

ORDINANCE NO. 759 FOR 1950

In the matter of the Street Improvement)
District for the construction of curbings)
and paving of Second Street from Oak)
Street South to the North end of the bridge)
across the Lebanon and Santiam Canal, in)
the City of Lebanon, Linn County, Oregon.)

ORDINANCE NO. 759
FOR 1950

ORDINANCE BILL NO. 169

A BILL FOR AN ORDINANCE LEVYING AGAINST THE PROPERTY ESPECIALLY BENEFITED THEREBY, ASSESSMENTS FOR THE COST OF THE CONSTRUCTION OF CURBS AND THE PAVING OF SECOND STREET FROM OAK STREET SOUTH TO THE NORTH END OF THE BRIDGE ACROSS THE LEBANON AND SANTIAM CANAL IN THE CITY OF LEBANON, LINN COUNTY, OREGON, 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. 25 passed on the 27 day of July 1949, 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. 53 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 therefor filed in her 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 Improvements" 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 a responsible bidder having submitted the lowest bid, was awarded the contract for making said improvements.

WHEREAS, the said work and improvement 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 Second Street from Oak Street South to the North end of the bridge across the Lebanon and Santiam Canal, in the City of Lebanon, Linn County, Oregon, is \$ 4269.95

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 apposite the description thereof, to-wit:

CORRASABLE
EATONS
1949

IMPROVEMENT PROJECT NO. 6A

1949

SECOND STREET
CANAL TO OAK

Width between Curbs 32 feet

ASSESSMENT TO PROPERTY OWNERS

Paving-----	3143.12
Curbs Constructed-----	<u>1126.83</u>
Total	4269.95

1949
CORRASABLE
EATONS
U.S.A.

A. B. & AGNES M. BERNIS (158-579) Second Street Improvement Canal to Oak.

Beginning at a point 110 feet South of NE cor. of the School House Block which point is 170 feet South of SE cor. of Block 2, Wm. Ralston's Add.; thence West 150 feet; thence South 66 feet; thence East 150 feet; thence North 66 feet to beginning.

Paving	66' frontage	117.33 Sq.Yds.	@ 1.67	195.95
Curbs		66 Lin.Ft.	@ 1.194	78.80
			Total	<u>274.75</u>
			Paid	
			Balance	

VIOLA DAVIS (203-186) Second Street Improvement Canal to Oak.

Lot 6, Block 3, Wm. Ralston's Add.

Paving	66' frontage	117.34 Sq.Yds.	@ 1.67	195.95
Curbs		66 Lin.Ft.	@ 1.194	78.81
			Total	<u>274.76</u>
			Paid	
			Balance	

CLIFFORD JARVIS (160-125) Second Street Improvement Canal to Oak.

The $N\frac{1}{2}$ of even width of the following: Beg. at point 176 feet South of NE Cor. of School House Block said point being 236 feet South of the SE cor. of Bl. 2, Wm. Ral. Add.; thence West 150 feet; thence South 89.25 feet; thence East 150 feet; thence North 89.25 feet to beg. Ex. 160-538 to Lavonne Richter.

Paving	44.625' frontage	79.33 Sq. Yds.	@ 1.67	132.48
Curbs		44.625 Lin.Ft.	@ 1.194	53.28
			Total	<u>185.76</u>
			Paid	
			Balance	

MOUNTAIN STATES POWER CO. (128-482) Second Street Improvement Canal to Oak.

Beg. at point on West side of Main St. where the North line of the R/W. of the Leb. & Santiam Canal crosses the East line of Bl. 4; thence North along the East line Block 4 50 feet; thence West 171 feet; to West line of alley; thence South 150 feet to the North line of R/W. of said Leb. & Santiam Canal; thence following said R/W. in a Northeasterly direction 200 feet to beg. containing parts of Lots 2, 3 & 4. Also: Lots 5, 6, 7 and 8 in Block 4, Wm. Ralston Add.

