

CITY OF CINCINNATI ANNEXATIONS 1878

PUBLISHED BY AUTHORITY OF THE CITY COUNCIL.

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GENERAL

ORDINANCES

— AND —

RESOLUTIONS

— OF THE —

CITY OF CINCINNATI,

IN FORCE JULY 1st, 1878,

*TOGETHER WITH THE ORDINANCES RELATING TO RAILROADS AND  
STREET RAILROADS, AND OTHER ORDINANCES OF  
GENERAL INTEREST.*

AN ORDINANCE to approve the terms of annexation of the incorporated village of Fulton to the city of Cincinnati.

(Passed Dec. 27, 1854.)

SECTION 1. *Approval of terms of annexation.* Be it ordained, *etc.*, That the terms of annexation of the incorporated village of Fulton to the city of Cincinnati herewith presented and agreed upon by James H. Walker, Lewis French, Hezekiah Kierstead, Esqs., commissioners on the part of Cincinnati, and Samuel Startzman, Silas R. Badeau and E. H. Ferris Esqs. Commissioners on the part of Fulton are hereby confirmed and approved.

TERMS OF ANNEXATION OF FULTON TO CINCINNATI.

Whereas, At a meeting of the city council of the city of Cincinnati, held August 9, 1854, a communication was received from the mayor of the village of Fulton, praying that said village might become a part of the city of Cincinnati; And whereas the question of annexation of the said incorporated village of Fulton to the city of Cincinnati was duly submitted to the qualified voters of both said city and incorporated village at the October election held in the year A. D. 1854; and whereas a majority of the votes cast thereon were "yeas," and whereas afterward the councils of each of said incorporations appointed the undersigned commissioners according to law to agree upon the terms of annexation, and said commissioners having met at sundry times have agreed as follows:

1st. The corporation of Fulton to be annexed to the city of Cincinnati, retaining its present boundaries and to be called the Seventeenth Ward.

2d. The said incorporated village of Fulton to be received into and become a part of the city of Cincinnati without any condition or stipulation for improvements, only so far as such may be recommended by the board of city improvements when petitioned for by the citizens of said ward as provided for in sections 104 and 105 of the city charter.

3d. All existing debts and contracts of said incorporated village of Fulton to be assumed by the city of Cincinnati and all property of every kind belonging to said incorporated village to be transferred to and become the property of said city—a copy of the property belonging to and the debts due by said village is herewith annexed.

4th. The street now occupied and belonging to the Cincinnati, Columbus and Wooster turnpike company to remain a street, and the city of Cincinnati never to construct or permit any railroad company to place a railroad track or tracks thereon, unless petitioned for by three-fourths of the owners of property on said street.

5th. The city of Cincinnati to cause the water pipes to be extended through the main street of said village of Fulton to the eastern boundary of said corporation as speedily as the funds belonging to the water works will permit.

6th. The burying-ground in Columbia township, now belonging to said incorporated village of Fulton, shall be transferred to the city of Cincinnati to be holden by said city for the purposes for which it was originally conveyed—said city to exercise all the rights and interests now owned and holden by said incorporated village.

7th. The board of education of the said incorporated village of Fulton to convey to the city of Cincinnati all the real and personal property in their possession belonging to the public schools, and the school board of the city of Cincinnati to assume all the debts due by said board of education contracted for school purposes.

8th. The surveyor of the township of Fulton to transfer all the field notes, plats and other papers of record in his possession to the city civil engineer of the said city of Cincinnati, to become the property of said city. Also, that the clerk of said township of Fulton to transfer all books, papers, contracts, bonds, evidences of debt and other records to the city auditor of said city of Cincinnati.

9th. Said annexation to take place and be in full force from and after the 1st day of January 1855, or as soon thereafter as the proper certificate can be made, at which time said Seventeenth Ward shall be entitled to two representatives in the city



council of the city of Cincinnati and also to two representatives at the school board of said city; and to enjoy all the rights and privileges of any of the original wards of said city.

J. H. WALKER,  
H. KIERSTEAD,  
L. FRENCH,  
*Commissioners of Cincinnati.*

S. STARTZMAN,  
S. R. BADEU,  
E. H. FERRIS,  
*Commissioners of Fulton.*

### III.—OF STORRS TOWNSHIP.

AN ORDINANCE authorizing the annexation of Storrs Township to the city of Cincinnati.

