

Council met in regular session and called to order at 8 o'clock PM by the Mayor A.H. Knight; Present Mayor Knight, Recorder Wait, Marshall Bowman, and City Attorney Hammond, and Councilmen Combs, Eid, Bowlsby Evans, Sandsness, and Slyter. Minutes of previous meeting read and approved as read. The water superintendent stated that Mr Sturges wanted a water connection made with certain of his property where it would take about 75 feet of pipe to make the connection desired, the matter was referred to the water committee to act. The following claims against the city were then presented and upon motion duly made seconded and carried were ordered paid and warrants drawn for the same: On the motion those voting Aye were Councilmen Combs, Eid, Bowlsby, Evans, Sandsness and Slyter, voting Nay, None.

GENERAL FUND.

C.E. Bowman	Marshall	65.00
W.B. Nolan	Ferry	7.50
Library Association		5.00
Melalla Electric Co		54.00
C.N. Wait	Recorder	6.70
C.C. N. Wait	Distributing Election pam	3.50
Aug Rethenberg	Watchman	10.00
Canby Hd'w & Imp Co		13.60
J.L. Etkersen	Treasurer Fees 1912.	33.31
Elroy Bates	Laber removing mess	6.00

WATER FUND.

C.E. Bowman	Supt	44.69
Industrial Accident Com		1.21
Interest on Bonds		189.00
Clackamas County News	printing notices	19.60
Canby H'dw & Imp Co		5.45
Aug Rethenberg	laber	4.00
Standard Oil Co		19.91
Lent Bros	hauling freight	6.84

WATER FUND.

A.H. Knight	laber	12.00
Em Rider	"	8.00
Rile Carrott	"	8.00
D.R. Demick		13.50
Ralph Kochler	Team	21.00
C. Lowery	Team	17.50
H. Johnsen	hauling gravel	7.75

The following Ordinance was then read for the third time and upon motion of Councilman Eid and seconded by Combs was put on its final passage:

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

Entitled an Ordinance to sell to Aug Rethenberg, Lot No ten in Block No Eight, in Canby, Oregon.

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

CANBY DOES OBTAIN AS FOLLOWS.

Section One. That Canby does propose to sell and transfer to August Rethenberg, for the sum of one hundred and seventy five dollars, all its right, title and interest in and to, Lot NO Ten in Block NO Eight, in Canby, Clackamas County, Oregon, said Ordinance to come up for final passage at the regular meeting of the Council April 5th 1920.

Attached to said Ordinance was the following certificate, to wit:

State of Oregon )  
County of Clackamas )

I, C. N. Wait, Recorder of Canby, being first duly sworn depose and say, that I posted the foregoing ordinance in three public and conspicuous places in Canby, to wit: One in the engine room of the City hall one on the porch of the City Hotel next to the sidewalk, and one in the lobby of the Post Office, said copies were full, true, and correct copies of said Ordinance, and were continuously posted more than fourteen days.

Chas. N. Wait  
City Recorder.

Subscribed and sworn to before me this 5th day of April 1920.

H. B. Evans.

Notary Public for Oregon.

My Commission expires June 13th 1920.

The vote on the passage of said Ordinance was, Ayes Six, Nays None. Whereupon the Ordinance was declared carried and a deed was ordered to be made to August Rethenberg. The City Attorney asked that the City engineer be instructed to place grade stakes and level lines on new proposed sidewalks south of R R track.

The following Resolution was then introduced and upon motion was read by the Recorder. Upon motion of Councilman Combs and seconded by John Eid it was moved that the Resolution be passed by the Council, upon the vote being taken on the motion there were six Ayes and no Nays.

RESOLUTION.

BE IT RESOLVED BY THE CITY OF CANBY.

That whereas, an Ordinance entitled, "An Ordinance to provide for the issuance and sale of bonds of the City of Canby in the sum of not to exceed Five thousand five hundred dollars, for the purpose of paying the indebtedness heretofore incurred by the City of Canby, and declaring an emergency" filed in the office of the Recorder of Canby on the fifth day of April 1920, be and the same hereby is adopted, to be submitted to the legal voters of Canby, in Clackamas



County, Oregon, at a special election to be held on the seventh day of June 1920, for their adoption or rejection;

And Whereas, it is necessary for the immediate preservation of the peace, health and safety of Canby that this resolution go into immediate effect, in order to maintain the <sup>peace, health and safety, and</sup> water works system of the said city, and to supply the inhabitants thereof with water for domestic use, and fire protection, an emergency is hereby declared, and this resolution shall become immediately operative upon its passage by the Council and approval by the Mayor.

The following Ordinance was then introduced and read by the Recorder, ORDINANCE NO. 148.

An Ordinance to provide for the issuance and sale of bonds of the City of Canby in the sum of not to exceed Five thousand five hundred Dollars, for the purpose of paying the indebtedness heretofore incurred by the City of Canby, and declaring an emergency.

CANBY DOES ORIGIN AS FOLLOWS.

