

ORDINANCE NO. 691 FOR 1949

In the Matter of Street Improvement )  
District for the construction of curbings )  
and Paving on Ash Street from Park Street )  
East to the Santiam Canal. )

ORDINANCE NO. 691

FOR 1949

ORDINANCE BILL NO.

11

A BILL FOR AN ORDINANCE LEVYING AGAINST THE PROPERTY SPECIALLY BENEFITTED THEREBY, ASSESSMENTS FOR THE COST OF THE CONSTRUCTION OF CURBS AND THE PAVING OF Ash Street from Park Street East to the Santiam Canal; AND DECLARING AN EMERGENCY:

WHEREAS, the owners of more than fifty (50) per cent of the property abutting upon the street improvement district above described, have filed with the City Recorder of the City of Lebanon, Oregon, their petition asking for the improvement of said street, by the laying of pavement thereon and the construction of necessary curbs and said petition was accepted by the Common Council of the City of Lebanon and the City Engineer was ordered to prepare and file plans, specifications, and estimates of the cost of said improvements, and

WHEREAS, the City Engineer thereafter did prepare and file with the City Recorder of the City of Lebanon plans, specifications, and estimates of the probable cost of said improvements, and the Common Council of the City of Lebanon, by Resolution No. 7 passed on the 4th day of May, 1948, and approved by the Mayor, approved, ratified, and affirmed the said plans, specifications, and probable costs, and ordered the City Recorder to cause notice of intention to make said improvements to be published in the manner provided by the Charter of the City of Lebanon, and

WHEREAS, pursuant to the order of the City Council the City Recorder of the City of Lebanon, caused notice of intention to make said improvements to be published in the Lebanon Express, the official newspaper, of the City of Lebanon, in the manner provided by the Charter of said City, proof of the publication



of said notice now being on file herein, and the time for remonstrance having elapsed without any thereof having been made against said improvement, and it then appearing unto the said Council that said improvement should be made, the said Council did, by Ordinance No. 663 passed by the Council and approved by the Mayor on the 25 day of May, 1948, duly establish and declare its jurisdiction to make said improvements and ordered that the same be done by contract, to be awarded to the lowest responsible bidder and that the Recorder publish for ten (10) days a notice inviting proposals for the making of said street improvements, referring in said notice to the plans and specifications therefore filed in his office, and the time when said work shall be completed, and

WHEREAS, the City Council did by said Ordinance order that the work be commenced not later than 15th day of August, 1948, and be completed not later than the 15th day of September, 1948, and that it be done in the manner provided by the plans and specifications theretofore filed by the City Engineer, and approved by the Council and that the contractor be subject to the penalties and default for failure to complete said work in the manner, and within the time provided in his contract with the City, and that he shall indemnify the City by a bond in an appropriate amount with a surety or sureties approved by the Council for faithful and prompt performance of his contract, and for the failure, payment of damages thereof in a sum or sums provided in said contract, and

WHEREAS, pursuant to said order the City Recorder caused to be published in the Lebanon Express "Notice Inviting Proposals for the Making of said Street Improvements" in the manner required by the Ordinance and the Charter of the City of Lebanon, proof<sup>of</sup>/the publication of said notice now being on file herein, and

WHEREAS, upon the expiration of the time required by the Charter for the submission of bids, the bids received by the City Recorder for the making of said street improvements were opened, and submitted



to the City Council and the Warren Northwest, Inc., a responsible bidder having submitted the lowest bid, was awarded the contract for making said improvements.

WHEREAS, the said work and improvements has been completed and approved, having been done in accordance with the Charter and Ordinance of the said City of Lebanon, and the cost of said work and improvements has been determined.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF LEBANON DO  
ORDAIN AS FOLLOWS:

Section I. That the cost of said work and improvement to be borne by the property abutting upon and adjacent to the portion of Ash Street from Park Street East to the Santiam Canal, *is*  
*# 10094.42*

Section II. That the proportionate share of said cost of said work and improvement to be borne by the real property especially benefitted thereby and to be assessed therefor is hereby declared to be the amount set immediately after the separate description of each lot or tract of land hereinafter stated, and each of said lots or tracts of land is determined and declared to be benefitted by said improvement in the sum equal to or greater than the amount assessed thereto hereinafter; and each of said lots or tracts of land should be, and the same hereby is, assessed for its proportionate share of the cost of said improvement in the sum set opposite the description thereof, to-wit:



ASSESSMENT TO PROPERTY OWNERS

Ash Street  
Park to Canal

Paving-----	8558.84
Curb Removal -----	199.98
Curbs-----	<u>1335.60</u>
Total	10094.42

NEW YORK  
BOYD  
CORPORATION



LEONARD R. & WILMA SMITH (196-363) Ash Street Improvement Park to Canal.