(Passed Sept. 10, 1869.)

SECTION 1. *Storrs Township annexed.* *Be it ordained, etc.,* That the annexation of the territory hereinafter described, to the city of Cincinnati, is hereby authorized, viz:

All of Storrs Township not included within the corporate limits of the incorporated village of Riverside.

SEC. 2. *Solicitor to institute necessary proceedings.* The solicitor is hereby authorized to present the petition and prosecute the proceedings necessary to effect such annexation.

SEC. 3. This ordinance shall take effect from publication.

### IV.—OF CAMP WASHINGTON AND LICK RUN.

AN ORDINANCE to authorize the annexation of certain territory in Mill-creek township to the city of Cincinnati.

(Passed Nov. 12, 1869.)

SECTION 1. *Territory annexed to city.* *Be it ordained, etc.,* That the annexation to the city of Cincinnati, of the territory hereinafter described, is hereby authorized, viz:

Beginning at the south-west corner of section 31, Millcreek township; thence east with the south line of sections 31 and 25 to the west line of the city of Cincinnati; thence north with said last named line to the south-west corner of section 20; thence east with the south line of section 20 to the west line of Corryville voting precinct; thence north with said last named line to the south line of the incorporated village of Clifton; thence west and north with said last named line, to the boundary of the incorporated village of Cumminsville; thence west with said boundary of Cumminsville to Millcreek; thence southwardly, with Millcreek and the boundary of said Cumminsville, to the north line of section 26; thence west along the north line of sections 26 and 32 to the east line of Green township; thence south along said east line of Green township, to the place of beginning.

SEC. 2. *Solicitor to institute necessary proceedings.* The solicitor is hereby authorized to present the petition and prosecute the proceedings necessary to effect such annexation.

SEC. 3. This ordinance shall take effect from and after publication.

AN ORDINANCE to incorporate certain territory annexed to the city into Wards.

(Passed Sept. 21st, 1870.)

*Be it ordained, etc.,* Whereas, the election precincts of Camp Washington and Lick Run in Millcreek township and a certain portion of Spencer township hereafter described were on the 9th day of May 1870, by proceedings before the county commissioners, annexed to the city of Cincinnati and have not yet been put into wards;

And whereas subsequently on the——day of——, 1870, under the provisions of "An act to prescribe the corporate limits of the city of Cincinnati," passed April 16 1870, other territory was annexed to the city, and a provision of said act limited the number of wards in said city to twenty-five and thus rendered a thorough re-districting of the whole city necessary upon which a committee of council are now engaged, but which will necessarily take some time;

And whereas in the mean time it is desirable that some temporary arrangement should be made to entitle the territory first above described to representation in council, therefor be it ordained, as follows:

SECTION 1. *Temporary incorporation of wards.* The territory heretofore known as the election precinct of Camp Washington in Millcreek township is annexed to and constituted a portion of the Eighteenth Ward; The election precinct of Lick Run in Millcreek township, is annexed to and constitutes a part of the Twenty-first Ward, and the territory in Spencer township, annexed to the city on the ninth day of May 1870, by virtue of certain proceedings, had before that time, before the county commissioners of Hamilton county, to which reference is made for a more particular description is declared to be a part of the Twenty-fourth Ward.

SECTION 2. This ordinance shall take effect from and after the earliest period allowed by law.

## V.—OF PART OF SPENCER TOWNSHIP.

AN ORDINANCE to authorize the annexation of certain territory on the east to the city of Cincinnati.

(Passed Nov. 12, 1869.)