Paving	265.25' frontage	471.56 Sq.Yds.	@ 1.67	787.51
Curbs		265.25 Lin.Ft.	@ 1.194	316.71
			Total	<u>1104.22</u>
			Paid	
			Balance	

O. & C. RAILROAD (Assess.Rec.) Second Street Improvement Canal to Oak.

Lot 8, Block 3, Wm. Ralston's Add.

Paving	66' frontage	117.33 Sq.Yds.	@ 1.67	195.95
Curbs		9.20 Lin.Ft.	@ 1.194	10.98
			Total	<u>206.93</u>
			Paid	
			Balance	

ROSE PICKENS (120-258) (133-509) Second Street Improvement Canal to Oak.

Lot 5, except the East $\frac{1}{2}$, Block 3, Wm. Ralston's Add.

Paving	70.1' frontage	124.62 Sq.Yds.	@ 1.67	208.12
Curbs		70.1 Lin.Ft.	@ 1.194	83.70
			Total	<u>291.82</u>
			Paid	
			Balance	<u> </u>

LAVERNE RICHTER (160-538) Second Street Improvement Canal to Oak.

The South $\frac{1}{2}$ of even width of the following: Beg. 176 feet South of the NE cor. of the School House Block, which point is 236 feet South of the SE cor. of Block 2 in Wm. Ral. Add.; thence West 150 feet; thence South 89.25 feet; thence East 150 feet; thence North 89.25 feet to beginning.

Paving	44.625' frontage	79.33 Sq.Yds.	@ 1.67	132.48
Curbs		44.625 Lin.Ft.	@ 1.194	53.28
			Total	<u>185.76</u>
			Paid	
			Balance	<u> </u>

WALTER R. SCOTT (130-568) Second Street Improvement Canal to Oak.

Lot 7, Block 3, Wm. Ralston's Add.

Paving	66' frontage	117.34 Sq.Yds.	@ 1.67	195.95
Curbs		66 Lin.Ft.	@ 1.194	78.80
			Total	<u>274.75</u>
			Paid	
			Balance	<u> </u>

SOUTHERN PACIFIC RAILROAD (Assessor's Ownership Book, Page 486) Second Street Improvement Canal to Oak.

Beginning East 921 ft. from a point 82 chains West and 17.14 chains North of the Southeast corner of D.L.C. 49; thence West 180 ft.; thence North parallel with and 210 ft. from the center line of the railroad 700 ft.; thence East 180 ft.; thence South parallel with and 30 ft. from the center line to the place of beginning. Beginning East 921. ft. from a point 82 ch. West and 17.14 ch. North of the Southeast corner of Claim 49; thence West 180 ft.; thence South parallel with and 210 ft. from the center line of the railroad 700 ft.; thence East 180 ft.; thence North parallel with and 30 ft. from the center line of said railroad to the place of beginning; Also: The Southeast $\frac{1}{4}$ of Block 2 and the North $\frac{1}{2}$ of Block 2, William Ralston's Addition.

Paving	268.10' frontage	462.36 Sq.Yds.	@ 1.67	772.14
Curbs		201.95 Lin.Ft.	@ 1.194	241.13
			Total	<u>1013.27</u>
			Paid	
			Balance	<u> </u>

JEWELL CARSON WYNN (168-364) Second Street Improvement Canal to Oak.

Beginning at the NE corner of the School House Block, said point is 60 feet South of the SE corner of Block 2, Wm. Ralston's Add.; thence West 150 feet; thence South 110 feet; thence East 150 feet; thence North 110 feet to beginning.

Paving	110' frontage	195.56 Sq.Yds.	@ 1.67	326.59
Curbs		110 Lin.Ft.	@ 1.194	<u>131.34</u>
			Total	457.93
			Paid	
			Balance	<u> </u>



Section LLI. That the recorder of the City of Lebanon
be and she 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 or 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

WHAT ONLY
CORRIGIBLE
BOND