Lot 1, Block 2, Osbornes Addition to the City of Lebanon.

Curb Removal	75.25' frontage	@ .66	49.67 -
Curbs	75.25' "	@ 1.21	91.05 -
Paving	75.25' "	@ 3.06	230.27 -
		Total	<u>370.99</u>
		Paid	
		Balance	<u>          </u>

CHESTER E. LUCAS (202-516) Ash Street Improvement Park to Canal.

Lot 1, Block 2, Burtenshaws Addition to the City of Lebanon.

Curb Removal	29' Frontage	@ .66	19.14 -
Curbs	29' "	@ 1.21	35.09 -
Paving	29' "	@ 3.06	88.74 -
		Total	<u>142.97</u>
		Paid	
		Balance	<u>          </u>

EMMA E. REEVES (Life Est) Vernon Reeves Agent and Dolph A. Emmel, & Virgel M. Reeves (149-219)(115-464) Ash Improvement Park to Canal.

Beginning 100' East of Southwest corner of Lot 5, Block 23, J. M. Ralstons Addition to the City of Lebanon; thence East 59' to alley; thence North to the Southeast corner of Lot 6, Block 3, Cowans Addition to the City of Lebanon; thence West 59'; thence to beginning; (and being a part of Lot 5, Block 23, J. M. Ralstons Addition to the City of Lebanon; Lot 5, Block 27, J. M. Ralstons 2nd Addition to the City of Lebanon; and Lot 7, Block 3, Cowans Addition to the City of Lebanon.

Curbs	63.8' frontage	@ 1.21	77.20 -
Paving	59' "	@ 3.06	180.54 -
		Total	<u>257.74</u>
		Paid	<u>257.74</u>
		Balance	<u>          </u>



JOHN & GRACE SWANSON & G. E. & LELAM MISLER (178-245) Ash Street  
Improvement Park to  
Canal.

The West 100' of Lot 5, Block 23, J. M. Ralstons Addition to  
the City of Lebanon.

Paving	100' frontage	© 3.06	306.00 -
		Total	<u>306.00</u>
		Paid	306.00
		Balance	<u>          </u>

LEBANON LODGE B P O E (168-713) Ash Street Improvement Park to Canal.

Lots 5 & 6, Block 22, J. M. Ralstons Addition to the City of  
Lebanon.

Paving	159' frontage	© 3.06	486.54 -
		Total	<u>486.54</u>
		Paid	
		Balance	<u>          </u>

CHRIS & FRIDOLEN MICHELS (138-648) Ash Street Improvement Park to  
Canal.

Lot 1, Block 23, J. M. Ralstons Addition to the City of Lebanon.

Paving	159' frontage	© 3.06	486.54 -
		Total	<u>486.54</u>
		Paid	
		Balance	<u>          </u>

VICTOR & ALMON E. CARLSON (137-135)(144-106) Ash Street Improvement  
Park to Canal.

The West  $\frac{1}{2}$  of Lot 5, Block 24, J. M. Ralstons Addition to the  
City of Lebanon. and the West  $\frac{1}{2}$  of Lot 5, Block 28, J. M. Ralstons  
Addition to the City of Lebanon.

Paving	79.5' frontage	© 3.06	243.27 -
		Total	<u>243.27</u>
		Paid	
		Balance	<u>          </u>



G. A. & LOUISA SOULE (151-300) Ash Street Improvement Park to Canal.

The East  $\frac{1}{2}$  of each of the following:

Lot 7, Block 4, Cowans Addition to the City of Lebanon.

Lot 5, Block 24, J. M. Ralstons Addition to the City of Lebanon.

Lot 5, Block 28, J. M. Ralstons 2nd Addition to the City of Lebanon.

Paving	79.5' frontage	@ 3.06	243.27 -
		Total	<u>243.27</u>
		Paid	243.27
		Balance	

NORMAN E. IRVINE (133-183) Ash Street Improvement Park to Canal.

