

RESOLUTION NO. // FOR 1923.

APPROVING

PLANS FOR THE IMPROVEMENT OF ASH STREET ON THE EAST
LINE OF LEBANON SANTIAM CANAL TO THE WEST LINE
OF ASH STREET IN THE CITY OF LEBANON, OREGON.

WHEREAS, The Common Council of the City of Lebanon deems it expedient to improve certain street in the City of Lebanon, Oregon, and

WHEREAS, there is on file with the Recorder of the said City of Lebanon a petition praying for the improvement of Ash Street on the East line of Lebanon Santiam Canal to the West line of Ash Street, and it appearing to the Council from said petition that the same is duly signed by a majority of the owners of all the abutting property on that part of said street to be improved and specially benefitted thereby, and after due investigation the Council finds that said petition is duly signed by a majority of the owners of the property abutting on the said proposed improvement and also the property specially benefitted thereby, and

WHEREAS, the Council did on the 20th day of November, 1923, duly adopt and pass a resolution requiring the City Engineer and the City Superintendent of Streets to prepare plans and specifications and estimates of the probable total cost of the said improvement which said plans and specifications and estimates were on the 20th day of November, 1923, duly filed with the Recorder of said City.

NOW THEREFORE BE IT RESOLVED, by the Common Council of the City of Lebanon, Oregon, that the Council deems it expedient and for the best interests of the City of Lebanon to improve the above described part of Ash Street by grading the road way of said street to proper subgrade; by graveling the road way of said street with either crushed or river gravel for a width of twelve feet and to a thickness of six inches with at least two layers of gravel, the bottom layer to be coarse gravel and the top layer to be fine gravel, or by one layer of fine gravel six inches thick, as the Street Superintendent may think best; and by making proper drainage for the said streets;

and that said improvement be made and done in accordance with the provisions of the charter of the City of Lebanon relating to the improvement of streets, and in accordance with the laws of the State of Oregon known as the "Bancroft Bonding Act" and in accordance with the petition on file asking for said improvement and in accordance with the plans and specifications of the City Engineer and City Street Superintendent filed with the Recorder of said City on the 20th day of November, 1923, and marked "Plans and Specifications and Estimates for the Improvement of Ash Street on the East line of Lebanon Santiam Canal to the West line of Ash Street."

That the cost of the grading and drainage of said street be done by and paid by the City of Lebanon out of any funds available for that purpose, and that the cost of the graveling and the other costs of said improvement of said street be paid for by the owners of the abutting real property and the owners of the real property specially benefitted thereby.

That the City Engineer and Street Superintendent of the said City have filed with the Recorder of said City their plans and specifications and estimates of the probable total cost of the said improvement in the sum of \$278.34 and the sum thereof to be paid by the City of Lebanon is the sum of \$108.00 and the sum thereof to be paid by the owners of the abutting real property and the real property specially benefitted thereby is the sum of \$ 170.34.

That the said plans and specifications and estimates of the probable total cost of the said improvement are hereby in all things approved, ratified and affirmed, and

WHEREAS there is on file with the Recorder of the City of Lebanon in this matter a petition duly signed by a majority of the owners of all the real property abutting upon the said proposed improvement and the real property specially benefitted thereby asking for said improvement and that the same be made without asking for any

bids for the same, and that no bids be received or had for the same, and that the City of Lebanon do or cause to be done and made, and that no further notice be given of the intention to make the same or of the making of the same, and that each and all jointly and severally waive all further and additional notice in the matter.

IT IS THEREFORE FURTHER RESOLVED that by reason of the said petition and the matters herein set out the City has acquired jurisdiction to make the said improvement in accordance with the said petition and said plans and specifications and the said estimates, and

BE IT FURTHER RESOLVED that the Street Superintendent and City Engineer proceed to make the said improvements in accordance with the said petition and the charter of said city and the law governing the same, and that they make and file a report in writing, when said work is completed, of all work done and the cost thereof to each lot and parcel of land, and

BE IT FURTHER RESOLVED that if the property owners with property abutting upon said street desire to gravel the street as it is graded, the Street Superintendent may, at his option, permit them to do so provided they first sign an instrument relieving the said City from any liability for payment thereof or any part thereof, and provided further that such property owners or their hired men shall, at all times, work under the supervision of the Street Superintendent.

Passed by the Council this 20th day of November, 1923.

Approved by the Mayor this 20th day of November, 1923.

Paul Sleiberg
Mayor of the City of Lebanon.

Attest

Lois M. Nutman
Recorder of the City of Lebanon.