and Letha King	Lots 7 & 8,Block J, 40.00 Northside Development Company Property	3.387	135.48
Wilbur W. Norvell	Lots 9 & 10,Block J, 40.00 Northside Development Company Property	3.387	135.48
S. A. Frontz	Lots 1,2, & 3,Block M,68.60 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	232.35
Dennis Farley and Edith Farley	Lots 4 & 5,Block M, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
Donal H. Smith and Ethel M. Smith	Lots 6 & 7,Block M, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
Carl E. Smith and Kathleen Smith	Lots 8 & 9,Block M, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
Calvin James Selbe and Florence May Selbe	Lots 10 & 11,Block M, 40.00 Baker-Myer Subdivision of Mohler Gregory Tract.	3.387	135.48
Oliver Eugene Reed and Freda Mae Reed	Lots 12 & 13,Block M, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
John A. Wilkes	Lots 14,15 & 16,Block 60.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	203.22
TOTALS		1094.40	\$3706.73

Given under my hand this 14th. day of November, 1953.

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CITY ENGINEER

And said Council having inspected said report, upon motion of Councilman Reynolds, seconded by Councilman Bleau, 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 2nd. day of December, 1953, 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 Bush, seconded by Councilman Reynolds, and unanimously adopted it is ordered that the Council meet in Special Session at the City Building on the 2nd. day of December, 1953, for the purposes above set out.

Minutes for meeting held October 20th and November 12th were read.

Councilman Reynolds moved, seconded by Councilman Bleau, minutes be accepted. Motion carried.

Financial Statement for the month of October was presented.  
Councilman Bush moved, seconded by Councilman Grover,  
financial statement be accepted. Motion carried.

Councilman Reynolds moved a street light be installed on Kanawha Avenue at Beech Street and Dogwood Avenue on Washington

Avenue. Motion seconded by Councilman Bush. Motion carried.

Councilman Reynolds moved additional street lights be installed on pole No. 88D302, AEP 50-7358, located on 1st Avenue at the New York Central Railroad Station, pole No. 88D378, 206-14, located on West 13th Street and Park Avenue, pole No. 88D386 located on West 14th Street, pole No. 88D249 located on West 14th Street and Park Avenue, pole No. 88D381 located in the center of West 14th Street, pole No. 151-37, located on 1st Avenue across from Gum street. Motion seconded by Councilman Grover. Motion carried.

Councilman Bleau moved, seconded by Councilman Reynolds that the following street lights be changed from 1,000 Lumen to 2,500 Lumen:

First Avenue - East City limits to Railroad tracks  
 Pole No. 112-D-198 - First Avenue and ~~Kapoen Street~~.  
 Pole No. 112-D-160 - First Avenue and Fir Street.  
 Pole No. 112-C-224 - First Avenue and Dogwood Street.  
 Pole No. 112-C-149 - First Avenue and North of Beech Street.  
 Pole No. 112-C-242 - First Ave.  
 Pole No. 112-C-28 - First Avenue near Railroad tracks.

First Avenue - Fifth Street to Forty-first Street.

Pole No. 112-C-17 - First Avenue and Fifth Street.  
 Pole No. 112-C-13 - First Avenue and Seventh Street.  
 Pole No. 112-C-4 - First Avenue and Ninth Street.  
 Pole No. 112-C-280 - First Avenue and Eleventh Street.  
 Pole No. 88-D-42 - First Avenue and Thirteenth Street.  
 Pole No. 88-D-40 - First Avenue and Fifteenth Street.  
 Pole No. 88-D-38 - First Avenue and Seventeenth Street.  
 Pole No. 88-D-34 - First Avenue and Nineteenth Street.  
 Pole No. 88-D-19 - First Avenue and Twenty-fourth Street.  
 Pole No. 88-D-12 - First Avenue and Twenty-sixth Street.  
 Pole No. 88-D-6 - First Avenue and Twenty-eighth Street.  
 Pole No. 88-D-359 - First Avenue and Thirtieth Street.  
 Pole No. 88-C-33 - First Avenue and Thirty-Second Street.  
 Pole No. 88-C-28 - First Avenue and Thirty-Fourth Street.  
 Pole No. 88-C-23 - First Avenue and Thirty-sixth Street.  
 Pole No. 88-C-19 - First Avenue and Thirty-eighth Street.

Pole No. 88-C-15 - First Avenue and Fortieth Street.

All lights in the area bounded by Nineteenth Street on the South, Twenty-Third Street on the North, First Avenue on the West and Third Avenue on the East.

Pole No. 88-D-160 - Nineteenth Street and Second Avenue.  
Pole No. 88-D-314 - Nineteenth Street and Third Ave.  
Pole No. 88-D-154 - Twentieth Street and Second Avenue.  
Pole No. 88-D-152 - Twentieth Street.  
Pole No. 88-D-151 - Twentieth Street.  
Pole No. 88-D-150 - Twentieth Street.  
Pole No. 88-D-120 - Twenty-First Street.  
Pole No. 88-D-122 - Twenty-First Street.  
Pole No. 88-D-124 - Twenty-First Street Second Avenue.  
Pole No. 88-D-126 - Twenty-First Street.  
Pole No. 88-D-128 - Twenty first Street and Third Avenue.  
Pole No. 88-D-348 - Third Avenue.  
Pole No. 88-D-295 - Third Avenue.  
Pole No. 88-D-118 - Second Avenue.  
Pole No. 88-D-116 - Second Avenue and Twenty-first Street.  
Pole No. 88-D-115 - Twenty-Second Street.  
Pole No. 88-D-108 - Second Avenue.  
Pole No. 88-D-107 - Second Avenue and Twenty-Third Street.  
Pole No. 88-D-114 - Twenty-Second Street.  
Pole No. 88-D-111 - Twenty-Second Street.  
Pole No. 88-D-110 - Just off First Avenue.  
Pole No. 88-D-22 - First Avenue and Twenty-Third Street.

Pole No. 112-C-282 - Eleventh Street West of Railroad Crossing.  
Pole No. 88-D-36 - Eighteenth Street West of Railroad Crossing.  
Pole No. 88-C-276 - Forty-first Street at Railroad Crossing.  
Pole No. 88-C-48 - Fortieth Street near the bridge.

Upon a vote being taken, motion carried.

There being no further business a motion for adjournment carried.

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

Grace Lewis  
GRACE LEWIS, RECORDER





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

W. H. JONES, B. E. GEWIN, F. E. GROVER, PAUL BLEAU, H. L. REYNOLDS, JAROME COLLINS 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 Chambers in the City Hall of said City on December 2, 1953, at 7:30 o'clock, P. M. for the purpose of considering the laying of assessments for the permanent improvements the streets set out in the notice published in the Kanawha Valley Leader on November 20, 1953, 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 nay 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  
F. E. Grover  
Paul Bleau  
H. L. Reynolds  
Jarome Collins  
M. L. Bush



Meeting of December 2, 1953.

At a Special Meeting of the Council of the City of Nitro, regularly and duly called, on the 2nd. day of December, 1953, there were present W. W. Alexander, Mayor; Grace Lewis, Recorder; and W. H. Jones, B. E. Gewin, F. E. Grover, Paul Bleau, H. L. Reynolds, 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 November 20 and November 27, 1953, 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 Ordinances adopted by Council on May 18, 1953, and on May 25, 1953, by publication in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, Kanawha and Putnam Counties, West Virginia, and tendered to Council the Publisher's Affidavit and Certificate of publication of said notice.

Thereupon upon motion of Councilman Bush seconded by Councilman Gewin, 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 \$...463.62....

### 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

was duly published in said paper once a week for...2.... successive weeks, commencing with the issue of the 20th day of November, 1953 and ending with the issue of the 27th day of November, 1953. and was posted at the Court House of Kanawha County on , 19

*CR Walker*

Manager,  
Kanawha Valley Leader.

Subscribed and sworn to before me this 27th day of November, 1953.

*William H. Luman*

Notary Public for Kanawha County, West Virginia.

(My commission expires...5-29-1957)

Thereupon the Mayor inquired if there were any persons present who desired to move<sup>correction</sup> or revision of the proposed assessments and S. L. Flournoy, co-owner of Lots 3 and 4, Block I, Northside Development Company Property, presented a letter requesting that said lots be assessed separately for the costs of the improvements. Thereupon a discussion ensued upon the request and the said letter was ordered filed. Upon consideration of the matter it was ordered that the assessment be laid as proposed by the Engineer.

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

#### REPORT OF ENGINEER

#### ON

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, 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); 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 FIFTH AVENUE)-THE LATTER NAMED STREET ALSO IMPROVED BY CONSTRUCTION OF SIDEWALKS.

TO THE COUNCIL OF THE CITY OF NITRO:

I, J. H. Spence, of Municipal Engineering Corporation, a corporation, City Engineer, hereby certify and report this 18<sup>th</sup> day of November, 1953, that the improvements authorized by Ordinances of the Council

adopted on the 18th day of May, 1953, and on the 25th day of May, 1953, have been completed in accordance with the plans, specifications, paving ordinance and contract with R. N. 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 ordinances 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:

WASHINGTON AVENUE  
(Ash Street to Fir Street)  
EAST SIDE

Name of Owner	Lot Number or Other Description.	Frontage	Rate	Amount
G. M. Wright and Lula Wright	Lots 16,17,18 &19 Block E,Northside Development Co. Property	80.00	12.8824	1030.59
George Vincent Gilchrist,Sr., And Wanda Lee Gilchrist	Lots 20,21 & 22, Block E,Northside Development Co. Property	60.00	12.8824	772.94
Nada Cartwright, Dessie Cartwright and Verda Neff	Lots 23,24 & North- erly $\frac{1}{2}$ of 25, Block E, Northside Develop- ment Co. Property	50.00	12.8824	644.12
Romie H. Lovejoy and R. Carmella Lovejoy	Lots 26,27 & South $\frac{1}{2}$ of 25,Block E, Northside Development Company Property	50.00	12.8824	644.12
Mont Taylor and Ruth Taylor	Lots 28,29 & 30, Block E, Northside Development Co. Property	60.00	12.8824	772.94

Clarence H. Gruber	Lots 13 & 14, Block F, Northside Development Co. Property 40.00	12.8824	515.30
Arthur A. Stitt and Anne F. Stitt	Lots 15, 16 and North $\frac{1}{2}$ of 17, Block F, Northside Development Co. Property 50.00	12.8824	644.12
Vernon B. Evans and Rose Helen Evans	Lots 18, 19 & South $\frac{1}{2}$ of 17, Block F, Northside Development Co. Property 50.00	12.8824	644.12
Charles O. Sharps and Mary A. Sharps	Lots 20, 21 & North $\frac{1}{2}$ of 22, Block F, Northside Development Co. Property 50.00	12.8824	644.12
Harold Lee Ash and Elanda Lee Ash	Lots 23, 24 & South $\frac{1}{2}$ of 22, Block F, Northside Development Company Property 50.00	12.8824	644.12
Ernest Frank Chester and Pauline Eloise Chester	Lots 11, 12 & North $\frac{1}{2}$ of 13, Block G, Northside Development Company Property 50.00	12.8824	644.12
Clifford C. Brillhart and Alma Brillhart	Lots 14, 15 and South $\frac{1}{2}$ of 13, Block G, Northside Development Company Property 50.00	12.8824	644.12
Sol Wallace and Phyllis D. Wallace	Lots 16, 17 & North $\frac{1}{2}$ of 18, Block G, Northside Development Co. Property 50.00	12.8824	644.12
Richard Warren Edmonds	Lots 19, 20 & South $\frac{1}{2}$ of 18, Block G, Northside Development Co. Property 50.00	12.8824	644.12
Okey Hobart Quinn, Jr., and Betty Lou Quinn	Lots 30 and 31, Block N, Baker-Myer Subdivision of Mohler-Gregory Tract. 45.80	12.8824	590.01
Joseph Nurnberger Coalter and Ruby Fletcher Coalter	Lots 28 & 29, Block N, Baker-Myer Subdivision of Mohler-Gregory Tract. 40.00	12.8824	515.30
Ernest W. Rose and Elsie F. Rose	Lots 26 & 27, Block N, Baker-Myer Subdivision of the Mohler-Gregory Tract. 40.00	12.8824	515.30

S. A. Frontz and N. M. Frontz	Lots 24 & 25,Block 40.00 N,Baker-Myer Sub- division of Mohler- Gregory Tract.	12.8824	515.30
Berthold G. Pauley	Lots 22 & 23,Block 40.00 N, Baker-Myer Sub- division of Mohler- Gregory Tract.	12.8824	515.30
Forest K. Diehl and Hazel D. Diehl	Lots 20 & 21,Block 40.00 N,Baker-Myer Sub- division of Mohler- Gregory Tract.	12.8824	515.30
S. A. Frontz	Lots 18 & 19,Block 40.00 N,Baker-Myer Sub- division of Mohler- Gregory Tract.	12.8824	515.30
Carson L. Hicks and Mary F. Hicks	Lots 16 & 17,Block 40.00 N,Baker-Myer Sub- division of Mohler- Gregory Tract.	12.8824	515.30
Trustees, East Nitro United Baptist Church	Lots 29,30,31,32,33 120.00 & 34,Block R,Baker- Myer Subdivision of Mohler-Gregory Tract.	12.8824	1545.89
Rancel Jividen and Louise Duncan Jividen	Lots 27 & 28,Block R,40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	12.8824	515.30
Rancel Jividen	Lots 24,25 & 26,Block 60.00 R,Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	12.8824	772.94
Carl G. Scruggs and Frances H. Scruggs	Lots 22 & 23,Block 40.00 R,Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	12.8824	515.30
Trustees, East Nitro United Baptist Church	Lots 20 & 21,Block 40.00 R,Baker-Myer Sub- division of Mohler- Gregory Tract.	12.8824	515.30
Woodrow Shamblin	Lots 18 & 19,Block 40.00 R,Baker-Myer Sub- Division of Mohler- Gregory Tract.	12.8824	515.30

WEST SIDE

Georgie E. Harvey	Lot 1 & 2,Block H, 40.00 Northside Development Company Property	12.8824	515.30
James E. Spence	Lots 3 & 4,Block H, 40.00 Northside Development Company Property	12.8824	515.30
Charles R. Cogar	Lots 5 & 6,Block H, 40.00 Northside Development Company Property	12.8824	515.30
Roy J. White and Marguerite F. White	Lots 7 & 8,Block H, 40.00 Northside Development Company Property	12.8824	515.30
Gomer E. Martin	Lots 9 & 10,Block 40.00 H, Northside Develop- ment Company Property	12.8824	515.30
Wilbur O. Jividen and Jo Ann Jividen	Lots 11,12 & 13,Block 60.00 H,Northside Development Company Property.	12.8824	772.94
N. R. Henderson	Lots 14 & 15,Block 40.00 H,Northside Develop- ment Co. Property	12.8824	515.30
Nannis M. Cotton and S. L. Flournoy	Lots 1 & 2,Block I, 40.00 Northside Development Company Property	12.8824	515.30
W. T. Brotherton	Lots 3 & 4,Block I, 40.00 Northside Develop- ment Co. Property	12.8824	515.30
Paul Alexander and Maggie Alice Alexander	Lots 5 & 6,Block I, 40.00 Northside Develop- ment Co. Property	12.8824	515.30
Willis Chapman and Evaline Chapman	Lots 7 & 8,Block I, 40.00 Northside Develop- ment Co. Property	12.8824	515.30
Donald F. Angel and Alberta Angel	Lots 9 & 10,Block 40.00 I,Northside Develop- ment Co. Property	12.8824	515.30
Alice B. Armstead and Flora Belle Welch	Lots 11 & 12,Block I,40.00 Northside Development Company Property	12.8824	515.30
Alvin D. McCormick and Betty H. McCormick	Lots 1 & 2,Block J, 40.00 Northside Development Company Property	12.8824	515.30

G. W. Harris and Lura Harris	Lots 3,4, & 5,Block 60.00 J,Northside Develop- ment Co. Property	12.8824	772.94
James King and Letha King	Lot 6, Block J, 20.00 Northside Develop- ment Co. Property	12.8824	257.65
James B. King and Letha King	Lot 7 &8,Block J, 40.00 Northside Develop- ment Co. Property	12.8824	515.30
Wilbur W. Norvell	Lots 9 & 10,Block 40.00 J, Northside Develop- ment Co. Property	12.8824	515.30
S. A. Frontz	Lots 1,2,&3,Block 68.60 M,Baker-Myer Sub- division of Mohler- Gregory Tract.	12.8824	883.73
Dennie Farley and Edith Farley	Lots 4 & 5,Block M, 40.00 Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	12.8824	515.30
Donal H. Smith and Ethel M. Smith	Lots 6 & 7,Block M, 40.00 Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	12.8824	515.30
Carl E. Smith and Kathleen Smith	Lots 8 & 9,Block M, 40.00 Baker-Myer Subdivi- sion of Mohler-Gregory Tract	12.8824	515.30
Calvin James Selbe and Florence May Selbe	Lots 10 & 11,Block 40.00 M,Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	12.8824	515.30
Oliver Eugene Reed and Freda Mae Reed	Lots 12 & 13,Block 40.00 M,Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	12.8824	515.30
John A. Wilkes	Lots 14,15 & 16,Block 60.00 M,Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	12.8824	772.94
Garlet T. Rhodes and Eilene Rhodes	Lots 1 & 2,Block S, 40.00 Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	12.8824	515.30
Dessie Cartwright	Lots 3 & 4,Block S, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	12.8824	515.30

B. G. Duncan	Lots 5,6,7,8 & 9, 100.00 Block S, Baker-Myer Subdivision of Mohler Gregory Tract.	12.8824	1288.24
Evelyn S. Rankin	Lots 10 & 11, Block 40.00 S, Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	12.8824	515.30
Darrell Randolph and Ruth Randolph	Lots 12,13 & 14, Block 60.00 S, Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	12.8824	772.94
Claude Earl Donahue and Kathleen Mae Donahue	Lots 15,16 & 17, Block 60.00 S, Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	12.8824	772.94
TOTALS		2814.40	\$36256.33

ELM STREET  
(First Avenue to Kanawha Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Paul V. Wilson	Lot 15, Block O, Baker-Myer Subdiv.	100.00	10.4498	1044.98
Wilmer R. Lane and Lenore U. Lane	Lot 16, Block O Baker-Myer Subdiv.	100.00	10.4498	1044.98
Florence J. Abney	Lot 15, Block N Baker-Myer Subdiv.	100.00	10.4498	1044.98
Carson L. Hicks and Mary F. Hicks	Lot 16, Block N Baker-Myer Subdiv.	100.00	10.4498	1044.98
John A. Wilkes	Lot 16, Block M Baker-Myer Subdiv.	100.00	10.4498	1044.98
S. & H. Builders & Supply, Inc., A Corporation	Lot 17, Block M Baker-Myer Subdiv.	100.00	10.4498	1044.98

SOUTH SIDE

Reba J. Mathes, Kenneth B. Mathes, Carl Kermit Mathes and Earl B. Mathes	Lot 1, Block Q Baker-Myer Subdiv.	100.00	10.4498	1044.98
Chesapeake Realty Company, a corporation.	Lot 34, Block Q Baker-Myer Subdiv.	100.00	10.4498	1044.98
William H. Jividen and Zelma R. Jividen	Lot 1, Block R Baker-Myer Subdiv.	100.00	10.4498	1044.98
Trustees, East Nitro United Baptist Church	Lot 34, Block R Baker-Myer Subdiv.	100.00	10.4498	1044.98

Garlet T. Rhodes and Eilene Rhodes	Lot 1,Block S Baker-Myer Subdiv.	100.00	10.4498	1044.98
Thomas Westen and Hazel M. Westen	Lot 34, Block S Baker-Myer Subdiv.	100.00	10.4498	1044.98
TOTALS		1200.00		\$12539.76

BEECH STREET  
(First Avenue to Kanawha Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Shirley E. King and Eudora King	Lot 15,Block B, Northside Develop- ment Company Pro- perty, Helena Tract.	100.00	10.4498	1044.98
Delbert A. Whittington and Edna E. Whittington	Lot 30,Block B, Northside Develop- ment Company Pro- perty, Helena Tract.	100.00	10.4498	1044.98
Paul G. Francisco and Geneva P. Francisco	Lot 15, Block E, Northside Develop- ment Company Pro- perty, Helena Tract.	100.00	10.4498	1044.98
Mont Taylor and Ruth Taylor	Lot 30,Block E, Northside Develop- ment Company Pro- perty, Helena Tract.	100.00	10.4498	1044.98
N. R. Henderson	Lot 15, Block H, Northside Develop- ment Company Pro- perty, Helena Tract.	100.00	10.4498	1044.98
Dewey T. Garton and Marian Garton	Lot 30, Block H, Northside Develop- ment Company Property Helena Tract.	100.00	10.4498	1044.98

SOUTH SIDE

Artie McCoy	Lot 1,Block C, Northside Develop- ment Company Pro- perty, Helena Tract	100.00	10.4498	1044.98
W. W. Graham	Lot 13,Block C, Northside Develop- ment Company Pro- perty, Helena Tract.	100.00	10.4498	1044.98



Ernest E. Sayre	Lot 1, Block F, Northside Develop- ment Company Property Helena Tract	100.00	10.4498	1044.98
Clarence H. Gruber	Lot 13, Block F, Northside Develop- ment Company Property Helena Tract	100.00	10.4498	1044.98
Nannie M. Cotton and S. L. Flournoy	Lot 1, Block I, Northside Develop- ment Company Property Helena Tract	100.00	10.4498	1044.98
Harless Adra Mahaney and Dorothy Burke Mahaney	East $\frac{1}{2}$ Lot 13, Block I, Northside Development Company Property, Helena Tract.	50.00	10.4498	522.49
John J. Coughlin and Homer Messinger	West $\frac{1}{2}$ Lot 13, Block I, Northside Development Company Property, Helena Tract.	50.00	10.4498	522.49
TOTALS		1200.00		\$12539.76

BROADWAY AVENUE  
(Eleventh Street, West to Lock Street)  
EAST SIDE

Name of Owner	Lot Number or Other Descriptions.	Frontage	Rate	Amount
Luigi Lemma	Pt. 1.61 Acres	125.00	12.8824	1610.30
United Fuel Gas Company	Pt. Plot #2	412.57	12.8824	5314.89
Jessie M. Wyant and Ellen J. Wyant	Lot 89, East View Land Co. Addition	75.46	12.8824	972.11
Howard M. Gandee and Fay B. Gandee	Lot 88, East View Land Co. Addition	70.20	12.8824	904.34
Walter C. Showen and Verna Showen	Lot 87, East View Land Co. Addition	56.78	12.8824	731.46
J. D. Gibson and Maxine H. Gibson	Lot 86, East View Land Co. Addition	50.59	12.8824	651.72
John H. Hein and Betty Jane Hein	Lot 85, East View Land Co. Addition	50.59	12.8824	651.72
James E. Kersey and Wavie E. Kersey	Lot 84, East View Land Co. Addition	50.59	12.8824	651.72
Johnny Bill Goodall and Fraceline Louise Goodall	Lot 83, East View Land Co. Addition	50.59	12.8824	651.72

Johnny B. Goodall and Franceline L. Goodall	Lots 81 & 82, East View Land Co. Adn.	101.18	12.8824	1303.44
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WEST SIDE

Nitro Industrial Corporation and Eugene Phelps and Dalphine V. Phelps	Lot 1122-W, West Eleventh Street	115.65	12.8824	1489.85
United Fuel Gas Company	Pt. Plot #2	412.69	12.8824	5316.44
John C. Oldham and Muriel G. Oldham	Lot 90, East View Land Company Adn.	71.33	12.8824	918.90
G. D. Rutherford and Devona Rutherford	Lot 91, East View Land Company Adn.	51.51	12.8824	663.57
Ruby F. Craig	Lot 92, East View Land Company Adn.	51.51	12.8824	663.57
Frank W. Craig and Ruby F. Craig	Lot 93, East View Land Company Adn.	51.51	12.8824	663.57
Betty Jane Hein	Lot 94, East View Land Company Adn.	51.51	12.8824	663.57
G. C. Rose and L. Annie Rose	Lot 95, East View Land Company Adn.	51.51	12.8824	663.57
James F. Wygal and Elizabeth M. Wygal	Lot 96, East View Land Company Adn.	51.51	12.8824	663.57
J. F. Thacker	Lot 97, East View Land Company Adn.	51.51	12.8824	663.57
Blaine A. Walker and Norma Edith Walker	E. $\frac{1}{2}$ Lot 98, East View Land Company Adn.	51.51	12.8824	663.57
Trustees for Nitro Church of the Evangelical United Breth- ren Church	Lot 99, East View Land Company Adn.	51.51	12.8824	663.57
TOTALS		2106.81		\$27140.74

BROADWAY AVENUE  
(From 66 Feet of Lock Street to  
West Virginia Water Service Company Property)

EAST SIDE

Name of Owner	Lot Number or Other Descriptions.	Frontage	Rate	Amount
A. W. Milhoan	Lot 68, East View Land Company Adn.	49.00	8.344	408.86
A. W. Milhoan	Lot 69, East View Land Company Adn.	41.00	8.344	342.10

A. W. Milhoan	Lot 70, East View Land Co., Adn.	42.00	8.344	350.45
Kenneth C. Cunningham and Betty Lee Cunningham	Lot 71, East View Land Co., Adn.	42.00	8.344	350.45
Herbert Doss and Dorothy L. Doss	Lot 72, East View Land Co., Adn.	42.00	8.344	350.45
John D. Burgess	Lot 73 & 74, East View Land Co., Adn.	84.00	8.344	700.90
A. W. Milhoan	Lot 75, East View Land Co., Adn.	47.00	8.344	392.17

WEST SIDE

Cecil R. Walker and Eulah O. Walker	Lots 114 & 115, East View Land Company Addition	113.00	8.344	942.87
East View Land Company and A. W. Milhoan	Lots 116, 117 & 118, East View Land Co. Addition	177.00	8.344	1476.89
West Virginia Water Service Company	Parcel, East View Land Company, Adn.	55.00	8.344	458.92
TOTALS		692.00		\$5774.06

LAYNE AVENUE  
(Lock Street to Boundary Street)  
EAST SIDE

Name of Owner	Lot Number or Other Descriptions.	Frontage	Rate	Amount
The New York Central Rail- road Company	Pt. Nitro Properties	514.39	8.344	4292.07

WEST SIDE

Arvil L. Boggess and Bessie M. Boggess	Lots 9 & 10, East View Land Co. Adn.	98.00	8.344	817.71
A. L. Boggess and Bessie Boggess	Lots 7 & 8, East View Land Co. Adn.	98.00	8.344	817.71
Murrell D. Honaker	Lot 6, East View Land Company Adn.	49.00	8.344	408.86
Maggie Smith, Cleo Smith, Romio Smith, William Smith, Bergie Snyder, Audrey Size- more and Lillian Wilson	Lot 5, East View Land Company Adn.	49.04	8.344	409.19
Orville Wright and Sadie Marie Wright	Lot 4, East View Land Company Adn.	49.04	8.344	409.19

Orville Wright and Saide Marie Wright	Lot 3, East View Land Co. Addition	49.04	8.344	409.19
Mary C. Tinsley	Lots 1 & 2, East View Land Co. Adn.	98.27	8.344	819.96

NORTH INTERSECTION

United Fuel Gas Company	Pt. Nitro Properties	22.00	8.344	183.57
TOTALS		1026.78		\$8567.45

PAYNE AVENUE  
(Lock Street to Boundary Street)  
EAST SIDE

Name of Owner	Lot Number or Other Descriptions.	Frontage	Rate	Amount
F. E. Bailey	Lot 29, East View Land Company Adn.	49.00	12.8824	631.24
F. E. Bailey	Lot 30, East View Land Company Adn.	49.00	12.8824	631.24
Raymond Adams	Lot 31, East View Land Company Adn.	49.00	12.8824	631.24
Theodore J. Snoddy and Sallie H. Snoddy	Lot 32, East View Land Company Adn.	49.00	12.8824	631.24
Victor Dean Thompson	Lot 33, East View Land Company Adn.	49.00	12.8824	631.24
Gwinnie Mae Jones	Lot 34, East View Land Company Adn.	49.00	12.8824	631.24
Charles W. Miller and Opal B. Miller	Lot 35, East View Land Company Adn.	49.00	12.8824	631.24
Robert L. McIntyre and Ruth H. McIntyre	Lot 36, East View Land Company Adn.	49.00	12.8824	631.24
Earl C. Guinn and Wanda F. Guinn	Lot 37, East View Land Company Adn.	49.00	12.8824	631.24
Jesse Davis	Lot 38, East View Land Company Adn.	49.20	12.8824	633.81

WEST SIDE

L. L. Betz and Maggie M. Betz	Lot 48, East View Land Company Adn.	49.00	12.8824	631.24
L. L. Betz and Maggie M. Betz	Lot 47, East View Land Company Adn.	49.00	12.8824	631.24

L. L. Betz and Maggie M. Betz	Lot 46, East View Land Company Adn.	49.00	12.8824	631.24
Lowell C. West and Helen I. West	South 40 feet Lot 45, East View Land Company Addition.	40.00	12.8824	515.30
Chancey L. Higginbotham and Virginia D. Higginbotham	North 9 feet Lot 45 & South 31 feet Lot 44 East View Land Company Adn.	40.00	12.8824	515.30
Bessie M. Boggess	North 18 feet Lot 44 and South 22 feet Lot 43 East View Land Co. Adn.	40.00	12.8824	515.30
C. H. Tyson and Imogene Tyson	North 27 feet Lot 43 and South 15 feet Lot 42, East View Land Co. Adn.	42.00	12.8824	541.06
T. O. Townsend	North 34 feet Lot 42 and South 10 feet Lot 41, East View Land Co. Adn.	44.00	12.8824	566.83
T. O. Townsend and Kathleen Townsend	North 39 feet Lot 41 East View Land Company Addition	39.00	12.8824	502.41
Don R. Belcher and Virginia Anderson Belcher	Lot 40, East View Land Company Adn.	49.00	12.8824	631.24
Victor Earnest Wise and Carol Imogene Wise	Lot 39, East View Land Company Adn.	49.20	12.8824	633.81

NORTH INTERSECTION

United Fuel Gas Company	Part Nitro Property	36.00	12.8824	463.77
TOTALS		1016.40		\$13093.71

FIFTH STREET  
(First Avenue to Third Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Descriptions.	Frontage	Rate	Amount
G. E. Watkins	501	56.25	12.8824	724.64
G. E. Watkins	503	40.00	12.8824	515.30
James B. Smith and Marjorie Z. Smith	505	40.00	12.8824	515.30
James B. Smith and Marjorie Z. Smith	507	40.00	12.8824	515.30

100

SOUTH SIDE

100

TWELFTH STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

100

SOUTH SIDE

Elsie Marie Jones	1204	103.00	12.8824	1326.89
Annie M. Alford	1206	40.00	12.8824	515.30
George H. Gibson and Ruthanna Parkins Gibson	1208	40.00	12.8824	515.30
Dessie B. Hawkins	1210	45.00	12.8824	579.71
TOTALS		467.78		\$6026.16

SIXTEENTH STREET  
(Second Avenue to Third Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
York Ragle and Viola Ragle	1619	50.00	12.8824	644.12
York Ragle and Viola Ragle	1621	50.00	12.8824	644.12
J. L. Dunlap, Sr.	1623	50.00	12.8824	644.12
J. L. Dunlap, Sr.	1625	50.00	12.8824	644.12
Alys Harmon	1627	50.00	12.8824	644.12
W. H. Harrison and Dorothy V. Harrison	1629 & 1631	100.00	12.8824	1288.24
Earl Boggess and Marcella J. Boggess	1633	50.00	12.8824	644.12
Park L. Lawson and Icely Lawson	Pt. 1635	45.00	12.8824	579.71
Park L. Lawson, Icely Lawson Estele W. Workman and Audra C. Workman	Pt. 1635	50.00	12.8824	644.12

SOUTH SIDE

H. R. Frontz and Lola Mae Frontz	1618	50.00	12.8824	644.12
Trustees, Church of God, Nitro	1620 & 1622	100.00	12.8824	1288.24
Isanell Lane	1624 & 1626	100.00	12.8824	1288.24
J. R. Wright, James Wright and Lowell Wade Wright	1628 & 1630	100.00	12.8824	1288.24
James Carl Woodrum and Maymie Woodrum	1632	50.00	12.8824	644.12
J. F. Santrock	1634 & 1636	102.07	12.8824	1314.91
TOTALS		997.07		\$12844.66

17TH. STREET  
(Second Avenue to Third Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Iva Young	1719	50.00	12.8824	644.12
Iva Young	1721	50.00	12.8824	644.12
O. H. O'Dell	1723	50.00	12.8824	644.12
O. H. O'Dell	1725	50.00	12.8824	644.12
Emory E. Hedrick and Virginia Hedrick	1727	50.00	12.8824	644.12
Jack Landers and Lesta Marie Landers	1729	50.00	12.8824	644.12
H. A. Williams and Edna O. Williams	1731	50.00	12.8824	644.12
Ruben D. Sayre and Treva S. Sayre	1733	50.00	12.8824	644.12
Artie E. Rowsey and Ava S. Rowsey	1735	68.72	12.8824	885.28

SOUTH SIDE

Harry M. Graves, Jr., and Sue M. Graves	1720	50.00	12.8824	644.12
East View Land Company, A Corp.	1722	50.00	12.8824	644.12
Warren D. Jividen and Zelma M. Jividen	1724	50.00	12.8824	644.12
Ruby Hartwell	1726	50.00	12.8824	644.12
Okey W. Ranson and Pearl L. Ranson	1728	50.00	12.8824	644.12
Ivan Boggess and Avalee Boggess	1730 & 1732	100.00	12.8824	1288.24
Earl Boggess and Marvella J. Boggess	1734	50.00	12.8824	644.12
Stella Sayre	1736	73.87	12.8824	951.62
TOTALS		942.59		\$12142.82



29TH. STREET  
(Second Avenue to Blake's Creek)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Leach Raynes	2919	50.00	11.0282	551.41
George Robert Raynes and Ivy Irene Raynes	2921	50.00	11.0282	551.41
Delmar L. Tucker and Dorothy V. Tucker	2923	50.00	11.0282	551.41
Edward L. Cundiff and Frances R. Cundiff	2925 & 2927	55.00	11.0282	606.55

SOUTH SIDE

Trustees for Nitro Church of Christ of Nitro, W. Va.	2920	50.00	11.0282	551.41
John L. Lloyd	2922	50.00	11.0282	551.41
Lacy I. Gilbert and Betty E. Gilbert	2924	50.00	11.0282	551.41
Hester Hayes, Gladys Hayes, James William Hayes, Frederick Hayes, Lila Fawn Hayes, Nora Mae Hayes, Ruth Asbury, Imogene Hudson, Ida Briscoe and Helen Russell	2926	55.00	11.0282	606.55
TOTALS		410.00		\$4521.56

ELEVENTH STREET, WEST  
(First Avenue to Broadway Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
The New York Central Railroad-Pt. Nitro Properties Company		105.00	10.4498	1097.23
<u>SOUTH SIDE</u>				
The New York Central Railroad-Pt. Nitro Properties Company		55.00	10.4498	574.74
Luigi Lemma	0.76 Acre	200.00	10.4498	2089.96
Luigi Lemma	Pt. 1.61 Acres	321.42	10.4498	3358.77
A. B. Sharp and Hazel V. Sharp	Lot 136 ft. by 175 ft., Part Plot #2	136.00	10.4498	1421.17
TOTALS		817.42		\$8541.87

30TH. STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Virgil C. Ott and Georgie V. Ott	3001	50.83	12.8824	654.81
Charles W. Eastwood and Betty Lee Eastwood	3003	50.00	12.8824	644.12
Judson M. Harmon	3005	50.00	12.8824	644.12
William K. Davis, Jr., and Dorothy E. Davis	3007	50.00	12.8824	644.12
William K. Davis, Jr., and Dorothy E. Davis	3009	50.00	12.8824	644.12
William E. Peaker and Belva A. Peaker	3011	50.00	12.8824	644.12
Paulina Kelley and Velma Honaker	3013 & 3015	100.00	12.8824	1288.24

SOUTH SIDE

Sarah Elizabeth Hill, R. G. Hill and F. A. Hill	3002	50.83	12.8824	654.81
Lloyd E. Painter and Misha Painter	3004	50.00	12.8824	644.12
Denver R. Rawlings and Florence Ann Rawlings	3006	50.00	12.8824	644.12
G. Ralph Smith and Freda Smith	3008	50.00	12.8824	644.12
Edith Robinson	3010	50.00	12.8824	644.12
William K. Davis and Mabel W. Davis	3012	50.00	12.8824	644.12
Patricia Lucille Hill	3014	50.00	12.8824	644.12
O. H. Quinn and Bessie Quinn	3016	50.00	12.8824	644.12
<u>TOTALS</u>		801.66		\$10327.30

