

ORDINANCE NO. 760 FOR 1950

In the Matter of Street Improvement)
District for the construction of)
curbings and paving of Second Street)
from the south side of the bridge)
on the Lebanon and Santiam Canal to)
323.5 feet South of the South line of)
Strawberry Subdivision in the City)
of Lebanon, Linn County, Oregon)

ORDINANCE NO. 760
FOR 1950
ORDINANCE BILL NO. 1700

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 SECOND STREET FROM THE SOUTH SIDE OF THE BRIDGE ON THE LEBANON AND SANTIAM CANAL TO 323.5 FEET SOUTH OF THE SOUTH LINE OF STRAWBERRY SUBDIVISION, 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. 12, passed on the 10th day of May, 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. 34 passed by the Council and approved by the Mayor on the 7th day of June, 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 the 11th day of July, 1949 and be completed not later October 1, 1949 and that it be done in the manner provided by the plans and specifications therefore 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 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 improvement were opened, and submitted to the City Council and a responsible bidder having submitted the lowest bids, 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 the South Side of the bridge on the Lebanon and Santiam Canal to 325.5 feet South of the South line of Strawberry Subdivision is \$ ~~11,260.32~~

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:

IMPROVEMENT PROJECT NO. 6a

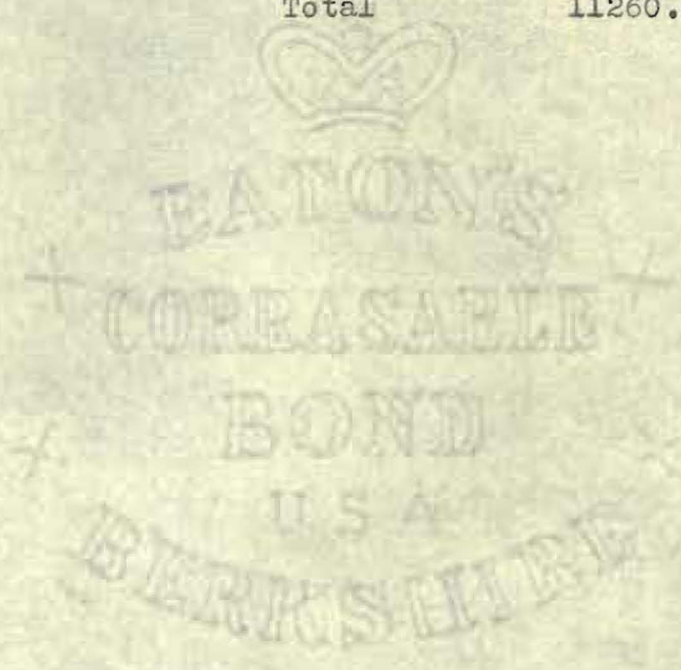
1949

SECOND STREET
CANAL TO SOUTH END

Width between Curbs 32 feet

ASSESSMENT TO PROPERTY OWNERS

Paving-----	8041.64
Curbs Constructed-----	<u>3218.68</u>
Total	11260.32



MERL STANLEY & LEORA BOGGIE (165-542) Second Street Improvement Canal to South End.

Lot 6, Strawberry Subdivision.

Paving	52.8' frontage	93.87 Sq.Yds.	@ 1.67	156.76
Curbs		52.8 Lin.Ft.	@ 1.194	63.04
			Total	<u>219.80</u>
			Paid	
			Balance	

KENNETH J. & EVELYN J. BORMANN (194-600) Second Street Improvement Canal to South End.

Beginning 340 feet West and 100.5 feet South of the Southwest corner of Bl. 24, Wm. Ralston Add.; thence South 60 feet; thence West to the East line of Second Street; thence Northeasterly along the East line of 2nd. St. to a point due West of the place of beginning; thence East to the place of beginning.

Paving	61.86' frontage	109.97 Sq.Yds.	@ 1.67	183.65
Curbs		61.86 Lin.Ft.	@ 1.194	73.86
			Total	<u>257.51</u>
			Paid	
			Balance	

W. D. & SALLIE BUHL (128-516) Second St. Improvement Canal to South End.

Lots 17, 18, 19, and 20, Strawberry Subdivision.