SECTION 1. *Part of Spencer township annexed to city.* *Be it ordained, etc.,* That the annexation to the city of Cincinnati of the territory hereinafter described is hereby authorized, viz:

All that portion of Spencer township lying within the following described boundaries: Beginning at the northeast corner of the corporation of Cincinnati as at present constituted; thence west with the north line of Cincinnati as at present constituted to the southeast corner of the incorporated village of Woodburn, the said southeast corner being also a point in the west line of section 32; thence north with the east line of Woodburn and said west line of section 32 to the northwest corner of section 32; thence east on the section line between sections 32 and 33 and 26 and 27, to the Northeast corner of section 26; thence south on the section line between sections 20 and 26, to the north line of the present territory of the incorporated village of Columbia; thence west with said north line of Columbia as at present constituted to the northwest corner of the incorporated village of Columbia;



thence west along a straight line from the north-west corner of the present territory of the incorporated village of Columbia to the northeast corner of the city of Cincinnati, as at present constituted, and the place of beginning.

SEC. 2. *Solicitor to institute proceedings.* The Solicitor is hereby authorized and directed to present the petition, and prosecute the proceedings necessary to effect such annexation.

SEC. 3. This ordinance shall take effect from and after its publication.

## VI.—OF WALNUT HILLS, MT. AUBURN AND CLINTONVILLE SPECIAL ROAD DISTRICT.

AN ORDINANCE to submit to the people the question of the annexation of the special road district of Walnut Hills, Mt. Auburn and Clintonville to the city.

(Passed Sept. 10, 1869.)

SECTION 1. *Question of annexation to be submitted to voters.* Be it ordained, That the question of the annexation of the special road district of Walnut Hills, Mt. Auburn and Clintonville, to the city of Cincinnati is hereby submitted to the qualified voters of the city of Cincinnati at the annual election in October 1869.

All those in favor of such annexation, shall deposit in the ballot-box, furnished for such purpose, a ballot inscribed "Annexation of special road district of Walnut Hills Mt. Auburn and Clintonville to the city, Yea," and all who are opposed to such annexation, shall deposit in such box, a ballot inscribed "Annexation of special road district of Walnut Hills, Mt. Auburn and Clintonville to the city, Nay."

SEC. 2. *Mode of counting and certifying votes.* A separate ballot-box shall be furnished, in each ward, for the reception of votes upon this question of annexation, and the votes shall be counted and returned to the city clerk in the same manner as votes are counted and returned at elections for city officers, and the city clerk shall cause this ordinance to be published in the official papers of the city as required by law.

SEC. 3. This ordinance shall take effect from and after publication.

AN ORDINANCE approving the report of the commissioners on the annexation of the special road district of Walnut Hills Mt. Auburn and Clintonville to the city of Cincinnati.

(Passed March 3, 1870.)

Whereas, on the—day of—1869 the trustees of the special road district of Walnut Hills Mt. Auburn and Clintonville passed an ordinance submitting the question of the annexation of such special road district to the city of Cincinnati to the qualified voters of said special road district; and the city of Cincinnati by a like ordinance passed on the tenth day of September 1869, submitted the same question to the qualified voters of said city.

And whereas, a vote was taken in the two municipal corporations in accordance with the provisions of the said ordinances upon the said question and a majority of the qualified voters of each corporation voting on the question so submitted voted in favor of such annexation on the 12th day of October 1869.

And whereas the trustees of the special road district of Walnut Hills Mt. Auburn, and Clintonville, appointed A. D. Bullock Chas. Reakirt and W. S. Scarborough commissioners on behalf of said special road district and the city council of Cincinnati appointed Chas. Thomas, F. Hasvaurek and H. H. Tatem commissioners on behalf of said city to arrange the terms and conditions of such annexation.

And whereas, the said commissioners have made the following report to the city council of the city of Cincinnati viz:

Report of commissioners on annexation of Walnut Hills Mt. Auburn and Clintonville.

CINCINNATI, January 28th 1870.

*To the Honorable, the City Council of Cincinnati.*

GENTLEMEN: The undersigned commissioners appointed to arrange the terms and conditions upon which the villages of Walnut Hills Mt. Auburn and Clintonville incorporated for special purposes shall be annexed to the city of Cincinnati respectfully report that they have unanimously agreed, upon the following articles except Article 3 which provides for two wards, to which Chas. Thomas dissents.

ARTICLE 1. All the property and assets of the village of Walnut Hills Mt. Auburn and Clintonville incorporated for special purposes and of the two public school districts therein including



all moneys that shall accrue in the county treasury upon tax levies heretofore made by said village or either of said school districts, shall pass to the city of Cincinnati with all the rights thereto pertaining, as soon as the annexation of said village to said city shall be perfected.