13TH STREET  
(Second Avenue to Third Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Food Machinery and Chemical Corporation, a Corporation	1317	50.00	3.4854	174.27
E. Harold Alderson and Pauline Alderson	1319	50.00	3.4854	174.27
Ada T. Jamison and John E. Tinsley	1321	50.00	3.4854	172.27
Foy A. Silman and Lydia Silman	1323	50.00	3.4854	174.27
Foy A. Silman & Lydia Silman	1325	50.00	3.4854	174.27
W. W. Alexander	1327	50.00	3.4854	174.27
J. W. Brothers and Georgia M. Brothers	1329	50.00	3.4854	174.27
Catherine Bell Doddrell	1331	50.00	3.4854	174.27
Ray C. Alexander	1333 & 1335	140.95	3.4854	491.27

SOUTH SIDE

Charles K. Harmon and Lona M. Harmon	1316	45.00	3.4854	156.84
Lacy Allen Higginbotham	1318	40.00	3.4854	139.42
Oscar H. Fisher & Mary V. Fisher	1320	40.00	3.4854	139.42
Oscar H. Fisher & Mary V. Fisher	1322	40.00	3.4854	139.42
Maple Wilson	1324	40.00	3.4854	139.42
Maple L. Wilson	1326	40.00	3.4854	139.42
Carl W. Sigman and Mable M. Sigman	1328	40.00	3.4854	139.42
Charles W. Higginbotham and Rosa A. Higginbotham	1330	40.00	3.4854	139.42
A. L. Bailey	1332	40.00	3.4854	139.42
Gerald B. Sayre and Juanita C. Sayre	1334	40.00	3.4854	139.42
Noah H. Gates and Kathleen Gates	1336 & West 5 ft. of 1338	45.00	3.4854	156.84

James F. Quickle and  
Avis S. Quickle

Part of 1338

83.30

3.4854

290.33

TOTALS

1074.25

\$3744.22

13TH. STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Belva Baker Robinson and Evelyn Baker and Myrtie Baker	1301	41.00	6.89	282.49
Shelley Boggess	1303	40.00	6.89	275.60
Ray K. Barrickman and Mildred M. Barrickman	1305	40.00	6.89	275.00
M. E. Honaker	1307	40.00	6.89	275.00
Geraldine Whited	1309	40.00	6.89	275.00
Alva L. Higginbotham and Mattie R. Higginbotham	1311	40.00	6.89	275.00
Annie M. Alford	1313	45.00	6.89	310.05
<u>SOUTH SIDE</u>				
Lucy Stover	1302	63.70	6.89	438.89
Grova Mae Harrison	1304	40.00	6.89	275.60
C. C. Steele and V. Katherine Steele	1306	40.00	6.89	275.60
Alfred E. Gorby and Elsie Persinger	1308	40.00	6.89	275.60
W. H. Fulcher and Virginia Fulcher	1310	40.00	6.89	275.60
Raymond O. Briscoe, Raymond O. Briscoe, Jr., Gary Dale Briscoe, and Margaret Ann Withrow	1312	45.00	6.89	310.05
TOTALS		554.70		\$3821.88

26TH. STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Dessie B. Hawkins	2601 & 2603	100.83	3.4854	351.43
Osa Grass, Madaline Sturgeon and Zella Mae Burdette	2605	50.00	3.4854	174.27

Mabel Null	2607	50.00	3.4854	174.27
Layward Watts and Gladys Watts	2609	50.00	3.4854	174.27
Cledith W. Morgan and Eileen H. Morgan	2611	50.00	3.4854	174.27
Richard George Jarvis and Cora Reps Jarvis	2613	50.00	3.4854	174.27
Samuel F. Montague and Anna A. Montague	2615	50.00	3.4854	174.27

SOUTH SIDE

Lena M. Woody and Letha L. Scholz	2602	50.83	3.4854	177.16
Bertie Mae Warf	2604	50.00	3.4854	174.27
Ocie Grass, Madaline Sturgeon and Zella Mae Burdette	2606	50.00	3.4854	174.27
R. K. Hutchinson and Ann Hutchinson	2608	50.00	3.4854	174.27
Carl H. Ashley and Iris V. Ashley	2610	50.00	3.4854	174.27
Whitney Javins, Clyde Javins, Maude Spradling, Ester Lett, Thelma Davis and Gladys Wise	2612	50.00	3.4854	174.27
Everett L. Krantz and Sarah Krantz	2614	96.00	3.4854	334.60
TOTALS		797.66		\$2780.16

27TH. 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	2701 & 2703	100.83	6.89	694.72
J. L. Dunlap	2705	50.00	6.89	344.50
Virginia Raynes Alderson	2707	50.00	6.89	344.50
J. L. Dunlap	2709	50.00	6.89	344.50
Joseph Pontier	2711	50.00	6.89	344.50
Waitman B. Biggs and Easol E. Biggs	2713	50.00	6.89	344.50
G. C. Wooddell	2715	50.00	6.89	344.50

SOUTH SIDE

F. E. Perkins and Yolanda Perkins	2702	50.83	6.89	350.22
F. P. Lanham	2704	50.00	6.89	344.50
W. D. Love and Merrill Love	2706	50.00	6.89	344.50
Martin Rice	2708	50.00	6.89	344.50
Vance B. Britton and Myrtle E. Britton	2710	50.00	6.89	344.50
Kenneth B. Mathes and Berta Jane Mathes	2712	50.00	6.89	344.50
John H. Duffy and Virginia L. Duffy	2714	50.00	6.89	344.50
John R. Stiff and Ida Mae Stiff	2716	50.00	6.89	344.50
TOTALS		801.66		\$5523.44

37TH. STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description.	Frontage	Rate	Amount
Ada T. Jamison and John E. Tinsley	3701	50.83	3.4854	177.16
H. G. Kelly	3703	50.00	3.4854	174.27
H. B. Turley & Curtie Turley	3705	50.00	3.4854	174.27
Luigi Lerma	3707	50.00	3.4854	174.27
Thomas L. Shaffer and Virginia E. Shaffer	3709	50.00	3.4854	174.27
Lydia Bell Briggs	3711	50.00	3.4854	174.27
Marvin Hanna and Mary Hanna	3713	50.00	3.4854	174.27
Edith I. Fowler	3715	50.00	3.4854	174.27
Aubrey H. Fowler and Edith I. Fowler	3717	50.00	3.4854	174.27
Anna Friob Witry	3719	45.00	3.4854	156.84

SOUTH SIDE

Hoyt Hunter and Floreine Hunter	3702	50.83	3.4854	177.16
Earl F. Snyder and Ethel J. Snyder	3704	50.00	3.4854	174.27
Sallie A. Brown	3706	50.00	3.4854	174.27
Fonnie G. Markham, Gordon Markham.	3708	50.00	3.4854	174.27
James Lewis Persinger and Winona M. Persinger	3710	50.00	3.4854	174.27
Floyd M. Smith and Lula Mae Smith	3712	50.00	3.4854	174.27
Russell Tucker & Pearl Tucker	3714	50.00	3.4854	174.27
V. V. Farley and Flossie M. Farley	3716	50.00	3.4854	174.27
Lula Smith	3718	50.00	3.4854	174.27
Homer V. Gibson and Pearl Gibson	3720	45.00	3.4954	156.84
TOTALS		991.66		\$3456.32

38TH. STREET  
(First Avenue to Second Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Margaret A. Marshall	3801	50.83	6.89	350.22
Elsie C. Alderson	3803	50.00	6.89	344.50
Juanita Mary Hill	3805	50.00	6.89	344.50
A. L. Larabee and Virginia Larabee	3807	50.00	6.89	344.50
Bernard C. Morton and Ella J. Morton	3809	50.00	6.89	344.50
Howard I. Holmes and Eleanor Holmes	3811	50.00	6.89	344.50
C. L. Mollohan	3813	50.00	6.89	344.50
Frank Brace, Linda Brace, James Brace and Doras Miller	3815	50.00	6.89	344.50
Nitro Industrial Corporation a Corporation	3817	50.00	6.89	344.50

Joseph Henry Schneider and Virginia Louise Schneider	3819	50.00	6.89	344.50
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SOUTH SIDE

B. T. O'Gorman and Stella F. O'Gorman	3802	50.83	6.89	350.22
Trustees, Poca Methodist Church and Martha M. Johnson	3804	50.00	6.89	344.50
Luigi Lemma	3806 & 3808	100.00	6.89	689.00
L. E. Lanham	3810	50.00	6.89	344.50
E. W. Beckman and Hattie Beckman	3812	50.00	6.89	344.50
Edward W. Miller and Hilda V. Miller	3814	50.00	6.89	344.50
James N. Roark and Geneva Ash Roark	3816	50.00	6.89	344.50
Roland S. Carroll and Frances L. Carroll	3818	50.00	6.89	344.50
Marvelle Dean Cooper	3820	45.00	6.89	310.05
	<u>TOTALS</u>	<u>996.66</u>		<u>\$6866.99</u>

18TH. STREET  
(Second Avenue to Third Avenue)  
NORTH SIDE

Name of Owner	Lot Number or Other Description.	Frontage	Rate	Amount
Thomas L. Fitzsimmons and Natalie F. Fitzsimmons	1821	50.00	4.389	219.45
Eva Frances Wagner and Sharon Lee Wagner	1823	50.00	4.389	219.45
Roy Matheny	1825	50.00	4.389	219.45
Saunders B. Woodyard and Clara S. Woodyard	1827	50.00	4.389	219.45
James W. Harmon	1829	50.00	4.389	219.45
Clyde E. Keener	1831 & West $\frac{1}{2}$ 1833	75.00	4.389	329.18
D. C. Kapp and Leah V. Kapp	1835 & East $\frac{1}{2}$ 1833	75.00	4.389	329.18
James Harvey Ward and Dorothy Opal Ward	1837	63.70	4.389	279.58



SOUTH SIDE

C. R. Oldham and Jeanette Oldham	1820	50.00	4.389	219.45
C. R. Oldham and Jeanette Oldham	1822	50.00	4.389	219.45
O. H. O'Dell	1824	50.00	4.389	219.45
O. H. O'Dell	1826	50.00	4.389	219.45
Emory E. Hedrick and Virginia Hedrick	1828	50.00	4.389	219.45
L. L. Betz and Maggie M. Betz	1830	50.00	4.389	219.45
Thurmond Kirk and Jessie Kirk	1832 & West of 1834	5.55 ft. 55.55	4.389	243.81
Jennings Weese and Vera Weese	1836 & East ft. of 1834	44.45 112.07	4.389	491.88
TOTALS		931.32		\$4087.58

SIDEWALK IMPROVEMENTS

WASHINGTON AVENUE  
(Beech Street to Elm Street)  
EAST SIDE

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Clarence H. Gruber	Lots 13 & 14, Block F, Northside Develop- ment Co. Property	40.00	3.387	135.48
Arthur A. Stitt and Anne F. Stitt	Lots 15, 16 & North $\frac{1}{2}$ of 17, Block F, Northside Develop- ment Co. Property	50.00	3.387	169.35
Vernon B. Evans and Rose Helen Evans	Lots 18, 19 & South $\frac{1}{2}$ of 17, Block F, Northside Develop- ment Co. Property	50.00	3.387	169.35
Charles O. Sharps and Mary A. Sharps	Lots 20, 21 & North $\frac{1}{2}$ of 22, Block F, Northside Develop- ment Co. Property	50.00	3.387	169.35
Harold Lee Ash and Elanda Lee Ash	Lots 23, 24 & South $\frac{1}{2}$ of 22, Block F, Northside Develop- ment Co. Property	50.00	3.387	169.35

Okey Hobart Quinn, Jr., and Betty Lou Quinn	Lots 30 & 31, Block N, 45.80 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	155.12
Joseph Nurnberger Coalter and Ruby Fletcher Coalter	Lots 28 & 29, Block N, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
Ernest W. Rose and Elsie F. Rose	Lots 26 & 27, Block N, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
S. A. Frontz and N. M. Frontz	Lots 24 & 25, Block 40.00 N, Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
Berthold G. Pauley	Lots 22 & 23, Block N, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
Forest K. Diehl and Hazel D. Diehl	Lots 20 & 21, Block N, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
S. A. Frontz	Lots 18 & 19, Block N, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
Carson L. Hicks and Mary F. Hicks	Lots 16 & 17, Block N, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48

WEST SIDE

Alvin D. McCormick and Betty H. McCormick	Lots 1 & 2, Block J, 40.00 Northside Development Company Property	3.387	135.48
G. W. Harris and Lura Harris	Lots 3, 4, & 5, Block 60.00 J, Northside Development Co. Property	3.387	203.22
James King and Letha King	Lot 6, Block J, North-20.00 side Development Co. Property	3.387	67.74
James B. King and Letha King	Lots 7 & 8, Block J, 40.00 Northside Development Co. Property	3.387	135.48
Wilbur W. Norvell	Lots 9 & 10, Block J, 40.00 Northside Development Co. Property	3.387	135.48
S. A. Frontz	Lots 1, 2, & 3, Block M, 68.60 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	232.35

Dennis Farley and Edith Farley	Lots 4 & 5, Block M, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
Donal H. Smith and Ethel M. Smith	Lots 6 & 7, Block M, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
Carl E. Smith and Kathleen Smith	Lots 8 & 9, Block M, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
Calvin James Selbe and Florence May Selbe	Lots 10 & 11, Block 40.00 M, Baker-Myer Subdivi- sion of Mohler-Gregory Tract.	3.387	135.48
Oliver Eugene Reed and Freda Mae Reed	Lots 12 & 13, Block M, 40.00 Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	135.48
James A. Wilkes	Lots 14, 15 & 16, Block 60.00 M, Baker-Myer Subdivision of Mohler-Gregory Tract.	3.387	203.22
<hr/> TOTALS		1094.40	\$3706.73

Given under my hand this 2nd. day of December, 1953.

J. A. Spence  
CITY ENGINEER

Thereupon Councilman Reynolds, 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 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 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 ALSO IMPROVED BY CONSTRUCTION OF SIDEWALKS, ALL IN THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA; ACCEPTING THE IMPROVEMENTS; 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 18th. day of May, 1953, and on the 25th. day of May, 1953, adopted ordinances 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; 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); 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 also improved by the construction of sidewalks -, by grading, draining, paving, re-paving, curbing and guttering and otherwise improving the same, and by the construction of sidewalks therein and thereon and further providing for the assessment of the abutting property and the owner 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 18, 1953, 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 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 2, 1953, 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 installments 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 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 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 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.

There being no further business a motion for adjournment carried.

  
W.W.ALEXANDER, MAYOR

  
GRACE LEWIS, RECORDER

January 19, 1954

The City Council met in regular session Tuesday, January 19, 1954.

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 H.L.Reynolds members of the council.

Mayor Alexander called the meeting to order.

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

Council entered a discussion on the matter of painting curb on 24th Street for the benefit of delivery truck at the Kiddie Land. Council decided to have the police investigate this matter in order to work out a more suitable solution, other than painting curb, to this problem.

Councilman Bleau called the Council's attention to the fact that night parking on 1st Avenue in the East end of town was creating a hazard. Council decided necessary signs be erected in this area, parking ordinance be enforced and that a warning period be given in order to remedy this situation.

Councilman Grover called Council's attention to the fact that Cooke's Mortuary had borrowed the Fire Department's Inhalator on a number of occasions and that on one occasion was known to have made a charge of \$5.00 for oxygen used. The council went on record that in as much as the oxygen was furnished by the City that no charge should be made for the use of Inhalator or any other equipment owned by the City.

In a discussion of dispatching the emergency truck on fires calls out of town, it was decided to leave this decision up to the fireman in charge as to the necessity of taking the emergency truck.


Guy Sizemore, street worker, was granted an increase of pay from \$1.00 per hour to \$1.25 per hour.

Councilman Bleau moved the council authorize the Mayor to purchase a new cruiser car to replace Car No. 1, providing there are sufficient funds in the City Treasury. Motion seconded by Councilman Reynolds. Motion carried.

Councilman Bush moved, seconded by Councilman Grover, that the City enter into a contract with residents of Sattis Circle to provide fire protection for residents of said area.

There being no further business the meeting adjourned.

  
W.W.ALEXANDER, MAYOR

  
GRACE LEWIS, RECORDER

February 16, 1954

The City Council met in a regular session Tuesday, February 16, 1954.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M.L.Bush, Jerome Collins, P.E.Gewin, F.E.Grover, W.H.Jones and H.L.Reynolds members of the Council.

Mayor Alexander called the meeting to order.

Minutes for meeting held January 19th were read by the Recorder. Councilman Bush moved, seconded by Councilman Jones, minutes be approved. Motion carried.

Copies of financial statement for month of January were presented. Councilman Bush moved, seconded by Councilman Jones, statement be accepted. Motion carried.

Councilman Collins moved, seconded by Councilman Bush, that the City purchase two smoke masks for the fire department, with the understanding that the City be reimbursed the cost of one mask by the Nitro Firemens Association. Motion carried.

Councilman Reynolds moved the Council accept the audit, made by Councilman Bush, of the Nitro Police Fund records. Motion seconded by Councilman Jones. Motion carried.

Councilman Reynolds moved the Volunteers firemen be paid for out of town calls at the same rate of pay as received for fire calls within town. Motion seconded by Councilman Bush, upon a vote all present voted in favor of motion with the exception of Councilman Grover and Councilman Jones, who are Volunteer firemen.

After considerable discussion of parking situation on highway in front of the Central Super Market, Councilman Bush entered motion that the No Parking sign be moved 12 feet and the curb marked.

Motion seconded by Councilman Jones. Motion carried.

There being no further business the meeting was adjourned.

Grace Lewis  
Grace Lewis, Recorder

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

March 16, 1954

The City Council met in regular session Tuesday, March 16th.

There were present: W.W.Alexander, Mayor, Paul Bleau, M.L.Bush, Jerome Collins, B.E.Gewin, F.E.Grover, W.H.Jones, and H.L.Reynolds members of the Council.

In the absence of the Recorder, Councilman Gewin took minutes of the meeting.

Mayor Alexander called the meeting to order.

Councilman Reynolds moved, seconded by Councilman Jones, to dispense with reading of the minutes for meeting held February 16th. Motion carried.

Councilman Bush moved, seconded by Councilman Reynolds, the financial statement for the month of February be accepted. Motion carried.

Council was informed that the owners of Dunlap-Starcher Esso and Flowers Market were requesting the city to consider installing a traffic light on 1st Avenue at Hickory Street.

Councilman Grover moved, seconded by Councilman Reynolds that a three way traffic light be installed on 1st Avenue at Hickory Street. Motion carried.

Councilman Gewin moved, seconded by Councilman Reynolds that Clarence Burdett be employed as Park Caretaker to replace John Stantrock, who has resigned as of March 31st. Motion carried.

Councilman Reynolds moved the installation of 3 additional street lights at the following locations:

Juniper Street and 1st Avenue	Pole No. 112 D 199
Ivy Street and 1st Avenue	Pole No. 112 D 302
Beech Street and 1st Avenue	Pole No. 112 C 309

Motion was seconded by Councilman Grover. Motion carried.

Council discussed the bridges on old golf course, pointing out that bridges were unsafe for traffic.

Mr. and Mrs. Wilson visited the Council and complained on filth, odor and noise caused by Hallman's dogs.

There being no further business the meeting adjourned.

  
Grace Lewis, Recorder

  
W.W. Alexander, Mayor

April 20, 1954

The City Council met in a regular session Tuesday, April 20, 1954.

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

Mayor Alexander called the meeting to order.

The Recorder read the minutes of session held March 16, 1954.

Councilman Collins moved, seconded by Councilman Grover, the minutes be approved as read. Motion carried.

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

Councilman Bush, Traffic Committee Chairman, presented letter and forms from the State Road Commission which were in regard to proposed traffic light to be installed at Hickory Street and 1st Avenue. Councilman Bush informed council that said forms were ready to be filed with the State Road Commission for their approval.

In a discussion of widening of 20th Street, from 1st Avenue to 2nd Avenue, the Attorney was asked to contact the Board of Directors of the Bank of Nitro in an effort to secure the approval of the Board of Directors to proceed with widening of said Street.

Councilman Jones, moved, seconded by Councilman Bush, that Mr. Reuben Harrison be called in and requested to repair his building located at 3216 32nd Street in compliance with the City Code. Motion carried.

Councilman Bush moved, seconded by Councilman Reynolds, to eliminate parking on the east side of First Avenue from 39th Street to the City limit line on 41st Street. Motion carried.

There being no further business the meeting adjourned.

Grace Lewis  
Grace Lewis, Recorder

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



April 22, 1954

On this 22nd day of April, 1954, Council of the City of Nitro met in Special Session pursuant to call regularly made and confirmed.

There were present W.W.Alexander, Mayor, Grace Lewis, Recorder, and M.L.Bush, R.J. Collins, B. E.Gewin, W. H. Jones, Frank E. Grover, H. L. Reynolds and Paul Blean all the members of Council.

This being a special meeting the call was read by the Mayor and on motion duly seconded it was ordered that same be made part of the minutes of Council.

Thereupon the Mayor announced that the meeting was for the purpose of a hearing on the question of whether the maintenance of dog kennels and enclosure and a large number of dogs therein on the premises of Lewis A. Hallman at 808 Kanawha Street in the City of Nitro, Kanawha County, West Virginia, constitute a public nuisance that should be abated.

Thereupon the following proceedings were had and entered of record:

This day upon complaint of Emma Wilson and upon petition of Emma Wilcon, C. L. Wilson, Monroe S. Painter, Thelma O. Painter, Lewis G. Dillman, Edith Dillman, E. W. Dye, Marie Dye, Dudley Holman, Ernest Janey and Florence M. Janey, Lewis A. Hallman was duly summonsed to appear before the Council of the City of Nitro as the

original summons with return of service thereon will show, and which together with the petition, are hereby made a part of the record herein, to show cause, if any he could, why his maintenance of dog kennels and enclosure and a large number of dogs therein in such a manner as to interfere with the peace and quiet of the neighborhood and with health and sanitation in the area should not be declared a public nuisance and abated as such.

Said Lewis A. Hallman appeared in his own proper person, and by his attorney, witnesses for the City and for Hallman were present and were sworn, issue was joined, and all the evidence heard by Council, including the evidence heard by Lewis A. Hallman and his witnesses. And both parties announced that they rested their cases. Thereafter arguments of Counsel were heard by Council.

Thereupon on motion of Councilman W. H. Jones, seconded by Councilman B. E. Gewin, and unanimously adopted it was ordered that Council recess until the 4th day of May, 1954, at the hour of 7:30 o'clock, P.M., at the same place at which time it will further consider the matter before it.

  
Grace Lewis, Recorder

  
W. W. Alexander, Mayor

May 4, 1954

On this 4th day of May, 1954, Council of the City of Nitro met in special recessed session, same being a recessed session of the special meeting of Council regularly called and held on the 22nd day of April, 1954.

There were present W. W. Alexander, Mayor, Grace Lewis, Recorder, and M. L. Bush, R. J. Collins, B. E. Gewin, W.H. Jones Frank E. Grover, H. L. Reynolds and Paul Bleau all the members of council.

The minutes of the April 22, 1954, meeting of Council were read and approved.

Thereupon the Council proceeded with consideration of the matter pending against Lewis A. Hallman, the papers and evidence in which were presented at the April 22, 1954, meeting of Council.

Thereupon on motion of Councilman H. L. Reynolds, seconded by Councilman Paul Bleau, and unanimously adopted, the transcript of the evidence by the Court Reporter in the proceedings and all the papers in the matter were ordered made a part of the record in the cause, and incorporated in the minutes by reference.


Thereupon Council proceeded to consider the matter before it upon the petition and process therein and upon the evidence; and after a discussion of same and due consideration of the matter came to the unanimous conclusion that the maintenance of dog kennels and enclosure and the keeping and maintenance of a large number of large dogs therein constitutes a public nuisance

and should be abated as such.

Thereupon upon motion of Councilman B. E. Gewin, seconded by Councilman M. L. Bush and unanimously adopted and confirmed, it is ordered that it is the opinion of Council and they so find that the maintenance of dog kennels and enclosures and the maintenance of large number of large dogs therein, at 808 Kanawha Street on Lots Nos. 20, 21 and 22, Block "A", Fry and Thayer Subdivision in said City of Nitro, Kanawha County, West Virginia, in a manner detrimental to the health of the residents of the community and sanitation therein and the peace and quiet in the area, all as shown by clear and convincing proof of the facts in issue, by Lewis A. Hallman is and is hereby declared a public nuisance as maintained by the said Lewis A. Hallman, and it is ordered further that as such the same be abated.

And it is further ordered that the said Lewis A. Hallman have and he is hereby given until the 24th day of May, 1954, to comply with the order of Council to abate or remove said nuisance, after which time further proceedings will be had in the premises.

  
Grace Lewis, Recorder

  
W.W. Alexander, Mayor

May 4, 1954

At a Special Session of the Council of the City of Nitro held on the 4th day of May, 1954, there were present: W. W. Alexander, Mayor, Grace Lewis, Recorder, and M.L. Bush, R. J. Collins, B. E. Gewin, F. E. Grover, Paul Bleau, Harry L. Reynolds, and W. H. Jones, 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 Council his Report that the improvements authorized by Ordinance of Council adopted on the 7th day of July, 1953, and as hereinafter set out in full, had been completed in accordance with the plans, specifications, paving Ordinance and Contract with Andersons' Inc., a corporation, which said report is in form and figures as follows, to-wit:

REPORT OF ENGINEER  
ON

PERMANENT IMPROVEMENT OF FIRST AVENUE (STATE ROUTE NO. 25)  
FORMERLY MAIN STREET, FROM AND INCLUDING ITS INTERSECTION  
WITH LOCK STREET AND PAYNE AVENUE TO AND INCLUDING ITS INTER-  
SECTION WITH KAPOC STREET (FORMERLY ELEVENTH AVENUE) AT THE  
SOUTH CORPORATION LINE AND LOCK STREET FROM THE WESTERLY  
RIGHT OF WAY LINE OF THE NEW YORK CENTRAL RAILROAD TO AND  
INCLUDING ITS INTERSECTION WITH FIRST AVENUE AND PAYNE  
AVENUE, ALL IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA.

TO THE COUNCIL OF THE CITY OF NITRO:

I, Joseph A. Spence, of Municipal Engineering Corporation, a corporation, City Engineer, hereby certify and report this 1st day of May, 1954, that the improvements authorized by Ordinance of the Council adopted on the 7th day of July, 1953, 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 public ways and portions thereof, 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 ordinances 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:

FIRST AVENUE (STATE ROUTE NO. 25),  
FORMERLY MAIN STREET, FROM LOCK STREET  
AND PAYNE AVENUE TO KAPOC STREET  
(FORMERLY ELEVENTH AVENUE)

WEST SIDE OF STREET

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Edison C. Kuhn and Elizabeth O. Kuhn	Lot 12, Blk. D, Central City	65.00	\$1.80	\$117.00
Ivan J. Rose, Jr., and Frances E. Rose	Lot 11, Blk. D, Central City	50.00	1.80	90.00
James M. Hall and Beatrice D. Hall	Lot 10, Blk. D, Central City	50.00	1.80	90.00
Ralph R. Smith and Lorene Smith	Lot 9, Block D, Central City	50.00	1.80	90.00
John P. Lair and Winnie D. Lair	Lot 8, Block D, Central City	60.00	1.80	108.00
George E. Suiter and Dolly N. Suiter	Lot 7, Block C, Central City	55.00	1.80	99.00
Clarence E. Turley and Imogene I. Turley	Lot 6, Block C, Central City	50.00	1.80	90.00
Virginia D/ McClintock	Lot 5, Block C, Central City	50.00	1.80	90.00
A. J. McNeal and Goldie L. McNeal	Lot 4, Block C, Central City	50.00	1.80	90.00
Garland C. Davis	Lot 3, Block C, Central City	50.00	1.80	90.00
Ching Chen Tung and Lillian Hsu Tung	Lot 2, Block C, Central City	50.00	1.80	90.00
Forrest J. Aull and Geraldine H. Aull	Lot 1, Block C, Central City	55.00	1.80	99.00

J.V. Gibson and Dorothy Gibson	Lots 23, 24, 25 & 26, Block B, Fry & Thayer Subdivision East Crawford City	80.00	1.80	144.00
Theodore Edward Priddy	Lot 22, Block D, Fry and Thayer Subdivision East Crawford City	20.00	1.80	36.00
P. H. Frankenburger & Co.	Lots 18, 19, 20 and 21, Block D, Fry & Thayer Subdivision, East Crawford City	80.00	1.80	144.00
Rika F. Barkus	Lots 16 and 17, Block D, Fry & Thayer Sub- division, East Crawford City	40.00	1.80	72.00
Mildred S. Caldwell	Lots 14 and 15, Block D, Fry and Thayer Sub- division, East Craw- ford City	39.60	1.80	71.28
Charles Starcher and Kyle Dunlap	Lots 14, 15, 16 and 17, Block H, Fry and Thayer Subdivision, East Craw- ford City	86.90	1.80	156.42
Sadie R. Leach	Lots 18 and 19, Block H, Fry and Thayer Sub- division, East Craw- ford City	40.00	1.80	72.00
Carl M. Davis and Cathryn E. Davis	Lots 20, 21, 22, 23, 24, 25 and 26, Block H. Fry and Thayer Subdi- vision, East Crawford City	140.00	1.80	252.00
Trustees, St. Pauls Methodist Church	Lots 9, 10, 11 and 12, Block Y, Baker-Myer, Subdivision, Mohlen- Gregory Tracts	72.50	1.80	130.50



Galleton E. Jeffers and Betty J. Jeffers	Lots 5, 6, 7 and 8 Block Y, Baker-Myer Subdivision, Mohler- Gregory Tracts.	80.00	1.80	144.00
L. J. Smith	Lots 3 and 4, Block Y, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	40.00	1.80	72.00
John A. Wilkes and Mildred E. Wilkes	Lots 1 and 2, Block Y, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	40.00	1.80	72.00
Lula Smith, Clarence E. Smith, Jr., and Ruth Ann Jones	Lots 15, 16 and 17, Block Q, Baker-Myer Subdivision, Mohler- Gregory Tracts	60.00	1.80	108.00
Homer Harris and Alice Plina Harris	Lots 13 and 14, Block Q, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	40.00	1.80	72.00
Homer Harris and Alice Harris	Lots 10, 11 and 12, Block Q, Baker-Myer Subdivision, Mohler- Gregory Tracts	60.00	1.80	108.00
French Watson	Lots 8 and 9, Block Q, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	40.00	1.80	72.00
F. B. Watson	Lots 6 and 7, Block Q, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	40.00	1.80	72.00
Reba J. Mathes and Carl Mathes, Earl Mathes and Kenneth Mathes	Lots 1, 2, 3, 4 and 5, Block Q, Baker- Myer Subdivision, Mohler-Gregory Tracts	100.00	1.80	180.00

Paul V. Wilson	Lots 14 and 15, Block O, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	40.00	1.80	72.00
Frank Keener	Lot 13, Block O, Baker- Myer Subdivision, Mohler-Gregory Tracts.	20.00	1.80	36.00
O. R. Childers and Mollie Childers	Lots 5, 6, 7, 8, 9, 10, 11 and 12, Block O, Baker- Myer Subdivision, Mohler-Gregory Tracts	160.00	1.80	288.00
John Woodrum	Lots 1, 2, 3 and 4, Block O, Baker-Myer Subdivision, Mohler Gregory Tracts	80.00	1.80	144.00
O. B. Burgher	Lots 16 and 17, Block D, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	40.00	1.80	72.00
O. R. Childers and Mollie Childers	Lots 18 and 19, Block D, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	40.00	1.80	72.00
S. A. O'Neill	Lots 20, Block D, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	20.00	1.80	36.00
S.A. O'Neill	Lot 5, Block D, Northside Develop- ment Company	20.00	1.80	36.00
John J. Coughlin and Homer Messinger	Lots 1, 2, 3 and 4, Block D, Northside Development Company	80.00	1.80	144.00

John Frank Daniel and Lucille Daniel	Lots 10, 11 and 12, Block C, Northside Development Company 60.00	1.80	108.00
Carney A. Ball	Lots 8 and 9, Block C, Northside Develop- ment Company 40.00	1.80	72.00
W. W. Whittington and Helen A. Whittington	Lots 4, 5, 6 and 7, Block C, Northside Development Company 80.00	1.80	144.00
Artie McCoy	Lots 1, 2 and 3, Block C, Northside Develop- ment Company 60.00	1.80	108.00
Shirley E. King and Eudora King	Lots 13, 14 and 15, Block B, Northside Development Company 60.00	1.80	108.00
Charles W. Thompson and Lessie Audrey Thompson	Lots 10, 11 and 12, Block B, Northside Development Company 60.00	1.80	108.00
Icie Donahue	Lots 8, 9 and $\frac{1}{2}$ of 7, Block B, Northside Development Company 50.00	1.80	90.00
V. S. Sigman and Marie Sigman	Lots 5, 6 and $\frac{1}{2}$ of 7, Block B, Northside Development Company 50.00	1.80	90.00
L. E. Campbell	Lots 1, 2, 3 and 4, Block B, Northside Development Company 80.00	1.80	144.00
Hollie Nichols	Lots 128 and Parcel, East View Land Company Addition 58.30	1.80	104.94

O. G. Fisher and Coral Fisher	Lot 129, East View Land Company Addition	50.00	1.80	90.00
O. G. Fisher and Coral Iris Fisher	Lots 130 and 131, East View Land Company Addition	100.00	1.80	180.00
John C. Bryan and Callie G. Bryan	Lot 132, East View Land Company Addition	50.00	1.80	90.00
Luigi Lemma	Lot 133, East View Land Company Addition	50.00	1.80	90.00
Elmer H. Young and Joyce L. Young	Lot 134, East View Land Company Addition	50.00	1.80	90.00
Corbett Withrow and Leona Withrow	Lots 135 and 136, East View Land Company Addition	100.00	1.80	180.00
Hope Natural Gas Company	Lot, East View Land Company Addition	77.00	1.80	138.60
George R. Raynes and Ivy Raynes	Lot, East View Land Company Addition	80.00	1.80	144.00
G. S. Smith and Lucy Smith	Parcel, East View Land Company Addition	2 03.50	1.80	366.30
Anna Mae Sayre	0.46 Acre, East View Land Company Addition	114.50	1.80	206.10
West Virginia Water Service Company	Lot 57, East View Land Company Addition	49.50	1.80	89.10
Ephraim Wyant	Lot 56, East View Land Company Addition	48.20	1.80	86.76

John J. Hill and Juanita Hill	Lot 55, East View Land Company Addition	48.00	1.80	86.40
Marietta Wears	Lot 54, East View Land Company Addition	48.00	1.80	86.40
W. Harold Smith and Minnie E. Smith	Lots 52 and 53, East View Land Company Addition	96.00	1.80	172.80
Marie Tatum	Lot 51, East View Land Company Addition	48.00	1.80	86.40
H. H. Alexander and Nella M. Alexander	Lots 49 and 50, East View Land Company Addition	96.00	1.80	172.80
F. W. Bailey	Lot 29, East View Land Company Addition	103.76	1.80	186.77
Arvil L. Boggess and Bessie M. Boggess	Lot 10, East View Land Company Addition	111.03	1.80	205.25
GRAND TOTALS		4358.79		\$7845.82

Given under my hand this 1st day of May, 1954.

CITY ENGINEER

And said Council having inspected said report, upon motion of Councilman H. L. Reynolds, seconded by Councilman M. L. Bush, 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 25th day of May, 1954, 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 Bush, seconded by Councilman Reynolds, and unanimously adopted it is ordered that the Council meet in Special Session at the City Building on the 25th day of May, 1954, for the purposes above set out.

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, Mayor

  
Grace Lewis, Recorder

May 25, 1954

At a Special Meeting of the Council of the City of Nitro, regularly and duly called, on the 25th day of May, 1954, there were present W. W. Alexander, Mayor, Grace Lewis, Recorder, and W. H. Jones, B. E. Gewin, F. E. Grover, Paul Bleau, H. L. Reynolds, 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 as set out in the notice to property owners as published in the Kanawha Valley Leader under dates of May 14 and May 21, 1954, 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 July 7, 1953, by publication in the Kanawha Valley Leader, a newspaper of general circulation in the City of Nitro, Kanawha County, West Virginia, and tendered to Council the Publisher's Affidavit and Certificate of publication of said notice.

Thereupon upon motion of Councilman H. L. Reynolds, seconded by Councilman F. E. Grover, 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

NOTICE OF LEVY OF PAYING ASSESSMENT OF THE CITY OF NITRO, WEST VIRGINIA, AGAINST PROPERTY ABUTTING ON FIRST AVENUE, (STATE ROUTE NO. 25) FORMERLY MAIN STREET, FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET AND PAYNE AVENUE TO AND INCLUDING ITS INTERSECTION WITH KAPOC STREET (FORMERLY ELEVENTH AVENUE) AT THE SOUTH CORPORATION LINE AND LOCK STREET FROM THE WESTERLY RIGHT OF WAY LINE OF THE NEW YORK CENTRAL RAILROAD TO AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE AND PAYNE AVENUE, 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 7th day of July, 1953, providing for the permanent improvement of the above named streets and public ways 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 re-enacting Chapter 8, Article 8 of the Official Code of West Virginia, 1931, the said improvements on the above named streets or public ways, 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 Subdivision and in deeds for said lots of record in the office of the Clerk of the County Court of Kanawha County, West Virginia.)



