

RESOLUTION NO. 2. FOR 1934.

WHEREAS, the Superintendent of Streets of the City of Lebanon, Linn County, Oregon, has reported in writing to the Common Council of said City that the sidewalk running from the corner of Second Street and Oak Street, along the south side of Oak Street in a westerly direction for a distance of $216\frac{1}{2}$ feet, in said city, is broken and decayed and that berry bushes and weeds are growing over it and that said sidewalk is necessary for public use, and that a new sidewalk should be constructed thereon, and

WHEREAS, said sidewalk, if constructed, will abutt upon the following described real property:

The North half of Block Two (2) of William Ralston's Addition to the City of Lebanon, Linn County, Oregon;

and

WHEREAS, the Council finds and ascertains that the wooden sidewalk along said premises as above described is in bad condition and is unsafe and unfit for use by pedestrians, and that there should be a cement sidewalk constructed along the said premises abutting upon the north side thereof, in order to accommodate the general public and especially to accommodate the inhabitants residing within the vicinity thereof, and

WHEREAS, the Council finds and ascertains that said proposed sidewalk is within the cement sidewalk district of said City, as provided by Ordinance No. 74, and amendments thereof, of said City, and that said sidewalk should be constructed in the manner provided by ordinances for the construction of cement sidewalks; and that the same should be constructed within the shortest possible time, and

WHEREAS, the said Council finds and ascertains that the report of the Street Superintendent on file herein is correct and that the owner or reputed owner of said property upon which said sidewalk abutts is the Southern Pacific Railroad Company, whose local office and postoffice address is: Southern Pacific Depot, Lebanon, Oregon;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF LEBANON That the owner of the above described real property shall build or cause to be built a regulation cement sidewalk upon the south side of Oak Street, extending from the west line of Second Street in a westerly direction a distance of $216\frac{1}{2}$ feet, more or less, to a point connecting with the cement sidewalk on said premises and abutting upon the property above described.

BE IT FURTHER RESOLVED That the Council finds, ascertains and determines that the owner of said real property is the Southern Pacific Railroad Company, whose local office and postoffice address is: Southern Pacific Depot, Lebanon, Oregon; and that said Southern Pacific Railroad Company is the owner of all the property abutting on said sidewalk.

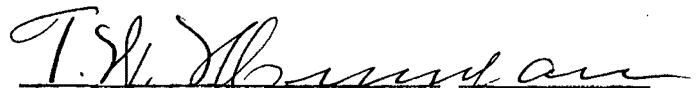
BE IT FURTHER RESOLVED That said sidewalk be built within 30 days from the date of this resolution, and that it be constructed in accordance with the sidewalk ordinances now in force relating to the building of cement sidewalks within the cement sidewalk district, and

BE IT FURTHER RESOLVED That notice to construct said sidewalk be given to the owner of said real property upon which the proposed sidewalk, when completed, will abutt and be adjacent thereto, in the manner provided by Section 223 of the City Charter of the City of Lebanon, Linn County, Oregon, and

BE IT FURTHER RESOLVED That said sidewalk be built without furnishing plans and specifications therefor by the owners of said real property; and

BE IT FURTHER RESOLVED That if the said owner of said real property, shall fail, refuse or neglect to build said sidewalk or any part thereof within the time herein required, then the said Superintendent of Streets of the City of Lebanon is hereby authorized and directed to build the same in the manner provided by the Charter of the City of Lebanon and the ordinances governing the same and keep an accurate account of the cost of labor and materials used in the building of said sidewalk, and as soon as completed, report the cost of such sidewalk, together with the description of the property fronting on said walk so constructed, which said report shall be in writing and filed with the Recorder of the City of Lebanon.

Passed by the Council on roll call by unanimous vote this 6th day of March, 1934.



Mayor of the City of Lebanon,
Linn County, Oregon.

Attest:



Recorder.