Sec. I. The City Council is hereby authorized and empowered to issue and sell interest-bearing, negotiable coupon bonds of Canby to the amount of Five thousand five hundred Dollars, in addition to the present outstanding bonds, or so much thereof as may be necessary, for the purpose of refunding the indebtedness incurred in constructing the water system of the City of Canby, being the costs and judgments incurred in the case of Hornig vs Canby. The bonds hereby authorized shall be designated as "Bond Issue 1920, series 2" and shall be issued in denominations as shall be hereinafter provided by the Council of Canby, and shall bear interest not exceeding six (6) per cent, and at a rate to be determined by the Council, payable semi-annually, and shall be numbered from No 1 inclusive upwards, and shall be redeemable serially in numerical order, in from one to twelve years or so nearly as may be according to the following schedule, to wit: -

The first bonds shall be redeemed two (2) years from the date thereof, at which time \$500.00 of such bonds issue shall be redeemed and a like sum at such date each year thereafter until the whole of said bond issue has been retired.

The bonds issued under this act shall be paid on maturity dates specified heretofore; provided, that Canby reserves the right to pay, take up and cancel any of said bonds prior to maturity upon payment of face value thereof with accrued interest to date of payment, at any semi-annual interest paying period at or after two years from the date of any bond, but that said bonds shall be taken up in order in which they bear number,



Notice stating that certain bonds are to be taken up and cancelled shall be published in a newspaper printed and of general circulation in Canby, not less than twice preceeding the semi-annual interest paying date, and after said date the interest upon the bonds designated shall cease.

The Council of Canby is hereby directed to make and there shall be included in the general annual tax levy, annually hereafter, a tax on all the taxable property in Canby, that will provide the sum of \$500.00 and the further sum which is required to be paid as interest on the outstanding bonds of this issue for such year, until the whole of the foregoing issue, including principal and interest, has been fully paid, and the proceeds of such taxes shall be used to pay the interest due on all bonds issued pursuant to this act, and to create a fund to pay the principal of said bonds. That said levy shall be in addition to any other levy made under the provisions of the Charter of Canby and that all of the funds derived therefrom shall be kept and placed by the Treasurer of Canby in a separate fund to be known as "Refunding Bond Fund", 1920 series 2". That said bonds shall be issued as may be directed by the Council of Canby by Resolution to be adopted hereafter.

Sec 2. Inasmuch as this Ordinance is necessary for the immediate preservation of the public peace, health and safety of the people of the City of Canby, because it is necessary that said City shall control and operate the water-works of the said City and provide water for fire protection and domestic use, and that the obligations of Canby be met, an emergency is hereby declared and this Ordinance shall go into force and effect from and after its approval by the Mayor.

Motion made and seconded that said reading be considered the first reading, and for the reason that in the judgment of the Council the cost of publication is excessive said Ordinance is hereby ordered posted, and to come up for final reading at a special meeting of the City Council to be held on the 21st day of April 1920, at 8 o'clock P.M. The motion was duly seconded and upon being put to the Council was declared carried there being six voting Aye and none voting Nay.

The following Ordinance was then introduced and read by the Recorder

ORDINANCE NO. 149.

An Ordinance providing for a special City election for the purpose of submitting to a vote of the legal voters of Canby, Clackamas County Oregon, an Ordinance of Canby entitled, "An Ordinance to provide for the issuance and sale of bonds of the City of Canby in the sum of

not to exceed the sum of Five thousand five hundred Dollars, for the purpose of paying the indebtedness heretofore incurred by the City of Canby, and declaring an emergency", and also providing for the posting of notices of the said special City Election; providing for the appointment of Judges and Clerks of such election, and fixing their compensation; establishing the election ward or precinct for said election, and designating the polling place for the same; and declaring the emergency, by which this Ordinance shall become immediately operative.

Canby Does Ordain As Follows:

Sec 1. That there shall be held in Canby, Clackamas County, Oregon, on Monday, the second day of June, 1920, a special election for the purpose of submitting to a vote of the legal voters of Canby, for their adoption, or rejection, an Ordinance, which said Ordinance is entitled as follows "An Ordinance to provide for the issuance and sale of bonds of the City of Canby in the sum of not to exceed Five thousand five hundred Dollars, for the purpose of paying the indebtedness heretofore incurred by the City of Canby, and declaring an emergency".

Sec 2. The Recorder of Canby is hereby authorized and directed to post in six conspicuous and public places within the corporate limits of Canby in Clackamas County, Oregon, for at least ten days prior to Monday the 7th day of June, 1920, notices of the special City election to be held in Canby on said date, which said notices of elections shall state the date upon which said election shall be held, and shall designate the purpose of said election, the polling place thereof, and the hours that said polls shall be kept open and shall name the Judges and Clerks of said election and give the ballot title of the proposed Ordinance to be submitted to a vote of the legal voters of Canby for their adoption or rejection at said special City election.

Sec 3. The Council of Canby shall by motion hereafter, appoint Judges and Clerks of such special City election; said Judges and Clerks shall receive as full compensation for their services as such the sum of three dollars per day each.

Sec 4. The election ward or precinct for said special City Election shall be and shall constitute all the territory within the corporate limits of the City of Canby.

Sec 5. There shall be one polling place for said special City election, to wit: In the Council chamber of the City Hall.



Sec 6. Whereas, it is necessary that said Ordinance be immediately adopted to preserve the peace, health and safety of said City, and whereas it is necessary that said City shall maintain and operate a waterworks system within said City to preserve the peace, health and safety of Canby, an emergency is hereby declared, and this Ordinance shall take effect as soon as it is passed by the Council and approved by the Mayor.

Motion made and seconded that said reading be considered the first reading, and for the reason that in the judgment of the Council the cost of publication is excessive and said Ordinance is hereby ordered posted, and to come up for final reading at a special meeting of the City Council to be held on the 21st day of April 1920, at 8 o'clock P.M.

