

CHAPTER XXV.

WATER RENTS.

AN ORDINANCE PROVIDING FOR THE PAYMENT OF RENTAL WHICH SHALL
BECOME DUE THE OTTUMWA WATER WORKS UNDER ORDINANCE
NUMBER 115.

[Ordinance No. 116 providing for the manner of paying rental, &c., published Nov. 22, 1877.]

- 1 S. L. Wiley & Co. conveyed to Ottumwa Water Works.
- 1 Desire to issue bonds.
- 1 Ask rentals to be paid to trustees.
- 2 Council to pay trustees named by the mortgage and take duplicate receipts.
- 3 Proviso and conditions—city liability not to increase.

SEC. 1. *Whereas*, The firm of S. L. Wiley & Co to whom was granted the franchises and rights enumerated in ordinance number 115 passed September 25, 1877, and the Ottumwa Water Works, the assignee and successor of said firm, have filed their written petition and agreement stating that said S. L. Wiley & Co. have conveyed and assigned all their said franchises and rights to the Ottumwa Water Works; that the said corporation desire to issue bonds for the purpose of providing in part funds to complete the building of water works as contemplated by said ordinance, and desire to set apart the rental which may become due from the city of Ottumwa for the payment of the interest on said bonds, and to create a sinking fund for the payment of the principal; and, *whereas*, the said firm and corporation have petitioned for the passage of an ordinance providing for the payment of all rental which shall become due as aforesaid from the city of Ottumwa to the trustees to be hereafter named in the mortgage of said corporation; and, *whereas*, the said petitioner, the Ottumwa Water Works, for itself and successors have agreed to execute receipts for each payment thus paid as is more fully set out in the said petition and agreement now on file. Therefore, *Be it ordained by the City Council of the City of Ottumwa* :

SEC. 2. (Sec. 1, Ord. 116). That whenever and as often as the city of Ottumwa shall become indebted to the Ottumwa Water Works, or its successors or assigns for rental for the use of fire hydrants under ordinance number 115 and as provided therein, and the bills therefor have been audited and allowed by the council, an order for said amount shall be drawn upon the city treasurer payable to said trustees to be named in the mortgage of said corporation, and said treasurer shall before payment of the money indicated in said order take from the Ottumwa Water Works Company a duplicate receipt or acknowledgement of such payment, as payment in full of such order or claim audited and allowed as aforesaid.

SEC. 3. (Sec. 2, Ord. 116). This ordinance shall stand and be in force as long as the said trustees shall require payment to be made as aforesaid for the purpose of paying the interest or principal of said bonds, but the continuance of this ordinance in force shall be dependent upon the continuance of said ordinance number 115 relating to the establishment of water works; but nothing in this ordinance shall be construed to increase the liability of the city in any respect beyond the terms and conditions specified in number 115 concerning water works heretofore passed, nor to change or affect in any manner the rights and privileges of said city thereunder.