ART. 2. That thereupon the city shall assume, and within a reasonable time discharge all the liabilities of said village, and of each of the said school districts.

ART. 3. That the said village shall be divided into two wards, and in such manner that Burnet avenue, shall be the dividing line and one of the boundary lines of said wards.

ART. 4. That each of said wards shall at all times be entitled to the same rights and subject to the same ordinances as each of the existing wards.

ART. 5. That two engine houses, each furnished with a steam fire engine including all suitable apparatus and two hose reels, shall be erected above the brow of the hill either within the territory of said village or in that part of the city adjacent thereto as soon as the same can be reasonably be done.

ART. 6. That a station house shall be provided at some suitable point within the territory of the said village.

ART. 7. That all grades of streets heretofore established within and by the proper authority of said village shall be respected but the same may be altered with the consent of the property holders or on payment of damages that may be agreed upon or ascertained by law.

ART. 8. That the city shall light all improved streets of said village as soon as the same can reasonably be done.

ART. 9. That a public highway be established and opened and as far as feasible as a continuation of Oak street from the extreme east to the extreme west of said village.

ART. 10. That Burnet avenue be established and opened, sixty (60) feet in width from the northern boundary, of said village to the Lebanon turnpike provided the opening and widening of said avenue may be delayed at the discretion of the city council of said city until the first half of the city taxes to be levied in 1870 shall have been collected.

ART. 11. That as one of said school districts, situated on West Walnut Hills is unreasonably crowded, and in consequence of the rapid increase of the city pupils proper additional grounds,

and accommodations shall be secured for said school without delay.

ART. 12. That the public schools in the said village so far as their grades and course of instruction are in conformity to the rules and regulations of the board of education of the said city shall be continued without change until an intermediate school of the character of these now in the city shall be established within the territory of said village.

ART. 13. That if the necessities of the territory midway between the two school houses, of said village are such as to require an additional school house, the board of education of said city shall favorably consider the propriety of establishing a new school district in said territory and erecting therein a suitable school building.

ART. 14. That all existing contracts with teachers or other school employes, for the current school year, shall be fulfilled on the part of the city, any provision of any city ordinance or regulation of the board of education of said city to the contrary notwithstanding.

ART. 15. That water mains shall be laid in the important thoroughfares in the more populous parts of said village as the safety and wants thereof may require.

ART. 16. That in consideration of the large addition of territory to be acquired by the city through the annexation of said village and the increase of the labor, devolving upon the city commissioner consequent thereupon there shall be immediately appointed an additional assistant commissioner to be assigned to a new district of which the said village shall form a part.

ART. 17. As soon as the foregoing articles shall have been confirmed by the city council of said city and the board of trustees of the said village the said village shall thereupon become, a part and parcel, of the city of Cincinnati.

In witness whereof the said commissioners hereunto affix their names this twenty-eighth day of January, A. D., eighteen hundred and seventy.

Signed:

CHARLES THOMAS,  
F. HASSAUREK,  
H. H. TATEM,

*Commissioners on behalf of the city.*

Signed:

A. D. BULLOCK,  
CHARLES REAKIRT,  
W. S. SCARBOROUGH,

*Commissioners on behalf of the incorporated village.*



Therefore *Report of commissioners approved. Be it ordained etc.*, That the report of the said commissioners above recited be and the same is hereby approved, and this ordinance shall take effect from and after its publication.

## VII.—OF THE VILLAGE OF COLUMBIA.

AN ORDINANCE to submit to the people the question of the annexation of the incorporated village of Columbia.

(Passed February 10, 1871.)

SECTION 1. *Question of annexation to be submitted to voters. Be it ordained, etc.*, That the question of the annexation of the incorporated village of Columbia to the city of Cincinnati is hereby submitted to the qualified voters of the city of Cincinnati, at the annual municipal election in April A. D. 1871. All those in favor of such annexation shall deposit in the ballot box, furnished for such purpose, a ballot inscribed "Annexation of the incorporated village of Columbia, to the city Yea;" and all who are opposed to such annexation shall deposit in such box, a ballot inscribed, "Annexation of the incorporated village of Columbia, to the city Nay."