The motion was duly seconded and upon being put to the Council was declared carried there being six voting Aye and none voting Nay.

The Annual report of the City Treasurer of the Water and Road Funds was then presented and read by the Recorder and were as follows, to wit: Canby Oregon, January 1st 1920,

To the Hon Mayor and City Council, City of Canby, Oregon.

Gentlemen:  
I herewith submit my annual report of the General Fund for the year 1919.. to wit:

Jan 1st 1919 Balance on hand	\$3,048.11
April 1st Receipts first quarter	none
July 1st " second "	1,708.78
Oct 1st " third "	none
1920 Jan 1st " fourth "	1,149.71
Total receipts	5,906.60
Disbursements	
34 warrants paid first quarter	1,073.02
22 " " second "	446.45
20 " " third "	386.25
25 " " fourth "	412.11
June 9th transferred to water fund	
special levy as per budget	558.00
	<u>2,875.83</u>

June 1st 1920 Balance on hand \$3,030.77  
Of the above balance about \$2,000.00 belongs to the Road Fund as it was received in 1916-7

and never distributed to the proper fund, I would recommend that an audit be made and the correct amount be transferred to the Road Fund of Road District No 58. Respectfully submitted, J. L. Eckersen, Treasurer

On motion the report was ordered filed and entered on the minutes, and referred to the finance committee for examination.

Canby, Oregon, Jan 1st 1920.

To the Hon Mayor and City Council of Canby, Oregon.

Gentlemen:

I herewith submit my report for the year 1919, for the Road Fund of Road District No 58, to wit:

Jan 1st 1919 Balance on hand \$1,505.58

Nov 25th County Treasurer 1,612.09

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\$3,117.67

Disbursements.

Warrants paid as follows

2512 to 2520 Inclusive

I "43 "

45 " 52 "

54 " 61 "

68 warrants returned herewith amounting to

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1,214.77

Jan 1st 1920, Balance on hand \$1,902.90

Respectfully submitted,

J. Lee Eckerson  
Treasurer.

On motion the report was ordered filed and entered on the minutes, and referred to the finance committee for examination.

Mr Resencrans of Carlton and Resencrans was present and wished to make some recommendations in regard to the paving of some of the streets which it was proposed to pave, thought it would be much better to pave the center of the streets than to pave the sides and park the center, also thought that on Front Street should pave from the center to the shade trees and not pave from the sidewalk line to the outside line of the shade trees.

City Attorney Hammend wished the Council to have Mr Carrow the City Engineer set the line and level stakes for the proposed sidewalks ensouth of Ry track, whereupon the Council adjourned to meet April 21st at 8 o'clock P.M. to canvass the vote of the special election and attend to such other matters as might properly come before the meeting.

Canby, Oregon April 21st 1920.

Council met pursuant to adjournment, and called to order at 8

o'clock P.M. by the Mayor, there were present Mayor A.H. Knight,

Recorder C.N. Wait, Marshall C.E. Bowman and City Attorney P.L.

Hammend, and Councilmen Combs, Eld, Bowlsby, Evans, Sandsness, Slyt  
ter and White.



Upon motion duly made seconded and carried the Council proceeded  
to canvass the vote of the special election after which the follo-  
ing Board of Directors was elected: [illegible]  
[illegible] Secretary; [illegible]  
certificate was introduced, to wit:

In the presence of Adam Knight, Mayor of Canby, in Clackamas County, State of Oregon, and of the Council of Canby, I, Chas N. Wait, Recorder of Canby, canvassed the vote cast at the special election held in Canby, Clackamas County, Oregon, on the 19th day of April 1920, on an Act entitled: "A Bill for an Act, That the following proposed amendment to the Charter of Canby be and the same is hereby proposed for submission to the legal voters of Canby, at a special election to be held on Monday, the 19th day of April, 1920, which said amendment is as follows, to-wit:

To adopt an addition to the Charter of Canby, in Clackamas County, State of Oregon, entitled "An Act authorizing and empowering Canby to sell and issue interest-bearing negotiable Coupon bonds of Canby in an amount not to exceed \$7500.00 or so much thereof as may be necessary for the purpose of refunding the floating indebtedness against the Water Fund of Canby, consisting of outstanding City warrants, and authorizing the Council to levy annually hereafter a tax on all the taxable property in Canby, that will provide the sum of \$500.00, and the further sum that is required to be paid as interest on this issue of bonds for such year, until the whole of the foregoing issue, including principal and interest, has been fully paid, and which said tax is for the purpose of paying the interest upon and redeeming said bonds, and said tax shall be an addition to any other tax levied by the Councilor provided by this Charter, which Charter of Canby is entitled "A Bill for an Act entitled, "An Act to Incorporate Canby in Clackamas County, State of Oregon, :fixing the boundaries thereof; providing for the election and appointing of its officers, defining their qualifications, their duties, their powers, and fixing their terms of office; providing for the organization of the City Council, the manner of the passage of ordinances, the establishing or alteration of the grade of any street or alley, and for the improvement thereof, the building and repairs of sidewalks, the laying out and establishing of sewer districts, and the construction of sewers and drains therein, the levying and collecting of assessments and the reassessments for the costs of improvements of streets and alleys and the construction of sewers and drains; providing for a docket of City Liens, for the sale and redemption of property on account of delinquent assessments, for the condemnation of property for public use, for the issuance of bonds, for the owning, building and maintaining of water works for the said City; for the raising and expenditure of public money; for the liability of Canby; validating the past acts of Canby; fixing the terms of office of the present officials, and repea



ling all acts and parts of acts in conflict herewith."

which said act appeared on the ballot at said election and was designated by the following ballot title:

U: Referred to the people of Canby by the Council of Canby.  
2: Amendment to the Charter providing for bond issue for Canby, Clackamas County, Oregon.

