

1 ORDINANCE BILL NO. 10 FOR 1919.

2 ORDINANCE NO. 241

3 An Ordinance declaring an assessment and lien upon and against all  
4 the adjacent real property and property specially benefitted by the  
5 improvement of MILTON STREET from the east line of Main Street east  
6 to Franklin Street and FRANKLIN STREET from Milton Street South  
7 to City limits, by grading the street to proper subgrade, and by  
8 graveling the road way thereof with Crushed gravel in the following  
9 manner.

1st. By Grading the Street to proper subgrade.

2nd, By Making proper drainage.

3rd By Graveling the road way of the said street for a width of ten  
feet with crushed gravel, consisting of not more than three layers  
of crushed gravel.

4th By rolling the street of necessary.

10  
11 WHEREAS, The common council of the city of Lebanon, Oregon, did on  
12 the 20th day of May, 1919, adopt resolution to 4 for 1919 requiring  
13 of the city engineer plans and specification for the improvement of  
14 Milton Street and Franklin street, as provided and asked for in a  
15 petition filed with the recorder of the said city, by the owners of a  
16 majority of the real property abutting on the said proposed improve-  
17 ment and the real property specially benefitted by the said improvement  
18 and

19 WHEREAS, The said City Engineer did on the said 20th day of May, 1919  
20 file with the recorder of the said city his plans and specifications  
21 for the improvement of the said streets as prayed for in the said  
22 petition, together with the estimate of the total costs of the said  
23 improvement, and

24 WHEREAS, On the said 20th day of May, 1919 the said Council duly  
25 adopted resolution No. 7, for 1919, granted the said petition  
26 for the said improvement and duly ascertained and determined that  
27 the same was signed by ~~more~~ the owners of more than a majority of  
28 the abutting real property and the real property specially benefitted  
29 by the said improvement, and

30 WHEREAS, The said council found and ascertained that the said owners  
31 of more than a majority asked and petitioned that no further notice  
32 be given before making the said improvement as prayed for, and that  
the grading by paid by by the city of Lebanon, and the graveling for



1 said improvement be paid for by the said owners of the abutting real  
2 property and the real property specially benefitted thereby. And  
3 WHEREAS, The said Council did by resolution No. 8 for 1919 did duly  
4 ascertain and determine the total probable cost of the said improvement  
5 and the amount thereof to be paid by the city of Lebanon, and the  
6 amount thereof to be paid by the owners of the said real property  
7 abutting thereon and specially benefitted thereby, as follows. The  
8 Total probable costs of the said improvement \$1215.00. and the amount  
9 thereof to be paid by the City of Lebanon, \$300.00, and the amount  
10 thereof to be paid by the owners of the abutting real property and  
11 the real property specially benefitted thereby \$915.00. And

12 WHEREAS, The said council did proceed to cause the said improvement  
13 to be made and done in accordance with the said petition and the Char-  
14 ter and Ordinances of the said City and the laws of the State of Oregon  
15 and

16 WHEREAS, the City Engineer and the City Superintendent of Street did  
17 on the 2nd day of September, 1919, file with the recorder of the city  
18 of Lebanon their report of the said improvement, showing that the same  
19 had been made, done and completed as provided in the said petition and  
20 according to the charter and laws of the said city and the laws of the  
21 State of Oregon, which said report showed that the total cost of mak-  
22 ing the said improvement was the sum of \$1106.05, and the amount  
23 thereof to be paid by the City of Lebanon is the sum of \$221.10 and  
24 the amount thereof to be paid by the owners of the abutting real prop-  
25 erty and real property specially benefitted thereby is the sum of  
26 \$884.95, and that the same is less than the estimates of the total  
27 probable costs in each case. And

28 WHEREAS, on the said 2nd day of September 1919, the said Council  
29 by Resolution No. 12 1919 duly adopted an assessment roll for the  
30 said streets as made and filed by the said city engineer and superin-  
31 tendent of streets and therein declared the said work and improvement  
32 to have been fully done and completed in accordance with the said pe-