Lot 3, Block 4, Cowans Addition to the City of Lebanon.

Lot 1, Block 24, J. M. Ralstons Addition to the City of Lebanon.

Lot 1, Block 28, J. M. Ralstons Addition to the City of Lebanon.

Paving	159' frontage	@ 3.06	486.54 -
		Total	<u>486.54</u>
		Paid	
		Balance	

FRANK & JEWEL GODFREY (124-431) Ash Street Improvement Park to Canal.

The East  $\frac{1}{2}$  of Lots 1, & 2, Block 25, J. M. Ralstons Addition to the City of Lebanon.

Paving	79.5' frontage	@ 3.06	243.27 -
		Total	<u>243.27</u>
		Paid	<u>243.27</u>
		Balance	

L. A. MCPHERREN (480-423) Ash Street Improvement Park to Canal.

The West  $\frac{1}{2}$  of Lots 1 & 2, Block 25, J. M. Ralstons Addition to the City of Lebanon.

Paving	79.5' frontage	@ 3.06	243.27 -
		Total	<u>243.27</u>
		Paid	<u>243.27</u>
		Balance	



E. C. & MAE LINDLOW (181- 81) Ash Street Improvement Park to Canal.

The East 50' of Lots 5 & 6, Block 25, J. M. Ralstons Addition to the City of Lebanon.

Paving	50' frontage	@ 3.06	153.00 -
		Total	<u>153.00</u>
		Paid	<u>153.00</u>
		Balance	<u>          </u>

FRANK & MYRTLE MAE BEBB (163-106) Ash Street Improvement Park to Canal.

Lots 5 & 6, Block 25, J. M. Ralstons Addition to the City of Lebanon.

Paving	109' frontage	@ 3.06	333.54 -
		Total	<u>333.54</u>
		Paid	<u>          </u>
		Balance	<u>          </u>

AGNES P. COMBER (172-779) Ash Street Improvement Park to Canal.

Lot 2, Block 2, Osbornes Addition to the City of Lebanon.

Curb Removal	75.25' frontage	@ .66	49.67 -
Curbs	75.25' "	@ 1.21	91.05 -
Paving	75.25' "	@ 3.06	230.27 -
		Total	<u>370.99</u>
		Paid	<u>          </u>
		Balance	<u>          </u>

BYRON D. & MARGARETT SCOTT (139-102) Ash Street Improvement Park to Canal.

Lot 3, Block 2, Osbornes Addition to the City of Lebanon.

Curb Removal	5.6' frontage	@ .66	3.69 -
Curbs	5.6' "	@ 1.21	6.78 -
Paving	75.25' "	@ 3.06	230.27 -
		Total	<u>240.74</u>
		Paid	<u>          </u>
		Balance	<u>          </u>



CLARENCE HUSTON (155-391) Ash Street Improvement Park to Canal.

Lot 4, Block 2, Osbornes Addition to the City of Lebanon.

Paving	75,25' frontage	@ 3.06	230.27 -
		Total	<u>230.27</u>
		Paid	
		Balance	<u>          </u>

VINCENT A. & MILDRED M. WORLAND (165-385) Ash Street Improvement Park to Canal.

Beginning at the Southeast corner of Lot 1, Block 1, Burtenshaws Addition to the City of Lebanon; thence North 100½' more or less, to a point 20' North of the Southeast corner of Lot 1, Block 3, Cowans Addition to the City of Lebanon; thence West 88'; thence South to the South line of Lot 1, Block 1, Osbornes Addition 100½' to the City of Lebanon.

Curbs	88' frontage	@ 1.21	106.48 -
Paving	88' "	@ 3.06	269.28 -
		Total	<u>375.76</u>
		Paid	
		Balance	<u>          </u>

FRANK M. & MARY A. WELLS (185-85) Ash Street Improvement Park to Canal.

Beginning at a point on the North line of Ash Street 127' West of the Southeast corner of Lot 1, Block 1, Osbornes Addition to the City of Lebanon; thence North to the North line of said Block; thence East 68'; thence South to a point on the North line of Ash Street; thence West 68' to beginning.

Curbs	68' frontage	@ 1.21	82.28 -
Paving	68' "	@ 3.06	208.08 -
		Total	<u>290.36</u>
		Paid	
		Balance	<u>          </u>

L. A. & NELLIE SEELEY (160-214) Ash Street Improvement Park to Canal.

Beginning at a point 174' East of the Southwest corner of Block 1, Osbornes Addition to the City of Lebanon; thence North 80'; thence West 66'; thence South 80'; thence East 66' to beginning.