SEC. 2. *Mode of counting and returning votes.* A separate ballot box shall be furnished in each ward for the reception of the votes upon this question of annexation, and the votes shall be counted and returned to the city clerk in the same manner as votes are counted and returned at elections for city officers; and the city clerk shall cause this ordinance to be published in the official papers of the city as required by law.

SEC. 3. This ordinance shall take effect from and after publication.

AN ORDINANCE approving the amended report of the commissioners on the annexation of the incorporated village of Columbia to the city of Cincinnati.

(Passed December 13, 1872.)

Whereas, on the——day of——1870, the incorporated village of Columbia, passed an ordinance submitting to the qualified voters of said village the question of the annexation of said village to the

city of Cincinnati, and the city of Cincinnati passed a like ordinance on the 10th day of February, 1871, submitting the same question to the qualified voters of said city:

And whereas, a vote was taken in the two municipal corporations in accordance with the provisions of the said ordinances, upon the said question, and a majority of the qualified voters of each corporation voting on said question so submitted, voted in favor of such annexation on the 3d day of April 1871;

And whereas, the council of the incorporated village of Columbia, appointed R. Creighton, J. F. Baldwin and John Johnston, commissioners on behalf of said village, and the common council of the city of Cincinnati appointed C. W. Woolley, Geo. M. Hord, J. W. Fitzgerald, John Gerke and J. L. Keck, commissioners on behalf of said city, to arrange the terms and conditions of such annexation:

And whereas, an amended report of the conditions on which said annexation shall be completed has been submitted by a majority of the commissioners appointed as aforesaid by the village of Columbia, which report is in the words and figures following, viz:

"Amended report of the commissioners on the annexation of the incorporated village of Columbia to the city of Cincinnati."

CINCINNATI, December—1872.

*To the Hon. the Common Council of the city of Cincinnati:*

GENTLEMEN: The commissioners appointed to arrange the terms and conditions on which the incorporated village of Columbia shall be annexed to and become a part of, the city of Cincinnati, would respectfully submit the following as an amended report to be substituted for, and to take the place of the report heretofore made by them in this matter.

That they have agreed upon the following terms and conditions, on which said incorporated village shall be annexed to, and become a part of, the city of Cincinnati.

1st. All the property and assets of said incorporated village of Columbia and of the school district therein, including all moneys that shall come into the treasury from tax levies heretofore made by said village or said school district shall pass to and vest in the city of Cincinnati, together with all rights pertaining thereto, as soon as the annexation of said incorporated village to said city shall be complete.



2d. That thereupon the city of Cincinnati shall assume and within a reasonable time discharge all the debts and liabilities of said incorporated village and the school district therein.

Signed:

J. W. FITZGERALD,

C. W. WOOLLEY,

GEORGE M. HORD,

*Commissioners for Cincinnati.*

JOHN JOHNSTON,

J. F. BALDWIN,

*Commissioners for Columbia.*

Therefore, Report of commissioners approved.

*Be it ordained, etc.,* That the report of the commissioners above recited be and the same is hereby approved, and this ordinance shall take effect from and after its publication.

## VIII.—OF THE VILLAGE OF CUMMINSVILLE.

AN ORDINANCE to submit to the people the question of the annexation of the incorporated village of Cummins ville.

(Passed September 6, 1872.)

SECTION 1. *Question of annexation to be submitted to voters.* *Be it ordained, etc.,* That the question of the annexation of the incorporated village of Cummins ville to the city of Cincinnati is hereby submitted to the qualified voters of Cincinnati at the annual election in October, A. D. 1872. All those in favor of such annexation shall deposit in the ballot box furnished for such purpose a ballot inscribed "Annexation of the incorporated village of Cummins ville to the city, Yes," and all who are opposed to such annexation shall deposit in such box a ballot inscribed "Annexation of the incorporated village of Cummins ville to the city No."

SEC. 2. *Manner of counting and returning votes.* A separate ballot box shall be furnished in each ward for the reception of the votes upon this question of annexation and the votes shall be counted and returned to the city clerk in the same manner as

votes accounted (are counted) and returned at elections for city officers; and the city clerk shall cause this ordinance to be published in the official papers of the city as required by law.

