

ORDINANCE NO. 753 FOR 1950

In the Matter of Street Improvement)
District for the construction of)
curbings and paving on East Sherman)
Street from Walnut Street West to the)
West end of the Section of Sherman)
Street which runs westerly from Walnut)
Street, the Westerly terminus of the)
proposed improvement being the West)
line of Riverdale addition projected)
across this section of Sherman Street)
in the City of Lebanon, Linn County,)
Oregon)

ORDINANCE NO. 753

FOR 1950

ORDINANCE BILL NO. 103

A BILL FOR AN ORDINANCE LEVYING AGAINST THE PROPERTY SPECIALLY BENEFITTED THEREBY, ASSESSMENTS FOR THE COST OF THE CONSTRUCTION OF CURBS AND PAVING OF EAST SHERMAN STREET FROM WALNUT STREET WEST TO THE WEST END OF THE SECTION OF SHERMAN STREETS WHICH RUNS WESTERLY FROM WALNUT STREET, THE WESTERLY TERMINUS OF THE PROPOSED IMPROVEMENT BEING THE WEST LINE OF RIVERDALE ADDITION PROJECTED ACROSS THIS SECTION OF SHERMAN STREET, 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 probably cost of said improvements, and the Common Council of the City of Lebanon, by Resolution No. 26 passed on the 7 day of June 1949 and approved by the Mayor, approved, ratified, and affirmed the said plans, specifications, and probably costs, and ordered that the City Recorder 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.55 passed by the Council and approved by the Mayor on the 5 day of JULY 1949, 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 15 day of August, 1949 and be completed not later than the 31 day of October, 1949 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 Improvement" in the manner required by the Ordinance and the Charter of the City of Lebanon, proof of 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
a responsible bidder having submitted the lowest bid, was awarded
the contract for making said improvements.

WHEREAS, the said work and improvements have 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 have 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 East Sherman Street from Walnut Street West to the West end
of the Section of Sherman Street which runs Westerly from Walnut
Street, the Westerly terminus of the proposed improvement being
the West line of Riverdale Addition projected across this Section
of Sherman Street, is \$3392.97

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 are 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:

IMPROVEMENT PROJECT NO. 18c

1949

EAST SHERMAN STREET
WALNUT WEST

Width between Curbs 27.5 feet

ASSESSMENT TO PROPERTY OWNERS

Paving-----	1842.10
Curbs Constructed-----	862.08
Walks Constructed-----	<u>688.79</u>
Total	3392.97

KENNETH C. & ELEANOR ANDERSON (204-403) East Sherman Street Improvement
Walnut West.

Beginning at a $\frac{1}{2}$ " pipe South 56.35 feet and East 241.0 feet from the Southwest corner of Lot 3, Riverdale Add.; thence East 120 feet; thence South 56.35 feet; thence West 120 feet; thence North 56.35 feet to the place of beginning.

Paving	120' frontage	183.33 Sq.Yds.	@ 1.67	306.16
Curbs		120 Lin.Ft.	@ 1.194	143.28
			Total	449.44
			Paid	
			Balance	<u> </u>

LEORA C. BULL (174-837) East Sherman Street Improvement Walnut West.

Beginning at a $\frac{1}{2}$ " pipe S.0°04'E. 265.4 feet and N.89°51'E. 60.25 feet from the Southwest corner of Lot 3, Riverdale Add.; thence West 60.25 feet; thence North 112.7 feet; thence East 60.25 feet; thence South 112.7 feet to the place of beginning and containing 0.1559 acre.

Paving	60.25' frontage	92.05 Sq.Yds.	@ 1.67	153.72
Curbs		60.25 Lin.Ft.	@ 1.194	71.94
Walks		60.25 Lin.Ft.	@ 1.908	114.96
			Total	340.62
			Paid	
			Balance	<u> </u>

THORNTON L. COLE (202-795) East Sherman Street Improvement Walnut West.

Beginning at a $\frac{1}{2}$ " pipe which is S.0°04'E. 265.4 feet and N.89°51'E. 180.75 feet from the Southwest corner of Lot 3, Riverdale Add.; thence North 112.7 feet; thence East 60.25 feet; thence South 112.7 feet; thence West 60.25 feet to the place of beginning. Also: Beginning at a $\frac{1}{2}$ " pipe S.0°04'E. 265.4 feet and N.89°51'E. 180.75 feet from the Southwest corner of Lot 3, Riverdale Add. to Lebanon; thence West 60.25 feet; thence North 112.7 feet; thence East 60.25 feet; thence South 112.7 feet to the place of beginning.