Curbs	66' frontage	@ 1.21	79.86 -
Paving	66' "	@ 3.06	201.96 -
		Total	<u>281.82</u>
		Paid	
		Balance	<u>          </u>



ANISE E. COOPER (131-538)(150-173) Ash Street Improvement Park to  
PEARL E. ZEEK. Canal

Beginning at the Southwest corner of Block 1, Osbornes Addition to the City of Lebanon; thence East 174'; thence North 80'; thence West 174'; to the Northwest corner of Block; thence South 80' to beginning.

Curbs	108' frontage	© 1.21	130.68
Paving	108' "	© 3.06	330.48 -
		Total	<u>461.16</u>
		Paid	
		Balance	<u>          </u>

EDWARD L. BERTHA N. BEARGEL? JEANETTEA. LLOYD W. AND MERNA E?  
FITZGERALD. (200-760) Ash Street Improvement Park to Canal.

Lots 1 & 2, Block 4, Burthenshaws Addition to the City of Lebanon; Also, beginning at the Southeast corner of Lot 1, Block 3, Park Addition to the City of Lebanon; thence North on the East line of said Lot 52½'; to the Southwest corner of Lot 2; thence East 132' to place of beginning.

Curbs	132' frontage	© 1.21	159.72 -
Paving	132' "	© 3.06	403.92 -
		Total	<u>563.64</u>
		Paid	<u>563.64</u>
		Balance	<u>          </u>

HEROLD J. & EVA H. WHELAN (162-288)(157-155) Ash Street Improvement  
Park to Canal.

Lot 3, Block 4, Burtenshaws Addition to the City of Lebanon; Also; Beginning at the Southwest corner of Lot 3, Block 3, Park Addition to the City of Lebanon; thence North 52½'; thence East to the East line of said Lot 3; thence South to Southeast corner; thence West to beginning.

Beginning on the South line of Lot 4, Block 4, Burtenshaws Addition to the City of Lebanon; 33' East of the Southeast corner of Lot 5, Block 4; thence East 33'; thence North 132½'; thence West 33'; thence South 132½' to beginning.

Curbs	99' frontage	© 1.21	119.79 -
Paving	99' "	© 3.06	302.94
		Total	<u>422.73</u>
		Paid	
		Balance	<u>          </u>



ALVINE E. & GENEVIEVE L. ANDERSON (157-432)(157-483) Ash Street Improvement Park to Canal.

Beginning at the Southeast corner of Lot 5, Block 4, Burtenshaws Addition to the City of Lebanon; thence North along the East line of said Lot 5, and the East line of Lot 5, Block 3, Park Addition 132½' to the City of Lebanon; thence East 33'; thence South 132½'; thence West 33' to the place of beginning.

Lot 5, Block 4, Burtenshaws Addition to the City of Lebanon; Also; Beginning at the Southwest corner of Block 3, Park Addition to the City of Lebanon; thence North 52½' to a point equidistance between the South line of Vine Street and the North line of Ash Street; thence Easterly to the East line of Lot 5 in said Block 3; thence South to the Southeast corner of Lot 5; thence West to beginning.

Curbs	99' frontage	@ 1.21	119.79 -
Paving	99' "	@ 3.06	302.94 -
		Total	<u>422.73</u>
		Paid	<u>422.73</u>
		Balance	<u>          </u>

WALTER F. & RUTH S. JANKE (202-138) Ash Street Improvement Park to Canal.

Beginning at a point 60' East of the Northeast corner of Block 2, Burtenshaws Addition to the City of Lebanon; thence East 110'; thence South 132½'; thence West 110'; thence North 132½' to beginning.

Curb Removal	110' frontage	@ .66	72.60 -
Curbs	110' "	@ 1.21	133.10 -
Paving	110' "	@ 3.06	336.60 -
		Total	<u>542.30</u>
		Paid	<u>102.89</u>
		Balance	<u>439.41</u>

DAVID E. & NELLIE REED (163-178) Ash Street Improvement Park to Canal

Beginning 170' East of the Northeast corner of Block 2, Burtenshaws Addition to the City of Lebanon; thence East 110'; thence South 132½'; thence West 110'; thence North 132½' to beginning.