1 titution and the charter and laws of the said city and State. And the  
2 said Council duly approved and confirmed the said work and the said co  
3 cost therefor, and therein made and levied upon and against each separ-  
4 ate parcel, tract and lot of land and real property abutting on the said  
5 improvement or real property specially benefitted thereby its propor-  
6 tionate share and part of the cost of the said improvement to be paid  
7 by the owners of the said improvement, which said assessment is in  
8 no case more than the estimate of the said cost or more than the  
9 assessed value of the said real property. And

10 Whereas, the said council did in said resolution and assessment duly  
11 apportion amongst all the abutting real property and real property  
12 specially benefitted the whole amount of the graveling of the said  
13 street and the expenses therefor of the improvement to be paid and  
14 borne by the said owners thereof, in accordance with the number of feet  
15 abutting thereon or the benefit therefrom to the said property, and  
16 that the said council duly accepted the said improvement as made, and  
17 declared the same done in accordance with the petition therefor.

18 NOW THEREFORE.

19 THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS.

20 SECTION 1 That the total cost of the said improvement of the said  
21 MILTON STREET and said FRANKLIN STREET, from the east line of Main  
22 Street east on Milton Street to Franklin street and Franklin Street  
23 from Milton street south to City limits as provided in and in accor-  
24 dance with the said petition filed asking for said improvement by the  
25 owners of a majority of the real property abutting thereon and the real  
26 property specially benefitted thereby, is hereby declared to be the  
27 sum of \$1106.05, and the amount assessed against and to be paid by  
28 the owners of the said abutting real property and the real property  
29 speciallt benefitted thereby in the sum of \$884.95 which said sum of  
30 \$884.95 is hereby declared to be a lien upon and against the real  
31 property abutting thereon and the real property specially benefitted  
32 thereby, and is apportioned as hereinafter provided and set out, and  
page 3.



1 each lot, parcel and tract of land is declared to be particularly and  
2 specially benefitted and improved to the extent and in the amount as-  
3 sessed against it and herein setdown, and that the same is less than  
4 the assessed value of the said land.

5 Section 2 The cost and expenses of making the said improvement re-  
6 ferred to herein, is hereby apportioned and assessed to each lot,  
7 parcel and tract of land to the extent and in the amount of the pro-  
8 portionate shares of the full value and cost of the said improvement  
9 upon each lot, parcel and tract of land and as follows:

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- 1 (1) T. J. NICHOLS AND M. B. NICHOLS,  
 2 Lot One in Block 23 in William Ralston's Addition to Lebanon,  
 Oregon. Assessment \$46.20
- 3 (2) J. S. NORTHROP AND NETTIE B. NORTHROP,  
 4 Beginning at a point which is the North East corner of Lot 1,  
 5 in Block 23 in William Ralston's Addition to Lebanon, Oregon,  
 and running thence East 330 feet; thence South 264 feet; thence  
 West 330 feet and thence North 264 feet to place of beginning.  
 ASSESSMENT \$46.20
- 6 (3) LAVINA SWANSON,  
 7 Beginning at a point 660 feet East of the North West corner  
 8 of Block 23 in William Ralston's Addition to Lebanon, Oregon,  
 and running thence South 264 feet; thence East 330 feet; thence  
 North 264 feet, thence West 330 feet to place of beginning.  
 ASSESSMENT \$46.20
- 9 (4) Kinman ELLIOTT ESTATE,  
 10 MARTHA E. TAYLOR AGENT  
 11 Beginning 660 feet East of the South East corner of Block 23 in  
 12 William Ralston's Addition to Lebanon, Oregon, and running thence  
 North 264 feet; thence East 330 feet; thence South 264 feet and  
 thence West 330 feet to the place of beginning.  
 ASSESSMENT \$46.20
- 13 (5) L.B.HENDERSON AND HATTIE A. HENDERSON.  
 14 Beginning at the North west corner of Lot 14 in Home Addition to  
 15 Lebanon, Oregon, and running thence South 538 feet to South line  
 16 of said lot, thence East 134.7 feet; thence North 538 feet; thence  
 West 134.7 feet to place of beginning \$18.85  
 ASSESSMENT
- 17 (6) HENRY G. NYE,  
 18 Beginning at a point on the North line of Lot 9 in Home Addition  
 19 to Lebanon, Oregon, which is 30.5 feet East of the North West corner  
 20 of said lot, ~~thence East 78.25 feet; thence South 538 feet; thence~~  
~~East 78.25 feet to South East corner of said Lot; thence North~~  
 21 to North East corner of said lot; thence West 78.25 feet more or  
 less to place of beginning.  
 ASSESSMENT \$10.95
- 22 (7) J. H. SKINNER,  
 23 Lot 6 in Home Addition to Lebanon, Oregon.  
 ASSESSMENT \$59.10
- 24 (8) CHARLES HARTE AND HATTIE N. HARTE,  
 25 Lot 7 in Home Addition to Lebanon, Oregon.  
 ASSESSMENT \$ 25.10
- 26 (9) FLORENCE GARDNER,  
 27 Lot 8 in Home Addition, of Lebanon, Oregon.  
 ASSESSMENT \$25.10
- 28 (10) V. L. ARNOLD,  
 29 Beginning at the South East corner of Claim No. 48 in Township  
 30 12 South of Range 2 West of the Willamette Meridian, in Linn  
 County, Oregon, and running thence West 40 Rods, thence South  
 31 9 Rods; thence East 40 Rods, thence North 9 Rods to place of  
 beginning.  
 ASSESSMENT \$21.80

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- 1 (11) JAMES E. ARNOLD,  
 2 Beginning at a point 9.00 Rods South of the South East corner of  
 3 Claim 48 in Twonship 12 South of Range 2 West of the Willamette  
 4 Meridian, in Linn County, Oregon, and running thence West 40.00  
 5 Rods, thence South 9.00 Rods, thence East 40.00 Rods; thence  
 6 North 9.00 Rods to the place of beginning,  
 7 ASSESSMENT \$21.80
- 8 (12) GEORGE CLEM,  
 9 Beginning at a point 18.00 Rods South of the South East corner  
 10 of Claim No. 48 in Twonship 12 South of Range 2 West the Willa-  
 11 mette Meridian, in Linn County, Oregon, and running thence West  
 12 40.00 Rods, thence South 9.00 Rods, thence East 40.00 Rods, thence  
 13 North 9.00 Rods to the place of beginning.  
 14 ASSESSMENT \$21.80
- 15 (13) OTHO H. TEMPLE AND ICIE TEMPLE  
 16 Beginning at a point 35 Rods South of the South East corner  
 17 of Claim No. 48 in Township 12 South of Range 2 West of the Wil-  
 18 lamette Meridian, in Linn County, Oregon, and running thence  
 19 West 40.00 rods, thence South 6.00 rods and 9 feet; thence East  
 20 7.00 Rods; thence North 4.00 Rods, thence South 84° East 9.25  
 21 Rods, thence North 11 Rods and 14 feet, to the place of beginning  
 22 ASSESSMENT \$27.35
- 23 (14) H. K. ARNOLD  
 24 Beginning at a point 27 Rods South of the South East corner  
 25 of ~~the~~ Claim No. 48 in Township 12 South of Range 2 West of the  
 26 Willamette Meridian, in Linn County, Oregon, and running thence  
 27 West 40.00 Rods; thence South 8.00 Rods; thence East 40.00 Rods  
 28 thence North 8.00 Rods to the place of beginning.  
 29 ASSESSMENT \$18.50
- 30 (15) R. R. CUNNINGHAM AND M. E. CUNNINGHAM,  
 31 Lot 2 in Block 24 in Willaims Ralston's Addition to Lebanon,  
 32 Oregon.  
 33 ASSESSMENT \$46.20
- 34 (16) R. R. CUNNINGHAM AND M. E. CUNNINGHAM  
 35 Beginning at the South East corner of Block 24 in William  
 36 Ralston's Addition to Lebanon, Oregon, and running thence East  
 37 165 feet; thence North 264 feet; thence West 165 feet, and thence  
 38 South 264 feet to the place of beginning.  
 39 ASSESSMENT \$23.10
- 40 (17) R. L. MURPHY ESTATE, C.H. MURPHY AGENT.  
 41 Beginning 330 feet East of the South East corner of Block 24  
 42 in William Ralston's Addition to Lebanon, Oregon, and running  
 43 thence North 264 feet; thence West 165 feet; thence South 264  
 44 feet thence East 165 feet to the place of beginning  
 45 ASSESSMENT \$23.10
- 46 (18) JOHN BUDLEY,  
 47 Beginning 330 feet East of the South East corner of Block 24  
 48 in William Ralston's Addition to Lebanon, Oregon, and running  
 49 thence North 264 feet, thence East 330 feet; thence South 264  
 50 feet and thence West 330 feet to the place of beginning,  
 51 ASSESSMENT \$46.20
- 52 (19) S. M. GARLAND,  
 53 Beginning 660 feet East of the South East corner of Block  
 54 24 in William Ralstons Addition to Lebanon, Oregon, and running  
 55 thence North 264 feet; thence East 330 feet, thence South 264 feet  
 56 thence West 330 feet to the place of beginning,  
 57 ASSESSMENT \$46.20