Sec. 3. This ordinance shall take effect from and after publication.

AN ORDINANCE approving the terms and conditions of the annexation of the incorporated village of Cumminsville to the city of Cincinnati.

(Passed March 12, 1873.)

SECTION 1. *Report of commissioners. Report approved. Be it ordained, etc.*, That the terms and conditions agreed upon by the commissioners appointed to arrange the terms and conditions for the annexation of the incorporated village of Cumminsville to the city of Cincinnati be and the same are hereby approved, said terms being, as follows:

ARTICLE 1. The territory embraced in the bounds of the incorporated village of Cumminsville shall be annexed to, and be incorporated into and form part of, the city of Cincinnati.

ART. 2. All the property, effects and claims of the village of Cumminsville, and of the school districts therein, at the time of the completion of the annexation, shall pass to, and become the property and effects and claims of the city of Cincinnati.

ART. 3. At the same time the city of Cincinnati shall become liable for, assume and in a reasonable time adjust, discharge, pay or otherwise settle all the liabilities, contracts and engagements of the village of Cumminsville, or of the school districts therein in accordance with law and usages in such cases.

ART. 4. The annexed district shall be immediately organized into one or more city wards; one or more school districts and within a reasonable time one or more police stations, sewerage districts, and voting places, and with firemen, engine houses and apparatus, and policemen, all in accordance with city usages.

ART. 5. The annexed district shall be suitably provided with water-pipes and water public cisterns and fire plugs, with gas-pipes and gas, as may be needed, and in conformity with the usages of the city.

ART. 6. The dedicated streets and established roads and avenues and the legally established grades thereof, in the annexed district shall be respected, and tolls and toll-gates shall



be dispensed with as soon as practicable, including the removal of toll-gates between Cincinnati and Cumminsville. Proper care shall be taken of said streets roads and avenues and they shall be engineered and improved according to the laws and usages of the city; but the city shall cause the grade of Dane street to be so fixed that the travel thereon at the crossing of the Cincinnati, Hamilton and Dayton railroad, shall pass by a bridge or other suitable structure above said railroad.

ART. 7. It is agreed that the city shall exercise its police power to prevent the Wesleyan cemetery from becoming a nuisance, and all lawful authority, that it is, or may be, invested with, to prevent the same from being diverted from the use for which said cemetery was dedicated, or the desecration of the graves therein.

ART. 8. The said district of Cumminsville, shall not be subjected to any new re-assessment or pretended equalization of its property, on the ground that annexation has raised its value, any former usage or custom of the city in cases of annexation to the contrary notwithstanding.

## IX.—OF THE VILLAGE OF WOODBURN.

AN ORDINANCE to submit to the people the question of the annexation of the incorporated village of Woodburn.

(Passed Sept. 6, 1872.)

SECTION 1. *Question of annexation to be submitted to voters.* Be it ordained, etc., That the question of the annexation of the incorporated village of Woodburn to the city of Cincinnati is hereby submitted to the qualified voters of Cincinnati at the annual election in October A. D. 1872.

All those in favor of such annexation shall deposit in the ballot-box furnished for such purpose a ballot inscribed "Annexation of the incorporated village of Woodburn to the city—Yes." And all who are opposed to such annexation shall deposit in such box a ballot inscribed "Annexation of the incorporated village of Woodburn to the city—No."

SEC. 2. *Manner of counting and returning votes.* A separate ballot-box shall be furnished in each ward for the reception of the votes upon this question of annexation and the votes shall be counted and returned to the city clerk in the same manner as votes accounted (are counted) and returned at elections for city officers; and the city clerk shall cause this ordinance to be published in the official papers of the city as required by law.

SEC. 3. This ordinance shall take effect from and after publication.

AN ORDINANCE approving the report of the commissioners on the annexation of the village of Woodburn to the city of Cincinnati.

(Approved March 29, 1873.)

Whereas, the commissioners on the annexation of the incorporated village of Woodburn to the city of Cincinnati, have made the following report to the Common Council of the city of Cincinnati, viz:

CINCINNATI, March 17th 1873.