FIRST AVENUE (STATE ROUTE NO. 25),  
FORMERLY MAIN STREET, FROM LOCK  
STREET AND PAYNE AVENUE TO KAPOC  
STREET (FORMERLY ELEVENTH AVENUE)

WEST SIDE OF STREET

Name of Owner	Lot Number or other Description	Frontage	Rate	Amount
Edison C. Kuhn and Elizabeth O. Kuhn	Lot 12, Blk. D, Central City	65.00	\$1.80	\$117.00
Ivan J. Rose, Jr. and Frances E. Rose	Lot 11, Blk. D, Central City	50.00	1.80	90.00
James M. Hall and Beartice D. Hall	Lot 10, Blk. D, Central City	50.00	1.80	90.00
Ralph R. Smith and Leorane Smith	Lot 9, Blk. D, Central City	50.00	1.80	90.00
John P. Lair and Winnie D. Lair	Lot 8, Blk. D, Central City	60.00	1.80	108.00
George E. Suiter and Dolly N. Suiter	Lot 7, Blk. C, Central City	55.00	1.80	99.00
Clarence E. Turley and Imogene I. Turley	Lot 6, Blk. C, Central City	50.00	1.80	90.00
Virginia D. McClintock	Lot 5, Blk. C, Central City	50.00	1.80	90.00
A. J. McNeal and Goldie L. McNeal	Lot 4, Blk. C, Central City	50.00	1.80	90.00
Garland C. Davis	Lot 3, Blk. C, Central City	50.00	1.80	90.00
Ching Chen Tung and Lillian Hsu Tung	Lot 2, Blk. C, Central City	50.00	1.80	90.00
Forrest J. Aull and Geraldine H. Aull	Lot 1, Blk. C, Central City	55.00	1.80	99.00

J. V. Gibson and Dorothy Gibson	Lots 2 3, 24, 25 and 26, Blk. D, Fry & Thayer Subdivision East Crawford City	80.00	1.80	144.00
Theodore Edward Priddy	Lot 22, Blk. D, Fry & Thayer Subdivision, East Crawford City	20.00	1.80	36.00
P. H. Frankenburger and Company	Lots 18, 19, 20 and 21, Blk. D, Fry and Thayer Subdivision, East Crawford City	80.00	1.80	144.00
Rika F. Barkus	Lots 16 and 17, Blk. D, Fry and Thayer Subdivision, East Crawford City	40.00	1.80	72.00
Mildred S. Caldwell	Lots 14 and 15, Blk. D, Fry and Thayer Subdivision, East Crawford City	39.60	1.80	71.28
Charles Starcher and Kyle Dunlap	Lots 14, 15, 16 and 17, Blk. H, Fry and Thayer Subdivision, East Crawford City	86.90	1.80	156.42
Sadie R. Leach	Lots 18 and 19, Blk. H, Fry and Thayer Subdivision, East Crawford City	40.00	1.80	72.00
Carl M. Davis and Cathryn E. Davis	Lots 20, 21, 22, 23, 24, 25 and 26, Blk. H, Fry and Thayer Subdivision East Crawford City	140.00	1.80	252.00
Trustees, St. Pauls Methodist Church	Lots 9, 10, 11, and 12, Blk. Y, Baker-Myer Subdivision, Mohler- Gregory Tracts	72.50	1.80	130.50
Galleton E. Jeffers and Betty J. Jeffers	Lots 5, 6, 7 and 8, Blk. Y, Baker-Myer Subdivision, Mohler- Gregory Tracts	80.00	1.80	144.00

L.J. Smith	Lots 3 and 4, Blk. Y, Baker-Myer Subdivision, Mohler-Gregory Tracts 40.00	1.80	72.00
John A. Wilkes and Mildred B. Wilkes	Lots 1 & 2, Blk. Y, Baker-Myer Subdivision, Mohler-Gregory Tracts 40.00	1.80	72.00
Lula Smith, Clarence E. Smith, Jr., and Ruth Ann Jones	Lots 15, 16, and 17, Blk. Q, Baker-Myer Subdivision Mohler-Gregory Tracts 60.00	1.80	108.00
Homer Harris and Alice Flina Harris	Lots 13 and 14, Blk. Q, Baker-Myer Subdivision, Mohler-Gregory Tracts 40.00	1.80	72.00
Homer Harris and Alice Flina Harris	Lots 10, 11 and 12, Blk. Q, Baker-Myer Subdivision, Mohler-Gregory Tracts 60.00	1.80	108.00
French Watson	Lots 8 and 9, Blk. Q, Baker-Myer Subdivision, Mohler-Gregory Tracts 40.00	1.80	72.00
F. B. Watson	Lots 6 and 7, Block Q, Baker - Myer, Subdivision, Mohler- Gregory Tracts 40.00	1.80	72.00
Reba J. Mathes and Carl Mathes, Earl Mathes and Kenneth Mathes	Lots 1, 2, 3, 4 and 5 Block Q, Baker-Myer Subdivision, Mohler- Gregory Tracts 100.00	1.80	180.00
Paul V. Wilson	Lots 14 and 15, Block Q, Baker-Myer Subdivision Mohler-Gregory Tracts 40.00	1.80	72.00
Frank Keener	Lot 13, Block O, Baker-Myer Subdivision , Mohler-Gregory Tracts 20.00	1.80	36.00
O. R. Childers and Mollie Childers	Lots 5, 6, 7, 8, 9, 10, 11 and 12, Block O, Baker-Myer Subdivision, Mohler-Gregory Tracts 160.00	1.80	288.00

John Woodrum	Lots 1, 2, 3 and 4, Block O, Baker-Myer Subdivision, Mohler- Gregory Tracts	80.00	1.80	144.00
O. B. Burgher	Lots 16 and 17, Block D, Baker-Myer Subdivision Mohler-Gregory Tracts	40.00	1.80	72.00
O. R. Childers and Mollie Childers	Lots 18 and 19, Block D, Baker-Myer Subdivision Mohler-Gregory Tracts	40.00	1.80	72.00
S. A. O'Neill	Lot 20, Block D, Baker-Myer Subdivision, Mohler-Gregory Tracts	20.00	1.80	36.00
S. A. O'Neill	Lot 5, Block D, Northside Development Company Property, Helena Tract	20.00	1.80	36.00
John J. Coughlin and Homer Messinger	Lots 1, 2, 3 and 4, Block D, Northside Development Company Property, Helena Tract	80.00	1.80	144.00
John Frank Daniel and Lucille Daniel	Lots 10, 11 and 12, Block C, Northside Development Company Property, Helena Tract	60.00	1.80	108.00
Carney A. Ball	Lots 8 and 9, Block C, Northside Development Company Property, Helena Tract	40.00	1.80	72.00
W. W. Whittington and Helen A. Whittington	Lots 4, 5, 6, and 7, Block C, Northside Development Company Property, Helena Tract	80.00	1.80	144.00
Artie McCoy	Lots 1, 2 and 3, Block C, Northside Development Company Property, Helena Tract	60.00	1.80	108.00
Shirley E. King and Eudora King	Lots 13, 14, and 15, Block B, Northside Development Company Property, Helena Tract	60.00	1.80	108.00

Charles W. Thompson and  
Lessie Audrey Thompson

Lots 10, 11 and 12,  
Block B, Northside  
Development Company  
Property, Helena

Tract 60.00 1.80 108.00

Icie Donahue

Lots 8, 9 and  $\frac{1}{2}$  of 7,  
Block B, Northside  
Development Company  
Property, Helena Tract

50.00 1.80 90.00

V. S. Sigman and  
Marie Sigman

Lots 5, 6 and  $\frac{1}{2}$  of 7,  
Block B, Northside  
Development Company  
Property, Helena Tract

50.00 1.80 90.00

L. E. Campbell

Lots 1, 2, 3 and 4  
Block B, Northside  
Development Company  
Property, Helena

Tract 80.00 1.80 144.00

Hollie Nichols

Lot 128 and Parcel,  
East View Land

Company Addition 58.30 1.80 104.94

O. G. Fisher and  
Coral Fisher

Lot 129, East View  
Land Company

Addition 50.00 1.80 90.00

O. G. Fisher and  
Coral Iris Fisher

Lots 130 and 131,  
East View Land Company  
Addition

100.00 1.80 180.00

John C. Bryan and  
Callie G. Bryan

Lot 132, East View Land  
Company Addition

50.00 1.80 90.00

Luigi Lemma

Lot 133, East View  
Land Company Addition

50.00 1.80 90.00

Elmer H. Young and  
Joyce L. Young

Lot 134, East View  
Land Company Addition

50.00 1.80 90.00

Corbett Withrow and  
Leona Withrow

Lots 135 and 136,  
East View Land  
Company Addition

100.00 1.80 180.00

Hope Natural Gas Company	Lot, East View Land Company Addition	77.00	1.80	138.60
George R. Raynes and Ivy Raynes	Lot, East View Land Company Addition	80.00	1.80	144.00
G. S. Smith and Lucy Smith	Parcel, East View Land Company	203.50	1.80	366.30
Anna Mae Sayre	0.46 acre, East View Land Company Addition	114.50	1.80	206.10
West Virginia Water Service Company	Lot 57, East View Land Company Addition	49.50	1.80	89.10
Ephraim Wyant	Lot 56, East View Land Company Addition	48.20	1.80	86.76
John J. Hill and Juanita Hill	Lot 55, East View Land Company Addition	48.00	1.80	86.40
Marietta Wears	Lot 54, East View Land Company Addition	48.00	1.80	86.40
W. Harold Smith and Minnie E. Smith	Lots 52 and 53, East View Land Company Addition	96.00	1.80	172.80
Marie Tatum	Lot 51, East View Land Company Addition	48.00	1.80	86.40
H. H. Alexander and Nella M. Alexander	Lots 49 and 50, East View Land Company Addition	96.00	1.80	172.80
TOTALS		4141.00		\$7,453.80

LOCK STREET, FROM WESTERLY SIDE  
OF NEW YORK CENTRAL RAILROAD  
TO FIRST AVENUE AND PAYNE AVENUE

Printer's Fee \$.....98.02.....

### AFFIDAVIT OF PUBLICATION

State of West Virginia,

County of Kanawha, to-wit:

I, **Gecil 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

was duly published in said paper once a week for...2.... successive weeks, commencing with the issue of the **14th** day of **May**, 19**54** and ending with the issue of the **21st** day of **May**, 19**54** and was posted at the Court House of Kanawha County on , 19

Manager,

Kanawha Valley Leader.

Subscribed and sworn to before me this **25th** day of **May**, 19**54**.

*Maybel A. Luthersford*

Notary Public for Kanawha County, West Virginia.

(My commission expires *June 1st, 1962*..).

*awh*  
*May 24*

**NOTICE**

NOTICE OF THE CITY OF NITRO, WEST VIRGINIA, OF THE IMPROVEMENTS ON FIRST AVENUE (FORMERLY MAIN STREET) FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET AND PAYNE AVENUE TO AND INCLUDING ITS INTERSECTION WITH KAPOC STREET (FORMERLY ELEVENTH AVENUE) AT THE SOUTH CORNER OF THE LINE OF LOCK STREET FROM THE WESTERN END OF WAY LINE OF THE NEW YORK CENTRAL RAILROAD TO AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE AND PAYNE AVENUE, 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 7th day of July, 1953, providing for the permanent improvement of the above named streets and public ways 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 re-enacting Chapter 8, Article 8 of the Official Code of West Virginia, 1931, the said improvements on the above named streets or public ways, 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 Subdivisions and in deeds for said lots of record in the office of the Clerk of the County Court of Kanawha County, West Virginia).

**FIRST AVENUE (STATE ROUTE NO. 25),  
FORMERLY MAIN STREET, FROM LOCK  
STREET AND PAYNE AVENUE TO KAPOC  
STREET (FORMERLY ELEVENTH AVENUE)**

**WEST SIDE OF STREET**

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
Edison C. Kuhn and Lot 12, Blk. D, Elizabeth O. Kuhn	Central City	65.00	\$1.80	\$ 117.00
Ivan J. Rose, Jr. and Frances E. Rose	Lot 11, Blk. D, Central City	50.00	1.80	90.00
James M. Hall and Beatrice D. Hall	Lot 10, Blk. D, Central City	50.00	1.80	90.00
Ralph R. Smith and Lorene Smith	Lot 9, Blk. D, Central City	50.00	1.80	90.00
John P. Lair and Winnie D. Lair	Lot 8, Blk. D, Central City	60.00	1.80	108.00
George E. Sutter and Dolly N. Sutter	Lot 7, Blk. C, Central City	65.00	1.80	99.00
Clarence E. Turley and Imogene I. Turley	Lot 6, Blk. C, Central City	50.00	1.80	90.00
Virginia D. McClintock	Lot 5, Blk. C, Central City	50.00	1.80	90.00
A. J. McNeal and Goldie L. McNeal	Lot 4, Blk. C, Central City	50.00	1.80	90.00
Garland C. Davis	Lot 3, Blk. C, Central City	50.00	1.80	90.00
Ching Chen Tung and Lillian Hsu Tung	Lot 2, Blk. C, Central City	50.00	1.80	90.00
Forrest J. Aull and Geraldine H. Aull	Lot 1, Blk. C, Central City	55.00	1.80	99.00
	Lots 20, 21, 22 & 23, Blk. D, Fry & Thayer Subdivision,			



		1.80	72.00
Frank Keener	Baker-Myer Subdi- vision, Mohler-Greg- ory Tracts 30.00 Lots 5, 6, 7, 8, 9, 10, 11 & 12, Block O, Baker-Myer Subdi- vision, Mohler-Greg- ory Tracts 180.00	1.80	36.00
O. R. Childers and Mollie Childers	Lots 1, 2, 3 & 4, Block O, Baker- Myer Subdivision, Mohler-Greg- ory Tracts 80.00	1.80	288.00
John Woodrum	Lots 16 & 17, Block D, Baker-Myer Subdi- vision, Mohler-Greg- ory Tracts 40.00	1.80	144.00
O. B. Burgher	Lots 18 & 19, Block D, Baker-Myer Subdi- vision, Mohler-Greg- ory Tracts 40.00	1.80	72.00
O. R. Childers and Mollie Childers	Lot 20, Block D, Baker-Myer Subdi- vision, Mohler-Greg- ory Tracts 20.00	1.80	36.00
S. A. O'Neill	Lot 5, Block D, Northside Develop- ment Co. Property, Helena Tract 20.00	1.80	36.00
S. A. O'Neill	Lots 1, 2, 3 & 4, Block D, Northside Development Co. Property, Helena Tract 80.00	1.80	144.00
John J. Coughlin and Homer Messinger	Lots 10, 11 & 12, Block C, Northside Development Co. Property, Helena Tract 60.00	1.80	108.00
John Frank Daniel and Lucille Daniel	Lots 8 & 9, Block C, Northside Develop- ment Co. Property Helena Tract 40.00	1.80	72.00
Carney A. Ball	Lots 4, 5, 6 & 7, Block C, Northside Develop- ment Co. Property Helena Tract 80.00	1.80	144.00
W. W. Whittington and Helen A. Whittington	Lots 1, 2 & 3, Block C, Northside Develop- ment Co. Property, Helena Tract 60.00	1.80	108.00
Artie McCoy	Lots 13, 14 & 15, Block B, Northside Development Co. Property, Helena Tract 60.00	1.80	108.00
Shirley E. King and Eudora King	Lots 10, 11 & 12, Block B, Northside Development Co. Property, Helena Tract 60.00	1.80	108.00
Charles W. Thomp- son and Lessie Audrey Thompson	Lots 8, 9 & 1/2 of 7, Block B, Northside Development Co. Property, Helena Tract 50.00	1.80	90.00
Icie Donahue	Lots 5, 6 & 1/2 of 7, Block B, Northside Development Co. Property, Helena Tract 50.00	1.80	90.00
V. S. Sigman and Marie Sigman	Lots 1, 2, 3 & 4, Block B, Northside Development Co. Property, Helena	1.80	90.00

J. V. Gibson and Dorothy Gibson	East Crawford City	144.00		
Theodore J. Priddy	City	36.00	1.80	
P. H. Frankenburg & Co.	City	144.00	1.80	
Rika F. Barkus	City	72.00	1.80	
Mildred S. Caldwell	City	71.28	1.80	
Charles Starcher and Kyle Dunlap	City	156.42	1.80	
Sadie R. Leach	City	72.00	1.80	
Carl M. Davis and Cathryn E. Davis	City	252.00	1.80	
Trustees, St. Paul's Methodist Church	City	130.50	1.80	
Galleton E. Jeffers and Betty J. Jeffers	City	144.00	1.80	
L. J. Smith	City	72.00	1.80	
John A. Wilkes and Mildred E. Wilkes	City	72.00	1.80	
Lula Smith, Clar- ence E. Smith, Jr., and Ruth Ann Jones	City	108.00	1.80	
Homer Harris and Alice Plina Harris	City	72.00	1.80	
Homer Harris and Alice Plina Harris	City	108.00	1.80	
F. B. Watson	City	72.00	1.80	
John J. Mathes and Mathes, Earl Myer	City	144.00	1.80	

L. E. Campbell	Tract	80.00	1.80	144.00
	Lot 128 & Parcel,			
Hollie Nichols	East-View Land			
	Co. Addition	58.30	1.80	104.94
O. G. Fisher and	Lot 129, East			
Coral Fisher	View Land Co.			
	Addition	50.00	1.80	90.00
O. G. Fisher and	Lot 130 & 131,			
Coral Iris Fisher	East View Land			
	Co. Addition	100.00	1.80	180.00
John C. Bryan and	Lot 132, East View			
Callie G. Bryan	Land Co.			
	Addition	50.00	1.80	90.00
	Lot 133, East View			
Luigi Lemma	Land Co.			
Elmer H. Young	Addition	50.00	1.80	90.00
and Joyce L.	Lot 134, East View			
Young	Land Co.			
	Addition	50.00	1.80	90.00
Corbett Withrow	Lots 135 & 136,			
and Leona With-	East View Land			
row	Co. Addition	100.00	1.80	180.00
	Lot, East View			
Hope Natural Gas	Land Co.			
Company	Addition	77.00	1.80	138.60
George R. Raynes	Lot, East View			
and Ivy Raynes	Land Co.			
	Addition	80.00	1.80	144.00
G. S. Smith and	Parcel, East View			
Lucy Smith	Land Co.			
	Addition	203.50	1.80	366.30
	0.46 Acre, East			
Anna Mae Sayre	View Land Co.			
West Virginia	Addition	114.50	1.80	206.10
Water Service	Lot 57, East View			
Company	Land Co.			
	Addition	49.50	1.80	89.10
	Lot 56, East View			
Ephraim Wyant	Land Co.			
	Addition	48.20	1.80	86.76
John J. Hill and	Lot 55, East View			
Juanita Hill	Land Co.			
	Addition	48.00	1.80	86.40
	Lot 54, East View			
Marietta Wears	Land Co.			
W. Harold Smith	Addition	48.00	1.80	86.40
and Minnie E.	Lots 52 & 53, East			
Smith	View Land Co.			
	Addition	96.00	1.80	172.80
	Lot 51, East View			
Marie Tatum	Land Co.			
H. H. Alexander	Addition	48.00	1.80	86.40
and Nella M.	Lots 49 & 50, East			
Alexander	View Land Co.			
	Addition	96.00	1.80	172.80
	TOTALS	4141.00		\$7,453.80

**LOCK STREET, FROM WESTERLY SIDE  
OF NEW YORK CENTRAL RAILROAD  
TO FIRST ALLEYS AND EAST SIDE FRONT**

**NORTH SIDE OF STREET**

Name of Owner	Lot Number or Other Description	Frontage	Rate	Amount
	Lot 10, East View			
F. E. Bailey	Addition	189.76	\$1.80	\$ 186.77
Arvil L. Boggess and Bessie M. Boggess	Lot 10, East View Frontage			
	Addition	114.03	1.80	205.25
<b>TOTALS</b>		<b>217.79</b>		<b>\$ 392.02</b>

**GRAND**

**TOTAL: 4,358.78. \$7,845.82**

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 25th day of May, 1954, at 7:30 P.M., the owner or owners of the property is to be assessed as hereinabove designated. Other interested parties, may appear to move the revision or formation of such proposed assessments, and that on or after the said 25th day of May, 1954, 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

## NORTH SIDE OF STREET

Name of Owner	Lot Number or other Description	Frontage	Rate	Amount
F. E. Baiely	Lot 29, East View Land Company Addition	103.76	\$1.80	\$186.77
Arvil L. Boggess and Bessie M. Boggess	Lot 10, East View Land Company Addition	114.03	1.80	205.25
	TOTALS	217.79		\$392.02
	GRAND TOTALS	4,358.79		\$7,845.82

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 25th day of May, 1954, at 7:30 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 25th day of May, 1954, 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 M. L. Dush, seconded by Councilman W. H. Jones, and unanimously adopted, it is hereby ordered that the Engineer's Report as hereinafter set out be accepted and adopted, and further adopted as the Assessment Rolls.

## REPORT OF ENGINEER

ON

PERMANENT IMPROVEMENT OF FIRST AVENUE (STATE ROUTE NO. 25)  
FORMERLY MAIN STREET, FROM AND INCLUDING ITS INTERSECTION  
WITH LOCK STREET AND PAYNE AVENUE TO AND INCLUDING ITS INTER-  
SECTION WITH KAPOC STREET (FORMERLY ELEVENTH AVENUE) AT THE  
SOUTH CORPORATION LINE AND LOCK STREET FROM THE WESTERLY  
RIGHT OF WAY LINE OF THE NEW YORK CENTRAL RAILROAD TO AND  
INCLUDING ITS INTERSECTION WITH FIRST AVENUE AND PAYNE  
AVENUE, ALL IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA.  
TO THE COUNCIL OF THE CITY OF NITRO:

I, JOSEPH A. SPENCE, of Municipal Engineering Corporation,  
a corporation, City Engineer, hereby certify and report this 1st  
day of May, 1954, that the improvements authorized by Ordinance of  
the Council adopted on the 7th day of July, 1953, 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 public ways  
and portions thereof, 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 ordinances 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:

FIRST AVENUE (STATE ROUTE NO. 25),  
FORMERLY MAIN STREET, FROM LOCK STREET  
AND PAYNE AVENUE TO KAPOC STREET  
(FORMERLY ELEVENTH AVENUE)

WEST SIDE OF STREET

NAME OF OWNER	LOT NUMBER OR OTHER DESCRIPTION	FRONTAGE	RATE	AMOUNT
Edison C. Kuhn and Elizabeth O. Kuhn	Lot 12, Blk. D, Central City	65.00	\$1.80	\$117.00
Ivan J. Rose, Jr., and Frances E. Rose	Lot 11, Blk. D, Central City	50.00	1.80	90.00
James M. Hall and Beatrice D. Hall	Lot 10, Blk. D, Central City	50.00	1.80	90.00
Ralph R. Smith and Lorene Smith	Lot 9, Block D, Central City	50.00	1.80	90.00
John P. Lair and Winnie D. Lair	Lot 8, Block D, Central City	60.00	1.80	108.00
George E. Suiter and Dolly N. Suiter	Lot 7, Block C, Central City	55.00	1.80	99.00
Clarence E. Turley and Imogene I. Turley	Lot 6, Block C, Central City	50.00	1.80	90.00

Virginia D. McClintock	Lot 5, Block C, Central City	50.00	1.80	90.00
A. J. McNeal and Goldie L. McNeal	Lot 4, Block C, Central City	50.00	1.80	90.00
Garland C. Davis	Lot 3, Block C, Central City	50.00	1.80	90.00
Ching Chen Tung and Lillian Hsu Tung	Lot 2, Block C, Central City	50.00	1.80	90.00
Forrest J. Aull and Geraldine H. Aull	Lot 1, Block C, Central City	55.00	1.80	99.00
J. V. Gibson and Dorothy Gibson	Lots 23, 24, 25 & 26, Block D, Fry & Thayer Subdivision, East Crawford City	80.00	1.80	144.00
Theodore Edward Priddy	Lot 22, Block D, Fry & Thayer Sub- division, East Craw- ford City	20.00	1.80	36.00
P. H. Frankenburger & Co.	Lots 18, 19, 20 and 21, Block D, Fry & Thayer Subdivision, East Crawford City	80.00	1.80	144.00
Rika F. Barkus	Lots 16 and 17, Block D, Fry & Thayer Sub- division, East Crawford City	40.00	1.80	72.00
Mildred S. Caldwell	Lots 14 and 15, Block D, Fry & Thayer Sub- division, East Craw- ford City	39.60	1.80	71.28
Charles Starcher and Kyle Dunlap	Lots 14, 15, 16 and 17, Block H, Fry & Thayer, Subdivision, East Craw- ford City	86.90	1.80	156.42



Sadie R. Leach	Lots 18 and 19, Block H. Fry & Thayer Sub- division, East Craw- ford City	40.00	1.80	72.00
Carl M. Davis and Cathryn E. Davis	Lots 20, 21, 22, 23, 24, 25 and 26, Block H, Fry & Thayer Subdi- vision, East Crawford City	140.00	1.80	252.00
Trustees, St. Pauls Methodist Church	Lots 9, 10, 11 and 12, Block Y, Baker-Myer Subdivision, Mohler- Gregory Tracts	72.50	1.80	130.50
Galleton E. Jeffers and Betty J. Jeffers	Lots 5, 6, 7 and 8, Block Y, Baker-Myer Subdivision, Mohler- Gregory Tracts	80.00	1.80	144.00
L. J. Smith	Lots 3 and 4, Block Y, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	40.00	1.80	72.00
John A. Wilkes and Mildred E. Wilkes	Lots 1 and 2, Block Y, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	40.00	1.80	72.00
Lula Smith, Clarence E. Smith, Jr., and Ruth Ann Jones	Lots 15, 16 and 17, Block Q, Baker-Myer Subdivision, Mohler- Gregory Tracts	60.00	1.80	108.00
Homer Harris and Alice Plina Harris	Lots 13 and 14, Block Q, Baker-Myer Subdivi- sion, Mohler-Gregory Tracts	40.00	1.80	72.00
Homer Harris and Alice Harris	Lots 10, 11 and 12, Block Q, Baker-Myer Subdivision, Mohler- Gregory Tracts	60.00	1.80	108.00

Frenee Watson	Lots 8 and 9, Block Q, Baker-Myer Subdi- vision, Mohler-Gregory Tracts 40.00	1.80	72.00
F. B. Watson	Lots 6 and 7, Block Q, Baker-Myer Subdi- vision, Mohler-Gregory Tracts 40.00	1.80	72.00
Reba J. Mathes and Carl Mathes, Earl Mathes and Kenneth Mathes	Lots 1, 2, 3, 4 and 5, Block Q, Baker- Myer Subdivision, Mohler-Gregory Tracts 100.00	1.80	180.00
Paul V. Wilson	Lots 14 and 15, Block O, Baker-Myer Subdi- vision, Mohler-Gregory Tracts 40.00	1.80	72.00
Frank Keener	Lot 13, Block O, Baker- Myer Subdivision, Mohler-Gregory Tracts 20.00	1.80	36.00
O. R. Childers and Mollie Childers	Lots 5, 6, 7, 8, 9, 10, 11 and 12, Block O, Baker- Myer Subdivision, Mohler-Gregory Tracts 160.00	1.80	288.00
John Woodrum	Lots 1, 2, 3, and 4, Block O, Baker-Myer Subdivision, Mohler- Gregory Tracts 80.00	1.80	144.00
O. B. Burgher	Lots 16 and 17, Block D, Baker-Myer Subdi- vision, Mohler-Gregory Tracts 40.00	1.80	72.00
O. R. Childers and Mollie Childers	Lots 18 and 19, Block D, Baker-Myer Subdivision Mohler-Gregory Tracts. 40.00	1.80	72.00

S.A. O'Neil	Lot 20, Block D, Baker-Myer Subdi- vision, Mohler-Gregory Tracts	20.00	1.80	36.00
S. A. O'Neil	Lot 5, Block D, Northside Development Company	20.00	1.80	36.00
John J. Coughlin and Homer Messinger	Lots 1, 2, 3 and 4, Block D, Northside Development Company	80.00	1.80	144.00
John Frank Daniel and Lucille Daniel	Lot 10, 11 and 12, Block C, Northside Development Company	60.00	1.80	108.00
Carney A. Ball	Lots 8 and 9, Block C, Northside Development Company	40.00	1.80	72.00
W. W. Whittington and Helen A. Whittington	Lots 4, 5, 6 and 7, Block C, Northside Development Company	80.00	1.80	144.00
Artie McCoy	Lots 1, 2 and 3, Block C, Northside Development Company	60.00	1.80	108.00
Shirley E. King and Eudora King	Lots 13, 14 and 15, Block B, Northside Development Company	60.00	1.80	108.00
Charles W. Thompson and Lessie Audrey Thompson	Lots 10, 11 and 12, Block B, Northside Development Company	60.00	1.80	108.00
Icie Donahue	Lots 8, 9 and $\frac{1}{2}$ of 7, Block B, Northside Development Company	50.00	1.80	90.00

V. S. Sigman and Marie Sigman	Lots 5, 6 and $\frac{1}{2}$ of 7, Block B, Northside Development Company 50.00	1.80	90.00
L. E. Campbell	Lots 1, 2, 3 and 4, Block B, Northside Development Company 80.00	1.80	144.00
Hollie Nichols	Lot 128 and Parcel, East View Land Company Addition 58.30	1.80	104.94
O. G. Fisher and Coral Fisher	Lot 129, East View Land Company Addition 50.00	1.80	90.00
O. G. Fisher and Coral Iris Fisher	Lots 130 and 131, East View Land Company Addition 100.00	1.80	180.00
John C. Bryan and Callie G. Bryan	Lot 132, East View Land Company Addition 50.00	1.80	90.00
Luigi Lemma	Lot 133, East View Land Company Addition 50.00	1.80	90.00
Elmer H. Young and Joyce L. Young	Lot 134, East View Land Company Addition 50.00	1.80	90.00
Corbett Withrow and Leona Withrow	Lots 135 and 136, East View Land Company Addition 100.00	1.80	180.00
Hope Natural Gas Company	Lot, East View Land Company Addition 77.00	1.80	138.60
George R. Raynes and Ivy Raynes	Lot, East View Land Company Addition 80.00	1.80	144.00

G. S. Smith and Lucy Smith	Parcel, East View Land Company Addition	203.50	1.80	366.30
Anna Mae Sayre	0.46 Acre, East View Land Company Accition	114.50	1.80	206.10
West Virginia Water Service Company	Lot 57, East View Land Company Addition	49.50	1.80	89.10
Ephraim Wyant	Lot 56, East View Land Company Addition	48.20	1.80	86.76
John J. Hill and Juanita	Lot 55, East View Land Company Addition	48.00	1.80	86.40
Marietta Wears	Lot 54, East View Land Company Addition	48.00	1.80	86.40
W. Harold Smith and Minnie E. Smith	Lots 52 and 53, East View Land Company Addition	96.00	1.80	172.80
Marie Tatum	Lot 51, East View Land Company Addition	48.00	1.80	86.40
H. H. Alexander and Nella M. Alexander	Lots 49 and 50, East View Land Company Addition	96.00	1.80	172.80
	TOTALS	4141.00		\$7453.80

LOCK STREET, FROM WESTERLY  
SIDE OF NEW YORK CENTRAL  
RAILROAD TO FIRST AVENUE  
AND PAYNE AVENUE.

NORTH SIDE OF STREET

NAME OF OWNER	LOT NUMBER OR OTHER DESCRIPTION	FRONTAGE	DATE	AMOUNT
F. E. Bailey	Lot 29, East View Land Company Addition	103.76	1.80	\$186.77
Arvil L. Boggess and Bessie M. Boggess	Lot 10, East View Land Company Addition	114.03	1.80	205.25
	TOTALS	217.79		\$392.02
GRAND TOTALS		4358.79		\$7845.82

Given under my hand this 1st day of May, 1954.

CITY ENGINEER

Thereupon Councilman H. L. Reynolds, seconded by Councilman B. E. 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 FIRST AVENUE (STATE ROUTE NO. 25) FORMERLY MAIN STREET, FROM AND INCLUDING ITS INTERSECTION WITH LOCK STREET AND PAYNE AVENUE TO AND INCLUDING ITS INTERSECTION WITH KAPOC STREET (FORMERLY ELEVENTH AVENUE) AT THE SOUTH CORPORATION LINE AND LOCK STREET FROM THE WESTERLY RIGHT OF WAY LINE OF THE NEW YORK CENTRAL RAILROAD TO AND INCLUDING ITS INTERSECTION WITH FIRST AVENUE AND PAYNE AVENUE, ALL IN THE CITY OF NETRO, KANAWHA COUNTY, WEST VIRGINIA; ACCEPTING THE IMPROVEMENTS; 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 7th day of July, 1953, adopted as ordinance for the permanent improvement of First Avenue (State Route No. 25) formerly Main Street, from and including its intersection with Lock Street and Payne Avenue to and including its intersection with Kapoc Street (formerly Eleventh Avenue) at the South corporation line and Lock Street from the westerly right of way line of the New York Central Railroad to and including its intersection with First Avenue and Payne Avenue, by grading, draining, paving, re-paving, curbing and guttering and otherwise improving the same, and by the construction of sidewalks therein and thereon 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 said streets and portions of streets and respective owners thereof was read to the Council at its meeting on May 4, 1954, 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 heretofore adopted and has specially benefited each lot or parcel of land abutting thereon to an extent greater than the respective party 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 the Council in session on May 25, 1954, 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 five equal installments certificates, the first of which said installments certificates shall be due and payable in thirty days from the date of the assessment; thereof, and the remaining four 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, 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.

The Council then proceed with the regular order of business at hand.

The Recorder read the minutes of the May 4th meeting, with regard to the Hallman dogs, Councilman Reynolds moved the acceptance of the said minutes. <sup>as corrected</sup> Motion seconded by Councilman Gewin. Motion carried.

Councilman Jones, moved, seconded by Councilman Dush, to dispense with reading of minutes of May 4th. Motion carried.

Copies of the financial statement for the month of April were presented: Councilman Collins moved the financial statement be accepted. Motion was seconded by Councilman Jones. Motion carried.

Councilman Reynolds suggested that the high curbs along 1st Avenue in the east end of town be checked by the City Engineer.

Councilman Grover moved, seconded by Councilman Jones, that steps be built on the Gaylor property on 29th Street, Second Avenue, in consideration of damages. Motion carried.

Mayor Alexander presented the figures for concrete and black top for the flooring and driveway of the new garage as follows:

\$2,400 - concrete

\$2,160 - concrete inside the building and black top drive way.

Councilman Collins moved that the city accept the concrete bid for the garage and driveway. Motion seconded by Councilman Reynolds. Motion carried.

Councilman Collins mentioned the trash and garbage being dumped in the Creek at 31st Street. Mayor Alexander said that that this matter would be checked. ~~in consideration~~

Council decided that the old Traffic light should be <sup>for</sup> installed at 21st Street and 2nd Avenue, ~~during~~ the summer months.

The City Attorney was asked to check records at the Court House to determine if Park Avenue right of way still exists by the Stadium.

The City Engineer was instructed to secure maps from the original map of Nitro, as set out by the United States Government.


Council Committee was asked to meet with the Committee from the Post Office with regard to renumbering of 21st Street and to submit a report at the next council meeting.

Petitions, for annexation, were accepted from property owners of 40th Street Road area. Annexation Committee and City Engineer were requested to meet and set out boundaries.

Councilman Gwin moved, seconded by Councilman Bush, that the Council meet in special session on the 8th day of June instead of the 15th day of June, as scheduled.

Councilman Bush moved, seconded by Councilman Reynolds, that the City Attorney secure an injunction from the Circuit Court against the maintaining of the nuisance, created by Lewis A. Hallman's dogs.

There being no further business the meeting adjourned.

  
W. W. Alexander, Mayor

  
Grace Lewis, Recorder

June 8, 1954

The City Council met in a special session Tuesday, June 8, 1954.

There were present: W. W. Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M. L. Bush, B. E. Gewin, F. E. Grover, W. H. Jones and H. L. Reynolds members of the Council.

Mayor Alexander called the meeting to order.

Minutes for meeting held May 25th were presented. Councilman Gewin moved, seconded by Councilman Bleau that the minutes be approved. Motion carried.

Copies of financial statement were presented to the Council. Councilman Bush moved, seconded by Councilman Reynolds the financial statement be accepted. Motion carried.

A letter directed to the Postmaster of Nitro and signed by the Assistant Postmaster General was read. Said letter outlining a system of numbering houses or lots for mail delivery. After considerable discussion of the system, the Council referred the matter to the Council and Postal committees for further study in order to have one uniform system of numbering.

Council having entered an order at its meeting of the 4th day of May, 1954, declaring the maintenance of dog kennels and enclosure and a large number of dogs therein, to-wit: 14 in number at 808 Kanawha Street on Lots Nos. 20, 21 and 22, Block "A", Fry and Thayer Subdivision, in the City of Nitro, Kanawha County, West Virginia, in a manner detrimental to health and sanitation and peace and quiet of the community by Lewis A. Hallman to be a public

nuisance and requiring same to be abated, and now considering unfinished business, it was inquired of the Mayor and City Attorney if the said Lewis A. Hallman had complied with the order of Council or appealed his cause to Circuit Court.