Paving	108.20' frontage	192.36 Sq.Yds.	@ 1.67	321.24
Curbs		108.20 Lin.Ft.	@ 1.194	129.19
			Total	<u>450.43</u>
			Paid	
			Balance	

BESSIE M. BURKETT (170-669) Second Street Improvement Canal to South End.

Beginning at a point 330 feet West and 1207.2 feet South of the Southeast corner of Block 8, Wm. Ralston Add.; thence East 133 feet to the West line of the County Road; thence Northeasterly 168 feet; thence West 175 feet to the East line of Third Street; thence South 168 feet to the place of beg.

Paving	109.59' frontage	194.83 Sq.Yds.	@ 1.67	325.37
Curbs		109.59 Lin.Ft.	@ 1.194	130.85
			Total	<u>456.22</u>
			Paid	
			Balance	

D. L. DAVIS (181-769) Second Street Improvement Canal to South End.

All of the following except the East 200 feet: Beginning 60 feet West and 28 feet South of the Southwest corner of Bl. 24, Wm. Ralston Add.; thence West 397 feet to the county road; thence Southwesterly along the road 295½ feet; thence East 460½ feet, more or less, to the West side of Main Street; thence North 287½ feet to the place of beginning.

Paving	75.09' frontage	133.50 Sq.Yds.	@ 1.67	222.95
Curbs		75.09 Lin.Ft.	@ 1.194	89.66
			Total	<u>312.61</u>
			Paid	
			Balance	

EDWARD J. & CLARA MAY ENDRESEN (169-97) Second Street Improvement Canal to South End.

Lots 2, 5 and 6, Block 8, Wm. Ralston Add.

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	

THOMAS & MINNIE ALICE GAZELEY, VIOLET L. COLLIER, THOS. H. GAZELEY & WALTER J. GAZELEY (179-347) Second Street Improvement Canal to South End.

Beginning 60 feet West and 560 feet North of the Southwest corner of Bl. 24, Wm. Ralston Add.; thence West 330 feet; thence North 352 feet to the Northwest corner of Bl. 9; thence East to Main Street; thence South to the place of beginning. Except a triangular tract in the Northwest corner thereof heretofore deeded to the city of Lebanon. Also: All of Lot 4 lying South of the canal. Also: Beginning at the Southeast corner of Bl. 4, Wm. Ralston Add.; thence South 60 feet; to the Northeast corner of Block 9; thence West 159 feet; thence North 60 feet; thence East 159 feet to the place of beginning.

Paving	146' frontage	259.56 Sq.Yds.	@ 1.67	433.47
Curbs		133.10 Lin.Ft.	@ 1.194	158.92
			Total	<u>592.39</u>
			Paid	
			Balance	

W. J. GAZELEY (189-581) Second Street Improvement Canal to South End.

Beginning at the Southwest corner of Bl. 9, Wm. Ralston Add.; thence North 55 feet; thence East 95 feet; thence South 55 feet; thence West 95 feet to the place of beginning.

Paving	55' frontage	97.78 Sq.Yds.	@ 1.67	163.29
Curbs		55 Lin.Ft.	@ 1.194	65.67
			Total	<u>228.96</u>
			Paid	
			Balance	

OLVY L. & DULCY GUYER (169-605) Second Street Improvement Canal to South End.

The South 38.60 feet of Lot 11 and the North 27.40 feet of Lot 12, Morris Addition.

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	

R. G. & FRANCIS L. HOBBS (182-691) Second Street Improvement Canal to South End.

Lots 4 and 5, Strawberry Subdivision.

Paving	105.6' frontage	187.74 Sq.Yds.	@ 1.67	313.53
Curbs		105.6 Lin.Ft.	@ 1.194	126.09
			Total	<u>439.62</u>
			Paid	
			Balance	

Correction for (157-359)

GEORGE KELLOGG CRAIN Second Street Improvement Canal to South End.

The South 100 feet of (157-359).

