

THE STATE OF OHIO.

GENERAL AND LOCAL LAWS

AND

JOINT RESOLUTIONS,

PASSED BY THE

SIXTIETH GENERAL ASSEMBLY,

AT THE ADJOURNED SESSION,

Begun and held at the City of Columbus, January 2, A. D. 1873, and in the 71st
Year of said State.

VOLUME LXX.



COLUMBUS:
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1873.

AN ACT

To amend section two (2) of an act passed April 10, 1873, entitled an act to amend an entitled "An act to authorize the council of the incorporated village of Middletown, Butler county, Ohio, to borrow money for the construction of water-works for said village, for fire and for other purposes, passed March 29, 1872." (69 O. L., 233.)

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That section two of the above named act be so amended as to read as follows:

Section 2. That for the purpose of paying said bonds and the interest thereon as the same may become due, or redeeming the same earlier, said council shall be and are hereby authorized to levy a tax annually upon all the taxable property within said village, not exceeding three and one-half mills on the dollar in any one year: Provided, that no such loan shall be made, bonds issued, or tax levied, unless the qualified voters of said village shall, at a special election to be held, as hereinafter provided, approved by a majority of the voters of said village voting at such special election, one or the other of the following propositions, namely: either first, to borrow seventy-five thousand dollars for water-works, or second, to borrow twenty-five thousand dollars for steam fire engines and other apparatus for protection against fire; in either case the moneys arising from the tax levied under the act to which this is amendatory to be used for the purpose so appropriated by said voters, and in reduction to that extent of the amount so authorized to be borrowed. Said special election shall be held at the usual place of holding elections in said village, at any time after ten days' notice thereof being given by the mayor of said village, in the way provided for notice of other municipal elections, and as to time and manner of opening and closing the polls, keeping poll-book, voting and qualification of voters, judges and clerks, and in all other respects, shall be held and conducted as provided for by and in accordance with the law regulating the regular municipal elections in said village, but each voter may vote in the same ballot on either or both of said propositions. Those voting in favor of said loan for water-works, having printed or written on their ballots the words "\$75,000 for water-works—Yes," and those against, "\$75,000 for water-works—No;" and those voting in favor of said loan for steam fire engines and other fire apparatus, having printed or written on their ballots the words "\$25,000 for steam fire engines—Yes," and those against, "\$25,000 for steam fire engines—No." And in case a majority of the voters voting at said election shall vote in favor of either of said propositions, then the council of said village may borrow as aforesaid the amounts so approved by said majority vote, less the amount of money arising from said tax already levied, and use the same for the purpose so indicated and approved, and no other; but in case each of said propositions shall be approved by a majority vote of said voters, then only that proposition receiving the larger number of votes shall be considered approved, and the council shall proceed accordingly.

SEC. 2. This act shall take effect and be in force from and after its passage, and said original section two is hereby repealed.

N. H. VAN VORHES,

Speaker of the House of Representatives.

ALLAN T. BRINSMADE,

President pro tem. of the Senate.

Passed April 25, 1873.

24—LAWS.