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1 (20) E. L. CLARK, TRUSTEE.  
2 Lot 13 in Home Addition to Lebanon, Oregon.  
3 ASSESSMENT \$14.95

4 (21) JOHN F. ALLEN,  
5 Lot 10 in Home Addition to Lebanon, Oregon.  
6 ASSESSMENT \$15.25

7 (22) ADAM PITCHER AND MARY Z. PITCHER,  
8 Lot 5 in Home Addition to Lebanon, Oregon,  
9 ASSESSMENT \$34.00

10 (23) HARVEY A. LOVEALL,  
11 Beginning at the South West corner of Claim No. 47, in Township 12  
12 South of Range 2 West of the Willamette Meridian, Oregon, and run-  
13 ning thence 538 feet, thence East 759.45 feet; thence South  
14 538 feet, thence West 750.45 feet to the place of beginning  
15 ASSESSMENT \$52.10

16 (24) HOWARD A. MILLER,  
17 Beginning at the South West corner of Claim No. 47 in Township 12  
18 South of Range 2 West of the Willamette Meridian, Oregon, and run-  
19 ning thence East 1532.88 feet; thence North 558 feet; thence West  
20 780.1 feet; thence South 538 feet, thence West 750.45 feet, thence  
21 South 20 feet to place of beginning.  
22 ASSESSMENT \$26.05

23 (25) CHARLES BATES AND AVALTTA BATES,  
24 Lots One, Two and Three in Joy City Addition to Lebanon, Oregon  
25 ASSESSMENT \$10.90

26 (26) SIGURD H. LANDSTROM,  
27 BEGINNING AT A POINT WHICH IS 85 feet South of the South West  
28 corner of Claim No. 47 in Township 12 South of Range 2 West of the  
29 Willamette Meridian, Oregon, and running thence South 150 feet, thence  
30 East 23.68 chains; thence Northerly along the bank of a Slough 235  
31 feet more or less to the South boundary line of said Claim, thence  
32 West on the South boundary line of said claim to a point 255 feet  
33 East of the South West corner of said claim, thence South 85 feet  
34 thence West 255 feet to the place of beginning,  
35 Assessment \$21.00