3: Purpose-- Shall Canby issue bonds in amount not to exceed Seven Thousand five hundred Dollars, which shall draw interest at a rate not to exceed six per cent; providing for an annual levy to pay the interest and principal; The money derived from such bond issue to be used for the purpose of refunding water warrants of Canby.

I find that the votes cast thereon at said special election are as follows, to wit:

Total number of votes cast at said election 125.

" " " " " for said act 64.

" " " " " against said act 61.

Majority of votes cast for said act 3.

Dated at Canby, Clackamas County, Oregon, this 21st day of April 1920.

Chas N. Rait.

Recorder of Canby.

After which the following proclamation, declaring the adoption of the act was made by the Mayor, to wit:

I, Adam H. Knight, Mayor of Canby, in Clackamas County, Oregon, do hereby proclaim and declare that an act entitled: "A Bill for an act That the following proposed amendment to the Charter of Canby be and the same hereby is proposed for submission to the legal voters of Canby, at a special election to be held on Monday, the 19th day of April, 1920, which said amendment is as follows, to wit:--

To adopt an addition to the Charter of Canby, in Clackamas County, Oregon, entitled "An Act authorizing and empowering Canby to sell and issue interest bearing negotiable <sup>Coupon</sup> bonds of Canby in an amount not to exceed \$7500.00 Dollars, or so much thereof as may be necessary for the purpose of refunding the floating indebtedness against the water fund of Canby, consisting of outstanding city warrants, and authorizing the Council to levy annually hereafter a tax on all the taxable property in Canby that will provide the sum of \$500.00 and the further sum that is required to be paid as interest on this issue of bonds for such year, until the whole of the foregoing issue, including principal and interest, has been duly paid, and which said tax is for the purpose of paying the interest upon and redeeming said bonds, and said tax shall be an addition to any other tax levied by the Council or provided by this Charter, which



Charter of Canby is entitled "A Bill for An Act entitled "An Act to Incorporate Canby, in Clackamas County, State of Oregon; fixing the boundaries thereof; providing for the election and appointment of its officers, defining their qualifications, their duties, their powers, and fixing their terms of office; providing for the organization of the City Council, the manner of the passage of ordinances, the establishment or alteration of the grade of any street or alley, and for the improvement thereof; the building and repair of sidewalks, the laying out and establishing of sewer districts, and the construction of sewers and drains therein, the levying and collecting of assessments and the re-assessments for the costs of improvements of streets and alleys and the construction of sewers and drains; providing for a Pocket of City Liens, for the sale and redemption of property on account of delinquent assessments, for the condemnation of property for public use, for the issuance of bonds, for the owning, building and maintaining of water works for the said City; for the raising the expenditure of public money, for the liability of Canby; validating the past acts of Canby; fixing the terms of office of the present officials, and repealing all acts and parts of acts in conflict herewith;" which was submitted to a vote of the legal voters of Canby, in Clackamas County, Oregon, for their adoption or rejection, at a special election held in Canby on the 19th, day of April, 1920, which act appeared upon the official ballot at said Special City Election, and was designated by the following ballot title:

1. Referred to the people of Canby by the Council of Canby.
  2. Amendment to the Charter providing for bond issue for Canby, Clackamas County, Oregon.
  3. Purpose-- Shall Canby issue bonds in amount not to exceed Seven Thousand five hundred dollars, which shall draw interest at a rate not to exceed six per cent; providing for an annual tax levy to pay the interest and principal; The money derived from such bond issue to be used for the purpose of refunding water warrants of Canby.
- was adopted, approved, passed and carried by the legal voters of Canby.

That at said special election the total number of votes cast were 125; that of said total number of votes so cast there were cast for said act 64 votes; against said act 61 votes; that the majority of said votes cast at said election for said act were 3 votes; that there were no defective ballots.

I therefore proclaim and declare that said act adopted, approved, passed and carried by the legal voters of Canby, and that said act is now a part of the Charter and fundamental law of Canby.

Done at the Council Chambers of Canby in Clackamas County, State of Oregon, this 21st day of April 1920.

Adam H. Knight.

Mayer of Canby.



The following Resolution was then introduced and upon motion duly made seconded and carried was read by the Recorder, to wit:

RESOLUTION.

A Resolution directing the Recorder of Canby to advertise for bids for the sale of Seven Thousand five hundred Dollars worth of bonds of Canby, providing for the manner of sale of the same, and setting forth an emergency to make this Resolution immediately operative.

