

ORDINANCE NO. 363
AN ORDINANCE PROVIDING FOR THE OILING OF THIRD AVENUE BETWEEN IVY STREET AND LOCUST STREET, IN THE CITY OF CANBY, OREGON; PROVIDING FOR THE ASSESSMENT AGAINST THE PROPERTIES BENEFITTED BY SUCH OILING.

Affidavit of Publication

STATE OF OREGON, }
COUNTY OF CLACKAMAS } ss.

WHEREAS, Third Avenue, in the City of Canby, Oregon, especially between Ivy street and Locust street, is an unpaved gravelled street, and as a result hereof a great deal of dust and dirt is caused and created from the traffic on said Third Avenue, to the annoyance and inconvenience of the citizens of Canby, residing along said Third Avenue, and that it is necessary that said Third Avenue be oiled between said Ivy Street and Locust Street to alleviate such dirt and dust created by the traffic of said street.

I, Thomas W. Gerber, being first duly sworn depose and say that I am the principal clerk of the publisher of THE CANBY HERALD, a newspaper of general circulation, as defined by Section 1-609, O.C.L.A. and Section 1-610, O.C.L.A. as amended by Oregon Laws 1943, Ch 322, printed and published at Canby in the aforesaid county and state, to-wit: that such newspaper is made up of at least four pages of five columns of at least 17 inches in length each, or if of smaller pages, then comprising an equivalent amount of type matter; that such newspaper was established and regularly and uninterruptedly published for at least one year immediately preceding the first publication of the attached notice, and has 200 bona fide subscribers living within the county in which it is published; that the Ordinance No. 363, City of Canby, Oregon, a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for three successive and consecutive weeks in the following issues: May 17, May 24, and May 31, 1951.

THE CITY OF CANBY ORDAINS AS FOLLOWS:

SECTION 1. That the Superintendent of Public Works be, and he hereby is authorized, ordered and directed to arrange for the oiling of said Third Avenue, between Ivy Street and Locust street, in the City of Canby, Oregon, as soon as circumstances and conditions permit.

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SECTION 2. That the cost for the said oiling of Third Avenue, between Ivy Street and Locust street, shall be paid by the property owners along said Third Avenue and intersecting streets, benefited thereby, and an assessment shall be made against said properties, cost to be pro-rated on front footage basis, and a lien is hereby declared to exist against said properties until such assessment shall be paid.

Subscribed and sworn to before me this 31 day of May, 1951

Myra Weston

Notary Public for Oregon

SECTION 3. It hereby is adjudged and declared that existing conditions are such that this ordinance is necessary for the immediate preservation of the public health, peace and safety, and that an emergency hereby is declared to exist and that this ordinance take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

(My Commission Expires June 9, 1953.)

Passed on its first reading at special meeting of the City Council held Friday, May 11, ordered published and to come up for final action at the next regular meeting to be held on Monday, June 4, 1951.

*Passed
4-17
HBE*

George W. Irwin,
Mayor.
H. B. Evans,
City Recorder.