And it appearing that the said Lewis A. Hallman had filed notice of appeal, but now desiring to comply with the order by removing all the dogs except four by July 1, 1954, and by maintaining said four dogs in a sanitary manner and without excessive disturbance from barking, it was considered by Council that the said Lewis A. Hallman should be given the opportunity to comply with said order, and upon motion of Councilman Frank E. Grover, seconded by Councilman H. L. Reynolds, it is ordered that the said Lewis A. Hallman in complying with said abatement order shall remove all the dogs from his kennels and enclosure except four by July 1, 1954, and shall keep said four dogs in a sanitary manner and with a minimum of noise from barking; and further that the requirements hereof shall be for a trial period of 60 days at which time the requirements of said order shall be re-examined to determine if the said Lewis A. Hallman has complied with the requirements hereof. All Councilmen voted Aye except Councilman Bleau, who did not vote.

Councilman Reynolds moved, seconded by Councilman Jones, that the Mayor and Attorney be given the authority to proceed with necessary steps to annex, by minor boundary adjustment the contiguous area from the East City limit line to Sattes crossing and the contiguous area from the City limit line on 40th Street Road extending approximately 600 feet east on 40th Street Road. Motion carried.

Upon recommendation of the Mayor the Council decided to authorize the Street Commissiner to order 200 plastic street marker buttons and 200 metal street marker buttons to be installed on 21st Street, Bank Street to Alley on 21st Street.

Complaint was registered of the 11th Street Railroad crossing needing repairs. The Recorder was directed to write a letter to the New York Central Railroad Company requested that the crossing be repaired.

Councilman Bush informed the Council that he continued to get complaints of cars parking at the Corner Restaurant, on 21st Street and 2nd Avenue, on the side walk right of way. Sidewalk will be marked off as soon as possible.

Councilman Reynolds moved, seconded by Councilman Jones, to give the Mayor the authority to purchase materials to complete second story of the garage building to be used for firemens quarters. Motion carried.

A committee of local citizens were present at the Council meeting and informed the Council of their meeting with the West Virginia Water Commission with regard to the sewer question. After considerable discussion on this question the Council authorized the Mayor and Attorney to contact the Nitro Sewer Company and negotiate with John Ray, its president, and to hold a public informative meeting Thursday, June 17th.

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, widening, curbing, re-curbing and guttering, and the building, constructing and renewing sidewalks in and on said streets and public ways and otherwise permanently improving the following named streets: 19th Street from its intersection with Second Avenue to its intersection with Third Avenue (old County Road); 20th Street from its intersection with First Avenue to its intersection with Second Avenue; and 23rd Street from its intersection with First Avenue to its intersection with Second Avenue.

Thereupon Councilman B. E. Gewin, moved that Council accept above named petitions and that it also accept the proposals of interested persons and of Council for the said improvements of said above named streets, and moved that the City proceed to grade, re-grade, drain, pave, re-pave, surface, re-surface, widen , curb, re-curb, and gutter, and the building, constructing and renewing 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 July 6, 1954, 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 the 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 CORPORATION OWNING PROPERTY ABUTTING ON THE FOLLOWING NAMED STREETS OR PUBLIC WAYS IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA: 19TH STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD); 20TH STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH SECOND AVENUE; AND 23RD STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO 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 and public ways described above in the City of Nitro, Kanawha County, West Virginia, by grading, re-grading, draining, paving, re-paving, surfacing, resurfacing, widening, 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 and public ways.

T he 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 6th day of July, 1954, 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 8th day of June, 1954.

CITY OF NITRO  
GRACE LEWIS  
CITY RECORDER

Said motion was duly seconded by Councilman M. L. Bush, and upon a roll call vote being taken, all Councilmen voted aye, except Collins who was absent.

The Mayor declared that said motion had been unanimously passed and so ordered.

Councilman H. L. Reynolds, seconded by Councilman W. H. Jones, 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 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 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 for 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 improvements 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 all Councilmen voted aye, except Collins who was absent.

The Mayor declared that said motion had been unanimously passed and so ordered.

There being no further business a motion for adjournment carried.

  
W. W. ALEXNADER, MAYOR

  
GRACE LEWIS, RECORDER

June 24, 1954

The City Council met in a special session June 24, 1954.

There were present: W. W. Alexander, Mayor, B. E. Gewin, Jerome Collins, W. H. Jones, H. L. Reynolds, Paul Bleau and Frank E. Grover members of the Council.

Mayor Alexander called the meeting to order.

Mayor W. W. Alexander presented sewer problem, stating Hochleau had called and asked City's intentions.

The Mayor said Andrew Payne and John Ray stated price was \$50,000.00 plus \$18,000.00 for six acres of land.


Asked council's opinion on what city should do. Much discussion on pros and cons of city ownership followed.

Motion made by Councilman B.E. Gewin that city representatives be empowered to make an offer, not to exceed \$25,000.00 for sewers and six acres of land, division of amount to be left to distretion of representatives. Motion seconded By Councilman Jerome Collins. Passed by unanimous vote of the Council.

Councilman Grover moved new street light be installed on Saunder's Drive, seconded by Councilman Reynolds. Motion carried.

Mayor Alexander will check into possibility of joining in on dog pound with St. Albans, Dunbar and South Charleston.

There being no further business a motion for adjournment by Councilman Collins, seconded by Councilman Jones carried.

  
W.W.Alexander, Mayor

  
Grace Lewis, Recorder

July 6, 1954

Pursuant to order made and entered on the 8th day of June, 1954, and publication of notice in the Kanawha Valley Leader, Council of the City of Nitro met in Special Session on the 6th day of July, 1954.

There were present: W.W.Alexander, Mayor, Grace Lewis, Recorder, M. L. Bush, R. J. Collins, F. E. Grover, Harry L. Reynolds and W. H. Jones, members of the Council. Councilmen Paul Bleau and B. E. Gewin being absent.

The meeting was called to order and the Mayor announced that this was a protest meeting regularly called and published for the purpose of considering the permanent improvements following: Constructing, renewing, replacing, widening and improving sidewalks, and curbs, gutters and other structures in, upon and along 19th Street from its intersection with Second Avenue to its intersection with Third Avenue (old County Road); 20th Street from its intersection with First Avenue to its intersection with Second Avenue; and 23rd Street from its intersection with First Avenue to its intersection with Second Avenue.

There were present three representatives of the Nitro Baptist Church who inquired as to the proposed paving. No objections were made to the proposed improvements.

Upon motion of Councilman R. J. Collins, seconded by Councilman F. E. Grover, and unanimously carried the meeting was continued and recessed until July 20, 1954, at 7:30 o'clock, P. M., at which time the proposals were to be further considered.

  
W. W. ALEXANDER, MAYOR

  
GRACE LEWIS, RECORDER

July 20, 1954

The Council of the City of Nitro met in recessed session in the Council Chamber in the City Hall of Nitro, West Virginia, on July 20, 1954, at 7:30 o'clock, P. M. , pursuant to a motion to recess which was duly made, seconded and unanimously passed on the 6th day of July, 1954, at 7:30 o'clock, P. M.

There were present: W. W. Alexander, Mayor, Grace Lewis, Recorder, and Paul Bleau, R. J. Collins, M. L. Bush, B. E. Gewin, Harry L. Reynolds and F. E. Grover, members of the Council. W. H. Jones member of the Council being absent.

Thereupon the Mayor announced that this was a recessed meeting of the duly advertised public meeting held on the 6th day of July, 1954, 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 Recorder advised Council that the notice to abutting property owners of the proposed permanent improvements has 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 on June 8, 1954.

Thereupon Councilman Reynolds, seconded by Councilman Bleau, 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, ..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...3.... successive weeks, commencing with the issue of the...18... day of June , 19 54 and ending with the issue of the 2 day of July , 19 54 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 *9th* day of *July*, 19 *54*

*Marjorie A. Luthardt*  
Commissioned *to Marjorie A. Luthardt*  
Notary Public for Kanawha County, West Virginia.

(My commission expires *July 14th, 1957*.)

### 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 COUNTY, WEST VIRGINIA: 19TH STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH FIRST AVENUE (OLD COUNTY ROAD); 20TH STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH SECOND AVENUE; AND 23RD STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH SECOND AVENUE.

Proposals have been made to the Common Council of the City of Nitro to permanently improve the portions of streets and public ways described above in the City of Nitro, Kanawha County, West Virginia, by grading, re-grading, draining, paving, re-paving, surfacing, re-surfacing, widening, curbing, re-curb, guttering, and otherwise permanently improving said streets and public ways, and by building, constructing, and renewing walks in and on said streets or public ways, and by constructing and renewing any such improvements and other permanent public improvements in and on said above 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 and public ways.

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 6th day of July, 1954, 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 8th day of June, 1954.

City of Nitro  
Grace Lewis  
City Recorder

6-18-3tc



Thereupon Joseph 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 or portions of streets as set forth and described in the notices heretofore made a part of the minutes of Council; and Councilman Collins 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 on file with the Recorder prior to said date and which now had been presented to Council by the Engineer and considered by Council be received, accepted and approved as the plans, specifications, profiles and estimates for the proposed permanent improvement of said streets and portions of 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.

Whereupon Council took up for further consideration the proposals for the permanent improvement of the streets and public ways set out in said notice, to-wit, 19th Street from its intersection with Second Avenue to its intersection with Third Avenue (Old County Road); and 20th Street from its intersection with First Avenue to its intersection with Second Avenue, there having been no protests to said permanent improvements by the abutting owners thereon.

Councilman Bleau proceded 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 19TH STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE(OLD COUNTY ROAD); 20TH STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH SECOND AVENUE.

WHEREAS, proposals have been made by interested persons and by Council for the permanent improvement of the streets and public ways above described; and

WHEREAS, the Council in regular session on the 8th day of June, 1954, proposed to p rmanently 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, notices have 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 6th day of July, 1954, 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, certificates of publication of the notices 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 notices upon all persons, firms or corporations owning any interest in any property abutting upon said streets and avenues, described in said notices, to be improved shall conclusively be deemed to have been given by the completion of said publication of said notices 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 Joseph A. Spence, the Engineer for the City of Nitro for said improvements 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 meetings described in said notices opportunity to protest and be heard was given to all abutting owners or interested persons appearing, and due consideration given to same by Council; 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, re-grading, draining, paving, re-paving, surfacing, re-surfacing, widening, curbing, re-curbing,

guttering, and otherwise improving said streets, and by building, constructing and renewing sidewalks therein;

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

Section 1. The Council finds that the proposals of interested persons and Council for the permanent improvement of said streets were made in the interest of sound public improvement.

Section 2. It is hereby declared necessary, expedient and convenient to grade, re-grade, drain, pave, re-pave, surface, re-surface, widen, curb, re-curb, gutter, and otherwise improve, and to build, construct and renew sidewalks therein 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:

19th STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE ( OLD COUNTY ROAD).

20TH STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO 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 streets and public ways, and said improvements are hereby authorized, and shall be made under the supervision and direction of Joseph 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 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 intersection, 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 by Chapter 89 of the 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 continue 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 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, 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 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 the 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 facsimile signature of the Mayor, attested by the facsimile signature of the recorder.

Section 8. The Recorder shall as soon as practicable 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 the 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 of Nitro the right to reject any and all bids therefor. The Council will 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 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 of Nitro 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 Gewin. Upon a roll call vote the Councilmen all 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.

Upon motion of Councilman Bleau, seconded by Councilman Reynolds, action on the proposed improvement of 23rd Street from



its intersection with First Avenue to its intersection with Second Avenue as set out in the above notice was deferred until the 4th day of August, 1954, that being the date for a recessed meeting of Council. Upon a vote being taken the motion was approved unanimously.

The Recorder read the minutes of meetings held June 8th, June 24th and July 6th. Councilman Bleau moved, seconded by Councilman Reynolds, the minutes be approved. Motion carried.

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

Councilman Collins moved, seconded by Councilman Reynolds, to approve the payment of \$40.00 to C. M. McDaniel, Fire Chief, for expenses to Fire School being held in Morgantown. Motion carried.

Councilman Gewin moved, seconded by Councilman Collins, to authorize the Committee from the Council, who were appointed to investigate the purchase of land for a garbage dump, to negotiate for the Hedrick farm. Motion carried.

Councilman Collins moved, seconded by Councilman Grover, the following Resolution be adopted. Motion carried and was so ordered.

#### RESOLUTION

WHEREAS, numerous persons residing in the area of 40th Street Road and Armours Creek, including the E. J. Bailes Subdivision and the Saunders Addition to Nitro, comprising an area of 17.44 acres, and lying in Poca District, Putnam County, West Virginia, have petitioned, urged and solicited the annexation of

said territory to the City of Nitro; and

WHEREAS, numerous residents of the municipality of Nitro have solicited and urged the annexation of said area bordering on the northeast corporate line of the City of Nitro in Putnam County, West Virginia, to said City; and

WHEREAS, the Council of said area after consideration of the proposal deemed it expedient and for the Common good of said area and the City to annex said; and

WHEREAS, it is considered by Council that, in view of the apparent approval of the proposal by all the residents of said area of said City, same should be annexed by Minor Boundary Adjustment under the provisions of Chapter 8A, Article 6, Section 25 of the Code of West Virginia and the Charter provisions of said City;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Nitro

1. That the Council of the City of Nitro deems it expedient to accept the proposals of the persons residing in said above described area, and the interested persons in the City of Nitro who have urged acceptance of the proposals, and further consider and find it expedient and proper to seek annexation of said area to the City of Nitro.

2. That the City of Nitro proceed to do all proper and lawful things to accomplish annexation of said territory.

3. That the City Attorney be, and he is, hereby authorized to proceed with the necessary work and take the necessary proceedings to annex said territory under the provisions

of said Chapter 8A, Article 6, Section 25 of the Code of West Virginia and the Charter provisions of the City of Nitro and to incur the necessary costs incident thereto.

Councilman Bush moved, seconded by Councilman Bleau, authorizing the Attorney to institute proceedings to secure an injunction from the Circuit Court of Kanawha County against Lewis A. Hallman for maintaining a nuisance and the City to incur the expenses of same. Motion carried.

T. O. Townsend appeared before the Council in regard to drainage problems on Payne Avenue. Mayor Alexander will have the City Engineer to investigate matter.

Councilman Bush moved, seconded by Councilman Grover, to authorize the Attorney to take legal steps to prohibit the 60 foot of property adjacent to Childers Garage Building from being used for business purposes. Motion carried.

Upon motion of Councilman Bleau, seconded by Councilman Reynolds, it is ordered that the meeting be recessed until the 4th day of August, 1954, at 7:30 o'clock, P.M.

The meeting was adjourned.

  
W. W. Alexander, Mayor

  
Grace Lewis, Recorder

August 4, 1954

The City Council met in a special session Wednesday, August 4, 1954.

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 H. L. Reynolds members of the Council.

Mayor Alexander called the meeting to order.

The Recorder read the minutes of regular session of Council held July 20, 1954. Councilman Gewin moved the approval of minutes as read. Motion seconded by Councilman Bleau. Motion carried.

Councilman Bush moved, seconded by Councilman Collins, that 23rd Street, from its intersection with 1st Avenue to its intersection with 2nd Avenue be resurfaced. Upon a roll call vote being taken those voting in favor of motion were Councilmen Bush, Gewin, Bleau, and Collins. The Mayor announced that the motion not having received a  $3/4$  vote of the council the motion did not carry.

In a discussion on a site for a garbage dump, Councilman Reynolds informed the council that property owned by Howard Cochran located on Hulbert Heights could be leased for \$200.00 per month. The Council requested the committee to investigate this matter further.

Councilman Grover moved, seconded by Councilman Bleau, that stop signs be erected at each street intersection of Dupont, Washington and Kanawha Avenues. Motion carried.

Councilman Bleau moved, seconded by Councilman Collins, that a representative from the City government be present at the meeting being held in Mayor Copenhagen's office Friday afternoon in order to register a protest against the proposed rate increase being requested by the United Fuel Gas Company. Motion carried.

Councilman Bush moved, seconded by Councilman Reynolds that the following insreases in salary be granted -  
Chief of the Fire Department \$15.00 per month.  
Members of the Fire Department \$10.00 per month.  
Members of the Police Department \$10.00 per month.  
The Salary of the Treasurer be increased from \$1200.00 per year to \$1500.00 per year.  
Motion carried.

The Levy estimate for the current year was presented and the Council proceeded to make a study and sign same 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 Wednesday, the 4th day of August, 1954 there were present:

W. W. Alexander, Mayor, Grace Lewis, Recording Officer and R. J. Collins, B. E. Gewin, M. L. Bush, Paul Bleau, H. L. Reynolds, W. H. Jones, F. E. Grover 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

Estimate Form No. 1

(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	\$ 8,762.18
Police fines and costs	11,000.00
Permits - building, street, sewer and other	600.00
Civic Benefits Association	15,800.00
Taxes: Gross Sales	20,000.82
Capitation	1,725.00
Consumers' sales liquor	10,400.00
Amusement	900.00
Licenses:	
Electricians and plumbers	150.00
General	1,525.00
Miscellaneous	581.00
Total estimated receipts	71,444.00

## ESTIMATED CURRENT EXPENDITURES:

1. Salary of Mayor	\$ 2,400.00
2. Salary of Recorder	2,100.00
3. Salary of Treasurer	1,500.00
4. Trial fees	2,000.00
5. Salary of City Attorney	500.00
7. Salaries of Councilmen	840.00
8. Salaries of Assistants and Clerks	400.00
9. Salaries of Chief and 3 Police	15,300.00
10. New Equipment Police Department	1,200.00
11. General Expenses Police Department	2,500.00
13. Salaries of Jailor and expenses feeding prisoners	2,220.00
14. Salaries Chief and 3 Firemen	14,400.00
15. New Equipment Fire Department	400.00
16. General expenses Fire Department	2,800.00
23. General expense Crematory and Garbage Department	1,900.00
24. Janitors' Salaries and supplies	200.00
25. Repairs to Jail and City Buildings	100.00
26. Furniture, Fixture and Office machines	300.00
27. Stationery, office supplies and equipment	500.00
28. Postage	75.00
29. Water-fire protection, streets and sewers	6,760.00
30. Water-City Building and other purposes	100.00
31. Light for street lighting	3,100.00
32. Light-City Building, traffic lights, etc.	550.00
33. Repairs street and traffic lights	100.00
34. Fuel, heating City Building	450.00
35. Telephone and Telegraph (all Departments)	575.00
37. Legal Publications	400.00
38. Insurance on City Buildings and other property	1,200.00
39. Premiums, Policemen's and official bonds	160.00
40. Election expenses	1,400.00
41. Attorneys' fees, court costs and damages	1,500.00
42. Salaries, Engineering Department	4,500.00
43. General expenses, Engineering Department	5,000.00
44. Salaries and wages all street employees	4,500.00
45. New Equipment, Street Department	200.00
46. Materials, supplies and expenses, Street Department	1,900.00
47. Maintenance of Sewers, salaries and supplies	3,661.00
48. Construction of new streets, sidewalks and sewers	1,000.00
49. Workers's Compensation premiums	250.00
50. Audit by Tax Commissioner	160.00
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	125.00
60. Social Security	750.00
61. Contingent expenses	800.00

A - Total Current Expenses

\$ 92,461.00

Total Estimated disbursements	92,461.00
Less estimated receipts	71,444.00
Net amount to be raised by levy	21,017.00

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 \$ 21,017.00 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:

Fifteen & three quarters	cents ( 15.75 ¢)	on Class No. I property,
Thirty one & one half	cents ( 31.5 ¢)	on Class No. II property, and,
Sixty three	cents ( 63 ¢)	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 (Whole Dollars)
Number I				
Personal Property	\$ 329,650.	9.5 ¢	6.25 ¢	15.75 ¢ \$ 519.
Public Utility				
Property	<u>370,000.</u>	9.5 ¢	6.25 ¢	15.75 ¢ <u>583.</u>
Total Class				
No. I	699,650.			1,102.
Number II				
Real Estate	1,209,150	19 ¢	12.5 ¢	31.5 ¢ 3,809.
Number IV				
Real Estate	618,850	38 ¢	25 ¢	63 ¢ 3,899.
Personal Property	551,260	38 ¢	25 ¢	63 ¢ 3,473.
Public Utility				
Property	<u>1,757,000</u>	38 ¢	25 ¢	63 ¢ <u>11,069.</u>
Total Class				
No. IV	2,927,110			18,441.
TOTAL LEVY	\$ 4,835,910			\$ 23,352.
Less Delinquent Taxes and Exonerations Estimated at 10%				\$ 2,335.
Net amount to be raised by Levy				\$ 21,017.

# MUNICIPAL BOND PURPOSES - INTEREST AND SINKING FUND ESTIMATE

The Council proceeded to make an estimate of the amount nexessary to be raised by a lwvy 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, owning 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.	\$ 7,300.	\$ 700.	\$ 200.	\$ 900.
7 - 1 - 53	50,000.	48,500.	1,500.	1,445.	2,955.
Totals					3,855.

Delinquent Taxes and Exonerations Estimated at 10% 386.

Total amount to be Raised by a Levy of Taxes 4,241.  
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

Three cents ( 3 ¢ ) on Class No. I property,  
Six cents ( 6 ¢ ) on Class No. II property, and,  
Twelve cents ( 12 ¢ ) on Class No. IV property,  
for the purposes aforesaid, based upon the last assessment therein as follows:

CLASS	ASSESSED VALUATION	PROPOSED RATES	TAXES LEVIED (WHOLE DOLLARS)
Number I			
Personal Property	\$ 329,650	3 ¢	\$ 99.
Public Utility Property	370,000	3 ¢	101.
Total Class No. I	699,650		210.
Number II			
Real Estate	1,209,150	6 ¢	725.
Number IV			
Real Estate	618,850	12 ¢	743.
Personal Property	551,260	12 ¢	662.
Public Utility Property	1,757,000	12 ¢	2,108.
Total Class No. IV	2,927,110		3,513.
TOTAL LEVY	\$ 4,835,910		\$ 4,448.



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 of orders made and entered by council of said municipality on the 4th day of August, 1954.


Given under my hand this 4th day of August, 1954.

Grace Lewis

Recorder

There being no further business a motion for adjournment by Councilman Collins carried.

  
Grace Lewis, Recorder

  
W. W. Alexander, Mayor

August 17, 1954

At a regular meeting of the Council of the City of Nitro held on the 17th day of August, 1954.

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. Grovermembers of the Council.

The meeting was held pursuant to Ordinance adopted by the Council on the 20th day of July, 1954, and also pursuant to advertisement for bids for permanent improvement of certain streets named in the advertisement which was duly published in the Kanawha Valley Leader, and by notice given to members of Council.

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 duly advertised for bids on the permanent improvement of 19th Street from its intersection with Second Avenue to its intersection with Third Avenue (Old County Road) and 20th Street from its intersection with First Avenue to its intersection with Second Avenue, 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 Reynolds, seconded by Councilman Jones, moved that the notice to Contractors asking for bids on said proposed 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 unanimously adopted.

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 TO CONTRACTORS

THE CITY OF NITRO will receive sealed proposals for the paving, widening, surfacing, grading, draining, curbing and otherwise

permanently improving, and for the construction of sidewalks therein, in and upon 19th Street from its intersection with Second Avenue to its intersection with Third Avenue (Old County Road) and 20th Street from its intersection with First Avenue to its intersection with Second Avenue, and otherwise permanently improving said streets, all in the City of Nitro, Kanawha County, West Virginia.

Proposals will be received only on and in accordance with forms furnished by the City Recorder. Work must be performed in accordance with plans, specifications, profiles and estimates on file with Grace Lewis, City Recorder. Payment for said work will be made in the manner set out in the bid proposal forms. The Contractor shall deposit a certified check or bidder's bond in the amount of 5% of the bid price and furnish letter committing performance bond.

All bids shall be sealed and in the hands of Grace Lewis, City Recorder on or before 4:00 o'clock, P. M. EST., August 17, 1954. Bids will be opened and publicly read at the City Hall in the Council Chambers at a meeting of Council to be held on the 17th day of August, 1954, at 7:30 o'clock, P. M., EST. The City reserves the right to reject any and all bids or to waive any irregularities in bids.

Plans, specifications and proposal sheets may be obtained at the office of Grace Lewis, City Recorder.

Grace Lewis,  
City Recorder  
City of Nitro.

was duly published in said paper once a week for 2 successive weeks, commencing with the issue of the 30 day of July, 1954, and ending with the issue of the 5 day of August, 1954 and was posted

at the Court House of Kanawha County on

Manager, C. R. Walker (S)

Kanawha Valley Leader.

Subscribed and sworn to before me this 13th day of August, 1954.

(S) Maysel A. Rutherford Trowbridge

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

**NOTICE TO CONTRACTORS**

was duly published in said paper once a week for..2.... successive weeks, commencing with the issue of the..30... day of July, 1954 and ending with the issue of the 5 day of August, 19 54 and was posted at the Court House of Kanawha County on , 19

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

Subscribed and sworn to before me this 13th day of August, 19 54

*Maysel A. Rutherford Trowbridge*  
Commissioned as Maysel A. Rutherford  
Notary Public for Kanawha County, West Virginia.

(My commission expires July 14th, 1962).

**NOTICE TO CONTRACTORS**

THE CITY OF NITRO will receive sealed proposals for the paving, widening, surfacing, grading, draining, curbing and otherwise permanently improving, and for the construction of sidewalks therein, in and upon 19th Street from its intersection with Second Avenue to its intersection with Third Avenue (old County Road) and 20th Street from its intersection with First Avenue to its intersection with Second Avenue, and otherwise permanently improving said streets, all in the City of Nitro, Kanawha County, West Virginia.

Proposals will be received only on and in accordance with forms furnished by the City Recorder. Work must be performed in accordance with plans, specifications, profiles and estimates on file with Grace Lewis, City Recorder. Payment for said work will be made in the manner set out in the bid proposal forms. The contractor shall deposit a certified check or bidder's bond in the amount of 5% of the bid price and furnish letter committing performance bond.

All bids shall be sealed and in the hands of Grace Lewis, City Recorder on or before 4:00 o'clock, P.M. EST., August 17, 1954. Bids will be opened and publicly read at the City Hall, in the Council Chambers at a meeting of Council to be held on the 17th day of August, 1954, at 7:30 o'clock, P.M., EST. The City reserves the right to reject any or all bids or to waive any irregularities in bids.

Plans, specifications and proposal sheets may be obtained at the office of Grace Lewis, City Recorder.

Grace Lewis  
City Recorder  
City of Nitro

Virginia.

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 Andersons' Inc., Standard Tar and Asphalt Company and R. N. Hewitt, Corporation, 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 in order to ascertain the lowest and best bid.

Thereupon Councilman Reynolds moved that the bid of Andersons' Inc., heretofore made for the permanent improvement of the above named streets, all as set out in, and authorized by Council, pursuant to ordinance adopted on the 20th day of July, 1954, 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 roll call vote being taken the Councilmen voted as follows: M. L. Bush, aye, W. H. Jones, aye, R. J. Collins, aye, Paul Bleau, aye, Harry L. Reynolds, aye, F. E. Grover, aye, W. W. Alexander, aye, and Grace Lewis, aye.

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

The Council then proceeded with the regular order of business at hand.

The Recorder read minutes for meeting held August 4th. Councilman Bleau moved, seconded by Councilman Reynolds, minutes be approved as read. Motion carried.

Copies of the financial statement for the month of July were presented. Councilman Reynolds moved the financial statement be accepted. Motion seconded by Councilman Gewin. Motion carried.

Letter from the State Tax Commissioner approving the Levy estimate was presented to the Council. The Council then proceed to approve the Levy Order by signing same.

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, West Virginia, held in the Council chamber thereof on Tuesday, the 17th day of August, 1954, Present: W. W. Alexander, Mayor, Recording Officer Grace Lewis and R. J. Collins, B. E. Gewin, M. L. Bush, Paul Bleau, H. L. Reynolds, F. E. Grover, 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 fro the current fiscal year for regular municipal purposes will be \$ 23,352., according to the estimate made and entered of record on the 4th day of August, 1954, 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:

Fifteen and Three Quarters cents	(15.75 ¢)	on Class No. I property,
Thirty one and one half	cents (31.5 ¢)	on Class No. II property, and,
Sixty three	cents (63 ¢)	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 (Whole Dollars)
Personal Property	\$ 329,650	15.75 ¢	\$ 519.
Public Utility Property	<u>370,000</u>	15.75 ¢	<u>583.</u>
Total Class No. I	699,650		1,102.
Number II			
Real Estate	1,209,150	31.5 ¢	3,809.
Number IV			
Real Estate	618,850	63 ¢	3,899.
Personal Property	551,260	63. ¢	3,473
Public Utility Property	<u>1,757,000</u>	63 ¢	<u>11,069.</u>
Total Class No. IV	2,927,110		18,441.
TOTAL LEVY	4,835,910		23,352.

MUNICIPAL BOND PURPOSES - INTEREST AND SINKING FUND  
ORDER

BOND ISSUES AUTHORIZED SINCE NOVEMBER 8, 1932

The council having ascertained that the amount necessary to 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 \$ 66,000. will be \$ 4,241. according to the estimate made and entered of record on the 4th day of August, 1954, 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 rate 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

Three cents ( 3 ¢) on Class No. I property,  
Six cents ( 6 ¢) on Class No. IV property, and,  
Twelve cents ( 12 ¢) 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	\$ 329,650.	3 ¢	\$ 99.
Public Utility Property	<u>370,000.</u>	3 ¢	<u>111.</u>
Total Class No. I	699,650		210.
Number II			
Real Estate	1,209,150	6 ¢	725.
Number IV			
Real Estate	618,850	12 ¢	743.
Personal Property	551,260	12 ¢	662.
Public Utility Property	<u>1,757,000</u>	12 ¢	<u>2,108.</u>
Total Class No. IV	2,927,110		3,513.
TOTAL LEVY	4,835,910		4,448.

Councilman Reynolds informed council that he had talked again with Howard Cochran in regard to property for a garbage dump and that Mr. Cochran had consented to lease the property for \$150.00 per month. The council discussed this matter to some extent also considering a couple other tracts of land and it was decided to check the matter further.

Mention was made of weeds in the open ditches on 17th and 18th Street, Second Avenue, causing an overflow of water during heavy rains. Mayor will have the ditches cleaned out.

Councilman Collins mentioned that there had been complaints made about children playing in the streets. This matter was discussed to some extent.

Councilman Jones informed the Council that he had been approached by the owner of the Corner Restaurant objecting to sidewalk being marked off by his building on Second Avenue. Mayor asked the traffic committee to contact Mr. Storage, the owner, on this matter.

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:

Paul Bleau, M. L. Bush, Jerome Collins, F. E. Grover,  
H. 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 October 5, 1954, at 7:30 o'clock, P. M. for the purpose of considering (1) Amendments to the Zoning and Building Restrictions Ordinance (commonly called the Building Code; and or Ordinances supplementing and completing the Building Code with respect to Service Stations and Dry Cleaning Establishments; (2) An Ordinance governing the sale and possession of Comic Books and like publications of a lewd and obscene character; and (3) Question of opening a street commonly called Park Avenue.

Respectfully yours,

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

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

M. L. Bush

Paul Bleau

H. L. Reynolds

F. E. Grover

Jerome Collins



September 21, 1954

The City Council met in a regular session Tuesday, September 21, 1954.

There were present: W. W. Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, Jerome Collins, B. E. Gewin, F. E. Grover and H. L. Reynolds members of the Council.

The meeting was called to order by Mayor Alexander.

The minutes of meeting held August 17th. <sup>were read</sup> Councilman Reynolds moved, seconded by Councilman Gewin the minutes be approved. Motion carried.

Copies of financial statement for the month of August were presented. Councilman Collins moved the acceptance of the financial statement. Motion seconded by Councilman Reynolds. Motion carried.

Councilman Reynolds moved the Appalachian Electric Power Company be requested to install additional street lights at 7th Street - Third Avenue, Elm Street and Kanawha Avenue and Plant Road. Motion seconded by Councilman Collins. Motion carried.

Petition was presented to Council from residents of Third Avenue, requesting Third Avenue be made a One - way Street between 21st Street to 31st Street, and that measures be taken to stop the School busses from using Third Avenue as a through street, the petition setting forth the reasons for the request.

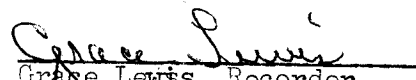
After considerable discussion Councilman Collins moved Third Avenue be made a One - way street - traveling North from 21st Street to 31st Street and eliminating parking on the West side of Third Avenue. Motion seconded by Councilman Reynolds. Motion carried.

Councilman Collins moved, seconded by Councilman Gewin to eliminate parking on the East side of 2nd Avenue, from 19th Street to 21st Street, except for school busses loading and unloading. Motion carried.

Councilman Bleau reported that residents of Pinegrove addition were complaining of the condition of the road in that area. Mayor Alexander informed council that a grader would be in next week to grade the road.

There being no further Business a motion for adjournment carried.

  
W. W. Alexander, Mayor

  
Grace Lewis, Recorder

October 5, 1954

The City Council met in a special called session Tuesday, October 5, 1954.

There were present: W. W. Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M. L. Bush, Jerome Collins, F. E. Grover, and H. L. Reynolds members of the Council. Councilmen Gewin and Jones being absent.

Mayor Alexander called the meeting to order.

The purpose of the special meeting as set out in the call for same was explained to Council and the various matters were discussed, the said call for the meeting being made a part hereof.

Mayor Alexander called to the attention of Council that there had been previous discussion and consideration of the Zoning and Building Code Ordinances with respect to the construction and maintenance of gasoline service stations, storage facilities for the storage of combustible and dry cleaning plants, and a discussion followed and inquiry was made of the Building Inspector and City Attorney as to the status of the present building Code.

Thereupon the Councilman Bleau introduced and moved the adoption of the following Ordinance. Motion was seconded by Councilman Bush and upon a vote motion carried unanimously.

AN ORDINANCE AMENDING AND SUPPLEMENTING THE EXISTING ZONING AND BUILDING CODE ORDINANCES OF THE CITY OF NITRO AS AMENDED BY ADDING THERETO CERTAIN SECTIONS REGULATING AND RESTRICTING THE CONSTRUCTION AND MAINTENANCE OF GASOLINE SERVICE STATIONS, STRUCTURES, STORAGE UNITS OR EQUIPMENT FOR THE STORAGE OF COMBUSTIBLES OR EXPLOSIVES, DRY CLEANING ESTABLISHMENTS OR LIKE BUSINESSES AND THE ERECTION OF SIGNS AND BILLBOARDS, WITH THE BUSINESS DISTRICTS OF SAID CITY. → IN

WHEREAS, the existing Zoning Ordinance and Building Restriction Ordinance all as amended (commonly referred to as the Building Code) of the City of Nitro make specific provision therein, and make specific reference to the enactment of special ordinances for the regulation of the

construction and maintenance of Gasoline Service Stations and Dry Cleaning Establishments in any zone of said City; and

WHEREAS, through inadvertance said ordinances or regulatory provisions have not been heretofore enacted; and

WHEREAS, the Zoning and Building Ordinances have recently been studied by a Committee of Council and the Building Inspector which discloses the omissions above set out; and

WHEREAS, Council deems it necessary and expedient, in the exercise of the Police Powers, to supply said omissions and provide for the regulation of the above named structures and establishments for the protection of the rights of all the residents of the City of Nitro;

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

Section 1: No Gasoline Service Station (commonly called Filling Station), or any such building, structure or equipment wherein, or in connection with which, gasoline, oils, greases, or like substances, are stored, dispensed or sold, shall hereafter be erected, constructed or maintained in any business zone or district of the City of Nitro, any exterior wall of which shall be closer than 100 feet to a residence, church, school or hospital or clinic in any residential district, or the pumping facilities in connection with which shall be closer than 15 feet to the inside edge

of any sidewalk or public walkway in said City.

Section 2: No building, structure, storage bin or tank, or equipment for the storage of gasoline, kerosene, fuel oil, lubricating oils, or like substances, or for the storage of explosive or highly combustible products or materials, shall hereafter be erected, constructed or maintained in any business zone or district of said City of Nitro within 100 feet of a residence, church, school or hospital or clinic located in a residential district, or within 15 feet of the inside edge of any sidewalk or public walkway in said City.

Section 3: No dry cleaning plant or establishment, or like structure or business, shall hereafter be erected, constructed or maintained in any business zone or district of the City closer than 100 feet to any residential, school, church, nursery, hospital or clinic located in a residential zone or district.

Section 4: No signs or billboards of any character shall hereafter be erected or maintained in said City without first securing a permit from the City Building Inspector for the erection of same. No such permit shall be issued unless such sign or billboard shall be erected in such location or in such manner as not to obstruct, obscure, hinder or interfere with the view of motorists and pedestrians using any street or intersection.

Section 5: The provisions of Section 1, 2 and 3 hereof shall not apply to existing structures, equipment or businesses of the type mentioned in said sections.

