

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

ORDINANCE No. 153.

An ordinance concerning the assessment and payment of damages and benefits incident to the opening, extending and widening of Grove Street and Hiatt Street.

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THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN  
AS FOLLOWS:

Section 1. That, whereas, in pursuance of Ordinance No. 136, passed and approved on the 5th day of August, 1913, being an ordinance providing for the opening, extending and widening of Grove Street, Hiatt Street and certain other streets, and establishing grades, J. C. Mayer, S. C. Stewart and Lee Bilyeu were, by resolution of the City Council dated the 7th day of October, 1913, duly appointed viewers, for the ascertainment of damages and benefits incident to such opening, extending and widening of said streets; and, whereas, after due notice to all property owners concerned, said viewers met at the time and place provided in said resolution of appointment, and proceeded to ascertain and determine the said damages and benefits, and have heretofore, on the 5th day of January, 1914, filed with the City Recorder their report in writing embodying their findings and recommendations in the premises, which said report, insofar as it relates to said Grove Street and Hiatt Street, and omitting the preamble, is as follows, to-wit:

"1. We therefore recommend the opening of Grove Street as provided in the ordinance notice in said Commission, and we ascertained and determined the following damages and benefits to hereinafter described property.

"E. H. Hardy, owner of the following tract. Beginning at the Southeast corner of Block 5 in Center Addition, running thence South to Elmore Street; thence West on the North line of Elmore Street to the Southwest corner of the land of E. H. Hardy; thence North

to the South line of said Block 5; thence East to the place of beginning. Damages, \$105.00. Benefits, \$50.00. Difference to be paid by the City of E. H. Hardy, \$55.00.

*Pd 5/27 '14*

"Charles Duncan and Jennie Duncan. Beginning at the Southwest corner of Block 4 in Center Addition, running thence South to the North line of Elmore Street; thence East to the Southeast corner of Charles Duncan's land; thence North to the South line of said Block 4; thence West to place of beginning. Benefits, \$50.00. Damages, \$75.00.

*Pd 5/27 '14*

"W. E. Hardin, owner of Lot 8 in Block 5 in Center Addition to Lebanon, Oregon. Benefits, \$15.00. No damages.

*Lin Docket 7-17-14*

"Jerome Smith, owner of Lot 7 in Block 5 in Center Addition to Lebanon. Benefits, \$10.00. No damages.

*Lin Docket 7-17-14 Pd.*

"J. C. Mayer and M. A. Miller, owners of Queen Anne Addition to Lebanon, Oregon. Benefits, \$20.00. No damages.

*Lin Docket 7-17-14 Pd.*

"A. F. Bohle, owner of tract of land occupied by the Lebanon Creamery Company, situated at the Northwest corner of the intersection of Oak Street and Grove Street. Benefits, \$10.00. No damages.

*Pd 7/9/14*

"R. W. Gibson, owner of the North half of Lot 12 in Block 2 in Queen Anne Addition to Lebanon, Oregon. Benefits, \$10.00. No damages.

*Pd. 5/14 '14*

"City of Lebanon. Benefits, \$15.00. No damages.

"Total benefits for opening Grove Street, \$180.00

"Total damages for opening Grove Street, \$180.00.

"We therefore recommend that the said Grove Street be opened and extended as set out in the said ordinance and notice, and the several persons and tracts of land herein mentioned be assessed the benefits as herein set out, and the persons be allowed the damages as herein mentioned and specified.

"We your committee and viewers beg leave to further report that on said day we viewed out Hiatt Street as specified in the said commission, notice and ordinance, and recommend that the said street be widened out as therein specified.

"We further find and determine that if the City of Lebanon shall build and construct a sufficient traffic bridge over the Lebanon and Santiam Canal on the said street, the benefits and damages to the abutting property of said Edward Young and Callie Young will be equal.

"We further recommend that the City build the said bridge, or pay to the said owners of the abutting property, Edward Young and Callie Young, the sum of \$50.00 damages.

"We therefore find and ascertain that the benefits and damages are as follows:

"Damages, \$100.00. Benefits, \$50.00. Benefits by building bridge on Hiatt St., \$50.00.

"All of which is respectfully submitted.

(Signed) J. C. Mayer  
S. C. Stewart  
Lee Bilyeu "

And whereas said report, as to said Grove Street and Hiatt Street, appears to the City Council to be in all respects reasonable and just;

That said report of said viewers, as to said Grove Street and Hiatt Street, is hereby adopted, and the damages and benefits on account of the said opening, extension and widening of said Grove Street and Hiatt Street are hereby determined and declared to be as set forth in said report.

Section 2. That, in the judgment of the City Council, the opening, extending and widening of said Grove Street and Hiatt Street is of sufficient public benefit that the same should be accomplished without unnecessary delay; and it is therefore hereby ordered that payment of said damages, in all cases where they exceed benefits and to the extent of such excess in each case, be made out of the general fund, and that warrants therefor be drawn as soon as this ordinance becomes effective, except in the case of said Edward Young and Callie Young.

Section 3. That the Superintendent of Streets proceed at once to build a suitable bridge on said Hiatt Street, over the Lebanon and Santiam Canal, and that the same be paid for out of the general fund; said bridge to cost not to exceed \$300.00 Dollars.

Adopted by the Council on the 3 day of March, 1914.

Approved by the Mayor on the 3 day of March, 1914.

Attest:

W. A. Elkins

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Recorder.

W. J. Young  
Mayor.