36 (27) HELEN V. CRAWFORD,  
37 Beginning at a point which is 235 feet South of of the South  
38 West corner of Claim No. 47 in Twonship 12 South of Range 2 West of  
39 the Willamette Meridian, Oregon, and running thence South 333.26  
40 feet, thence East 9.64 chains, thence North 333.26 feet, thence  
41 West 9.64 chains to the place of beginning.  
42 ASSESSMENT \$43.65

43 (28) H. H. HASKINS,  
44 beginning at a point which is 8.61 chains South of the S.W. corner  
45 of Claim No. 47 in Tp. 12 S.R.2 West of the Willamette Meridian, Ore.  
46 and running thence East 9.64 chains, thence S.7° West 4.29 chains;  
47 thence West 4.00 chains; thence South 88° 53' West 5.12 chains; thence  
48 North 4.34 chains to the place of beginning, except two acres off  
49 the East end thereof sold to A. I. Landstrom by deed recorded at  
50 page 622 of Book 110 of the deed records for Linn County, Oregon  
51 ASSESSMENT \$47.10

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1 Section 3 The Recorder of the City of Lebanon, Oregon, is hereby  
2 directed and ordered and empowered to enter up all liens in the Docket  
3 of City Liens of the City of Lebanon, Oregon, according to the pro-  
4 visions of this ordinance and as set forth in Section 2 of this or-  
5 dinance and as set out in the said assessment roll filed herein, and  
6 in accordance with the laws of the State of Oregon and the charter and  
7 ordinances of the city of Lebanon.

8 Section 4 That as soon as this ordinance shall have been duly passed  
9 and approved by the Mayor, of the said City, the recorder shall and he  
10 is hereby empowered to give notice of the said assessment and line by  
11 publication thereof, in the Lebanon Criterion, of Lebanon, Oregon, a  
12 weekly newspaper published and printed in the City of Lebanon, in Linn  
13 County, Oregon, and of general circulation in at least four consecutive  
14 weekly issues of the said paper, and that he also post notices of the  
15 said assessment in four public places in the city of Lebanon, and that  
16 he mail a copy of the said notice to each of the abutting owners of the  
17 real property whose post office address known to him or that he can as-  
18 certain, and if after due and diligent search he is unable to find or  
19 ascertain such address that he address such owner at Lebanon, Oregon,  
20 which said notices for publication and posting and mailing shall sub-  
21 stantially contain the matters required to be contained in the City  
22 docket of liens, and shall require the payment of the said assessment  
23 within ten days from date of the said notice, and the said notice shall  
24 also state that the owner or owners of the lots, tracts, or parcels of  
25 land abutting upon the said improvement and subject to the said assess-  
26 ment and whose assessment is \$25.00 or more may make application within  
27 ten days from date of the said first publication or posting and mailing  
28 of the said notice to pay the same in installments as provided under and  
29 by the provisions of the Statutes of the State of Oregon, known as the  
30 "Bancroft Bonding Act" as set forth in Section 3245 of Chapter 5 Title  
31 XXVI of Lord's Oregon Laws, and acts amendatory thereof, and if the said  
32 assessments are not paid, or the said application filed for bonding the

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1 property within the time herein required as provided by law, then in  
2 that case the recorder is hereby authorized and directed to issue  
3 warrants for the delinquency or certificates of delinquency for all  
4 delinquent assessments as provided by the charter of the said city,  
5 and the laws of the State of Oregon, against all lots, tracts and parcels  
6 of land upon which the assessment remains unpaid or for which no appli-  
7 cation has been filed for bonding, as provided by law, and do all other  
8 things and matters pertaining to the collecting of the said assessments  
9 and perform every act and deed required by law in relating to street  
10 improvements and assessments.

11 Passed by the Council this 2nd day of September, 1919

12 Approved by the Mayor this 2nd day of September, 1919

13 *Byron Millap*  
14 Mayor of the City of Lebanon.

15 Attest *C. H. Wetman*  
16 Recorder.

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LEBANON, OREGON



Ordinance #241

Franklin and  
Milton Street Supp

Passed Sept 2<sup>nd</sup> 1919

Entered Page 184

Book #2