*To the Honorable the Common Council of the city of Cincinnati:*

GENTLEMEN:—Whereas, the city of Cincinnati and the village of Woodburn passed ordinances submitting the question of the annexation of Woodburn to the city of Cincinnati, as by reference to said ordinances will more fully appear, submitting the question of annexation to the voters of said two corporations, according to law:

And whereas, in accordance with said ordinances, and the law on the subject, a vote was taken in both said municipal corporations upon the question of annexation, in due form of law, and a majority of the qualified voters of each corporation voting on the question, so submitted, voted in favor of such annexation;

And whereas, the village of Woodburn appointed John B. Enneking W. W. Scarborough and D. Armel, commissioners on behalf of the village of Woodburn, and the city of Cincinnati by the Common Council, appointed Adolphus Carnes, Charles Thomas and E. Sargent, commissioners on behalf of the city of Cincinnati, to arrange, agree upon and report the terms and conditions of such annexation of the village of Woodburn to the city of Cincinnati;

And whereas, the said commissioners, having agreed upon the



terms and conditions of such annexation, now make the following report viz:

The undersigned commissioners appointed to arrange the terms and conditions upon which the village of Woodburn shall be annexed to, and incorporated into, and form part of, the city of Cincinnati, agree and report the following terms of annexation, to-wit:

ARTICLE 1. The territory within the bounds of the incorporated village of Woodburn, shall be annexed to, and incorporated into, and form part of the city of Cincinnati.

ART. 2. All the property, effects, claims and obligations of the village of Woodburn, and the school districts therein, at the time of the annexation, shall pass to, and become the property of, and effects and obligations and claims of the city of Cincinnati.

ART. 3. At the same time the city of Cincinnati, shall become liable for, assume, and in a reasonable time, adjust, discharge, pay, or otherwise settle all the liabilities, contracts and engagements of the village of Woodburn, of whatsoever form or kind, and the school districts therein contained, in accordance with the law and usages in such cases.

ART. 4. That, that part of section three, Millcreek township, which constitutes part of single school district number two, shall pay taxes for school purposes, imposed by the board of education of the city of Cincinnati; and the residents of such territory shall enjoy the full benefit of the city schools, as residents of the city of Cincinnati; the same being a right acquired of, and an obligation of the village of Woodburn.

ART. 5. The village of Woodburn shall, at the completion of the annexation be added to and incorporated into the First Ward of Cincinnati; and such ward shall be divided into two or more wards; two or more school districts; two or more police stations; sewerage districts; and voting places; and supplied with policemen, firemen, engine-houses and apparatus, in accordance with the city usages.

ART. 6. That the dedicated streets and established roads and avenues, and the legally established grades thereof, in the annexed district, shall be respected, until the same shall be lawfully appropriated or changed; and all toll-gates within the territory of said village shall be dispensed with as soon as

practicable. Proper care shall be taken of said streets, roads and avenues, and they shall be engineered and improved according to the laws and usages of the city.

ART. 7. That the annexed district shall be suitably provided with pipes and water, public cisterns and fire-plugs; with gas-mains and gas; as may be needed and in conformity with the usages of the city.

ART. 8. That the said district of Woodburn, shall not be subjected to any new re-assessment, or pretended equalization of its property; any former usages or custom of the city in cases of annexation to the contrary notwithstanding.

ART. 9. That the pound of said village shall be maintained as heretofore for the purpose of impounding estrays.

ART. 10. That the trustees of the two cemeteries lying within the corporate limits of Woodburn shall have the right to continue to permit interments therein, subject to regulations of the board of health.

ART. 11. The large hall in the school house, on Woodburn avenue shall be open to public use, under the supervision of the board of education, for meetings, lectures, private schools, and other like purposes, until its exclusive appropriation to educational uses shall become necessary.

JOHN B. ESNEKING  
W. W. SCARBOROUGH  
DANIEL ARMEL

*Commissioners for the village of Woodburn.*

ADOLPHUS CARNES  
CHARLES THOMAS  
EDW'D. SARGENT

*Commissioners for the city of Cincinnati.*

Report approved.

Therefore, *Be it ordained by the common council of the city of Cincinnati*, That the report of the said commissioners, above recited, be and the same is hereby approved, and this ordinance shall take effect from and after the earliest period allowed by law.