Section 6: Conflicting provisions repealed. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 7: In case of any violation or threatened violation the provisions hereof, in addition to all other remedies, the City of Nitro may proceed in the courts in any appropriate action to restrain or abate same.

Section 8: 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 effect the validity of this Ordinance as a whole, or any part thereof other than the part so decided to be unconstitutional or invalid.

There being no further business a motion for adjournment by Councilman Collins carried.

  
W. W. Alexander, Mayor

  
Grace Lewis, Recorder

October 19, 1954

The City Council met in a regular session Tuesday, October 19, 1954.

There were present: W. W. Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M. L. Bush, F. E. Grover, W. H. Jones, and H. L. Reynolds members of the council.

Mayor Alexander called the meeting to order.

The minutes for session held September 21st and October 5th were read. Councilman Reynolds moved, seconded by Councilman Bleau, minutes be approved. Motion carried.

Councilman Bleau moved the financial statement for the month of September be accepted. Motion seconded by Councilman Grover. Motion carried.

Councilman Reynolds moved, seconded by Councilman Bush, the City proceed with negotiations with Lawrence Gibson to purchase approximately 120 acres of land located in Big Cherry Hollow, at the price of \$ 2800. This tract of land to be used for a garbage dump. Motion carried.

The Council decided to table for further investigation the matter of opening Park Avenue, from West 14th Street to City Park property.

Councilman Bush moved, seconded by Councilman Bleau, that Saturday night, October 30th, be designated as the only night for the celebration of Halloween and that trick and treat be permitted to only children under 12 years of age. Motion carried.

There being no further business a motion for adjournment carried.

  
W. W. Alexander, Mayor

  
Grace Lewis, Recorder



November 16, 1954

The City Council met in a regular session Tuesday, November 16, 1954.

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

Mayor Alexander called the meeting to order.

Councilman Bush moved, seconded by Councilman Grover, the minutes for October 19, 1954 be approved as read. Motion carried.

Councilman Reynolds moved the financial statement for the month of October be accepted. Motion seconded by Councilman Gewin. Motion carried.

The Recorder presented a letter from C. A. Rothrock, State Planning Engineer, of the State Road Commission, said letter in reply to the City's request for approval of a traffice signal on West Virginia Route Number 25 at Hickory Street. Mr. Rothrock's letter set out the report of the investigation of this request and explained the refusal of the request.

Mayor Alexander explained that negotiations were being made with Mr. Gibson on the purchase of the tract of land for a dump site. The purchase to be made by a lease rental agreement terms.

Several petitions were presented from residents of Sattis Area, the proposed area to be annexed. The ptitions showing 170 for annexation and 42 against annexation. The Mayor that there were three other petitions that had not been turned in. The Mayor asked the annexation Committee to meet with him Monday, November 22nd at 8:00 P. M. to discuss the petitions further.

The matter of opening Park Avenue from 14th Street West to City Park property was again tabled.


The Attorney, advised the Council not to proceed with immediate improvements in the 40th Stree area, which the Circuit Judge of Putnam County had ruled to be annexed and made a part of Nitro City limits on the 8th day of November, 1954. Mr. Knapp gave his reasons for such advise due to the

fact that there had been one protestant to the move of annexation and the Circuit Judge in making the ruling on annexating said area had granted a reasonable appeal period.

Councilman Grover informed the Council that he had received several reports of gambling at the Idle Hour Poolroom - gambling being done in the manner of football parlays and tip books. The Mayor informed Council that he nor the police department had not recieved any such reports or complaints. The Mayor and Council discussed this matter to great length, and the Mayor asked the members of the Council to secure as much information as possible and turn information over to himself or the Chief of Police.

There being no further business a motion for adjournment ~~earried~~ carried.

  
W.W. Alexander, Mayor

  
Grace Lewis, Recorder

TO THE MEMBERS OF THE COUNCIL OF THE CITY OF NITRO, WEST VIRGINIA:

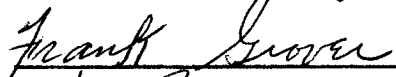
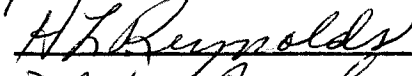
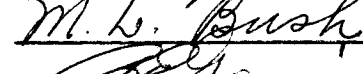

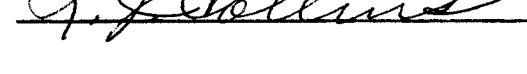
PAUL BLEAU, M. L. BUSH, JEROME COLLINS, B. E. GEWIN,  
F. E. GROVER, W. H. JONES AND H. L. REYNOLDS.

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 of the City Hall of said City on December 14, 1954, at 7:30 o'clock, P. M. for the purpose of considering the laying of assessments for the permanent improvements of 19th Street, from Second Avenue to Third Avenue (Old County Road) and 20th Street, from First Avenue to Second Avenue, 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; for the purpose of closing sale on dump site; and, for the purpose of condemnation of building located at 1022 - 10th Street, 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:

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Meeting of December 14, 1954

At a special meeting of the Council of the City of Nitro, regularly and duly called, on the 14th day of December, 1954, there were present W. W. Alexander, Mayor, Grace Lewis, Recorder, and M. L. Bush, R. J. Collins, Harry L. Reynolds, B. E. Gewin, and F. E. Grover members of the Council. Councilmen Paul Bleau and W. H. Jones 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 forth in the notice to property owners as published in the Kanawha Valley Leader under dates of December 3 and December 10, 1954, 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 July 20, 1954, 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 Grover, 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 the 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

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 19th STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO IT INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD) AND 20th STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH SECOND AVENUE.

By virtue of an Ordinance adopted by the Council of the City of Nitro, West Virginia, on the 20th day of July, 1954, 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 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 reference is here made to said maps and deeds for more complete descriptions.)

#### 19th STREET

(Second Avenue to Third Avenue (Old County Road))

#### NORTH SIDE OF STREET

Name of Owner	Lot Number or Other Description	Frontage	Amount
The Board of Education of The County of Kanawha, a Statutory Corporation.	3.07 Acres, Pt. Plot No. 22	435.33	\$ 8,686.07

#### SOUTH SIDE OF STREET

Lena B. Muck	Lot No. 1922	50.00	688.80
Lena B. Muck and Walter T. Davis	Lot No. 1924	50.00	688.80
William H. Valentine and Nellie Valentine	Lot No. 1926	50.00	688.80
Flossie J. Hesson	Lot No. 1928	50.00	688.80
James W. Harmon and Ethel K. Harmon	Lot No. 1930	50.00	688.80
Fred Cline and Vivian V. Cline	Lot No. 1932	50.00	688.80

Joe F. Angell and Goldie Angell	Lot No. 1934	50.00	688.80
Joe F. Angell and Goldie Angell	Lot No. 1936	50.00	688.80
Joseph Fredrick Angell and Goldie Estelle Angell	Lot No. 1938	50.58	696.79
TOTAL		885.91	\$14,893.26

## 20TH STREET

(First Avenue to Second Avenue)

## NORTH SIDE OF STREET

Name of Owner	Lot Number or Other Description	Frontage	Amount
G. C. Alderson and G. S. Smith	Plot No. 24	22.62	\$ 312.20
Bank of Nitro, a Corporation	0.074 Acre	127.00	1,752.85
Oscar Bastiani	Lot No. 2005	63.82	880.84
Earl R. Comstock	Pt. Plot No. 19	69.16	954.55
City of Nitro, a Municipal Corporation	Lots Nos. 1, 2, 3, 4 and 5, Pt. Plot No. 19.	150.00	2,070.30

## SOUTH SIDE OF STREET

Lillian D. Cooke	Pt. Plot No. 20	120.00	1,656.24
The Chesapeake and Potomac Telephone Company of West Virginia, a Corporation	Pt. Plot No. 20	105.49	1,455.97
Trustees, St. Paul's Methodist Church of Nitro	0.51 Acre, Area "R" Pt. Plot No. 21	145.00	2,001.29
Maragret A. Marshall	Pt. Plot No. 21	80.00	1,104.16
TOTAL		883.09	\$12,188.40
GRAND TOTAL		1769.00	\$27,081.66



Notice is hereby given to persons owning property abutting on above named streets or portions thereof, 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 14th day of December, 1954, 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 14th day of December, 1954, 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 2 successive weeks, commencing with the issue of the 3rd day of December, 1954 and ending with the issue of the 10th day of December, 1954 and was posted at the Court House of Kanawha County

(S) Cecil R. Walker  
Manager

KANAWHA VALLEY LEADER

Subscribed and sworn to before me this 15th day of  
December, 1954.

(S) Dudley Holman

Notary Public for Kanawha County, West Virginia.

(My Commission expires 5/29/57 ).

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

## NOTICE

was duly published in said paper once a week for... 3... successive weeks, commencing with the issue of the... 3rd... day of December, 1954 and ending with the issue of the 10th day of December, 1954 and was posted at the Court House of Kanawha County on  
19

Cecil R. Walker  
Manager,  
Kanawha Valley Leader.

Subscribed and sworn to before me this 15th day of

December, 1954.

Notary Public for Kanawha County, West Virginia.

(My commission expires... 5-29-1957)

## 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 19TH STREET FROM ITS INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD) AND 20TH STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH SECOND AVENUE.

By virtue of an Ordinance adopted by the Council of the City of Nitro, West Virginia, on the 20th day of July, 1954, 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 repealing 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 frontage 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.)

**19TH STREET**  
**(Second Avenue to Third Avenue (Old County Road)**  
**NORTH SIDE OF STREET**

Name of Owner	Lot Number or other Description	Frontage	Amount
The Board of Education of The County of Kanawha, a Statutory Corporation	3.07 Acres, Pt. Plot No. 22	435.33	\$ 8,686.07
<b>SOUTH SIDE OF STREET</b>			
Lena B. Muck	Lot No. 1922	50.00	688.80
Lena B. Muck			
and Walter T. Davis	Lot No. 1924	50.00	688.80
William H. Valentine			
Nellie Valentine	Lot No. 1926	50.00	688.80
Floessie J. Hesson	Lot No. 1928	50.00	688.80
James W. Harmon and Ethel K. Harmon	Lot No. 1930	50.00	688.80
Chas. and			
Y. Chas.	Lot No. 1932	50.00	688.80
Joe F. Angell			
Goldie Angell	Lot No. 1934	50.00	688.80
Angell and			
Angell	Lot No. 1936	50.00	688.80
Joseph Frederick Angell and Goldie Estelle Angell	Lot No. 1938	50.58	696.79
<b>TOTAL</b>		<b>885.91</b>	<b>\$14,898.26</b>

**20TH STREET**  
(First Avenue to Second Avenue)  
**NORTH SIDE OF STREET**

Name of Owner	Lot Number or other Description	Frontage	Amount
G. C. Alderson and G. S. Smith .....	Plot No. 24	22.62	\$ 312.20
Bank of Nitro, a Cor- poration .....	0.074 Acre	127.00	1,752.85
Oscar Bastiani .....	Lot No. 2005	63.82	880.84
Earl R. Comstock .....	Pt. Plot No. 19	69.16	954.55
City of Nitro, a Munic- ipal Corpora- tion .....	Lots Nos. 1, 2, 3, 4 and 5, Pt. Plot No. 19	150.00	2,070.30

**SOUTH SIDE OF STREET**

Lillian D. Cooke .....	Pt. Plot No. 20	120.00	\$ 1,656.24
The Chesapeake and Po- tomac Telephone Com- pany of West Virginia, a Corporation .....	Pt. Plot No. 20	105.49	1,455.97
Trustees, St. Paul's Methodist Church of Nitro .....	0.51 Acre, Area "R" Pt. Plot No. 21	145.00	2,001.29
Margaret A. Marshall ..	Pt. Plot No. 21	80.00	1,104.16
<b>TOTAL</b>		<b>883.09</b>	<b>\$12,188.40</b>

**GRAND TOTAL**

1769.00 \$27,081.66

Notice is hereby given to persons owning property abutting on above named streets or portions thereof, 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 14th day of December, 1954, 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 14th day of December, 1954, 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 asked that the Report of the Engineer be read, and same was read in full by the Recorder.

REPORT OF ENGINEER AND COUNCIL  
ON

PERMANENT IMPROVEMENT OF 19TH  
STREET FROM ITS INTERSECTION WITH  
SECOND AVENUE TO ITS INTERSECTION  
WITH THIRD AVENUE (OLD COUNTY ROAD)  
AND 20TH STREET FROM ITS INTER-  
SECTION WITH FIRST AVENUE TO ITS  
INTERSECTION WITH SECOND 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 26th day of November, 1954, that the improvements authorized by Ordinance of the Council adopted on the 20th day of July, 1954, 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:

19TH STREET

(Second Avenue to Third Avenue (Old County Road))

NORTH SIDE OF STREET

<u>Name of Owner</u>	<u>Lot Number or Other Description</u>	<u>Frontage</u>	<u>Rate</u>	<u>Amount</u>
The Board of Education of The County of Kanawha, A Statutory Corporation	Paving Regulation Width 3.07 Acres, Pt. Plot 22	435.33	13.776	\$5,997.11
The Board of Education of the County of Kanawha, a Statutory Corporation	Widening Street 3.07 Acres, Pt. Plot 22	280.00	5.942	1,663.76
The Board of Education of the County of Kanawha, a Statutory Corporation	Sidewalk 3.07 Acres, Pt. Plot 22	275.00	3.728	<u>1,025.20</u>
		TOTAL		\$8,686.07

SOUTH SIDE OF STREET

Lena B. Muck	Lot No. 1922	50.00	13.776	688.80
Lena B. Muck	Lot No. 1924	50.00	13.776	688.80
William H. Valentine and Nellie Valentine	Lot No. 1926	50.00	13.776	688.80
Flossie J. Hesson	Lot No. 1928	50.00	13.776	688.80
James W. Harmon and Ethel K. Harmon	Lot No. 1930	50.00	13.776	688.80
Fred Cline and Vivian V. Cline	Lot No. 1932	50.00	13.776	668.80
Joe F. Angell and Goldie Angell	Lot No. 1934	50.00	13.776	688.80

Joe F. Angell and Goldie Angell	Lot No. 1936	50.00	13.776	688.80
Joseph Fredrick Angell and Goldie Estelle Angell	Lot No. 1938	50.58	<u>13.776</u>	<u>696.79</u>
TOTAL		885.91		14,893.26

## 20TH STREET

(FIRST AVENUE TO SECOND AVENUE)

## NORTH SIDE OF STREET

Name of Owner	Lot Number or Other Descrip- tion.	Frontage	Rate	Amount
G. C. Alderson and G. S. Smith	Plot #24	22.62	13.802	\$ 312.20
Bank of Nitro, A Corporation.	0.074 Acre	127.00	13.802	1,752.85
Oscar Bastiani	Lot No. 2005	63.82	13.802	880.84
Earl R. Comstock	Pt. Plot #19	69.16	13.802	954.55
City of Nitro, a Municipal Corporation	Lots 1, 2, 3, 4 and 5 Pt. Plot #19	150.00	13.802	2,070.30

SOUTH SIDE OF STREET

Lillian D. Cooke	Pt. Plot #20	120.00	13.802	1,656.24
The Chesapeake and Potomac Telephone Company of West Virginia, a Corporation	Pt. Plot #20	105.49	13.802	1,455.97
Trustees, St. Paul's Methodist Church of Nitro	0.51 Acre, Area R. (Pt. Plot 21)	145.00	13.802	2,001.29

Margaret A. Marshall	Pt. Plot #21	80.00	13.802	1,104.16
	TOTAL	883.09		\$12,188.40
	GRAND TOTAL	1769.00		\$27,081.66

Given under my hand this 26th day of November, 1954.

MUNICIPAL ENGINEERING CORPORATION

(S) J. A. SPENCE  
CITY ENGINEER

Thereupon the Mayor inquired if there were any persons present who desired to move correction or revision of the Engineer's Report. The City Attorney advised Council that the name of the owner of Lot No. 1924 was in error and moved that it be corrected to read "Walter T. Davis". G. C. Alderson, one of the owners of Plot No. 24 abutting on 20th Street, then protested the assessment of said property as 22.62 feet and moved it be corrected to read 54.00 feet, and also moved that Nitro Industrial Corporation be assessed for 27 feet being a part of Area "R" on the south side of 20th Street between the property of Lillian D. Cooke and the curb line of First Avenue. Thereupon Councilman Gewin, seconded by Councilman Bush, moved that the correction of the name of the owner for Lot 1924 on 19th Street as Walter T. Davis be made and that otherwise the Report of the Engineer be accepted and adopted, and further adopted as the Assessment Rolls for said permanent improvement, and that same be set out in full in the minutes of this meeting.



Upon a vote being taken the members of Council present, including the Mayor and Recorder, voted "Aye", and the motion is adopted and so ordered.

Thereupon upon motion of Councilman Reynolds, 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 19TH STREET FROM IT INTERSECTION WITH SECOND AVENUE TO ITS INTERSECTION WITH THIRD AVENUE (OLD COUNTY ROAD) AND 20TH STREET FROM ITS INTERSECTION WITH FIRST AVENUE TO ITS INTERSECTION WITH SECOND AVENUE, ALL IN THE CITY OF NITRO, KANAWHA COUNTY, WEST VIRGINIA; ACCEPTING THE IMPROVEMENTS; 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 20th day of July, 1954, adopted an ordinance for the permanent improvement of 19th Street from its intersection with Second Avenue to its intersection with Third Avenue (Old County Road) and 20th Street from its intersection with First Avenue to its intersection with Second Avenue, by grading, draining, paving, re-paving, curbing and guttering and otherwise improving the same, and by the

construction of sidewalks therein and thereon 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 said streets and portions of streets and the respective owners thereof was read to the council at its meeting on December 14, 1954, and fully set out in its minutes; and

WHEREAS, it appears to the Council, independently of said Engineer's report, that the permanent improvements have been completed in accordance heretofore adopted and has specially benefited each lot or parcel of land abutting thereon to an extent greater than the respective party 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 the Council in session on December 14, 1954,

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 shares 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 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 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 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 the Councilmen voted as follows: "Aye", Gewin, Collins, Grover, Reynolds, Bush, Alexander, Mayor, and Grace Lewis, Recorder. The Mayor announced that said Ordinance had passed and so ordered.

The Council then proceeded with regular order of business.

The Recorder read the minutes of meeting held November 16th. Councilman Gewin moved, seconded by Councilman Collins, the approval of minutes as read. Motion carried.

Councilman Bush moved, seconded by Councilman Grover, the financial statement for the month of November be accepted. Motion carried.

Councilman Reynolds moved the Appalachian Electric Power Company be requested to install a street light on 3rd Avenue, between 40th Street Road and the City limit line. Motion seconded by Councilman Collins. Motion carried.

Mayor Alexander informed the Council that in checking the cost of wire to be used in transferring the alarm system to the new fire headquarters and also checking the cost of a siren to be installed at the new headquarters, that the cost and installation of a new siren was more reasonable. Councilman Gewin moved that the Fire Department Committee be authorized to investigate and order the siren that fits the needs of our department. Motion seconded by Councilman Bush. Motion carried.

The Recorder read a letter from Melville Stewart, Attorney for the Sun Oil Company. In commenting on said letter, Attorney Knapp explained that the building permit to the Sun Oil Company had been refused by the City Building Inspector and also explained that the City Zone had not been changed by passing Ordinance referred to in said letter, therefore it was not necessary for publication of said ordinance. The City Council made no comment on this matter.

The Builders Lumber and Supply Corporation requested the City Council to close avenues 9th, 10th and 11th and Michigan Street, situated between the New York Central Railroad and the new W. Va. Route 25. Councilman Reynolds moved the City Attorney check into the legality of this matter and if no other property owners would be affected by the closing of above named streets and avenues, the City Attorney be directed to draw up necessary papers to close said streets and avenues, providing the Builders Lumber and Supply Corporation deed to the City of Nitro Twenty (20) feet of property abutting Kapoc Street, from New York Central right of way to the new W. Va. Route 25, said twenty (20) feet to be used as street right of way. Motion was seconded by Councilman Bush. Upon a vote by the Council those voting in favor of motion were Councilmen Bush, Collins, Gewin, and Reynolds, Mayor Alexander and Grace Lewis, Recorder. Councilman Grover did not vote. Motion carried.

The City Treasurer asked the Council's approval of payment in full of the City's street paving assessment, amounting to \$2,070.30. Councilman Gewin moved to authorize the Treasurer to pay in full the City Street assessment. Motion seconded by Councilman Reynolds. Motion carried.

Councilman Gewin moved the Council rescind any action up to this time on purchasing of dump site. Motion seconded by Councilman Bush. Motion carried.

Councilman Grover moved the City enter into a lease rental agreement with R. L. Gibson and Fannie Fern Gibson, with the exclusive right and option to purchase, a parcel of land situated on Big Cherry Hollow of Poca River. The motion was seconded by Councilman Reynolds. Motion carried.

The Council entered into a discussion on the matter of holding an election to annex the Sattes area. Councilman Gewin moved this matter be tabled for the present time and that the City Attorney check into the possibility of holding the Special Levy election sooner than June, in order that both questions - the Special Levy and the annexation of Sattes area - may be voted upon at the same election. Motion seconded by Councilman Reynolds. Motion carried.

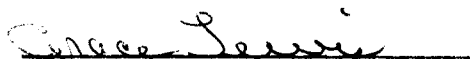
Mayor Alexander appointed Councilmen Reynolds, Grover and Collins as a committee to check into the matter of the City



of Nitro entering into an agreement with the City of Dunbar and the City of St. Albans to use their dog catcher and the use of the dog ~~xxx~~ pound furnished by the Kanawha County Court.

There being no further business a motion for adjournment by Councilman Collins carried.

  
W. W. ALEXANDER, MAYOR

  
Grace Lewis, Recorder



January 4, 1955

TO:

PAUL BLEAU

M. L. BUSH

JEROME COLLINS

B. E. GEWIN

F. E. GROVER

W. H. NONES

H. L. REYNOLDS, Members of the Council of the City  
of Nitro, and GRACE E. LEWIS, RECORDER.

You and each of you are hereby notified that the undersigned Mayor hereby calls a Special Meeting of the Council of said City, to be held in the Council Chambers in the City Hall, on Tuesday, January 4, 1955, at 7:30 o'clock P. M., for the following purposes:

(1) To make this call part of the minutes of said meeting;  
and,

(2) To receive an oral report and recommendations in regard to acquiring the water system and water treatment plant, the sewage system and the improvement thereof and construction of a sewage disposal plant, and allied matters relating thereto; and,

(3) To introduce and take final action upon a resolution declaring the intention of the City to proceed to acquire the water distributionsystem and/or water distribution system together with the water treatment plant, and to acquire the sewer system and to imporve and extend the same and to construct a sewage disposal plant and also to create a Sanitary Board, and to finance the total cost thereof by the issuance of revenue bonds; and approving contracts of employment with special counsel and engineers, whose services



are essential for said projects; and,

(4) To introduce, consider and take final approval action upon an Ordinance creating and appointing a Sanitary Board to acquire, construct, etc, operate and maintain a Sewage collection, purification, treatment and disposal system; vesting in said Board custody and maintenance, supervision and control of the system; to finance by issuance of revenue bonds; provide for terms of office, compensation of members; bond; and rules and by-laws of the Board; and,

(5) And to consider any and all other business in connection with the above named purposes, including such other business that a majority of the Council may desire to bring before said meeting.

Respectfully yours,

W.W. Allyn  
MAYOR

The foregoing written call for a Special Meeting is hereby accepted, particularly as being timely and sufficient:

Paul Blean  
M. L. Bush  
Jerome Collins  
A. Legoin  
Frank Grover  
H. H. Jones  
H. Reynolds

MEMBERS OF THE COUNCIL

James E. Lewis  
RECORDER



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**MINUTES OF A SPECIAL MEETING  
OF THE COUNCIL OF THE CITY OF  
NITRO, HELD ON JANUARY 4, 1955.**

January 4, 1955

Minutes of a Special meeting of the Council of The City of Nitro, held on January 4, 1955, at 7:30 p.m. in the Council Chambers in the City Hall of said City.

The Mayor called the meeting to order and thereupon, the Recorder proceeded to call the roll and the following members of the Council were present: Paul Bleau, M. L. Bush, Jerome Collins, B. E. Gewin, F. E. Grover, W. H. Jones and H. L. Reynolds.

Also present was Hon. W. W. Alexander, Mayor and Miss Grace E. Lewis, Recorder.

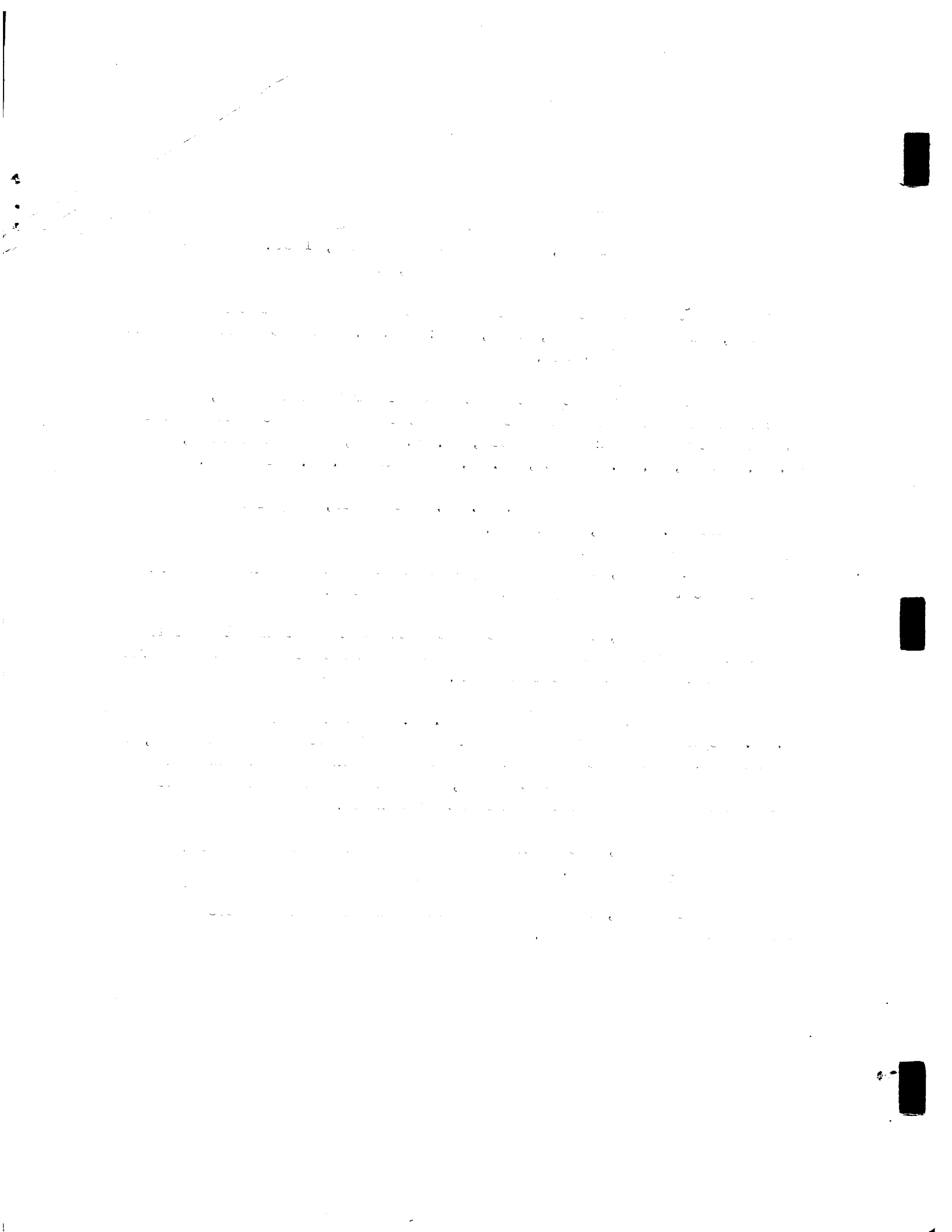
Thereupon, the Mayor declared that a quorum was present and that the meeting was open for its special business.

Thereupon, the Recorder presented to the meeting the written call of the meeting which had endorsed thereon the acceptance of service by all of the members of the Council.

Upon motion duly made by B. E. Gewin and seconded by H. L. Reynolds and unanimously passed and adopted and so ordered, the written call of the meeting which had the acceptance of service thereon by the Councilmen endorsed thereon, was made a part of the minutes of the meeting by attachment and reference thereto.

Thereupon, the written call was read aloud in full by the Recorder to the meeting.

Thereupon, there ensued a discussion as to the matters and things set forth in said call.





Thereupon, the Mayor informed the Council that for sometime there had been considerable discussion in regard to public projects which were of vital importance to the public health of the citizens of The City of Nitro and of the communities and areas adjacent to the City; that these two projects consisted of the acquisition of the water distribution system serving Nitro and vicinity and/or the acquisition of said water distribution system together with the water treatment plant, adjacent to the City of Nitro, which plant serves Nitro and other communities, in the Kanawha Valley, which project is frequently referred to as the "Water Project", and the acquisition of the existing sewer system in the City and the improvement and extension thereof and also the construction of a sewer disposal plant, which project was frequently referred to by the term "Sewer Project".

The Mayor further informed the Council that for sometime the matter of purchasing the water system and/or said water system together with the water treatment plant had been considered by the municipal officials; that it was felt that as a matter of policy the City should own and control the water supply and distribution because it is a vital necessity to the residents of the community, and for the further reason that it had been the general experience that under municipal ownership water could be furnished to the citizens at a substantially lower cost after the revenue bonds have been retired, and perhaps even prior to that date; that the acquisition of the water distribution system and the water treatment plant is generally referred to as the "Water Project". That as a result of the consideration and preliminary study that has been made, your officials are of the opinion that the appropriate time at which the sewer project should be activated is at hand for the reason that the relation between the water supply and the use of water is so closely related and connected with the disposal and waste waters which is commonly referred to as sewage.

That the sewer project is of such importance and vital necessity to the residents of The City of Nitro and also to the citizens of the Kanawha Valley generally and also part of a State-wide public health program to abate the pollution of our streams and water sources; that for a period of time the State Water Commission had been active in its enforcement of the several anti-pollution statutes; that the Kanawha Water Shed had a high priority on the agenda of the Water Commission, as illustrated by the fact that the Water Commission has taken preliminary steps over the past several years to require all of the municipalities on the Kanawha River to cease the pollution of that river by retreating the sewer originating in and around the several municipalities; that as a result of the requirements of the health laws as enforced by the State Water Commissioner The City of Charleston, The City of St. Albans, The City of South Charleston and The City of Dunbar had already proceeded with their respective sewer projects from planning to actual construction steps; that The City of Nitro had not yet taken any action but that it was increasingly apparent that the City should voluntarily activate such a project.



Therefore, it is the considered recommendation that the Council take the preliminary action that is necessary to proceed with the accomplishment of each of these projects so that the same may be accomplished either separately or in combination depending upon the advice of Counsel, the ability of the City to finance the same and other circumstances involved. That the first step in accomplishing these important public improvements is the retaining of special counsel to handle the same and for the guidance of official action. That the second step would be to employ water engineers for the water project and to contact and enter into proper employment agreements with sanitary engineers, for handling the sewer project. That when these two basic steps are taken, then the City will be in a position to go forward with each of said projects to the financing, construction and acquisition of the same.

Thereupon, the Mayor informed the Council that he had discussed the proposed public improvement projects with Dennis R. Knapp and Philip R. Simms, Attorneys, and that said Attorneys had indicated that they would be interested in accepting employment for their professional services in regard to said projects upon a contingent fee basis, and that said attorneys had submitted a proposed form of contract of employment.

Thereupon, the Mayor also informed the Council that in connection with said projects that he had conferred with Mr. J. E. Settle of Settle Engineers, Inc., a West Virginia corporation; that Mr. Settle had explained that he and his associates were very familiar with said water system and plant and with the Nitro sewer system, having done considerable engineering work in connection with the same; that his firm would be interested in accepting employment on a contingent fee basis in regard to the said projects; that as a result Settle Engineers, Inc. had submitted a proposed form of contract of employment for engineering services.

Thereupon, the Recorder submitted to the Council the proposed forms of contracts of employment which had been submitted by Dennis R. Knapp and Philip R. Simms, Attorneys and Settle Engineers, Inc.

Thereupon, the contracts were read aloud in full by the Recorder and the same were examined by the members of the Council.

The Council thereupon discussed the two projects and the proposed contracts of employment submitted by said attorneys and consulting engineer.

Thereupon, Councilman B. E. Gewin introduced and moved the adoption of the following resolution:

#### RESOLUTION

WHEREAS, The Water distribution system and the water treatment plant and the sewer system which are in or serving The City of Nitro are privately owned; and,



WHEREAS, It is necessary for The City of Nitro to abate its pollution of the Kanawha River; and,

WHEREAS, It is deemed by the Council of The City of Nitro that it is to the best interest of the residents of the City and of the residents of the adjoining communities and areas of said City, for The City of Nitro to acquire the water distribution system and/or said water distribution system together with the water treatment plant, and to acquire the sewer system and to improve and extend the same and to construct a sewage disposal plant and also to create, if necessary, sanitary districts in the areas adjacent to said City, which serve the residents of said City and others; and,

WHEREAS, It is deemed by the Council that it is necessary in accomplishing either or both of said projects to first employ special Counsel and Consulting Engineers.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City of Nitro proceed to acquire the existing water distribution system and/or said water distribution system together with the water treatment plant, and to acquire the existing sewer system and to develop, improve and expand the same and to cause the construction of a sewage treatment plant, which serve The City of Nitro and adjoining communities and areas and to defray the total expense thereof by the issuance and sale of appropriate revenue bonds, and to do all other necessary and convenient things in connection with either of said projects, including but not by way of limitation, the creation of water districts, sanitary districts, if necessary, entering into contracts with other municipal corporations and the County Court, creation of such water or sanitary or combined boards, commissions or authorities as may in the future be deemed advisable and as may be authorized by law, to enter into contracts of employment with attorneys, consulting engineers, contracts for the financing of said projects, either separately or in combination, with financing firms or syndicates for the issuance and sale of appropriate and sufficient amount of revenue bonds, contract with the owners thereof for the purchase of existing water distribution system and/or water distribution system together with the existing water treatment plant and the existing sewer system, to institute and prosecute such legal proceedings in the name of the City as may be necessary for the acquisition thereof, to secure the approval of the State Water Commission and Public Service Commission of West Virginia and all other public agencies or business as may be necessary for the consummation of said projects, to enter into contracts for the actual construction, expansion and improvement in regard to said projects or either of them and to do all other and proper necessary things and to consummate and complete the said projects and place the same in public operation and to protect the interest of said City and the citizens thereof.

2. That Dennis R. Knapp and Philip R. Simms, Attorneys, be employed and retained as Chief Counsel for The City of Nitro in connection with each of the hereinbefore described projects and any combination thereof and pursuant to the terms of the proposed contract, which is in words and figures as follows:

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**THIS AGREEMENT, Made this \_\_\_\_\_ day of January, 1955,**  
**by and between THE CITY OF NITRO, a municipal corporation, West Virginia,**  
**party of the first part, and DENNIS R. KNAPP and PHILIP R. SIMMS, Attorneys,**  
**parties of the second part;**

**WHEREAS, The City of Nitro contemplates and desires to**  
**acquire the water distribution system and/or said water distribution system**  
**together with the water treatment plant which serves the City and its adjacent**  
**communities; which project is hereinafter referred to as "Water Project"; and**  
**to finance the cost and expense thereof by the issuance and sale of revenue**  
**bonds; and,**

**WHEREAS, The City of Nitro has also contemplated for sometime**  
**to acquire the sewer system in said City and its outlying areas and to improve**  
**and expand the same including the construction of a sewer disposal and treatment**  
**plant, which is hereinafter generally referred to as the "Sewer Project", and to**  
**finance the cost thereof by the issuance and sale of revenue bonds; and,**

**WHEREAS, It has been considered and deemed by the Council**  
**of The City of Nitro to the best interest of the citizens of said City and to the**  
**communities and areas adjacent thereto, to proceed with each of said projects,**  
**whether the same be done as separate projects and at the same time or otherwise,**  
**or as a combined water and sewer project, as the law and circumstances will**  
**permit; and,**

**WHEREAS, The City of Nitro has not yet established the statutory**  
**commission, board or authority to handle said projects as is authorized by law,**





but contemplates doing so at an appropriate time or times; and,

WHEREAS, The City needs and desires to employ and retain special Counsel to represent the City in all of the matters aforesaid, and to compensate said Counsel upon a contingent fee basis, the City being without available funds to defray said expense otherwise; and,

WHEREAS, The said Dennis R. Knapp and Philip R. Simms have conferred with City officials and have heretofore rendered substantial legal services in connection with said projects and said Attorneys are willing to accept employment upon a contingent fee basis.

NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

That for and in consideration of the premises and in consideration of the professional services rendered and to be rendered by the parties of the second part and of the covenants and agreements hereinafter set forth and contained, the parties hereto covenant and agree as follows:

**PART 1-----SEWER PROJECT**

**1.**

The City of Nitro, West Virginia, party of the first part does hereby employ and retain Dennis R. Knapp and Philip R. Simms, Attorneys at Law, parties of the second part, as its Attorneys and Chief Counsel to render and perform such legal services as may be necessary to protect and promote the interest of The City of Nitro in connection with the acquisition of the sewer system, the expansion and improvement thereof and the construction of a disposal and sewage treatment plant and the issuance and sale of revenue bonds to finance the cost of said project.



-2-

That the said Dennis R. Knapp and Philip R. Simms, Attorneys at Law, parties of the second part, do hereby accept said employment and agree to render and perform the above-described legal service in connection with said sewer project.

-3-

That, in consideration of the foregoing, The City of Nitro, party of the first part, agrees that it will pay to the said Dennis R. Knapp and Philip R. Simms, Attorneys, solely and only from and out of the proceeds of the sale of the sewer revenue bonds which will be issued to defray the total cost of said sewer project, a sum and amount of money equivalent to three (3%) percent of the total amount of said sewer revenue bonds issued, said fee to be paid as follows:

(a) Eighty (80%) percent of said fee shall be paid immediately upon the sale of said sewer revenue bonds; and,

(b) The unpaid balance of said fee shall be paid at such time as said project shall be completed and ready for operation.

#### **PART II-----WATER PROJECT**

-1-

The City of Nitro, West Virginia, party of the first part does hereby employ and retain Dennis R. Knapp and Philip R. Simms, Attorneys at Law, parties of the second part, as its Attorneys and Chief Counsel to render and perform such legal services as may be necessary to protect and promote the interest of The City of Nitro in connection with the acquisition of the

-3-



water distribution system and/or said distribution system together with the water treatment plant located in said City and its adjacent communities and areas out of the issuance and sale of revenue bonds to finance the cost of said project.

-2-

That the said Dennis R. Knapp and Philip R. Simms, Attorneys, parties of the second part do hereby accept said employment and agree to render and perform the above-described legal service in connection with said water project.

-3-

That in consideration of the foregoing, The City of Nitro, party of the first part, agrees that it will pay to the said Dennis R. Knapp and Philip R. Simms, Attorneys, solely and only from and out of the proceeds of the sale of the water revenue bonds issued to defray the total cost of said water project, a sum and amount of money equivalent to three (3%) percent of the total amount of said water revenue bonds issued, said fee to be paid as follows:

(a) Eighty (80%) percent of said fee shall be paid immediately upon the sale of said water revenue bonds; and,

(b) The unpaid balance of said fee shall be paid at such time as said project shall be completed and ready for operation.

#### **PART III-----COMBINED SEWER AND WATER PROJECT**

In the event the said City shall determine to accomplish the said sewer project and said water project as a combined water and sewer project with the issuance and sale of a combined revenue bond issue to finance said combined

-4-



project, then and in such event the provisions of this said Part III shall supersede and take the place of the provisions of Part I and Part II above, but if said water project and sewer project are financed separately the provisions of this said Part III shall not be operative.

-1-

The City of Nitro, West Virginia, party of the first part does hereby employ and retain Dennis R. Knapp and Philip R. Simms, Attorneys at Law, parties of the second part, as its Attorneys and Chief Counsel to render and perform such legal services as may be necessary to protect and promote the interest of The City of Nitro in connection with the acquisition and completion of the combined water and sewer project in said City and its adjacent communities and areas and of the issuance and sale of revenue bonds to finance the cost of said projects.

-2-

That the said Dennis R. Knapp and Philip R. Simms, Attorneys at Law, parties of the second part, do hereby accept said employment and agree to render and perform the above-described legal service in connection with the said combined project.

-3-

That, in consideration of the foregoing, The City of Nitro, party of the first part, agrees that it will pay to the said Dennis R. Knapp and Philip R. Simms, Attorneys, solely and only from the total cost of the revenue

-5-





bonds issued for the combined water and sewer project, a sum and amount of money equivalent to three (3%) percent of the total amount of said combined sewer and water project revenue bonds issued, said fee to be paid as follows:

(a) Eighty (80%) percent of said fee upon the sale of bonds; and,

(b) One-half (1/2) of the unpaid balance of said fee shall be paid upon the completion of the sewer and disposal part of said combined project and the other half of the unpaid balance of said fee shall be paid upon the acquisition of title by the City of the water distribution system and/or the water distribution system together with the water treatment plant.

#### **PART IV----FURTHER PROVISIONS**

1. The City agrees to reimburse the said Attorney for all expenses necessarily incurred by them in and about the performance of their duties in connection with their employment hereunder.
2. The City agrees to pay all court costs and all witness fees in connection with said projects as aforesaid.
3. The parties of the second part agree that the City of Nitro and its general tax revenues shall not in any way be obliged, responsible or liable for the payment of the Attorneys' fees provided in Parts I, II and III above; but said fee shall be paid wholly out of the proceeds of the sale of said revenue bonds.
4. The City covenants and agrees that this contract of employment shall be binding upon any agencies, board, commission or authority which it may subsequently create by ordinance or otherwise, to handle any of the projects described herein.

IN WITNESS WHEREOF, The City of Nitro, West Virginia, a municipal corporation, has caused its name to be assigned hereunto by



W. W. Alexander, its Mayor, and its official seal to be hereunto affixed by its Recorder, Grace E. Lewis, thereunto duly authorized by the Council of The City of Nitro by a resolution duly passed on the \_\_\_\_\_ day of January, 1955, and the signatures and seals of Dennis R. Knapp and Philip R. Simms, Attorneys, in triplicate counterparts, on the day and year first above written.

**THE CITY OF NITRO,  
a municipal corporation**

By \_\_\_\_\_, Its Mayor  
W. W. Alexander

\_\_\_\_\_, Its Recorder  
Grace E. Lewis

**PARTY OF THE FIRST PART**

\_\_\_\_\_, (SEAL)  
Dennis R. Knapp

\_\_\_\_\_, (SEAL)  
Philip R. Simms

**PARTIES OF THE SECOND PART**



**STATE OF WEST VIRGINIA,**

**COUNTY OF KANAWHA, TO-WIT:**

I, \_\_\_\_\_, a Notary Public of said County and State, do certify that W. W. ALEXANDER, Mayor, who has signed the writing above, and hereto annexed, bearing date the \_\_\_\_\_ day of January, 1955, for The City of Nitro, West Virginia, a municipal corporation, has this day in my said County, before me, acknowledged the said writing to be the act and deed of said corporation.

Given under my hand this \_\_\_\_\_ day of January, 1955.

My commission expires \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Notary Public in and for Kanawha County, West Virginia

**STATE OF WEST VIRGINIA,**

**COUNTY OF KANAWHA, TO-WIT:**

I, \_\_\_\_\_, a Notary Public of said County and State, do certify that DENNIS R. KNAPP and PHILIP R. SIMMS, whose names are signed to the writing above, and hereto annexed, bearing date on the \_\_\_\_\_ day of January, 1955, have this day acknowledged the same before me in my said County.

Given under my hand this \_\_\_\_\_ day of January, 1955.

My commission expires \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Notary Public in and for Kanawha County, West Virginia



**CERTIFICATE OF COUNCIL ACTION**

**THIS IS TO CERTIFY, That the Council of The City of Nitro, a municipal corporation, West Virginia, in a session thereof duly held on the \_\_\_\_\_ day of January, 1955, in the Council Chambers in the City Hall of said City, by a resolution duly made, seconded, passed and adopted, approved and authorized the execution of the foregoing and attached contract of employment dated the \_\_\_\_\_ day of January, 1955, wherein The City of Nitro, a municipal corporation, party of the first part, employed and retained Dennis R. Knapp and Philip R. Simms, Attorneys, parties of the second part; said resolution authorized and directed the Mayor of said City to execute said contract on behalf of said City, and authorized the Recorder of said City to affix the official seal of said City to said contract and to attest the same, all in the name of The City of Nitro; and further, said resolution authorized the undersigned Mayor and Recorder to execute this Certificate and to attach the same to said contract of employment.**

**THIS IS TO FURTHER CERTIFY that said meeting of the Council of said City of Nitro was duly held, and that a quorum was present and acting throughout the entire session and particularly at the time of the introduction and passage of said resolution.**

**THIS IS TO FURTHER CERTIFY that the undersigned W. W. Alexander is a duly elected and serving Mayor of said City and that the undersigned Grace E. Lewis is a duly elected and serving Recorder of said City.**





**IN WITNESS WHEREOF, the undersigned officials of  
The City of Nitro, do hereby affix their signatures and official seal of  
said City, this \_\_\_\_\_ day of January, 1955.**

\_\_\_\_\_  
**W. W. Alexander, Mayor of The City of Nitro,  
a municipal corporation, West Virginia**

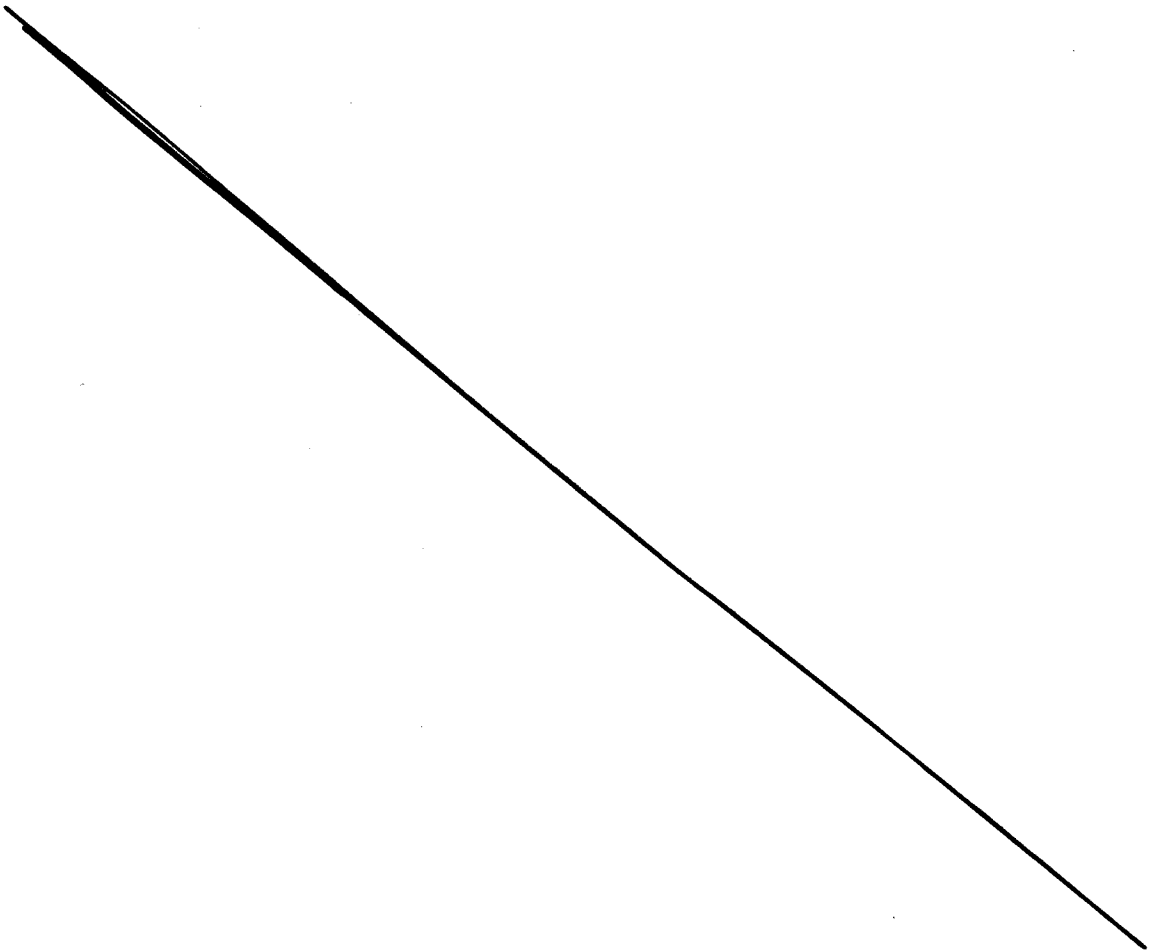
**ATTEST:**

\_\_\_\_\_  
**Grace E. Lewis, Recorder of The City of  
Nitro, a municipal corporation, West Virginia**



that said contract be approved and that the Mayor is authorized and directed to execute the same in the name of and on behalf of The City of Nitro; and that the Recorder is authorized and directed to attest the same and to attach thereto the official seal of The City of Nitro; and that when said contract has been so executed and also executed by said Attorneys, an executed copy thereof shall be attached to and made a part of this meeting by reference thereto.

3. That Settle Engineers, Inc., a West Virginia corporation, be employed and retained as Consulting Engineer for The City of Nitro in connection with the preparation of a financial survey and report on said water distribution system and water treatment plant, with hereinabove described sewer project, pursuant to the terms and provisions of the proposed contract, which is in words and figures as follows: to-wit:





**THIS AGREEMENT, Made this \_\_\_\_\_ day of January, 1955,**  
**by and between THE CITY OF NITRO, West Virginia, a municipal corporation,**  
**party of the first part and sometimes hereinafter referred to as "City", and**  
**SETTLE ENGINEERS, INC., and MUNICIPAL ENGINEERING CORPORATION,**  
**West Virginia corporations, parties of the second part, hereinafter sometimes**  
**called the "Engineer";**

**WHEREAS, the Council of The City of Nitro has deemed it**  
**necessary and expedient and in the public interest for the protection of the health**  
**and welfare of the citizens of Nitro to cause the acquisition of the water distribut-**  
**ion system and/or said water distribution system together with the water treat-**  
**ment plant which serve The City of Nitro and surrounding areas; which said**  
**project is sometimes hereinafter referred to as the "Water Project"; and,**

**WHEREAS, the Council of The City of Nitro has deemed it**  
**necessary and expedient because of the necessity to protect the health and**  
**welfare of the citizens of Nitro and because of the apparent fact that the City**  
**will eventually be compelled by the West Virginia Water Commission to take**  
**such action to cause and abate its pollution of the Great Kanawha River, to cause**  
**the acquisition, expansion and improvement of the existing sewage system in**  
**The City of Nitro and its surrounding areas together with the construction of**  
**a sewage treatment and disposal plant; which said project is sometimes herein-**  
**after referred to as the "Sewer Project"; and,**

**WHEREAS, The City is in need of a Consulting Engineer with**  
**reference to the acquisition of said water distribution system and/or said water**



distribution system together with said water treatment plant, and with reference to the acquisition of said sewage system, its expansion and improvement and the construction of a sewage treatment and disposal plant and sewage collection and interceptor system; and desire to employ and retain Settle Engineers Inc. and Municipal Engineering Corporation, corporations, as its Consulting Engineers; and said Settle Engineers Inc. and Municipal Engineering Corporation are willing to accept such employment;

**NOW, THEREFORE, THIS AGREEMENT WITNESSETH:**

That for and in consideration of the premises and of the covenants and agreements hereinafter set forth and contained, the parties hereto covenant and agree as follows:

**FIRST:** It is the primary purpose of the City under this contract to retain the personal services of J. E. Settle, president of Settle Engineers Inc. in connection with the acquisition of said water distribution system and/or said water distribution system together with said water treatment plant, and the acquisition of said sewer system and the design and construction of the proposed improvements, additions and extensions thereto and the construction of the sewage treatment and disposal plant, and this and all other undertakings with Settle Engineers, Inc. relating to said subject, it will be understood that the agreement of J. E. Settle to furnish such personal service on behalf of Settle Engineers Inc. of which J. E. Settle is the president and principal owner, is a basic inducement to the entering into of such undertaking by the City.

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**SECOND:** Neither Settle Engineers Inc. nor J. E. Settle nor Municipal Engineering Corporation will make any claim for services heretofore or hereinafter rendered by Settle Engineers Inc. or by J. E. Settle or by Municipal Engineering Corporation in connection with said sewer system except as specifically provided in this agreement.

**THIRD:** The City does hereby designate and employ Settle Engineers Inc. and Municipal Engineering Corporation as its Consulting Engineers in connection with the acquisition of said water distribution system and/or said water distribution system together with said water treatment plant and in connection with the acquisition, construction, extension and repair of said sewer system and sewage treatment and disposal plant, said Engineer to perform the duties and to receive compensation therefor as hereinafter stipulated.

**FOURTH:** Engineer will perform the following services:

(1) Prepare and furnish to the City a written financial survey and report on said water distribution system and said water treatment plant including information relative to the sale of water from said treatment plant to the cities of Dunbar, South Charleston, Charleston and smaller communities now served by water from said plant; said report to be in form and content of the type ordinarily necessary to be furnished to prospective purchasers of water revenue bonds; and furnish such other and further engineering services to the City in connection with said water project as may from time to time be required by the City.

(2) Furnish complete engineering service to the City for the design and preparation of plans and specifications for said primary sewage



treatment and disposal plant, intercepting sewer and such sanitary sewers to serve The City of Nitro and adjoining areas as will be designated by the Council and as required or recommended by the State Water Commission and the State Health Department, and designated as the Sewer Project.

(3) Render the following items of work for successful prosecution of the Sewer Project up to the contract letting stage:

- (a) Preliminary investigation
- (b) Preliminary surveys
- (c) Preliminary and final report fixing extent of sewer project
- (d) Customer analysis of water accounts in Nitro if available.
- (e) Preparation of data for P. S. C.
- (f) Appearances before Public Service Commission
- (g) Topographical surveys of proposed construction sites for plant and accessories
- (h) Detail design of treatment plant and lift stations, including specifications and contract documents covering entire sewer project
- (i) Design of interceptor sewer or force mains and lift stations
- (j) Design of sewage collection system where designated by Council or required by the project.
- (k) Estimate of quantities and costs, including rights of way
- (l) Assistance in securing bids



**(m) Analysis of bids**

**(n) Conferring with legal body on award of contracts**

**(o) Special engineering assistance as may be necessary in the acquisition of the existing sewer system in said City and surrounding areas.**

**(4) Render such instructive and advisory assistance as it may be able to render in setting up a sanitary board or such other operating agency, commission or authority as the City may designate for the control of said Sewer Project and in organizing procedures for the efficient collection of the revenues necessary for said purposes.**

**(5) Perform all necessary engineering services of every kind required in connection with the investigations, studies, designs and preparation of drawings and specifications, but said service shall not include borings, test pits or labor of uncovering existing lines or opening manholes to determine their location or elevation.**

**(6) Furnish at its own expense and cost all the engineering services, equipment and materials necessary to prepare twelve (12) sets of plans, lay-out map, and standard and special specifications of J. E. Settle or Settle Engineers Inc., for the construction and installation of the facilities, equipment and structures comprising said Sewer Project and furnish like service in connection with minor modifications or extensions of said project. Plans and specifications furnished by Engineer aforesaid shall be sufficiently complete in detail to fully inform prospective bidders of the character of the work to be performed and to fully guide builders in performance of such work. The City**



will furnish all blue-printing, and printing required for advertising and making copies of plans and specifications, pay all costs of advertising, either legal or for publicity in construction magazines, on the Sewer Project or sections thereof, the purpose being to encourage bidders. There will be no charge to bidders for plans and specifications as a deposit will be required for their return.

(7) Render to the City such advisory and consultative assistance as it may be able to render during the period of the construction program covering the plans for said sewer project and any modifications thereof.

(8) Perform customary lay-out work and provide all engineer service and data necessary for the guidance of the contractors and builders not provided in specifications, and furnish engineering supervision of the work, supervise inspectors paid by City from construction funds, core drilling and testing materials, including but not limited to concrete cylinders, foundations, structures and equipment, but the services for such inspectors, core drilling and testing shall be paid by the City.

(9) Furnish and keep available during construction an Engineer capable by experience of rendering any consulting service which the work may require and lay-out Engineer capable of laying-out the work for the contractors or other builders. Part-time resident Engineer will be furnished on all contracts less than \$300,000.00 as required. Additional resident engineering service where size of contract warrants or orderly progress of work requires.

Any extensions made by City outside the original Sewer Project based on assessment of property will be made by City Engineer.





(10) Furnish adequate engineering supervision and direction to guide the City's employees in connection with the construction and operation of said sewer system, and supervision of all inspections of work in progress and preparation at consumers' records and surveys, but the personnel for inspecting sewers, for detailed daily inspection of construction and for field and office consumer record surveys shall be employed by the City to operate under the direction and control of said Engineer.

(11) Determine and prepare all measurements and estimates, current and final, for the compensation of contractors.

(12) Perform all duties required of the Consulting Engineer by the laws of the State of West Virginia such as the State Board of Health and State Water Commission, and the ordinances of The City of Nitro relating to such construction; and also perform the duties of such Consulting Engineer as may be required by any construction trust fund agreement which may be entered into between the City of Nitro and any trustee for its construction funds.

(13) Furnish maps, drawings and data, suitable for permanent record, of all construction and improvements performed under its supervision. The cost of making copies or reproductions of such documents shall be borne by the City.

(14) Preserve, as far as possible, all original working drawings, tracings, field notes and records, to be turned over to the City, upon completion of the work to which they pertain, but Engineer may make and retain such copies of said documents as it may desire for its files.



**FIFTH: The City of Nitro will:**

**1. Compensate the Engineer, solely from the proceeds of the sale of revenue bonds to finance the said Water Project, for all the engineering services in connection with the making of said financial survey and report on said water distribution system and water treatment plant, in an amount agreed to by both Engineer and City as being fair and reasonable taking into account the time expended by Engineering in preparing said report; and on the same basis in regard to additional services rendered by said Engineer at the request of the City in connection with said Water Project.**

**2. Compensate the Engineer, solely out of and from the proceeds of the sale of revenue bonds to finance the said Sewer Project, and in no part from general revenues or other funds of said City, for all the engineering services required by this agreement in the amount and manner as follows:**

**(a) Engineer to be paid four and one-fourth (4 1/4%) percent of the estimated construction cost of said Sewer Project according to the report of the said Engineer if and when approved by the Council of said City, Water Commission and State Health Department. Said report to contain cost estimates to be used as a basis for deciding on the amount of construction to be done and determine size and extent of said Sewer Project, and for the determining of the amount of revenue bonds required to finance the said Sewer Project, or to determine the amount of combined sewer and water bonds if the City should determine to construct said Sewer Project as part of a joint Sewer and Water Project and issue combined water and sewer revenue bonds; and proposed rates to be charged,**



said four and one-fourth (4 1/4%) percent to be paid at time of issuance, sale and delivery of said revenue bonds.

(b) The remainder of the said fee based on total construction cost shall be paid each month at rate of four and one-fourth (4 1/4%) percent of contractors' estimate, not including retained percentage. Estimate on retained percentage shall be retained until final settlement with Engineer which said amount shall be retained until completion of project, or upon acceptance of each contract by the City.

3. Payments under Sections 1, 2 (a) and 2 (b), Article Fifth above, are to be made to either Settle Engineers Inc. or Municipal Engineering Corporation as may be requested, from time to time, by requisition signed jointly by both Settle Engineers Inc., and Municipal Engineering Corporation, directing the City as to the division of said payments as between the said firms; and upon the approval of said requisition or requisitions and the payment thereof in the manner directed by said requisition the City is relieved as to all claims of said firms in regard to the amounts so paid, and further the City shall not be required to look to the application of said proceeds as between the two (2) engineering firms upon such payment as aforesaid.

4. Compensate the Engineer, solely from the funds aforesaid on a per diem basis for authorized travel outside of the State of West Virginia and for attendance at court proceedings not arising from any fault of the Engineer, its officers, agents or employees not to exceed the rate of One Hundred (\$100.00) Dollars per day plus travel expense.



5. Allow the Engineer one-half (1/2) of any recovery by the City for liquidated damages for over-run of any contract period by the contractor, it being understood that Engineer shall cooperate with and give full aid to the City in the enforcement of any such recovery deemed legitimate by said Engineer, and that such allowances shall be the full compensation of Engineer therefor.

6. At its own expense procure the necessary surveying of rights-of-way and sites for sewer facilities. The cost of such rights of way and sites and the surveying thereof will not be included in the cost of construction upon which the compensation of engineer is computed.

7. At its own expense hire qualified inspectors necessary to inspect the operation of said sewer system and the work of contractors as the same progresses, who will be under the direction and subject to orders of the Engineer.

8. Perform the various obligations assumed by it in said construction trust fund agreement which may be entered into as aforesaid.

SIXTH: All the obligations of the City hereunder are expressly subject to the sale of revenue bonds necessary for the acquisition of said water distribution system and/or said distribution system together with said water treatment plant and the acquisition, construction and improvement of said sewer system and project, as well as the ability of the City to market such bonds.

SEVENTH: In regard to said Sewer Project and subject to the foregoing provisions hereof, employment of Engineer by the City shall continue





during the construction program contemplated herein, but nothing in this agreement shall impair or limit the right of the City to discontinue the service of the Engineer, in the event the personal services of the said J. E. Sett'e for any reason should no longer be available. Upon such discontinuance of service of said Engineer, said Engineer will be entitled to reasonable compensation for services rendered to such time; and in such event all original tracings, maps, plans, drawings and data prepared by Engineer relating to the said Sewer Project, shall become the property of the City, subject to the right of the Engineer to make and retain copies thereof as hereinbefore provided.

This agreement as it relates to the aforesaid Sewer Project is limited to the Sewer Project when approval of Engineer's report is made by the City Council, West Virginia Water Commission and West Virginia Health Department. No detailed plans and specifications will be made until ordinances are passed by the City Council authorizing the issuance of revenue bonds for financing the total cost of the Sewer Project.

After said Engineer's sewer report is filed with the City Council, said report shall be subject to approval of the City Council and will designate the Sewer Project, and City will authorize the Engineer to proceed with said detailed plans and specifications subject to the aforesaid paragraph, or any subsequent agreements made with the Engineer and City for the proceeding with detail plans and specifications.

Said detail plans and specifications must be approved by the State Water Commission and Engineering Division of the State Board of Health



and other applicable public bodies, prior to presentation to the City for its final approval, and prior to advertising for bids.

The Engineer is to forthwith proceed hereunder, and shall perform the duties herein assumed, as may be required from time to time by the City to expedite, assist or be necessary or convenient to the sale of the revenue bonds,

**EIGHTH:** It is further understood and agreed by and between the parties hereto that the obligations created by this agreement are to be binding upon any board, commission, agency or authority which The City of Nitro may create by ordinance to control and direct the accomplishment of said Water Project of said Sewer Project and that any said board, commission, agency or authority shall be bound to the Engineer in the same manner as the City is bound herein, and the Engineer shall be bound to the said board, commission, agency or authority in the same manner as is bound to the City hereunder.

IN WITNESS WHEREOF, The City of Nitro, West Virginia, a municipal corporation, has caused its name to be assigned hereunto by W. W. Alexander, its Mayor and its official seal to be hereunder affixed by its Recorder, Grace E. Lewis, thereunto duly authorized by the Council of The City of Nitro by a resolution duly passed on the \_\_\_\_\_ day of January, 1955, and the signature and seal of J. E. Settle for Settle Engineers, Inc., and



the signature and seal of \_\_\_\_\_ for Municipal Engineering Corporation, in duplicate counterparts, on the day and year first above written.

**THE CITY OF NITRO,**  
a municipal corporation

By \_\_\_\_\_, Its Mayor  
W. W. Alexander

B \_\_\_\_\_, Its Recorder  
Grace E. Lewis

**SETTLE ENGINEERS INC.**  
a West Virginia Corporation

By \_\_\_\_\_, Its President

**MUNICIPAL ENGINEERING CORPORATION**  
a West Virginia Corporation

By \_\_\_\_\_, Its President

**STATE OF WEST VIRGINIA,**

**COUNTY OF KANAWHA, TO-WIT:**

I, \_\_\_\_\_, a Notary Public of said County, do certify that W. W. ALEXANDER; who has signed the writing above, bearing date the \_\_\_\_\_ day of January, 1955, for The City of Nitro, West Virginia, a municipal corporation, has this day in my said County, before me, acknowledged the said writing to be the act and deed of said corporation.

q Given under my hand this \_\_\_\_\_ day of January, 1955.

My commission expires \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Notary Public in and for Kanawha County,  
West Virginia



**STATE OF WEST VIRGINIA,**

**COUNTY OF KANAWHA, TO-WIT:**

I, \_\_\_\_\_, a Notary Public of said County, do c ertify that J. E. SETTLE, President, who has signed the writing above, and hereto annexed, bearing date the \_\_\_\_\_ day of January, 1955, for SETTLE ENGINEERS INC., a West Virginia Corporation, has this day in my said County, before me, acknowledged the said writing to be the act and deed of said corporation.

Given under my hand this \_\_\_\_\_ day of January, 1955.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

\_\_\_\_\_  
Notary Public in and for Kanawha County, West Virginia

**STATE OF WEST VIRGINIA,**

**COUNTY OF KANAWHA, TO-WIT:**

I, \_\_\_\_\_, a Notary Public of said County, do certify that \_\_\_\_\_, who has signed the writing above, and hereto annexed, bearing date the \_\_\_\_\_ day of January, 1955, for MUNICIPAL ENGINEERING CORPORATION, a West Virginia Corporation, has this day in my said County, before me, acknowledged the said writing to be the act and deed of said corporation.

Given undermy hand this \_\_\_\_\_ day of January, 1955.

My commission expires on the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

\_\_\_\_\_  
Notary Public in and for Kanawha County, West Virginia





4. The Mayor and Recorder are authorized and directed to certify under the seal of the City a certified copy of this Resolution and to attach the same to each of the executed copy of the two contracts of employment hereinabove provided.

Thereupon, Councilman M. L. Bush seconded said motion and resolution.

There being no further discussion on said motion and resolution, the Mayor called for a roll call vote on said motion and resolution, and thereupon, the Recorder proceeded to call the roll and the Council voted as follows:

	<u>Paul Bleau</u>	voted <u>aye</u>
	<u>M. L. Bush</u>	voted <u>aye</u>
	<u>Jerome Collins</u>	voted <u>aye</u>
	<u>B. E. Gewin</u>	voted <u>aye</u>
	<u>F. E. Grover</u>	voted <u>aye</u>
	<u>W. H. Jones</u>	voted <u>aye</u>
	<u>H. L. Reynolds</u>	voted <u>aye</u>
Mayor	<u>W. W. Alexander</u> <u>W. W. Alexander</u>	voted <u>aye</u>
Recorder	<u>Grace E. Lewis</u> <u>Grace E. Lewis</u>	voted <u>aye</u>

Thereupon, the Mayor announced that all of the members of the Council having voted in the affirmative for the passage and adoption of said motion and resolution, he declared said motion and resolution unanimously passed and adopted, and so ordered.

Thereupon, B. E. Gewin introduced and moved the adoption of the following ordinance bill. Said motion was duly seconded by Councilman H. L. Reynolds; thereupon, the Recorder read said Ordinance Bill aloud in full, which is in words and figures as follows:

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1861. It is a very important document, as it sets out the policy of the new administration. The President states that he is committed to the principles of liberty and justice for all, and that he will work to maintain the Union.

2. The second part of the document is a report from the Secretary of the Treasury, dated January 1, 1861. It provides a detailed account of the financial state of the country, and outlines the measures that will be taken to manage the government's finances.

3. The third part of the document is a report from the Secretary of the Interior, dated January 1, 1861. It discusses the state of the public lands, and the measures that will be taken to manage them. It also discusses the state of the Indian tribes, and the measures that will be taken to improve their condition.

4. The fourth part of the document is a report from the Secretary of the War, dated January 1, 1861. It discusses the state of the military, and the measures that will be taken to improve it. It also discusses the state of the navy, and the measures that will be taken to improve it.

5. The fifth part of the document is a report from the Secretary of the Navy, dated January 1, 1861. It discusses the state of the navy, and the measures that will be taken to improve it. It also discusses the state of the marine corps, and the measures that will be taken to improve it.

6. The sixth part of the document is a report from the Secretary of the Army, dated January 1, 1861. It discusses the state of the army, and the measures that will be taken to improve it. It also discusses the state of the cavalry, and the measures that will be taken to improve it.

7. The seventh part of the document is a report from the Secretary of the Air Force, dated January 1, 1861. It discusses the state of the air force, and the measures that will be taken to improve it. It also discusses the state of the balloon corps, and the measures that will be taken to improve it.

8. The eighth part of the document is a report from the Secretary of the Coast and Geodetic Survey, dated January 1, 1861. It discusses the state of the survey, and the measures that will be taken to improve it. It also discusses the state of the hydrographic service, and the measures that will be taken to improve it.

9. The ninth part of the document is a report from the Secretary of the Smithsonian Institution, dated January 1, 1861. It discusses the state of the institution, and the measures that will be taken to improve it. It also discusses the state of the National Academy of Sciences, and the measures that will be taken to improve it.

10. The tenth part of the document is a report from the Secretary of the Department of Agriculture, dated January 1, 1861. It discusses the state of the department, and the measures that will be taken to improve it. It also discusses the state of the Bureau of Land Management, and the measures that will be taken to improve it.

AN ORDINANCE CREATING AND APPOINTING A SANITARY BOARD TO ACQUIRE, CONSTRUCT, EQUIP, ADMINISTER, OPERATE AND MAINTAIN A SEWAGE COLLECTION, PURIFICATION, TREATMENT AND DISPOSAL SYSTEM OR SYSTEMS WITHIN AND WITHOUT THE CITY OF NITRO, TO INVEST IN SUCH BOARD THE CUSTODY, ADMINISTRATION, OPERATION, MAINTENANCE, SUPERVISION AND CONTROL OF SUCH SYSTEM OR SYSTEMS, AND TO FINANCE THE COST OF THE ACQUISITION, CONSTRUCTION AND EXTENSION OF ALL SUCH WORKS BY THE ISSUANCE OF REVENUE BONDS, AS PROVIDED BY ARTICLE 13 OF CHAPTER 16 OF THE CODE OF WEST VIRGINIA; PROVIDING THE METHOD OF APPOINTMENT, TERM OF OFFICE AND COMPENSATION OF MEMBERS OF SAID BOARD; PROVIDING FOR BOND; AND PROVIDING FOR POWER TO THE BOARD TO MAKE ITS OWN RULES AND REGULATIONS:

Whereas, it is the desire of the City of Nitro to own, acquire, construct, equip, operate and maintain a sewage collection system or systems, sewage treatment and/or purification plant or plants, intercepting sewers, outfall sewers, force mains, pumping stations, ejector stations and all other appurtenances necessary or useful and convenient for the collection, treatment, purification and disposal, in a sanitary manner, of the liquid and solid waste, night soil and industrial waste of the City of Nitro and/or of the sanitary district which may be created, and to finance the acquisition, construction and extension of such system or systems, works and appurtenances by the issuance of revenue bonds, and to provide for the establishment and collection of rates for the use of such works and the service rendered thereby, all as provided by Article 13, Chapter 16 of the Code of West Virginia, as amended;

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

Section 1. There is hereby created and appointed The Sanitary Board of the City of Nitro consisting of the Mayor of the City of Nitro, who shall act as chairman of said Board, E. L. Coe, a resident of the City of Nitro, who shall service for a term of three years, and C. A. Heiberger, a registered professional engineer, who shall serve for a term of two years, neither of said members having been an officer or employee of the City of Nitro within a period of one year prior to the date of the introductions of this ordinance.

Section 2. Upon the expiration of each of the terms of said appointees, other than the Mayor, and of each succeeding term, a successor shall be appointed by the council for a full term of three years, but during the construction period of the works constructed under the supervision and direction of said Board one member thereof shall be a registered professional engineer. The chairman of the Board shall always be the then Mayor of the City of Nitro and vacancies to fill unexpired terms shall be filled by the council.



Section 3: The Board shall elect a vice-chairman from its members and shall designate a secretary and treasurer (who may be one and the same person) who need not be members of the Board and who shall hold office at the will of the Board.

Each member of the Board, other than the Mayor, shall receive a salary of Twenty-five (\$25.00) Dollars per month, and shall be entitled to payment for his reasonable expenses incurred in the performance of his duties.

The secretary and treasurer shall be paid such reasonable compensation for services as from time to time may be fixed by the council and the treasurer shall give bond, with qualified corporate surety, in the amount of Five Thousand (\$5,000.00) Dollars or such other amount as the council subsequently may require, conditioned for the proper application of all moneys received by him as such and for the faithful performance of the duties of his office.

All compensation, and all expense, incurred by said Board, its officers and employees, shall be paid solely from funds authorized to be collected and received by the Board as provided by said Article 13 of Chapter 16 of the Code of West Virginia.

Section 4: The construction, acquisition, improvement, equipment, custody, operation, maintenance and administration of all works for the collection, treatment or disposal of sewage within the city of Nitro and in the sanitary district which shall be acquired, constructed, operated or maintained by said Board, the employment of all engineers, architects, inspectors, superintendents, manager, collectors, attorneys and other employees in the judgment of the Board necessary to the execution of its powers and duties, and the collection of all revenues from the works acquired, constructed, operated or maintained by it, shall be under the supervision and control of the Board.

Section 5: In addition to the authority and powers enumerated herein, the Board created by this ordinance shall be invested with all other powers and authorities provided for such Board by said Article 13 of Chapter 16 of the Code of West Virginia, as amended, or as the same may be amended.