Curb Removal	7.9' frontage	@ .66	5.21 -
Curbs	7.9' "	@ 1.21	9.56 -
Paving	110' "	@ 3.06	336.60 -
		Total	<u>351.37</u>
		Paid	<u>          </u>
		Balance	<u>          </u>



<sup>C</sup>  
 J. ~~H.~~ <sup>M</sup>. MAYER (97-173) Ash Street Improvement Park to Canal.

Beginning 280' East of the Northeast corner of Block 2, Burt-  
 enshaws Addition to the City of Lebanon; thence South  $132\frac{1}{2}$ '; thence  
 East 110'; thence South  $132\frac{1}{2}$ ' to the center line of Lebanon-Santiam  
 Canal; thence Northeasterly along the canal to a point due East of  
 point 30' North of beginning; thence West 145' more or less, to a  
 point 110' due East of a point 30' North of beginning; thence South  
 30' to a point due East of beginning; thence West 110' to beginning;  
 Except right of way of canal.

Paving	225' frontage	@ 3.06	688.50
		Total	<u>688.50</u>
<i>Credit</i>	<i>115' "</i>	<i>399.</i>	<i>399.94</i>
		<del>Paid</del>	<u>382.36</u>
		Balance	<u>382.36</u>
		<i>Paid in full</i>	

EDWARD & DORA C. KELLEMBURGER (165-623) Ash Street Improvement Park to Canal.

Beginning at the Southeast corner of Lot 1, Block 4, in Burt-  
 inshaws Addition to the City of Lebanon; thence North 80' to the  
 Southeast corner of Lot 1, Block 3, Park Addition to the City of  
 Lebanon; thence East 60' to the Southwest corner of Lot 5, Block  
 4, Park Addition to the City of Lebanon; thence North  $52\frac{1}{2}$ '; thence  
 East 200' more or less to the center line of the Lebanon Canal; thence  
 Southwesterly along the center of said canal of the North line of  
 Ash Street; thence West 80' more or less, to the place of beginning  
 save and except the right of way of the canal.

Curbs	77' frontage	@ 1.21	93.17
Paving	90' "	@ 3.06	275.40
		Total	<u>368.57</u>
		Paid	
		Balance	<u>          </u>

BERTHA LUSCHER BOOTS (185-21) Ash Street Improvement Park to Canal

Lot 1, Block 22, J. M. Ralstons Addition to the City of Lebanon.

Paving	159' frontage	@ 3.06	486.54
		Total	<u>486.54</u>
		Paid	<u>486.54</u>
		Balance	<u>          </u>



HAROLD J. WHELAN & EVA WHELAN (

) Ash Street Improvement Park to Canal.

Beginning at a point in the South line of Ash Street, which is 5' more or less East of the East line of Block 3, Burtenshaw's Addition to the City of Lebanon, Linn County, Oregon; said beginning point being the center line of a private driveway known as Mayer Lane; running thence East along the South line of Ash Street 132', more or less to the center of the Lebanon-Santiam Canal; thence in a Southwesterly direction up the center of said canal to a point 132½' South of the South line of Ash Street, Said point being due east of the line between Lots 1 & 10 in said Block if extended East; thence West 108' more or less to the center line of Mayer Lane; thence in a Northeasterly direction along the center line of said Mayer Lane to the place of beginning being a fraction of an acre.

Paving	115' frontage	@ 3.06	<u>399.74</u>
		Total	399.74
		Paid	
		Balance	<u>          </u>



Section III. That the Recorder of the City of Lebanon be and he hereby is ordered and directed to enter immediately in the docket of City Liens of the City of Lebanon, a statement of each assessment made, declared and levied by this Ordinance, together with the names of the respective owners or reputed owners and the description of such lots and tracts of land hereinabove described, in the manner, as provided by the Charter; and to give notice forthwith to the owners of all of said property as to said assessments, in the manner provided by the Charter of the said City of Lebanon.

Section IV. That the said City of Lebanon having seriously depleted its funds, and this Ordinance therefore being required for the peace, health and safety of the said City, an emergency is hereby declared and said Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council and approved by the Mayor this *30<sup>th</sup>* day of *March*, 1949.

*R. T. [Signature]*  
Mayor

ATTEST:

*E. J. [Signature]*  
City Recorder