WHEREAS, The Council of Canby was authorized by vote of the electors of Canby at an election held for that purpose to issue bonds of Canby in an amount not to exceed Seven Thousand five hundred Dollars, or so much thereof as may be necessary for the purpose of refunding the floating indebtedness against the water fund of Canby, at a rate of interest not to exceed six per cent per annum, now therefore,

BE IT RESOLVED BY THE COUNCIL OF CANBY, That the Recorder of Canby shall and he hereby is directed for and in behalf of Canby to advertise for bids for the sale of bonds of Canby in the amount of Seven Thousand five hundred Dollars, for at least three publications in a newspaper of general circulation in Canby, Clackamas County, Oregon, which said advertisement shall direct that all bids for said bonds shall be mailed or delivered to the Recorder of Canby not later than 6 o'clock P.M. on May 3rd, 1920. Each of said bids shall be enclosed in an envelope securely sealed, and marked "Bid for Bonds of Canby" and each bid shall be on the rate of interest to be paid on the said bonds, and shall specify the number of bonds the bidder will purchase at said rate of interest; and provided further, that any number of bonds may be sold to one or more of said bidders.

That on the 3rd day of May, 1920, at 8 o'clock P.M. or at the earliest time thereafter, the Council of Canby shall meet at the Council Chamber of the Council in Canby at which time they shall award the purchase thereof to the best bidder or bidders thereof, provided, the Council shall have authority to reject any or all bids when the purchaser of said bonds shall have been awarded as above set forth the Mayor and Recorder shall issue said bonds at the rate of interest provided for at the time said bids are let; interest to run from the date of acceptance of said bonds by the successful bidder or bidders therefor. Upon the execution of said bonds the Recorder shall deposit the same with the Treasurer of Canby to be delivered to the successful bidder or bidders, upon the receipt of the money bid therefor, with accrued interest.

Said bonds shall be issued in the aggregate amount of Seven Thousand five hundred Dollars, and shall be issued in amounts not to exceed \$500.00 dollars and as desired by the purchasers; provided, that, said amounts shall be in even hundreds of dollars, and which said bonds shall be numbered from 1 upward in order of issuance, dated as hereinbefore provided, and payable as follows:



\$500 in 2 years from date thereof.

\$500 " 3 " " " "

\$500 " 4 " " " "

\$500 " " " " "

\$500 " " " " "

\$500 " " " " "

\$500 " " " " "

\$500 " " " " "

\$500 " " " " "

\$500 " " " " "

\$500 " " " " "

\$500 " " " " "

\$500 " " " " "

\$500 " " " " "

\$500 " " " " "

to bear interest at the rate specified at the time said bids are accepted, payable semi annually every installment of interest to be evidenced by sufficient coupons attached to each of bonds, both principal and interest to be payable at the First National Bank of Canby, Oregon, in gold coin of the United States of America, said bonds to be in full faith and credit of Canby shall be pledged in payment thereof; provided, that said bonds may be called as provided in the act providing for their issuance.

Upon presentation of said interest coupons to the Treasurer of Canby at or after maturity he shall pay the same out of any funds he may have applicable thereto, and they shall take precedence over and be paid before any outstanding city warrant or other obligation of Canby except bond issues heretofore made.

Every bid for bonds shall be accompanied by a certified check for 5 per cent of the amount of bonds bid for, payable to the Treasurer of Canby, which shall be the property of Canby as soon as the bid accompanying the check shall have been accepted by Canby and the Council thereof, the amount of which check shall be applied on the purchase price of said bonds; provided, however, if any bidder or bidders shall fail or neglect to complete the purchase of said bonds within thirty days from the date of the acceptance of such bid as ~~shown~~ above provided, the said check and the money represented thereby shall be forfeited to Canby. All checks received with bids not accepted shall be returned to the Recorder forthwith upon being rejected; provided further,

Whereas, the health and safety of the citizens of Canby are endangered by a lack of pure wholesome water for household and fire protection, an emergency is hereby declared, in order to preserve the peace, health and safety of Canby, and this Resolution



shall go into full force and effect as soon as it is passed by the Council and approved by the Mayor.

C.H.Wait

Recorder of Canby.

Approved April 21, 1920.

A.H.Knight.

Mayor.

It was moved by John Eid and seconded by C.G.Combs that the foregoing Resolution be passed and the Recorder was ordered to call the roll on the motion, upon a vote being taken there were seven voted to pass the Resolution and none against the passage, whereupon the Resolution was declared passed.

This being the time set for hearing remonstrances against the proposed improvement of First street, Second street, Third street, "B" street, "C" street, "D" street, "E" street, and the R'y crossings at "A" streets and "E" streets, the remonstrances filed against the proposed improvement of said streets were examined by the Council and the City Engineer Mr Carrow and it was found that there was no remonstrance against the improvement of either the R'y crossing at "A" street or "E" street, that the remonstrance against the proposed improvement of First street represented 12 and one half per cent of the property affected. That against the proposed improvement of Second street the remonstrance represented thirty five and five tenths of the property affected, That against the proposed improvement of Third street the remonstrance represented eighty three and three tenths of the property affected. That against the proposed improvement of "B" street the remonstrance represented fifty eight and three tenths of the property affected. That against the proposed improvement of "C" street the remonstrance represented twenty three and four tenths of the property affected. That against the proposed improvement of "D" street the remonstrance represented fifty three and one half per cent of the property affected. That against the proposed improvement of "E" street the remonstrance represented forty six per cent of the property affected.