Section 6: The Sanitary Board shall have the power to establish by-laws, rules and regulations governing its members, employees, meetings and the conduct of its business.

Thereupon, there being no further discussion on said motion, the Mayor called for a roll call vote on the adoption of said motion and the passage of said ordinance bill which creates and appoints a Sanitary Board for The City of Nitro, and thereupon the Recorder proceeded to call the roll and the Council voted on said motion and passage of said Ordinance Bill as follows: Paul Bleau, aye; M. L. Bush, aye; Jerome Collins, aye; B. E. Gewin, aye; F. E. Grover, aye; W. H. Jones, aye; H. L. Reynolds, aye; ...

THE UNIVERSITY OF CHICAGO  
DEPARTMENT OF CHEMISTRY  
JANUARY 1964

TO THE HONORABLE CHAIRMAN OF THE BOARD OF TRUSTEES  
OF THE UNIVERSITY OF CHICAGO

AND  
THE HONORABLE CHAIRMAN OF THE BOARD OF TRUSTEES  
OF THE UNIVERSITY OF CHICAGO

FROM  
THE HONORABLE CHAIRMAN OF THE BOARD OF TRUSTEES  
OF THE UNIVERSITY OF CHICAGO

AND  
THE HONORABLE CHAIRMAN OF THE BOARD OF TRUSTEES  
OF THE UNIVERSITY OF CHICAGO

TO THE HONORABLE CHAIRMAN OF THE BOARD OF TRUSTEES  
OF THE UNIVERSITY OF CHICAGO

FROM  
THE HONORABLE CHAIRMAN OF THE BOARD OF TRUSTEES  
OF THE UNIVERSITY OF CHICAGO

AND  
THE HONORABLE CHAIRMAN OF THE BOARD OF TRUSTEES  
OF THE UNIVERSITY OF CHICAGO

Thereupon, the Mayor announced that all of the members of the Council having voted in the affirmative for the passage of said motion and the adoption of said Ordinance Bill that he declared said motion and said ordinance bill unanimously passed and adopted, and so ordered.

There being no further business to come before the meeting, upon motion duly made by M. L. Bush and seconded by Jerome Collins and unanimously passed and adopted, the Mayor declared the meeting adjourned, and so ordered.

W. W. Alexander  
Mayor

Signe L. Jones  
Recorder

THE UNITED STATES OF AMERICA  
DO hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the records of the  
Department of the Interior.

WITNESSED my hand and the seal of the Department of the Interior at Washington, D. C., this 10th day of June, 1900.

10-11-00



January 18, 1955

The City Council met in regular session Tuesday, January 19, 1955.

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

Mayor Alexander called the meeting to order.

Councilman Gewin moved, seconded by Councilman Collins, the approval of minutes for meetings held December 14, 1954 and January 4, 1955. Motion carried.

Councilman Reynolds moved seconded by Councilman Bush, the financial statement for the month of December be accepted. Motion carried.

Councilman Reynolds moved, seconded by Councilman Grover, to recind all former action of Council on the dump site property. Motion carried.

Councilman Bush mofed that the Mayor and City Attorney be authorized to purchase, for \$2,000, approximately 47 acres from R. L. Gibson to be used for dump site and were further authorized to work our agreement, with the Ohio Apex and Monsanto Chemical Company on the payment and use of land. Motion seconded by Councilman Reynolds. Motion carried.

Councilman Collins informed Council that a meeting he had attended in South Charleston pertaining to Comic Books, the representatives of the communities had decided to defer action on comic books until March 1st.

The resignation of W.H. Jones, as Councilman, was read. Councilman Reynolds moved, seconded by Councilman Bush, to accept the resignation. Motion carried.

The Mayor then announced that nominations were open for the replacement of W. H. Jones.

Councilman Collins nominated George W. Hogshead to fill the unexpired term. Councilman Bush seconded the motion.

Councilman Grover nominated Howard Gandee to fill the unexpired term. Councilman Reynolds seconded the motion.

Councilman Collins moved the nominations be closed, motion seconded by Councilman Gewin. Motion carried.

Upon a vote George W. Hogshead was elected to serve the unexpired term of W. H. Jones.

The Attorney read a draft of ordinance based on the property owner being responsible for cleaning ice, snow and debris from abutting sidewalks. The Council discussed this matter and decided to defer action and check further into this matter.

The Attorney read the following amendment to Ordinance Number I.

AMENDMENT TO ORDINANCE NUMBER I

AN ORDINANCE TO AMEND THE LICENSING ORDINANCE OF THE CITY OF NITRO (ORDINANCE NUMBER I) BY ADDING A NEW SUBSECTION TO SECTION I, THEREOF DESIGNATED AS "X" PROVIDING FOR THE LICENSING OF TRANSIENT OR COMMERCIAL SALES OF PHOTOGRAPHS, BOOKS, PERIODICALS OR CERTIFICATES PERTAINING THERETO, OR LIKE MERCHANDISE.

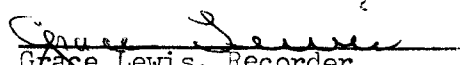
(X) Sell, offer or expose for sale or solicit or receive orders for commercial photographs, books, periodicals certificates pertaining thereto, or related or similar items or merchandise. This subsection shall only to transient and shall not apply to local groups or schools. The license fee shall be Two dollars and fifty cents (\$2.50) per person per day.

Councilman Gewin moved, seconded by Councilman Bush, that the amendment be adopted. Motion carried.

Mr. Townsend, resident of Payne Avenue, reported to the Council that the lack of directional signs on 1st Avenue Route 25 caused a lot of accidents at the intersection of Payne Avenue and 1st Avenue. Mayor Alexander said he would report this matter to the State Road Commission.

Upon motion by Councilman Collins, seconded by Councilman Bush, the meeting was adjourned.

  
W. W. Alexander, Mayor

  
Grace Lewis, Recorder

February 15, 1955

At a scheduled meeting of the City Council, February 15, 1955, there were present: W. W. Alexander, Mayor, Jerome Collins, F. E. Grover, and H. L. Reynolds members of the Council.

Mayor Alexander announced that there would not be a meeting as there was not a quorum present.

  
W. W. Alexander, Mayor

March 1, 1955

The City Council met in a special session Tuesday, March 1, 1955.

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

Mayor Alexander called the meeting to order.

Councilman Collins moved, seconded by Councilman Reynolds, the minutes of January 18th and February 15th be approved as read. Motion carried.

Councilman Reynolds moved, seconded by Councilman Bush, the financial statement for January be approved. Motion carried.

The Recorder read an ordinance requiring the adjoining property owners to remove debris, rubbish, snow and ice from sidewalks and preventing any person from obstructing or blocking sidewalks in the city.

Councilman Gewin moved that Council delay action on this matter until action is taken on a similar type bill now pending before the Legislature. Councilman Reynolds seconded the motion. Motion carried.

An ordinance relating to the public health and welfare of the citizens of the city by regulating the maintaining and keeping of dogs was discussed. The Council considered this matter and tabled it for future action.

Mrs. C. E. Smith appeared before the Council and complained that the school contractors had damaged her property considerably. The Mayor and City Engineer were instructed to look into this matter and see what could be done to take care of the damage.

Councilman Reynolds moved, seconded by Councilman Collins, that a fire hydrant be ordered installed at the foot of Nitro Heights road. Motion carried.

Councilman Reynolds moved, seconded by Councilman Collins, that additional street lights be installed at the following locations:

Foot of Nitro Heights Road.

Half way up Nitro Heights Road.

3 lights in Saunders Addition.

City limit line.

2nd Avenue and 21st Street, East side.

2 lights East side 21st Street in front of high school.

Upon a vote, motion carried.

The Mayor presented contract with the Appalachian Electric Power Company, covering the street lighting installation in the City. The Mayor explained to the council that this was a standard contract under Street Lighting Tariff and was to replace the present standard contract which expired March 1, 1955.

After due consideration by the Council, Councilman Hogshead moved, seconded by Councilman Bush, that aforementioned contract with the Appalachian Electric Power Company be approved and further moved the Mayor and Recorder be authorized to sign and execute said contract with the Appalachian Electric Power Company. Upon a vote being taken the motion carried unanimously.

The Council entered into a discussion regarding cars of owners of Holman's Used Car Lot parking their cars, for a long period of time on Bank Street. It was decided to contact the owners of Holman's and also the employees of other business places on Bank Street, in an effort to eliminate the parking.

Councilman Reynolds moved, seconded by Councilman Hogshead that a letter be written to the local postmaster asking that foot mail delivery be extended to the recently acquired area - Saunders Addition and Nitro Heights. Motion carried.

Councilman Bush suggested that parking space be shortened four foot in front of Comstock's Hardware in order to give the fire trucks extra space in making turn toward 1st Avenue.

In a discussion of installing a stop light on 1st Avenue at 20th Street to allow fire truck to make turn on 1st Avenue, Councilman Bush was appointed to check with the fire department at South Charleston, who have the same type of light and to secure information as to the cost of light and the procedure of installation.

Improvement of Second Avenue was discussed by the Council and the Mayor proposed to the Council an improvement program including widening, curb and gutter, proper drainage and resurfacing with the cost to paid approximately 75% by Bond issue and approximately 25% by abutting property owners and suggested to Council that a meeting be called for all property owners on Second Avenue. This proposal met with the agreement of all members present.

There being no further business to come before the Council, upon a vote by Councilman Collins, seconded by Councilman Reynolds, a motion for adjournment carried.

  
W. W. Alexander, Mayor

  
Grace Lewis, Recorder

March 15, 1955

The City Council met in a regular session Tuesday,

March 15, 1955.

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

Mayor Alexander called the meeting to order.

The minutes of meeting held March 1st were read. Councilman Collins moved, seconded by Councilman Reynolds, the minutes be approved as read. Motion carried.

Councilman Bleau moved, seconded by Councilman Gewin, the financial statement be accepted. Motion carried.

Councilman Reynolds moved the following Ordinance be adopted and become effective July 1, 1955. Motion seconded by Councilman Bleau. Upon vote motion carried unanimously.

AN ORDINANCE RELATING TO THE PUBLIC HEALTH AND WELFARE OF THE CITIZENS OF THE CITY BY REGULATING THE MAINTENANCE AND KEEPING OF DOGS; PROVIDING FOR DEFINITION OF THE WORD "DOG"; PROVIDING FOR THE LICENSING OF DOGS, AND THE COLLECTION OF SUCH LICENSE; PROVIDING FOR THE INOCULATION OF DOGS; PROVIDING FOR THE IMPOUNDING OF DOGS; AND PROVIDING OTHER REGULATIONS RELATING TO THE OWING, MAINTAINING OF HARBORING OF DOGS; PROVIDING FOR THE DESIGNATION OF A POUND AND THE POUNDMASTER; PROVIDING FOR THE REDEMPTION OF DOGS AT THE POUND; PROVIDING FOR THE DISPOSITION OF DOGS BY THE POUNDMASTER OR ANY MEMBER OF THE POLICE DEPARTMENT; AUTHORIZING THE ACQUISITION OF THE EQUIPMENT NECESSARY TO ENFORCE THE PROVISIONS OF THIS ORDINANCE; AUTHORIZING THE POUNDMASTER TO MAKE RULES AND REGULATIONS RELATING TO THE POUND; AUTHORIZING THE ESTABLISHMENT OF A POUND, AND THE OPERATION THEREOF, AND THE EMPLOYMENT OF A POUNDMASTER, IN COOPERATION AND IN CONJUNCTION WITH ANY OTHER MUNICIPALITIES; PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR THE EFFECTIVE DATE THEREOF.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO.

Section 1. Definition.

The term "dog" shall mean and include all members of the canine family, of either sex and at least six (6) months of age, unless otherwise specified hereinafter.

Section 2. Application for License: Tag.

Every person owning, maintaining or harboring a dog in the City shall apply to the City Treasurer for a license for each dog so owned, maintained or harbored, and said application shall show whether said dog is a male or female. After the payment of the fee set forth in Section 3, the City Treasurer shall issue to such person a license together with an official tag, which tag shall be fastened to the collar of the dog so licensed; provided, however, that before issuing such license tag there shall be exhibited to the City Treasurer a certificate from a registered professional veterinarian to the effect that said dog for which a license is applied, has been duly and properly inoculated for rabies.

In the event of a dog acquired, a license shall be obtained as aforesaid immediately after the date of acquiring the animal.

Section 3. License fee; Expiration of license.

The fee for obtaining a dog license shall be One Dollar for each male and Two Dollars for each female dog. Said license shall expire July 1st, following date of issue, provided, that the license fee mentioned shall not apply to dogs in a licensed kennel or veterinary hospital.

Section 4. Establishment of Dog Pound.

The Mayor is hereby authorized to cause a dog pound to be established and maintained; the Mayor shall employ a person to have charge of said pound, which person is designated as the Poundmaster. The Poundmaster shall have authority to make reasonable rules and regulations relating to the operation and maintenance of the pound. Such rules and regulations are subject to such modification as the Council may desire to make from time to time.

Section 5. Impounding Dogs Without Tags.

It shall be the duty of the Poundmaster to cause to be seized and impounded any dog at large in the City.

Section 6. Retention and Disposition of Impounded Dogs; Notice to Owner.

All dogs seized and impounded as provided in this ordinance, shall be kept, housed and fed at the dog pound for five (5) days, after notice of seizure and impounding shall have been given or posted as hereinafter provided; and if not claimed or redeemed by the owner or by the person maintaining or harboring said dog within such period of five (5) days, the dog shall be disposed of in the manner provided by law, by a member of the Police Department of the City under the supervision and direction of the Poundmaster; provided, however, that whenever the name of any person appears on the collar of any dog so seized, such person shall forthwith be notified of such seizure in wiring by postal card addressed to such person and deposited in the United States mail.



The Poundmaster shall post a description of such dog impounded with the date and place where said dog was seized; said notice shall be posted at a prominent place open to public inspection at the dog pound, and said notice shall be maintained during said five (5) day period.

The owner, keeper or harbinger of any dog seized or impounded under the provisions hereof, may at any time prior to the expiration of five (5) days from the time that notice of seizure and impounding of the dog shall have been given or posted as provided herein, redeem said dog by paying to the Poundmaster or his authorized agent the following redemption fees: Seizing dog and delivering to pound, \$2.00, and for housing and feeding dog, per day or fraction, \$.50, plus the license fee hereinbefore provided for, if the owner, keeper or harbinger is a resident of the City; the license fee so collected shall be transmitted by the Poundmaster to the City Treasurer and the City Treasurer shall thereupon issue an official dog license tag and deliver the same to said dog owner.

In the event a seized and impounded dog has not been redeemed during said Five (5) day period, then and in that event and prior to the disposition of said dog the Poundmaster is authorized to sell said dog to any person desirous of redeeming the same, provided, however, that in no event shall a dog be impounded for a period longer than ten (10) days.

All monies received by the Poundmaster shall be recorded in a bound book. All license fees shall be turned over weekly to the City Treasurer, who shall issue receipt to the Poundmaster for the same; said funds shall be deposited in the

General Funds of the City; and all other money received by the Poundmaster shall be used by the City for operating and maintenance expenses.

Section 7. Equipment Necessary to Enforce the Provisions Hereof.

The City Treasurer, subject to the approval of the Council shall acquire such equipment as may be necessary to enforce the provisions hereof.

Section 8. Interference with Persons Acting Under Article; Offenses Concerning Tags.

No persons shall hinder, molest or interfere with any person authorized or empowered to perform any duty under this ordinance, nor shall any person attach a license tag to any dog to which it was not issued, or remove a license tag from the collar of any dog without the consent of its owner.

Section 9. Seizing or Enticing Dog; Bringing Dog into City for Impounding or Killing.

Except for persons duly authorized herein, no persons shall entice any properly licensed dog into any enclosure for the purpose of taking off its collar or tag, or, for such purpose, decoy or entice any dog out of the enclosure or house of its owner or possessor, or seize or molest any dog which is held or led by any person, or bring any dog into the City for the purpose of impounding and killing the same.

Section 10. Dogs Are Not Permitted to Run at Large.

No dog, whether wearing a license tag or not, shall be permitted to and it shall be unlawful for any dog to run

at large within the City at any time except on the property owned or occupied by the owner of said dog. Any dog found running at large in violation of this section shall be seized by the Poundmaster and forthwith impounded.

Section 11. Keeping Vicious Dog.

No person shall own, keep or harbor any dog, known by him to be vicious, dangerous or in the habit of biting or attacking persons, whether or not such dog wears a tag or muzzle, and, upon satisfactory proof that such dog is vicious, dangerous or in the habit of biting or attacking persons, the chief of police or any other police officer may cause such dog to be impounded and disposed of in the manner provided for herein.

Section 12. Muzzling Dogs Under Proclamation by Mayor.

Whenever it shall be made to appear to the Mayor that there are good reasons for believing that any dog within the City is mad, he may issue a proclamation requiring that all dogs shall, for a period to be defined in the proclamation, wear good, substantial muzzles, securely put on, so as to prevent them from biting or snapping, and any dog at large, during the period defined by the Mayor, without such muzzle, shall be taken by the Poundmaster and impounded, as provided herein.

Section 13. Keeping Noisy Dog or Cat.

No person shall own or keep within the City any animal of the dog kind, or cat, which shall, by barking, howling, squalling, crying or in any other manner whatsoever, disturb the comfort or quiet of any neighborhood.

#### Section 14.

Any dog, whether licensed or not, that has bitten any person shall be seized by the Poundmaster or any Police officer and impounded for a period of twenty-one (21) days for observation to determine whether said dog has rabies; the Poundmaster is authorized to secure the services of any registered professional veterinarian doctor or qualified laboratory to determine whether or not said dog has the rabies; in the event it should be ascertained that the dog has rabies, then the Poundmaster is authorized to cause said dog to be disposed of in the manner provided above; the owner of said dog shall be required to pay the expenses of maintaining said dog for said period of time at the rate of fifty (\$.50) cents per day and in addition thereto such reasonable fee or charge as may be made to ascertain whether or not the dog had rabies. In the event the impounded dog is found to be free of rabies, said dog shall be returned to the owner upon the payment of the fees herein provided.

#### Section 15. Inducing Dogs to Fight, Annoy Persons or Animals.

No person shall entice, induce, urge or cause any dogs to engage in or prolong a fight in the City, and no person shall induce or cause any animal of the dog kind to run after, bark at, frighten or bite any person or animals lawfully passing along or standing in or on any street or highway in the City.

#### Section 16.

All seeing-eye dogs are exempted from the provisions of this ordinance.

Section 17. Cooperation with other Governmental bodies.

In carrying out the intent and provisions of this ordinance the City is expressly authorized to enter into agreements with other municipalities and the County Court of Kanawha County, West Virginia, for the purchase of necessary equipment and supplies, employment of necessary personnel, operation and maintenance of a dog pound, and all other matters relating to the provisions of this ordinance and to share the cost thereof with other municipalities and the County Court of Kanawha County on a joint and mutual basis.

Section 18. Severability.

If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not effect any of the remaining provisions of this ordinance.

Section 19.

Any person or persons violating any of the foregoing sections or provisions of this Ordinance shall, upon conviction thereof be fined not more than ten dollars (\$10.00) and costs or confined in the city jail not more than ten (10) days, or both fined and imprisoned.

By -s- W. W. Alexander  
Mayor

By -s- Grace Lewis  
Recorder

Councilman Bush reported on traffic light to be installed on First Avenue (W. Va. Route 25) at 20th Street and suggested that this matter be checked further.

Councilman Bush moved, seconded by Councilman Reynolds, that street leading off of 40th Street Road down to 39th Street, East and Street leading off 40th Street Road up the hill to City limit line be designated and named 4th Avenue. The motion carried.

Councilman Bleau registered a complaint that adults were playing basketball on sidewalk at the corner of Washington Avenue and Cedar Street and that residents in this area were complaining of use of profane language. The Mayor said he would instruct the police to check this matter and take whatever steps necessary.

Councilman Collins reported that he had had numerous complaints of water from hill above Third Avenue washing down side streets to Second Avenue. This matter was discussed at length and it was felt by Council that to eliminate this problem the cost would be too great for the city to bear.

Councilman Grover brought up the subject of the bad condition at 9th Street and Second Avenue. This problem was discussed by the council and it was suggested that this section of 9th Street should be paved, or that this particular bad place should be repaired or that the section of Street should be closed to traffic.

Mayor Alexander reported to the Council on a meeting held for the property owners of Second Avenue, that the majority of the property owners seemed to go along with the idea of widening, curb and gutter and resurfacing Second Avenue, with the plan of the property owners paying 25% of the cost of the improvement, and a bond issue supplementing the remainder 75% of the cost.


Councilman Gewin moved that the City Engineer be authorized to proceed with preliminary work on an improvement program for Second Avenue to include curb, gutter, resurface, proper drainage,

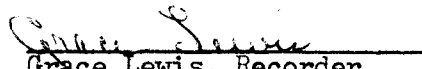
widen, in residential area to 28 feet, where possible and widen to 40 feet in business area. Councilman Bush seconded the motion. And upon a vote the motion carried unanimously.

Petitions were presented requesting permanent improvement of 23rd Street, from Second Avenue to Blakes Creek, Third Avenue, from 40th Street Road to City limit line, Kanawha Avenue, from Ash Street to Elm Street and Dupont Avenue, from Ash Street to Beech Street. It was suggested that Engineer proceed with preliminary work for the improvement of the aforementioned Streets and Avenues.

Councilman Grover moved, seconded by Councilman Reynolds, that sidewalk be installed, at property owner's expense, on the property abutting 3801 38th Street. Motion carried.

There being no further business to come before the Council, a motion for adjournment carried.

  
W. W. Alexander, Mayor

  
Grace Lewis, Recorder

April 4, 1955

The City Council met in a special called session Monday, April 4, 1955 at 7:30 o'clock P. M. There were present, W. W. Alexander, Mayor, Grace Lewis, Recorder, M. L. Bush, Jerome Collins, B. E. Gewin, F. E. Grover, George W. Hogshead and H. L. Reynolds members of the Council. Paul Bleau, Councilman, being absent.

The meeting was called to order by Mayor Alexander.

Thereupon the Mayor announced that this was a special meeting for the purposes set out in call for Special meeting and asked the Recorder to read the call for special meeting.

The notice having been read, upon a motion by Councilman Gewin, seconded by Councilman Bush, it was ordered that notice of Special call meeting be made a part of minutes of this meeting.

The Recorder read the estimated cost of improving Second Avenue as submitted by J. A. Spence of Municipal Engineering Corporation.

There was taken up for consideration the proposed Ordinance submitting the question of issuing bonds to the vote of the people and after some discussion of the proposed Ordinance and consideration of the Council, upon motion by Councilman Gewin, seconded by Councilman Reynolds, the following order and ordinance was unanimously adopted, all Councilmen, Recorder and Mayor voting "Aye".

AN ORDINANCE AND ORDER DIRECTING THAT ALL QUESTIONS CONNECTED WITH THE CONTRACTING OF A DEBT OF NINETY-FIVE THOUSAND DOLLARS (\$95,000.00) FOR THE PURPOSE OF PERMANENTLY IMPROVING



NOTICE

Notice is hereby given that a special meeting of the Council of the City of Nitro will be held on Monday the 4th day of April, 1955, at 7:30 o'clock, P.M., E. S. T., in the Council Chambers in the City Hall of the City of Nitro, West Virginia, for the purposes following:


1. To consider plans for the improvement of Second Avenue, by widening, draining and paving, and specifically to consider a proposed ordinance and order submitting to the Voters of the City of Nitro all questions connected with the contracting of a debt of Ninety-five Thousand Dollars for said improvements and issuing of bonds therefor, and the setting of a date for any such election;

2. To consider a petition proposing annexation of the unincorporated contiguous territory popularly known as Sattes, River and Westerly Area, and in said petition particularly described by metes and bounds, to the City of Nitro, and in so doing to take such action as is provided by law; and

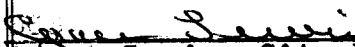
3. To consider the calling of a special election for the purpose of submitting to the Voters of the City of Nitro the question of authorizing additional levies for current expenses of said City for the period July 1, 1955, to June 30, 1958, at which said time and place all of the members of Council of the City of Nitro, the Mayor, Recorder and City Attorney, shall attend.

4. To consider a proposed election ordinance.

Dated at Nitro, West Virginia, on this 25th day of March, 1955.

  
W. W. Alexander, Mayor of the  
City of Nitro, West Virginia.

Attest:

  
Grace Lewis, City Recorder.



We, the undersigned members of the Council of the City of Nitro, West Virginia, W. W. Alexander, Mayor, Grace Lewis, Recorder, and Dennis R. Knapp, City Attorney, each acknowledge receipt of a copy of the aforesaid Notice of a special meeting of the Council of the City of Nitro, West Virginia, to be held at 7:30 O'clock, P. M., E. S. T., on the 4th day of April, 1955, for the purposes above set forth.

Done this 25th day of March, 1955.

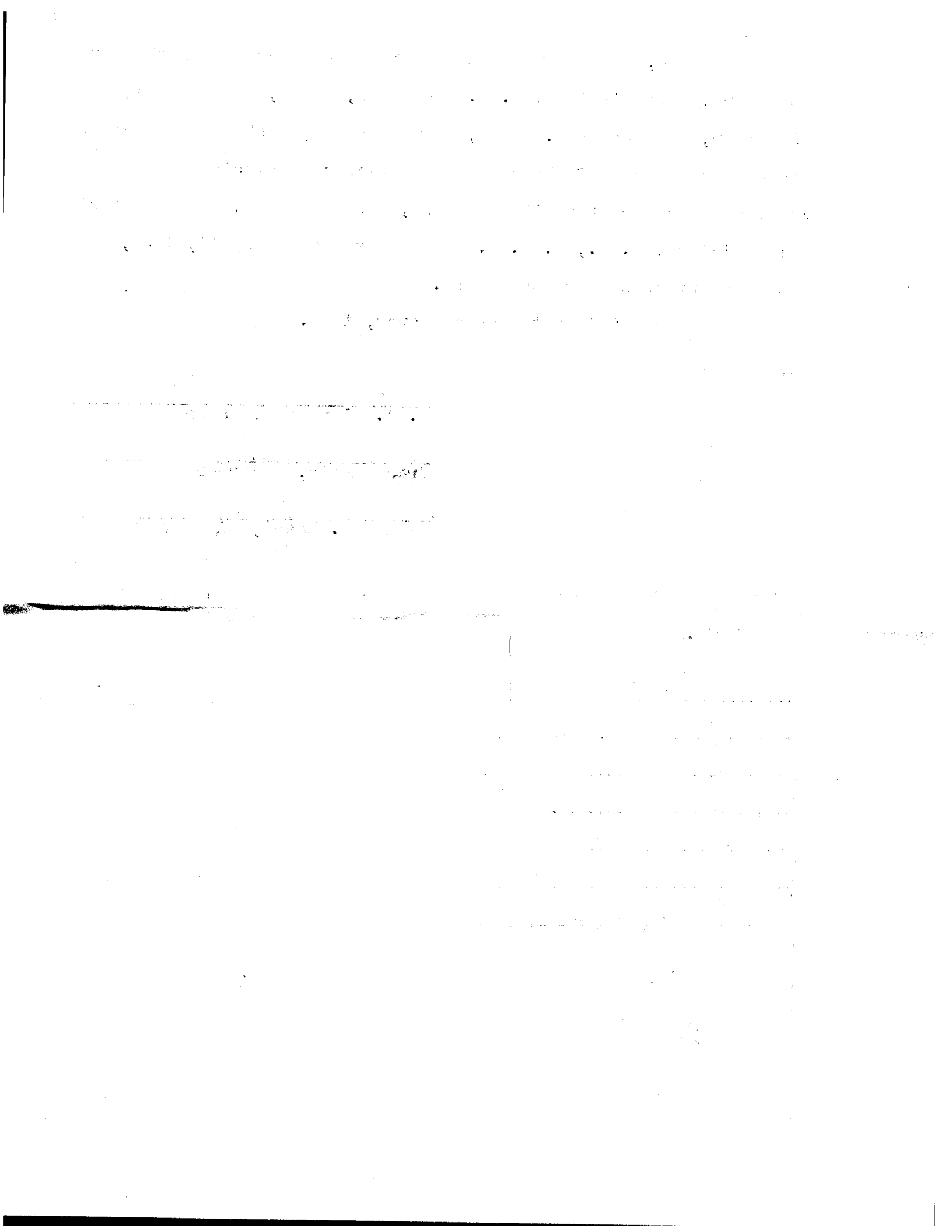
W. W. Alexander  
W. W. Alexander, Mayor

Grace Lewis  
Grace Lewis, Recorder

Dennis R. Knapp  
Dennis R. Knapp, City Attorney

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

R. G. Swain  
H. L. Reynolds  
J. H. Grover  
G. J. Collins  
M. L. Bush  
W. D. Foxhead, W. D.  
Paul Blum



STREETS OR PUBLIC WAYS IN THE CITY OF NITRO, AND OF ISSUING BONDS THEREFOR, BE SUBMITTED TO A VOTE OF THE QUALIFIED VOTERS WITHIN THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA, AT A SPECIAL ELECTION TO BE HELD ON THE 5TH DAY OF MAY, 1955.

WHEREAS, the public street or thoroughfare traversing the center of said City of Nitro from 7th ~~Street~~ on the South to 41st Street on the North, designated and known as Second Avenue, and being a through street and important to the continued growth and development of the City of Nitro, is too narrow, poor in design, wholly without drainage, detrimental and hazardous to abutting properties and generally inadequate for the needs of all inhabitants of said City of Nitro; and

WHEREAS, the Council of the City of Nitro, after careful study, discussion and deliberation of the problems in connection with the improvement of said Second Avenue by widening, curbing and guttering, draining and paving, and otherwise improving same, has determined and found that said permanent public improvements should be made in order to provide a safe, properly designed and adequate thoroughfare through the central part of the City; and

WHEREAS, the Council has heretofore found and does hereby determine and find that the cost will not be less than Ninety-five Thousand Dollars (\$95,000.00) for which purpose it will be necessary for said City to borrow money and, in evidence thereof, issue its bonds.

IT IS THEREFORE, ORDERED AND ORDAINED BY THE COUNCIL  
OF THE CITY OF NITRO, KANAWHA AND PUTNAM COUNTIES, WEST VIRGINIA,  
IN SPECIAL SESSION ASSEMBLED AS FOLLOWS:

1. That it appears to the Council of the City of Nitro, and the Council of the City of Nitro doth accordingly find that it is necessary and expedient that permanent public improvements be made in said City of Nitro of the kind and nature following: Permanent Public Improvement of Second Avenue, a public street and thoroughfare in the City of Nitro, West Virginia, from its intersection with Seventh Street to its intersection with 41st Street of said City by widening, curbing and guttering, draining and paving said street and otherwise improving same; and that the funds derived from current levies, applicable to making said improvements, including the proper and necessary incidental expenses in connection therewith, which this body is now authorized by law to lay, after providing for the administration of the affairs of said City of Nitro and meeting the current expenses thereof as required by law, are insufficient to make said improvements, and that therefore, bonds should be issued to provide funds for such purposes.

2. That it appears to the Council of the City of Nitro, and the Council of the City of Nitro doth accordingly find, that the valuation of the taxable property in said City of Nitro, as shown by the last assessment thereof for state and county taxation purposes, is \$4,835,910.00; and that the valuation of each class of property therein is as follows:

CLASS I \$ 699,650.00  
CLASS II \$1,209,150.00  
CLASS IV \$2,927,110.00

3. That the City of Nitro as of the 1st day of April, 1955, has outstanding bonded indebtedness in the amount of Fifty-five Thousand Eight Hundred Dollars (\$55,800.00) and that its unbonded indebtedness is none; that if bonds be approved by the voters, such indebtedness will not exceed in the aggregate 5 per cent of the assessed valuation of the taxable property as provided by Section 3, Article 1, Chapter 13 of the Code of West Virginia; and that, therefore, bonds in the sum of Ninety-five Thousand Dollars (\$95,000.00) may be issued without exceeding any constitutional or statutory limitations.

4. That the amount of the proposed bond issue is Ninety-five Thousand Dollars (\$95,000.00), and it is the judgement of the Council, and they so find, that such sum should be obtained by the issuance of bonds for that amount; and that bonds Nos. 1 to 95, inclusive, for One Thousand Dollars (\$1,000.00) each, aggregating Ninety-five Thousand Dollars (\$95,000.00) be issued and sold, the proceeds of which shall be used only for the improvements hereinabove set forth.

5. That said bonds shall bear interest at a rate not exceeding three per centum (3%) per annum, payable semiannually, and be payable from one to twenty-five years from their date; and that the maturities of each series of said bonds shall be as follows:

Bonds Nos 1 to 2, inclusive, for \$2,000.00 due and payable one year after date.

Bonds Nos. 3 to 4, inclusive, for \$2,000.00 due and payable two years after date.

Bonds Nos. 5 to 7, inclusive, for \$3,000.00 due and payable three years after date.

Bonds Nos. 8 to 10, inclusive, for \$3,000.00 due and payable four years after date.

Bonds Nos. 11 to 15, inclusive, for \$3,000.00 due and payable five years after date.

Bonds No. 14 to 16, inclusive, for \$3,000.00 due and payable six years after date.

Bonds Nos. 17 to 19, inclusive, for \$3,000.00 due and payable seven years after date.

Bonds Nos. 20 to 22, inclusive, for \$3,000.00 due and payable eight years after date.

Bonds Nos. 23 to 25, inclusive, for \$3,000.00 due and payable nine years after date.

Bonds Nos. 26 to 28, inclusive, for \$3,000.00 due and payable ten years after date.

✓ Bonds Nos. 29 to 32, inclusive, for \$4,000.00 due and payable eleven years after date.

Bonds Nos. 33 to 36, inclusive, for \$4,000.00 due and payable twelve years after date.

Bonds Nos. 37 to 40, inclusive, for \$4,000.00 due and payable thirteen years after date.

Bonds Nos. 41 to 44, inclusive, for \$4,000.00 due and payable fourteen years after date.

Bonds Nos. 45 to 48, inclusive, for \$4,000.00 due and payable fifteen years after date.



Bonds Nos. 49 to 52, inclusive, for \$4,000.00 due and payable sixteen years after date.

Bonds Nos. 53 to 56, inclusive, for \$4,000.00 due and payable seventeen years after date.

Bonds Nos. 57 to 60, inclusive, for \$4,000.00 due and payable eighteen years after date.

Bonds Nos. 61 to 64, inclusive, for \$4,000.00 due and payable nineteen years after date.

Bonds Nos. 65 to 68, inclusive, for \$4,000.00 due and payable twenty years after date.

Bonds Nos. 69 to 73, inclusive, for \$5,000.00 due and payable twenty-one years after date.

Bonds Nos. 74 to 78, inclusive, for \$5,000.00 due and payable twenty-two years after date.

Bonds Nos. 79 to 83, inclusive, for \$5,000.00 due and payable twenty-three years after date.

Bonds Nos. 84 to 89, inclusive, for \$6,000.00 due and payable twenty-four years after date.

Bonds Nos. 90 to 95, inclusive, for \$6,000.00 due and payable twenty-five years after date.

6. It is further ordered that a special election be held in the City of Nitro, Kanawha and Putnam Counties, West Virginia, on the 5th day of May, 1955, for the purpose of voting upon the question of incurring the debt and issuing said bonds, and all other questions properly connected therewith. The Council of the City of Nitro, the levying body, is authorized to lay a sufficient levy annually to provide funds for the payment of interest on the bonds and the principal at maturity.

7. All provisions of the Statutes of the State of West Virginia and the election Ordinances of the City of Nitro concerning the conduct of general elections and regular city elections shall apply so far as they are applicable to the holding of this election and the **ascertainment** of the results thereof. The City Recorder of the City of Nitro is hereby authorized, empowered and directed to acquire and furnish proper election supplies for said election, make publication of this order and ordinance, and order and direct said order and ordinance to be posted at the front door of the City Building of the City of Nitro and in each place of voting in said City of Nitro at least ten (10) days prior to the date of said election, and said Recorder shall do any and all other things necessary or proper to present the question proposed by this order and ordinance to the voters of the City of Nitro at said election, and shall furnish and deliver a certified copy of this ordinance to the Ballot Commissioners of the City of Nitro who shall receive the same and provide for the printing of Ballots, and shall do all other matters **necessary** to the holding of said election in accordance with the provisions of the Statutes of the State of West Virginia and the ordinances of the City of Nitro in such cases made and provided.

8. The voting precincts within the City of Nitro as now existing and established by the Election Ordinances of the City of Nitro and the County Court of Kanawha County, West Virginia, and the County Court of Putnam County, West Virginia, shall be, and the same are, hereby designated as the voting precincts for such election, in all respects except that the actual location of voting places are set out below. And the registration lists

of voters and the use of registration books shall be governed by the permanent registration law of the State of West Virginia, and the Election Ordinances of the City of Nitro, and the City of Nitro, West Virginia, hereby adopts the registration lists as established by said County Court of Kanawha County and said County Court of Putnam County for the City of Nitro as to precincts and as to persons within the corporate limits of the City of Nitro entitled to vote, as amended and corrected according to law, as the official registration lists of said City of Nitro, West Virginia to be used for this election.