Paving	120.50' frontage	183.33 Sq.Yds.	@ 1.67	307.45
Curbs		120.50 Lin.Ft.	@ 1.194	143.88
Walks		120.50 Lin.Ft.	@ 1.908	229.91
			Total	681.24
			Paid	
			Balance	<u> </u>

H. H. & OLIVE M. HARPSTER (161-449) East Sherman Street Improvement
Walnut West.

Beginning at a $\frac{1}{2}$ " pipe on the South line of and East 180.75 feet from the Southwest corner of Lot 3, Riverdale Add.; thence East 60.25 feet; thence South 112.7 feet; thence West 60.25 feet; thence North 112.7 feet to the place of beginning.

Paving	60.25' frontage	92.05 Sq.Yds.	@ 1.67	153.72
Curbs		60.25 Lin.Ft.	@ 1.194	71.94
			Total	225.66
			Paid	
			Balance	<u> </u>

F. G. & ILLA M. MILLER (209-273) East Sherman Street Improvement Walnut West.

Beginning at a $\frac{1}{2}$ " pipe on the South line of and East 180.75 feet from the Southwest corner of Lot 3, Riverdale Add.; thence South 112.7 feet; thence West 60.25 feet; thence North 112.7 feet; thence East 60.25 feet to the place of beginning.

Paving	60.25' frontage	92.05' Sq.Yds.	@ 1.67	153.72
Curbs		60.25 Lin.Ft.	@ 1.194	71.94
			Total	<u>225.66</u>
			Paid	
			Balance	<u> </u>

JOHN WESLEY & ALMA CAROLINE THOMPSON (178-1) East Sherman Street Improvement Walnut West.

Beginning at a $\frac{1}{2}$ " pipe S.0°04'E. 265.4 feet and N.89°51'E. 60.25 feet from the Southwest corner of Lot 3, Riverdale Add. to Lebanon; thence North 112.7 feet; thence East 60.25 feet; thence South 112.7 feet; thence West 60.25 feet to the place of beginning.

Paving	60.25' frontage	92.05 Sq.Yds.	@ 1.67	153.72
Curbs		60.25 Lin.Ft.	@ 1.194	71.94
Walks		60.25 Lin.Ft.	@ 1.908	114.96
			Total	<u>340.62</u>
			Paid	
			Balance	<u> </u>

CLIFFORD J. & LAVERNA J. VAUGHAN (176-111) East Sherman Street Improvement Walnut West.

Beginning at a $\frac{1}{2}$ " pipe on the West line of Walnut Street, said pipe being N.89°51'E. 361.0 feet and S.0°04'E. 209.50 feet from the Southwest corner of Lot 3, Riverdale Add.; thence West 120 feet; thence North 56.35 feet; thence East 120 feet; thence South 56.35 feet to the place of beginning.

Paving	120' frontage	183.33 Sq.Yds.	@ 1.67	306.16
Curbs		120 Lin.Ft.	@ 1.194	143.28
Walks		120 Lin.Ft.	@ 1.908	228.96
			Total	<u>678.40</u>
			Paid	
			Balance	<u> </u>

E. C. & CLARA E. WOODS (181-125) East Sherman Street Improvement Walnut West.

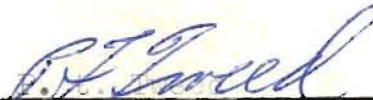
Beginning at a $\frac{1}{2}$ " pipe on the South line of and East 60.25 feet from the Southwest corner of Lot 3, Riverdale Add. to Lebanon; thence East 60.25 feet; thence South 112.7 feet; thence West 60.25 feet; thence North 112.7 feet to the place of beginning and containing 0.1559 acre. Also: Beginning at a $\frac{1}{2}$ " pipe on the South line of and East 60.25 feet from the Southwest corner of Lot 3, Riverdale Add.; thence South 112.7 feet; thence West 60.25 feet; thence North 112.7 feet; thence East 60.25 feet to the place of beg.

Paving	120.50' frontage	184.10 Sq.Yds.	@ 1.67	307.45
Curbs		120.50 Lin.Ft.	@ 1.194	143.88
			Total	<u>451.33</u>
			Paid	
			Balance	<u> </u>

Section 111. That the Recorder of the City of Lebanon be and she is hereby 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 23rd day of January, 1950



Mayor

ATTEST:



CITY RECORDER