Whereupon the following Resolution was introduced and upon motion duly made seconded and carried was read by the Recorder, as follows, to wit:

#### RESOLUTION.

Whereas the City of Canby is about to commence the improvement of a number of streets in Canby, which improvements will be hereafter charged against the property improved thereby, and will be paid for by funds derived from such assessments, but that it will be necessary to meet a part of such costs and expenses before such assessments are collected, now therefore to meet such costs and to segregate such expenses so that the same can be properly assessed against the property which is improved thereby:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANBY, that the Recorder of Canby shall and he hereby is directed to open a new account for each of such districts or streets, which the Council of Canby may designate to improve, which districts shall be numbered consecutively from one upwards, That all warrants drawn in payment



of claims or costs that shall be thereafter assessed or which claims or costs are a lien or shall become a lien against any real property in Canby, shall be charged against the proper district or street, by such consecutive number, and that all warrants shall be segregated and the funds shall be so drawn ~~XXX~~ that such accounts shall be separately kept.

That the Recorder is further instructed to have warrants printed for this purpose which shall be in accordance with this Resolution, and to secure a proper book to keep such record of warrants.

It was moved seconded and carried that the resolution as read be passed, upon a vote being taken there were seven votes in favor of the motion and no votes against it, the Resolution was thereupon declared carried.

The following petition was then read and upon motion placed on file, to wit:

TO THE HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL:

We the undersigned citizens and tax payers of Canby, Oregon, do respectfully ask that our wishes in regard to the proposed paving of First street, and which we have outlined below, be given due consideration:

We believe that the hard surface paving should occupy the center of the street, with a gravel shoulder dressing.

We also earnestly urge that every effort shall be made to preserve the trees along the street.

#### SIGNATURES.

Mrs H.B. Evans, Frank Zollner, Mrs Pullen, William Knight, E.F. Krueger, F.A. Rosenkrans, Eleanor M. Carlton, Mrs J.F. Dayee, C.W. White, Wilson Evans, A. Berneser, Mrs Cec Knight. Whereupon the following Resolution was introduced and read by the Recorder, to wit:

#### RESOLUTION.

Whereas the Council of Canby deems it expedient and necessary to save all the trees on First street, and whereas plans have been submitted to the Council for the improvement of said street, and the Council has declared its intention to pave said street with hard surface pavement, Now therefore, Be it Resolved by the Council of the City of Canby that it is hereby declared to be its intention that the Trees on First street should be saved, and that said pavement should be so laid as to save said trees and preserve them.

It was moved by Evans and seconded by White that the Resolution be adopted, upon a vote being taken there were seven votes in favor of the motion and none against it, and the Resolution was declared adopted.

The following Ordinances then came up for their final reading and passage.

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



An Ordinance to provide for the issuance and sale of bonds of the City of Canby in the sum of not to exceed Five Thousand five hundred Dollars, for the purpose of paying the indebtedness heretofore incurred by the City of Canby, and declaring an emergency.

## CANBY DOES ORDAIN AS FOLLOWS.

Sec I The City Council is hereby authorized and empowered to issue and sell interest-bearing negotiable coupon bonds of Canby to the amount of Five Thousand five hundred Dollars, in addition to the present, outstanding bonds, or so much thereof as may be necessary, for the purpose of refunding the indebtedness in constructing the water system of the City of Canby, being the costs and judgments incurred in the case of Hornig vs Canby. The bonds hereby authorized shall be designated as "Bond Issue 1920, Series 2", and shall be issued in denominations as may be hereafter provided by the Council of Canby, and shall bear interest not exceeding six per cent, and at a rate to be determined by the Council of Canby, payable semi annually, and shall be numbered from one inclusive upwards and shall be redeemable serially in numerical order, in from one to twelve years or as nearly as may be according to the following schedule, to wit:

The first bonds shall be redeemed two years from date thereof, at which time Five hundred Dollars of such bonds issue shall be redeemed, and a like sum at such date each year thereafter until the whole of said bond issue has been redeemed.

The bonds issued under this act shall be paid on maturity dates specified heretofore; provided, that Canby reserves the right to pay take up and cancel any of said bonds prior to maturity upon payment of face value thereof with accrued interest to date of payment, at any semi-annual interest paying period at or after two years from the date of any bond, but that said bonds shall be taken up in order in which they bear number.

Notice stating that certain bonds are to be taken up and cancelled shall be published in a newspaper printed and of general circulation in Canby, not less than twice preceeding the semiannual interest paying date, and after said date the interest upon the bonds designated shall cease.

The Council of Canby is hereby directed to make and there shall be included in the general annual tax levy, annually hereafter, a tax on all the taxable property in Canby, that will provide the sum of \$500.00 and the further sum which is required to be paid as interest on the outstanding bonds of this issue for such year, until the whole of the foregoing issue, including principal and interest, has been fully paid, and the proceeds of such taxes shall be used to pay the interest due on all bonds issued pursuant to this act.



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and to create a fund to pay the principal of said bonds. That said levy shall be in addition to any other levy made under the provision of this the Charter of Canby and that all of the funds derived therefrom shall be kept and placed by the Treasurer of Canby in a separate fund to be known as "Refunding Bond Fund, 1920, Series 2".

That said bonds shall be issued as may be directed by the Council of Canby by Resolution to be adopted hereafter.

Sec 2. Inasmuch as this Ordinance is necessary for the immediate preservation of the public peace, health and safety of the people of the City of Canby, because it is necessary that said City shall control and operate the water works of the said City and provide water for the protection from fire and domestic use, and that the obligations of Canby be met, an emergency is hereby declared, and this Ordinance shall go into force and effect from and after its approval by the Mayor.