9. That Commissioners and Clerks for holding said election be and they are hereby appointed as follows, namely:

Kanawha County Precinct No. 282

Voting Place: Smith Garage

Receiving Board

Mrs. A. W. Conway, Commissioner	Mrs. Bessie Boggess, Clerk
Z. S. Raynes, Commissioner	Mrs. Arnold Persinger, Clerk
Mrs. Polly LeMaster, Commissioner	

Counting Board

Miss Dorothy Maruish, Commissioner	Frank Craig, Clerk
Mrs. Marietta Wears, Commissioner	Mrs. W. C. Tyler, Clerk
Mrs. Al Craven, Commissioner	

Kanawha County Precinct No. 305

Voting Place: Howard Wilson Residence.

Receiving Board

Florence White, Commissioner	Marjorie Loring, Clerk
Mable Duffy, Commissioner	Mrs. Carl Chapman, Clerk
Howard Wilson, Commissioner	

Counting Board

Rex White, Commissioner	Mrs. H. H. Moore, Clerk
Earl Dye, Commissioner	Betty Bleau, Clerk
George Saul, Commissioner	

Kanawha County Precinct No. 260  
Voting Place: Eighth Street Grocery  
Receiving Board

Phillip Arthur, Commissioner	Mrs. Darrell Evans, Clerk
Naomi Willard, Commissioner	Goldie Harris, Clerk
Althea Casto, Commissioner	

Counting Board

Gertrude M. Deem, Commissioner	Mrs. Paul Leadmon, Clerk
Wanda Ferrell, Commissioner	Georgia Brothers, Clerk
Margaret Boggess, Commissioner	

Kanawha County Precinct No. 261

Voting Place: Nitro Elementary School  
Receiving Board

L. F. Hartranft, Commissioner	Treva Sayre, Clerk
Irene Coe, Commissioner	Iva Young, Clerk
Ruby Wallace, Commissioner	

Counting Board

Velma O. Kinder, Commissioner	Mrs. Ralph Harrison, Clerk
Mae Cook, Commissioner	Mary Sampson, Clerk
Mary King, Commissioner	

Kanawha County Precinct, No. 283  
Voting Place: Nitro High School  
Receiving Board

Sam Montague, Commissioner	Mrs. J. R. Peck, Clerk
W. B. Moyer, Commissioner	Mrs. E. C. Colcord, Clerk
Lydia Briggs, Commissioner	

Counting Board

Ernestine Jordan, Commissioner                      Virginia Hunter, Clerk  
 Mrs. C. A. Heiberger, Commissioner              Juanita Wintz, Clerk  
 Luke Michael, Commissioner

Putnam County Precinct No. 22  
 Voting Place: UMWA Union Hall

Receiving Board

R. M. Tormey, Commissioner                      Mrs. R. H. Cooper, Clerk  
 G. S. Smith, Commissioner                      Hattie Beakman, Clerk  
 Audra Cogar, Commissioner

Counting Board

Belva Peaker, Commissioner                      Opal Gatens, Clerk  
 Florence Butler, Commissioner                      Hazel Townsend, Clerk  
 Edith Fowler, Commissioner

10. The form of ballot for such election shall be as follows:

FORM OF BALLOT

Shall the City of Nitro, West Virginia, incur debt and issue bonds in the amount of Ninety-five Thousand Dollars (\$95,000.00) to run not more than twenty-five (25) years from the date thereof, with interest not exceeding the rate of three per centum (3%) per annum, for the purpose of making permanent public improvements in said City of Nitro of the kind and nature following: Permanent Public Improvement of Second Avenue, a public street and throughfare in the City of Nitro, West Virginia, from its intersection with Seventh Street to its intersection with 41st Street of said City by widening, curbing and guttering, draining and paving said street and otherwise improving same, including the proper and necessary incidental

expenses in connection therewith; and levy taxes sufficient to pay the interest on, and the principal of such bonds.

(    )                    YES

(    )                    NO

NOTICE TO VOTERS: To vote in favor of the proposition submitted on this ballot place an **X** mark in the square before the word "YES".

To vote against it, place a similar mark before the word "NO".

And on the reverse side of each ballot shall be printed;

"  
\_\_\_\_\_  
POLL CLERK  
  
\_\_\_\_\_  
POLL CLERK  
"

11. That the said Council of the City of Nitro be, and it is hereby authorized, to lay annually upon the assessed valuation of all the taxabel property within said City of Nitro, West Virginia, a levy, sufficient to provide funds for the payment of the annual interest upon said bonds, as it accures semiannually, and the principal thereof at maturity; for which purposes a levy upon each hundred dollars valuation, based upon the last assessment of said property for state and county purposes, will be required as follows:

- Upon Class I property, approximately 4.05¢
- Upon Class II property, approximately 8.10¢
- Upon Class IV property, approximately 16.20¢

12. In the laying of said levy, the assessment levy authorized to be laid by the said Council of the City of Nitro by the Constitution of West Virginia and the statutes enacted pursuant thereto shall not be exceeded: Provided, however, that said rates hereinabove set forth may whenever necessary be exceeded in making the annual levy for interest and principal of said bonds within statutory and constitutional limitations; and that in the levy, collection and disbursement of taxes within constitutional and statutory limitations that levy for interest and principal shall have preference over all other taxes collected by said City of Nitro for any purpose whatever, except the payment of interest and sinking fund requirements on debts created prior to November 8, 1932, and any other bond issue or issues which lawfully may have been authorized subsequent to November 8, 1932, or which hereafter may be authorized.

13. That if the debt and the bonds submitted to the voters shall be approved, the levies hereinbefore provided shall be included within the maximum levies authorized and approved for current expenses and other lawful purposes of the said City of Nitro pursuant to law; that levies herein provided shall be levied and allocated each year for the purpose of discharging the interest and the principal of the bonds to be authorized, and for such purpose shall be laid separate and apart from the levies made for general current expenses of the said City of Nitro; and the said Council of the City of Nitro doth find that after laying and allocating said special levies for the payment of bond principal

and interest requirements of said bonds, there will be out of the levies authorized by law and apportioned for current expenses a sufficient levy authorized by law, which when added to other income will be sufficient to carry on the proper and requisite functions of said City of Nitro, West Virginia.

14. The maturities of bonds as hereinbefore set forth shall be conditioned upon the further provision, that bonds numbered twenty-nine to ninety-five, inclusive, shall be optional for redemption by said City prior to maturity, in whole, or from time to time in part, in the reverse order of their maturity on any interest payment date on or after the 1st day of July, 1965, upon terms of par and accrued interest. Both principal and all interest upon call shall be payable in lawful money of the United States of America at the office of the State Treasurer of West Virginia in the City of Charleston, West Virginia, or at the option of the holder of the respective bonds and interest coupons, at the Bank of Nitro, Nitro, West Virginia.

15. The Council of the City of Nitro shall convene as a Board of Canvassers of said election in a special session to be held in the Council Chamber in the City Hall in the City of Nitro, West Virginia, at 7:30 o'clock P. M., on May 11, 1955, to canvass, count and certify the returns of said election as required by law, that being the fifth day (Sunday excepted) after said levy election.

16. It is further ordered that notice calling such election shall be given by the publication of this order and ordinance at least once each week for four successive weeks prior to the date of the election in the Kanawha Valley Leader,



the only newspaper published in said City of Nitro; and further that notice shall also be given by posting/<sup>printed</sup>copies of this order at the front door of the meeting place of said County of the City of Nitro, and at each voting precinct at which the election is to be held at least ten days before the election.

The Mayor presented petition to Council signed by 809 residents of the City of Nitro, petitioning the 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, popularly and generally known as Sattes, River and Westerly area, the question of annexing the said contiguous territory of Sattes, River and Westerly area.

Thereupon Councilman Bush proposed the following Ordinance and moved its adoption:

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 SATTES, RIVER AND WESTERLY AREA, ON THE QUESTION OF THE ANNEXATION OF SAID UNINCORPORATED CONTIGUOUS TERRITORY OF SATTES, RIVER AND WESTERLY AREA TO THE CITY OF NITRO, AT SPECIAL ELECTIONS TO BE HELD THEREIN ON THE 5TH DAY OF MAY, 1955, 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 Beulah Hammond and some 808 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, and the Council so finds, that said petition is in due form, properly executed by more than ten per cent (10%) of the inhabitants of the City of Nitro and complies with the provisions of Section 21, Article 6, Chapter 8A 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, popularly and generally known as Sattes, River and Westerly Area, 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 5th day of May, 1955, and (b) a special election shall be held in the unincorporated territory contiguous to the City of Nitro popularly and generally known as Sattes, River and Westerly Area, and hereinafter described accurately by metes and bounds, on Thursday, the 5th day of May, 1955, 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 and generally known as Sattes, River and Westerly Area situate in Union District, Kanawha County and Poca

District, Putnam County, West Virginia, and being the area generally lying adjacent to the present southerly and westerly boundary lines of the City of Nitro and extending from a point approximately 15,000 feet northerly from the Sattes - St. Albans bridge on the North to the Sattes Railroad Crossing and Blackwood Lane on the South, and extending generally from the area of the Old County Road on the East to the center of the Kanawha River on the West, and being more accurately described by metes and bounds as follows, to-wit:

BEGINNING at the southwest corner of the Nitro Corporation line at the low water mark on the east side of the KANAWHA River, thence with the south Nitro Corporation line N.  $56^{\circ} 30'$  E. crossing the centerline of the new W. Va. Route 25 at 1,470 feet, more or less, in all 2,000 feet, more or less, to the southeast corner of the Nitro Corporation line; thence paralleling the centerline tangent of new W. Va. Route 25 and 530 feet therefrom S.  $32^{\circ} 48'$  E. 2,108.63 feet; S.  $53^{\circ} 27'$  E. 2,236.15 feet to a point opposite the centerline of Blackwood Lane extended, said point being 530 feet N.  $36^{\circ} 42'$  E. from the centerline of W. Va. Route 25; thence S.  $36^{\circ} 42'$  W. with the centerline of Blackwood Lane extended and the centerline of Blackwood Lane crossing the N. Y. C. Railroad at the center of the Sattes Crossing at 830 feet, more or less, and the low water mark of the east side of the Kanawha River at 1,450 feet, more or less, in all 1,900 feet, more or less, to the Union - Jefferson District Line in the center of the Kanawha River, thence along the Districts lines and down the center of the Kanawha River passing the Sattes Bridge at 700 feet, more or less, the mouth of Coal River at 3,900 feet, more or less, and passing the Kanawha - Putnam County Line at 14,300 feet, more or less, in all 15,650 feet, more or less, to a point in the center of the Kanawha River and in the Scott - Pocatalico District Line in Putnam County, thence S.  $75^{\circ} 50'$  E., crossing the East bank of Kanawha River at 470 feet, more or less, in all 1,550 feet, more or less, to a point in the Kanawha - Putnam County line; thence with the Kanawha - Putnam County line N.  $13^{\circ} 38'$  E. 180 feet, more or less; S.  $76^{\circ} 11'$  E. 363.57 feet; N.  $74^{\circ} 12'$  E. 313.71 feet; N.  $13^{\circ} 50'$  E. 281.03 feet; S.  $76^{\circ} 10'$  E. 320.75 feet; N.  $87^{\circ} 21'$  E. 616 feet, more or less, to a point in the Nitro Corporation Line; said point being in the line of the New York Central Railroad right of way; thence with the Nitro Corporation line and the New York Central Railroad

right of way in a southerly direction, passing the old county line at 150 feet, more or less, in all 1,980 feet, more or less, to a point in the New York Central Railroad right of way and the Nitro Corporation line corner; thence leaving the east New York Central Railroad right of way and with the Nitro Corporation Line N.  $66^{\circ} 15'$  W. 41 feet; N.  $45^{\circ} 30'$  W. 1,412.1 feet; N.  $13^{\circ} 38'$  E. 58.5 feet; S.  $87^{\circ} 04'$  W. 862.87 feet to a point at the low water mark of Kanawha River and on the east bank thereof; thence with the Nitro Corporation line and along the low water mark of the Kanawha River and up the east bank thereof, passing the old county line at 310 feet, more or less, in all 8,680 feet, more or less, to the place of beginning, containing 365 acres, more or less, or 0.57 square mile,

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 Sattes,  
River and Westerly Area Proposed to  
be annexed to the City of Nitro.

Shall the territory indicated on the map, 'Territory of Sattes, River and Westerly Area Proposed to be Annexed,' be annexed to and become a 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 Council of said City and by the County Courts of Kanawha County and Putnam County, West Virginia, and the boundaries thereof and places of voting within the same for the State and County General Election held on November 2, 1954, except as herein otherwise provided, are hereby adopted and shall be the precincts 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 popularly and generally known as Sattes, River and Westerly Area, hereinbefore described and proposed to be annexed, shall be and is described as follows, namely:

'SATTES, RIVER AND WESTERLY AREA PRECINCT NO. 1' shall consist and be composed of that area generally lying adjacent to the present southerly and westerly boundary lines of the City of Nitro and extending from a point approximately 15,000 feet northerly from the Sattes - St. Albans bridge on the North to the Sattes Railroad Crossing and Blackwood Lane on the South, and extending generally from the area of the Old County Road on the East to the center of the Kanawha River on the West, 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 306, 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. 282 - Smith Garage.  
 Kanawha County Precinct No. 305 - Howard Wilson Residence.  
 Kanawha County Precinct No. 260 - Eighth Street Grocery  
 Kanawha County Precinct No. 261 - Nitro Elementary School.  
 Kanawha County Precinct No. 283 - Nitro High School.  
 Putnam County Precinct No. 22 - UMW Union Hall.

AREA OF SATTES, RIVER AND WESTERLY AREA:

Precinct No. 1 -Sattes School.

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 Sattes, River and Westerly Area, respectively, as follows:

Kanawha County Precinct No. 282 - Smith Garage.

Commissioners: Mrs. A. W. Conway, Z. S. Raynes and Mrs. Polly LeMaster.

Clerks: Mrs. Bessie Boggess, Mrs. Arnold Persinger.

Kanawha County Precinct No. 305 - Howard Wilson Residence.

Commissioners: Mrs. Florence White, Mrs. Mable Duffy and Howard Wilson.

Clerks: Mrs. Marjorie Loring and Mrs. Carl Chapman.

Kanawha County Precinct No. 260 - Eighth Street Grocery.

Commissioners: Philip Arthur, Mrs. Naomi Willard and Mrs. Althea Casto.

Clerks: Mrs. Darrell Evans and Mrs. Goldie Harris.

Kanawha County Precinct No. 261 - Nitro Elementary School.

Commissioners: L. F. Hartranft, Mrs. Irene Coe and Mrs. Ruby Wallace.

Clerks: Mrs. Treva Sayre and Mrs. Iva Young.

Kanawha County Precinct No. 283 - Nitro High School.

Commissioners: Sam Montague, W. B. Moyer and Mrs. Lydia Briggs.

Clerks: Mrs. J. R. Peck and Mrs. E. C. Colcord.

Putnam County Precinct No. 22 - UMWA Union Hall.

Commissioners: R. M. Tormey, Audra Cogar and G. S. Smith.

Clerks: Mrs. R. H. Cooper and Mrs. Hattie Beckman.

Sattes, River and Westerly Area - Precinct No. 1 - Sattes School.

Commissioners: Mrs. Hubert Bonner, Mrs. J. C. Blackwood  
and Mrs. R. P. Walters.

Clerks: John Shifflett and Shirley E. Collart.

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 Sattes, River and Westerly Area proposed to be annexed, the latter including that portion of the qualified voters residing in Kanawha County Precincts Nos. 272 and 305, and Putnam County Precinct No. 23, who reside within the area popularly and generally known as Sattes, River and Westerly Area 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 Sattes, River and Westerly Area territory as hereinbefore bounded and described, whether resident thereon or not, as provided for in Code, W. Va., 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, and also including all applicable charter provisions and ordinances of the City of Nitro.

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 generally known as Sattes, River and Westerly Area proposed to be annexed, once a week for two successive weeks, the first publication to be at least fourteen days prior to said 5th day of May, 1955.

7. The City Recorder of the City of Nitro shall forthwith furnish an attested copy of this ordinance and orders to the Circuit Court or Judge of the Circuit Court 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 or Sattes, River and Westerly Area 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 8A of the Code of the State of West Virginia. The City Recorder shall also perform the further duties in respect to said election as are imposed upon her by all applicable laws.

Said motion was seconded by Councilman Collins. After some discussion a vote was taken all the Councilmen, Mayor and Recorder voting "Aye".

Thereupon the Mayor declared the Ordinance adopted.

Thereupon the following Resolution was presented for the Council's consideration.

NOTICE OF SPECIAL ELECTION  
FOR  
ADDITIONAL MUNICIPAL LEVY

TO THE VOTERS OF NITRO, WEST VIRGINIA:



TAKE NOTICE

That at a special meeting of the Council of the City of Nitro, State of West Virginia, held on the 4th day of April, 1955, 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 expneses 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 purposes hereinafter set forth, and that an election should be held to increase such levies, it is hereby ordered:

1. That the purpose for which additional funds are needed is as follows:

Street Maintenance and Repairs.

Parks and Recreation.

Additional Firemen's wages.

2. That the amount for each purpose is as follows:

Street Maintenance and Repairs \$3,000 for each fiscal year for a period of three years.

Parks and Recreation \$2,500 for each fiscal year for a period of three years.

Additional Firemen's wages, \$3,500 for each fiscal year for a period of three years.

3. That the total amount for said purpose or purposes is \$9,000 for each 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, \$699,650.; Class II, \$1,209,150.; Class IV, \$2,927,110.;  
Aggregate, \$4,835,910.

5. That the proposed additional rate of levy in cents on each class of property is as follows: Class I, 6.25¢; Class II, 12.5¢; Class IV, 25¢ .

6. That the proposed years to which the additional levy shall apply are the fiscal years beginning July 1, 1955, July 1, 1956, and July 1, 1957.

7. That the question of such additional levy shall be submitted to a vote at a Special Election, to be held on the 5th day of May, 1955.

8. That 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 the provisions of the laws concerning general election shall apply as far as they are practicable, except that a separate ballot shall be used at such election when held in connection with any other 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 years 1955-56, 1956-57, 1957-58 and for the purpose of Street Maintenance and Repairs, Parks and Recreation and Additional Firemen's Wages, according to the order of the Council entered on the 4th day of April, 1955".

"Additional levy shall be on Class I property 6.25 cents; on Class II property 12.5 cents; Class IV property 25 cents."

( ) For the Levies.

( ) Against the Levies.

Instructions: 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

By W. W. Alexander, Mayor

Attest:

Grace Lewis,  
Recorder

Thereupon after due consideration by Council, Councilman Reynolds moved the adoption of the foregoing Resolution. Motion was seconded by Councilman Grover, and upon a vote was unanimously adopted, all Councilmen, Mayor and Recorder voting "Aye".

The Recorder presented and Ordinance and Order fixing and confirming of record the Precincts, Precinct boundaries and places of voting for regular and special elections held in the City of Nitro, as follows:

AN ORDINANCE AND ORDER FIXING AND CONFIRMING OF RECORD THE PRECINCTS, PRECINCT BOUNDARIES AND PLACES OF VOTING FOR REGULAR AND SPECIAL ELECTIONS HELD IN THE CITY OF NITRO.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NITRO.

1. That the voting precincts in the City of Nitro for municipal elections shall coincide, as nearly as possible, to the boundaries of the voting precincts fixed by the County Courts, respectively, of Kanawha and Putnam Counties, West Virginia, for national, state and county elections.

2. That the precincts, place of voting and the boundaries thereof for regular or special municipal elections shall be fixed by Council as the exigencies thereof may require.

3. That the precincts, places of voting and precinct boundaries for municipal elections held in the City of Nitro, on and after the effective date hereof, are as follows:

FIRST WARD

Putnam County Precinct No. 22.

Voting Place: U. M. W. A. Hall - 29th Street.

The boundaries of this precinct shall be such boundary lines as may have been fixed by the County Court of Putnam County, West Virginia, for state and county elections but in any event to include every part and portion of the City of Nitro as the boundaries of said City are now established, lying within the County of Putnam, State of West Virginia, and shall specifically include any territory annexed to said City by minor boundary adjustment or otherwise; and the boundaries of said Putnam County Precinct No. 22 as above set out shall be the boundaries of said precinct for all municipal elections, any variances in, or inaccuracies in describing or fixing, the boundaries for said Putnam County Precinct No. 22 as established

for national, state and county elections by the County Court of Putnam County, West Virginia, notwithstanding.

Kanawha County Precinct No. 283.

Voting Place: Nitro High School.

The boundaries of this precinct shall be those fixed by the County Court of Kanawha County, West Virginia, for national, state and municipal elections.

SECOND WARD

Kanawha County Precinct No. 261.

Voting Place: Nitro Elementary School.

The boundaries of this precinct shall be those fixed by the County Court of Kanawha County, West Virginia, for national, state and municipal elections.

Kanawha County Precinct No. 260.

Voting Place: Eighth Street Grocery.

The boundaries of this precinct shall be those fixed by the County Court of Kanawha County, West Virginia, for national, state and municipal elections.

THIRD WARD

Kanawha County Precinct No. 282.

Voting Place: W. H. Smith Garage Building.

The boundaries of this precinct shall be those fixed by the County Court of Kanawha County, West Virginia, for national, state and municipal elections.

Kanawha County Precinct No. 305.

Voting Place: Howard Wilson Residence.

The boundaries of this precinct shall be those

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fixxed by the County Court of Kanawha County, West Virginia, for national, state and municipal elections.

4. Any ordinances or parts of ordinances in conflict herewith are hereby repealed.

Councilman Collins moved, second by Councilman Hogshead, the adoption of the foregoing ordinance and order, and upon a vote the order and ordinance was unanimously adopted, all Councilmen, Recorder and Mayor voting "Aye".

Thereupon the Mayor declared the ordinance adopted.

Mayor Alexander inquired if any of the visitors present wished to ask any questions and thereupon Mr. E. E. Higginbotham suggested that a group of citizens come in and discuss the matter of the sewers with the Mayor and Council. Mayor Alexander informed Mr. Higginbotham and the group that he and the Council would be willing to discuss this matter at any time and further made a suggestion that he (the Mayor) would like to appoint a Committee to meet with Mr. John Ray of the Nitro Sewer Company and the Mayor proceeded to name the following as a Committee - F. E. Grover, Chairman, E. E. Higginbotham, Clarence Watt, Gorman Wise, Cecil Walker, Johnny Gibson, Mort Brown, R. W. Casto and W. B. Moyer and suggested the committee to report to the Council at its next regular meeting.

There being no further business, upon a motion by Councilman Collins, seconded by Councilman Reynolds, the meeting was adjourned.

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

Grace Lewis  
Grace Lewis, Recorder

April 19, 1955

The City Council met in a regular session Tuesday, April 19, 1955.

There were present: W. W. Alexander, Mayor, Grace Lewis, Recorder, Paul Bleau, M. L. Bush, Jerome Collins, B. E. Gewin, F. E. Grover, Geo. W. Hogshead and H. L. Reynolds member of the Council.

Mayor Alexander called the meeting to order.

The Recorder read minutes for meetings held March 15th and April 4th, Councilman Collins moved the minutes be approved. Motion seconded by Councilman Gewin. Motion carried.

Councilman Reynolds moved, seconded by Councilman Bush, that the financial statement for the month of March be accepted. Motion carried.

The following report was made by Councilman Grover -

REPORT OF THE SEWER COMMITTEE  
TO THE HONORABLE W. W. ALEXANDER,  
MAYOR OF THE CITY OF NITRO, AND  
TO THE MEMBERS OF THE TOWN COUNCIL  
OF THE CITY OF NITRO.

The members of this Committee, acting upon a request of the Honorable W. W. Alexander, Mayor of the City of Nitro, meet on the 7th day, 13th day and again on the 18th day of April, 1955, for the purpose of trying to decide what policy of action to pursue in those very important questions arising from the private ownership of sewer lines and mains servicing the residents of the City of Nitro.

After a somewhat thorough, detailed and extensive discussion on this very vital subject, taking into consideration the seriousness of an that affects every resident of this City, the Committee agreed as follows:

I

The Committee is of the sincere conviction and opinion that little or nothing could be gained, nor could the City of Nitro, or its inhabitants benefit from this Committee, at the present time, meeting with the officials, if any, of the Nitro Sewer Company; that such a meeting, at the present time, on the part of the representatives of our City would only, in time, work to our disadvantage and to the detriment of the residents of our City, in the event negotiations with the Nitro Sewer Company should be commenced at some future date.

The Committee further agreed and felt that if the Nitro Sewer Company is desirous of selling its interest in the sewers to the people of Nitro, then that concern ought to contact the officials of the City of Nitro and meet publicly with the representatives of the City of Nitro, thereby allowing all the residents of our City an opportunity and chance to explain

their views in this matter; as they, the people, are the individuals who will pay the entire expense of any purchase of any sewers.

## II

This Committee is of the opinion and strongly urges and advises that the public officials of the City of Nitro, to whom we have entrusted our municipal government, presently pursue a policy of merely biding its time, and that it negotiate no further with the "resigned" officials of the Nitro Sewer Company, until such time as that organization adopts a more realistic attitude toward the sewers and the problems arising therefrom; that an over-anxious approach to this question by the City of Nitro will only increase the costs of the sewers and ultimately prejudice the people's interest therein.

This Committee further feels that if we pursue the above policy the sewers we are so gravely concerned with can be acquired for a nominal sum of one dollar, that said sewers should be City owned, when, and only when, they may be purchased for one dollar.

## III

This Committee, shall, with the approval of the Honorable W. W. Alexander, Mayor of the City of Nitro, continue to further pursue this very important matter; its members shall meet from time to time, and the Committee plans, with the Mayor's approval, to meet in the very near future, with representatives of the West Virginia Water Commission; that this Committee, with the proper approval, shall file and furnish the public officials of our City with future reports on this matter.

Respectfully submitted this 19th day of April, 1955.

ss Clarence L. Watt  
Chairman

Approved By:

ss: E. E. Higginbotham  
Frank E. Grover  
J. V. Gibson  
G. L. Wise  
M. L. Brown  
R. W. Casto

Mayor Alexander requested the Recorder to read the following:

"After hearing many reports of loose talk around town by a few individuals with respect to the sewer problem to the effect that the sewers could be acquired by the City for One Dollar, I appointed a Committee composed of some of those individuals and others from civic organizations and other groups for the purpose of contacting the Nitro



Sewer Company to explore the problem, having in mind the best interests of the City and all its people. I was prompted to do this so as to leave no stone unturned in doing in this matter what is best for the people of Nitro. It was my desire to give any group of people who believe that they can be of help to their community that opportunity. This was done in spite of the fact that the City officials had been constantly on the alert and doing all possible to work out this problem to the best interests of all the people. This is a thing that we inherited and no one is responsible for bringing about the problem.

I want to make it clear also that at the time a certain group become interested, or at least tried to pretend so, the City had taken no action toward buying the sewers at any price. We were still in the stage of battling the Nitro Sewer Company and informing the people as to the status of the problem. It has come to the point that the State is going to force someone to build a sewer treatment plant and revamp the sewer system. In that matter we are going to act for the best interests of all the people.

It has now become apparent that a few individuals have for personal or political motives taken over this committee, and through misrepresentation and artifice have transformed it into something not consistent with its original purpose. These few individuals I am convinced do not have the interests of the City at heart but their own selfish interests. Therefore as of this day I am dissolving this committee. I want to make it clear that I do not attribute these motives to many members of this committee and I tender you my thanks for your service.

Ss W. W. Alexander, Mayor

The Mayor then named the following as a Citizen's Committee for the purpose of contacting Mr. Ray of the Nitro Sewer Company and the West Virginia Water Commission.

Henry J. Witry, P. T. Arbuckle, C. A. Heiberger, Darrell Evans, James C. Fisher, William S. Jenkins, Warren B. Moyer, Dr. L. I. Hoke, J. E. Hulshizer and H. L. VanNetta.

The Recorder submitted the following Ordinance for Council's consideration:

AN ORDINANCE ACCEPTING A DEED FROM BUILDERS LUMBER AND SUPPLY CORPORATION CONVEYING TO THE CITY OF NITRO FOR STREET PURPOSES A STRIP OF LAND TWENTY (20) FEET IN WIDTH ABUTTING THE WEST SIDE OF KAPOK STREET, LYING BETWEEN WEST VIRGINIA STATE ROAD NO. 25 AND THE NEW YORK CENTRAL RAILROAD RIGHT OF WAY AND DENYING ACCEPTANCE OF ANY DEDICATION OF ALL THE STREETS, AVENUES AND ALLEYS LYING IN THE TRIANGLE WEST OF KAPOK STREET AND BETWEEN WEST VIRGINIA STATE ROAD NO. 25 AND THE NEW YORK CENTRAL RAILROAD RIGHT OF WAY, IN THE CITY OF NITRO, UNION DISTRICT, KANAWHA COUNTY, WEST VIRGINIA.

WHEREAS, on the 14th day of December, 1954, Builders Lumber and Supply Corporation presented to the Mayor and the Council of the City of Nitro, West Virginia, its petition in words and figures as follows, to-wit:

TO THE MAYOR AND THE CITY COUNCIL, CITY OF NITRO, WEST VIRGINIA:

Gentlemen:

The undersigned, BUILDERS LUMBER AND SUPPLY CORPORATION, A corporation, represents that it holds an option to purchase all of the property remaining in Block L, M and N of the Central Addition Annex to Nitro, lying between the new West Virginia State Road No. 25 on the North, Kapok Street on the East, and the New York Central Railroad right of way on the South, and unde signed also holds an option to ~~purchase~~ purchase all of the property of the A. G. Rust Estate adjoining the above described property on the West, which said A. G. Rust Estate property is bounded on three sides by the said new West Virginia State Road No. 25, 9th Avenue and the New York Central Railroad right of way, all of the aforesaid real estate being situated in the City of Nitro, Union District, Kanawha County, West Virginia, and shown on a map prepared by C. B. Holsclaw, Engineer, dated November, 1954, attached hereto and made a part hereof. Your petitioner further represents that it desires to incorporate both tracts of said real estate into one tract of land and to use all of the property lying between said new West Virginia State Road No. 25, the said Kapok Street, and the New York Central Railroad right of way for commercial purposes; Petitioner further states that the streets, avenues, alleys and ways shown upon the map of record in said Central Addition Annex as lying between said New York Central Railroad right of way, Kapok Street and said new West Virginia State Road No. 25 have never been opened and used by the public as public ways, street or highways; that because of the topographical situation there existing, that it is impossible to open or use said streets, avenues, alleys and ways, and no public use is intended of them in the future; that the best interest of the City of Nitro, and of the public, will be used and served if they are forever closed and abandoned for public use.

Your petitioner, therefore, respectfully prays that the Mayor and City Council of the City of Nitro, Kanawha County, West Virginia, take the necessary legal action to close and forever abandon on behalf of the public the use of all of said streets, avenues, alleys and ways lying between said West Virginia State Road No. 25, the New York Central Railroad right of way and the said Kapok Street, and that the City of Nitro be forever relieved from any and all liability and responsibility for maintaining said streets, avenues, alleys and ways, and be further relieved of any responsibility and liability that might result from accidents to any person that might be injured thereon.

Respectfully submitted, this the 14th day of December, 1954.

BUILDERS LUMBER AND SUPPLY CORPORATION

By -s- Philip H. Hill, and  
Its President

WHEREAS, the said Council of the said City in a special meeting regularly and duly called on said date adopted a motion that the City Attorney check into the legality of this matter and if no property owners be affected by granting the prayer of the aforesaid petition, that he be directed to draw up the necessary papers providing the Builders Lumber and Supply Corporation convey to the City of Nitro Twenty (20) feet of property for street purposes abutting Kapok Street extending from the New York Central right of way to West Virginia State Road No. 25, said strip to be used as street right of way to widen Kapok Street, and

WHEREAS, the City Attorney has reported that he has found no legal objection to the declaration by the City of Nitro that if refuse to accept any dedication of said streets, avenues and alleys, or any offer of dedication of said streets, avenues and alleys, by reason of the recordation of said map, and

WHEREAS, the said Council has found that Builders Lumber and Supply Corporation owns all of the land lying in the triangle between West Virginia State Road No. 25, the New York Central Railroad right of way and Kapok Street and that no other property owners will be affected by the granting of the prayer of the aforesaid petition, and

WHEREAS, Builders Lumber and Supply Corporation has tendered to this Council its deed, which has been approved as to form by the City Attorney, conveying to the City of Nitro a strip of land twenty (20) feet in width, adjacent to the west side of Kapok Street, lying between West Virginia State Road No. 25, and the New York Central Railroad right of way,

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

SECTION 1. That the City of Nitro hereby accepts the aforesaid deed from Builders Lumber and Supply Corporation conveying to said City, for street purposes, a strip of land twenty (20) feet in width abutting the west side of Kapok Street, lying between West Virginia State Road No. 25, and the New York Central Railroad right of way, and said strip of land is hereby declared to be from this date a part of Kapok Street.

SECTION 2. It further appearing to this Council that all those certain streets, avenues and alleys, lying west of Kapok Street, as widened aforesaid, and located between new West Virginia State Road No. 25 and the New York Central Railroad right of way, shown upon a map of Central Addition Annex to Nitro, Union District, Kanawha County, West Virginia, which said map is recorded in the office of the Clerk of the County Court of Kanawha County, West Virginia, in Map Book No. 3, page 80, have not heretofore been used for public purposes, and it further appearing to this Council that any dedication to public use of said streets, avenues and alleys has never been accepted by the City of Nitro, and the use of said streets, avenues and alleys, serves no public purpose; therefore, the City of Nitro does hereby declare that it has never accepted any dedication of said streets, avenues and alleys, and the City of Nitro

further declares that it hereby refuses to now accept any dedication of said streets, avenues and alleys, or any offer of dedication of said streets, avenues and alleys, by reason of the recordation of said map; provided however, that the non-acceptance of the dedication herein shall not affect the right of the City of Nitro to use same for sewer or water or utility lines.

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby expressly repealed.

After due consideration by members of the Council, Councilman Bush moved the adoption of the foregoing Ordinance. Motion was seconded by Councilman Reynolds and upon a vote being taken, those voting in favor were Councilmen Bush, Reynolds, Hogshead, and Collins, Mayor Alexander and Grace Lewis, Recorder. Councilman Bleau and Grover did not vote. Motion was declared carried.

Petitions were presented for permanent improvement of 33rd Street, from 1st Avenue to 2nd Avenue, 23rd Street, from 1st Avenue to 2nd Avenue, and Kanawha Avenue, from Ash to Smith Streets. Councilman Hogshead moved, seconded by Councilman Grover, that the Engineer be instructed to proceed with preliminary plans on aforementioned streets. Motion carried.

A letter from the Nitro Business Men's Association was read, letter requesting the City to grade and gravel the South side of 1st Avenue, between 21st Street and 24th Street. This request was discussed and the Mayor said he would have this section graded.

A second letter from the Business Men's Association suggested that the City government effect an ordinance requiring all solicitors, except salesmen, and beggars to secure a license. Also letter stating the Business Men's Association felt that the City of Nitro should purchase from the Nitro Sewer Company the sewers in the City of Nitro if and only when they are available for the sum of one dollar. Mayor Alexander said he would have the police stop the begging or require obtaining license.

A petition was presented from the residents of Dogwood Avenue requesting the City to put the said street in traveling shape. The petition was accepted, however, since the Council felt that rock or gravel is too costly to put on unpaved streets, no action was taken on this matter.

Mayor Alexander asked the Council's permission to enter suit for payment of gross sales tax against the Odum Construction Company of Huntington, said Company had contract with the State of West Virginia constructing the new West Virginia Route 25.

Councilman Hogshead moved, seconded by Councilman Reynolds, authorizing the Mayor to proceed with suit against the Odum Construction Company. Motion carried.

Councilman Bush registered a complaint from the people of Third Avenue regarding the lot owned by Mr. Comstock located on 21st Street, being used as a dump.

Councilman Bush moved, seconded by Councilman Reynolds, that Mr. Comstock be notified to clean up said lot and cease burning and dumping trash on said lot. Motion carried.

Councilman Bush presented a letter from C. L. Stalder of the New York Central Railroad Company, stating that the Company had no objection to the City making a fill on the relocation of the 18th Street crossing to 19th Street.


Councilman Collins moved, seconded by Councilman Grover, the City proceed with making necessary drains and fill at 19th Street for the crossing. Motion carried.

Councilman Reynolds moved that the Power Company be instructed to install 6,000 lumen capacity in the 3 street lights, on previous order, in front of the High School and also that the Power Company be instructed to install two lights on 19th Street, in front of the Elementary School, at 6,000 lumen capacity and one light installed on 9th Street Third Avenue at 1,000 lumen capacity. Motion seconded by Councilman Bush. Motion carried.

There being no further business to come before the Council a motion for adjournment carried.



W. W. Alexander, Mayor

  
Grace Lewis, Recorder