Motion made and seconded that said reading be considered the first reading, and for the reason that in the judgment of the Council the cost of publication is excessive said Ordinance is hereby ordered posted, and to come up for final hearing and reading at a special meeting of the City Council to be held on the 21st day of April, 1920, at 8 o'clock P.M.

C. N. Wait.

Recorder.

Attached to said Ordinance was the following certificate, to wit:

State of Oregon ) ss.  
County of Clackamas )

I, C. N. Wait, Recorder of Canby, Clackamas County, State of Oregon, being first duly sworn depose and say, that I posted the foregoing Ordinance in three public and conspicuous places in Canby, to wit: One in the fire engine room of the City Hall, one on the porch of the City Hotel next to the sidewalk, and one in the lobby of the Post Office, said copies were full, true and correct copies, and remained posted continuously for more than fourteen days.

C. N. Wait.

Subscribed and sworn to before me this 21st day of April, 1920.

H. B. Evans.

Notary Public for Oregon.

my commission expires June 13th, 1920.

< It was moved by Combs and seconded by Eid that the Ordinance be placed on its final passage upon a roll call being taken these voting for the passage of the Ordinance were, Combs, Eid, Bowlsby, Evans Sandsness, Glyter and White. Seven voted Yes. None thereupon the Ordinance was declared passed, and the Mayor immediately approved the same and declared the same in full force and effect.



The following Ordinance was then read for the third time.

ORDINANCE NO. 49

Ordinance providing for a special City Election for the purpose of submitting to a vote of the legal voters of Canby, in Clackamas County, Oregon an Ordinance of Canby entitled, "An Ordinance to provide for the issuance and sale of bonds of the City of Canby in the sum of not to exceed ~~that~~ Five Thousand five hundred dollars, for the purpose of paying the indebtedness heretofore incurred by the City of Canby, and declaring an emergency" and also providing for the posting of notices of the said special City Election; providing for the appointment of Judges and Clerks of such election, and fixing their compensation; establishing the election ward or precinct for said election, and designating the polling place for the same; and declaring an emergency, by which this ordinance shall become immediately operative.

CANBY DOES ORDAIN AS FOLLOWS.

Sec 1. That there shall be held in Canby, Clackamas County, Oregon, on Monday, the 7th day of June, 1920, a special election for the purpose of submitting to a vote of the legal voters of Canby, for their adoption, or rejection, an ordinance, which said ordinance is entitled as follows: "An Ordinance to provide for the issuance and sale of bonds of the City of Canby in the sum of not to exceed ~~that~~ Five Thousand five hundred dollars, for the purpose of paying the indebtedness heretofore incurred by the City of Canby, and declaring an emergency".

Sec 2. The Recorder of Canby is hereby authorized and directed to post in six conspicuous public places within the corporate limits of Canby in Clackamas County, Oregon, for at least ten days prior to Monday, the 7th day of June, 1920, notices of the special City election to be held in Canby on said date, which said notices of election shall state the date upon which said election shall be held, and shall designate the purpose of said election, the polling place thereof, and the hours that said polls shall be kept open, and shall name the Judges and Clerks of said election and give the ballot title of the proposed ordinance to be submitted to a vote of the legal voters of Canby for their adoption or rejection, at said special City election.

Sec 3. The Council of Canby shall by motion hereafter appoint Judges and Clerks of such special City election; said Judges and

Clerks shall receive as full compensation for their services as such the sum of Three dollars per day each.

Sec 4. The election ward or precinct for said special City election shall be and shall constitute all the territory within the corporate limits of the City of Canby.

Sec 5. There shall be one polling place for said City election



to wit: In the Council Chamber of the City Hall.

Sec 6. Whereas, it is necessary that ~~xxxxxxx~~ said ordinance be immediately adopted to preserve the peace, health and safety of said City, and whereas it is necessary that said city shall maintain and operate a waterworks system within said city to preserve the peace, health and safety of Canby, an emergency is hereby declared, and this Ordinance shall take effect as soon as it is passed by the Council and approved by the Mayor.

Motion made and seconded that said reading be considered the first reading, and for the reason that in the judgment of the Council the cost of publication is excessive said Ordinance is hereby postponed, and to come up for final reading at a special meeting of the City Council to be held on the 21st, day of April 1920, at 8 o'clock P.M. C.N.Wait.

Recorder.

Attached to said Ordinance was the following Certificate,

State of Oregon ) ss.  
County of Clackamas )

I, C.N.Wait, Recorder of Canby, Clackamas County, Oregon, being first duly sworn depose and say, that I posted the foregoing Ordinance in three public and conspicuous places in Canby, to wit: one in the fire engine room of the City Hall, one on the porch of the City Hotel, and one in the lobby of the Post Office, said copies were full, true and correct copies of said Ordinance, and remained posted continuously for more than fourteen days.

C.N.Wait.

Subscribed and sworn to before me this 21st day of April 1920.

H.B.Evans.

Notary Public for Oregon.

My commission expires June 13th, 1920

The following Resolutions to improve second street and "C" street was then introduced and read by the Recorder, to wit:

#### RESOLUTION OF INTENTION.

WHEREAS, the Council of the City of Canby deems it expedient and necessary to improve

C Street from the westerly line of First Street  
to the westerly line of Third street

by grading, draining, shouldering, curbing, where necessary, and paving with hard surface pavement 16 and 1 foot in width as shown on the revised plans and specifications, and by doing such other work as will be necessary to make a full and complete improvement at an approximate cost, according to the City Surveyor's estimates, of \$55994.00; and

WHEREAS, it has heretofore required from the City Surveyor revised plans and specifications and estimates of the work to be done and the probable cost thereof; and

WHEREAS, the City Surveyor has heretofore filed such revised plans, and specifications and estimates in the office of the Recorder; and

WHEREAS, the Council has examined and found such revised plans, specifications and estimates to be satisfactory; now therefore,

BE IT RESOLVED BY THE COUNCIL OF CANBY



that it is hereby declared to be its intention to improve

C Street from the westerly line of First Street  
to the westerly line of Third Street  
by grading, draining, shouldering, curbing, where necessary, and paving  
with hard surface pavement 16 and 1 feet in width as shown on plans  
and specifications, and by doing such other work as will be necessary  
to make a full and complete improvement; and

~~WHEREAS~~ BE IT FURTHER RESOLVED that the City Surveyor's  
revised plans, specifications and estimates for the aforesaid proposed  
improvement are hereby declared to be satisfactory and are  
hereby approved and adopted, which said revised plans, specifications  
and estimates are on file in the office of the City Recorder  
and are there subject to inspection; and

BE IT FURTHER RESOLVED that this resolution of the Council  
declaring its purpose to improve the aforesaid street shall be kept  
of record in the office of the Recorder and shall be published by  
posting three copies thereof in three public places in said City at  
least fifteen days before the time set herein, to wit, the eighth day  
of May, 1920, as the last day in which a remonstrance against said  
proposed improvement may be filed; and

BE IT FURTHER RESOLVED that within fifteen days after the posting  
of this resolution the resident owners or their agents representing  
property abutting upon said street or the part thereof  
proposed to be improved, which said property is to be assessed for the  
cost of said proposed improvement, may make and file with the  
Recorder a written remonstrance against the proposed improvement,  
(owner as herein used shall be construed to mean the legal title  
holder, and "abutting property" shall be construed to mean between  
the street and center of the block; in blocks having an alley parallel  
with the street "abutting" shall mean to the line of the alley  
nearest the street, and in tracts not laid out in blocks "abutting"  
shall mean within a line 100 feet back from the street) which said  
remonstrances will be considered by the Council at a special meeting  
called for May 10th, 1920.

Passed by the Council on this the 21st day of April, 1920,  
by the following vote:

YEAS: SEVEN.

NAYS: NONE.

Submitted to the Mayor April 21, 1920:

Approved by the Mayor, April 21, 1920.

Attest:

\_\_\_\_\_  
Mayor.

\_\_\_\_\_  
City Recorder.

#### RESOLUTION OF INTENTION.

WHEREAS, the Council of the City of Canby deems it expedient  
and necessary to improve

Second Street from the northerly line of B  
Street to the southerly line of E Street  
by grading, draining, shouldering, curbing where necessary, and  
paving with hard surface pavement 16 and 1 feet in width as per  
revised plans and specifications on file in the Recorder's office



and by doing such other work as will be necessary to make a full and complete improvement at an approximate cost, according to the City Surveyor's estimates, of \$ 95,00<sup>2</sup> and

WHEREAS, it has heretofore required from the City Surveyor revised plans and specifications and estimates of the work to be done and the probable cost thereof; and

WHEREAS, the City Surveyor has heretofore filed such revised plans, specifications and estimates in the office of the Recorder; and

WHEREAS, the Council has examined and found such revised plans, specifications and estimates to be satisfactory; now therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANBY that it is hereby declared to be its intention to improve

Second Street from the northerly line of B Street to the southerly line of E Street by grading, draining, shouldering, curbing where necessary, and paving with hard surface pavement 16 and 1 feet in width as per plans and specifications on file in the Recorder's office, and by doing such other work as will be necessary to make a full and complete improvement; and

BE IT FURTHER RESOLVED that the City Surveyor's revised plans, specifications and estimates for the aforesaid proposed improvement are hereby declared to be satisfactory and are hereby approved and adopted, which said revised plans, specifications and estimates are on file in the office of the City Recorder and there subject to inspection; and

BE IT FURTHER RESOLVED that this resolution of the Council declaring its purpose to improve the aforesaid street shall be kept of record in the office of the Recorder and shall be published by posting three copies thereof in three public places in said City at least fifteen days before the time set herein, to wit the eighth day of May, 1920, as the last day in which a remonstrance against said proposed improvement may be filed; and

BE IT FURTHER RESOLVED that within fifteen days after the posting of this resolution the resident owners or their agents representing property abutting upon said street or the part thereof proposed to be improved, which said property is to be assessed for the cost of said proposed improvement, may make and file with the Recorder a written remonstrance against the proposed improvement, ("owner" as herein used shall be construed to mean the legal title holder, and "abutting property" shall be construed to mean between the street and center of the block; in blocks having an alley parallel with the street "abutting" shall mean to the line of the alley nearest the street, and in tracts not laid out in blocks "abutting" shall mean within a line 100 feet back from the street) which said remonstrance will be considered by the Council at a special meeting called for May 10th, 1920.

Passed by the Council on this 21st day of April, 1920, by the following vote:

YEAS: SIX.

NAYS: NONE.

Submitted to the Mayor April 21, 1920

Approved by the Mayor April 21, 1920.



Attest.

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Mayor.

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City Recorder.  
After which the Council adjourned.

Approved May 3 1920

W. H. Knight

Mayor.

E. N. Wait

Recorder.