Paving	102.48' frontage	182.19 Sq.Yds.	@ 1.67	304.26
Curbs		102.48 Lin.Ft.	@ 1.194	<u>122.36</u>
			Total	426.62 ✓
			Paid	
			Balance	<u> </u>

ELIERY C. & LEOA V. McCLAIN (157-359) Second Street Improvement Canal
to South End.

Paving	110.89' frontage	197.14 Sq.Yds.	@ 1.67	329.22
Curbs		110.89 Lin.Ft.	@ 1.194	<u>132.40</u>
			Total	461.62 ✓
			Paid	
			Balance	<u> </u>

GEORGE ELMER HOLUB (147-361) Second Street Improvement Canal to South End.

Lot 19, Morris Addition.

Paving	56.42' frontage	100.30 Sq.Yds.	@ 1.67	167.50
Curbs		56.42 Lin.Ft.	@ 1.194	67.37
			Total	<u>234.87</u>
			Paid	
			Balance	<u> </u>

ALBERT A. & ELLA B. McBURNEY Second Street Improvement Canal to South End.

The North 60 feet of Lot 24, Strawberry Subdivision.

Paving	61.49' frontage	109.32 Sq.Yds.	@ 1.67	182.56
Curbs		61.49 Lin.Ft.	@ 1.194	73.42
			Total	<u>255.98</u>
			Paid	
			Balance	<u> </u>

ELDON B. & LEONA M. McCLAIN (168-477) Second Street Improvement Canal to South End.

Lot 8, Strawberry Subdivision.

Paving	52.8' frontage	93.87 Sq.Yds.	@ 1.67	156.76
Curbs		52.8 Lin.Ft.	@ 1.194	63.04
			Total	<u>219.80</u>
			Paid	
			Balance	<u> </u>

ELLERY C. & LEOTA V. McCLAIN (157-359) Second Street Improvement Canal to South End.

Beginning West 330 feet and South 834.043 feet from the Southeast corner of Bl. 8, Wm. Ralston Add.; thence South 164.468 feet; thence 184.084 feet East; thence Northerly along the West line of a county road 168.60 feet; thence West 217.19 feet to the place of beginning.

Lots 23 and 24, except the North 60 feet of Lot 24, Strawberry Add.

Beginning West 330 feet and South 1039.2 feet from the Southeast corner of Bl. 8, Wm. Ralston Add.; thence East 175 feet to the West line of the County road; thence Northerly along said road 45.94 feet; thence West 180.084 feet, more or less, to the East line of Third St.; thence South 40.699 feet to the place of beginning.

Paving	213.37' frontage	379.33 Sq.Yds.	@ 1.67	633.48
Curbs		213.37 Lin.Ft.	@ 1.194	254.76
			Total	<u>888.24</u>
			Paid	
			Balance	<u> </u>

See correction sheet.

CURTIS W. & ADELING L. MEILING (165-183) Second Street Improvement Canal to South End.

The South 25 feet of Lot 14, Morris Addition.

Paving	25' frontage	44.45 Sq.Yds.	@ 1.67	74.23
Curbs		25 Lin.Ft.	@ 1.194	29.85
			Total	<u>104.08</u>
			Paid	
			Balance	<u> </u>

C. W. MEILING (164-573) Second Street Improvement Canal to South End.

Lot 16, Morris Addition.

Paving	53' frontage	94.22 Sq.Yds.	@ 1.67	157.35
Curbs		53 Lin.Ft.	@ 1.194	63.28
			Total	<u>220.63</u>
			Paid	
			Balance	<u> </u>

HERMAN & RUTH G. MESSAL (165-30) Second Street Improvement Canal to South End.

Lot 2, 3, and 18; ex. the East 10 ft. to city by deed (197-849), Morris Addition.

Paving	52.95' frontage	94.13 Sq.Yds.	@ 1.67	157.20
Curbs		52.95 Lin.Ft.	@ 1.194	63.22
			Total	<u>220.42</u>
			Paid	
			Balance	<u> </u>

ERWIN R. & ELEANOR B. MESSAL (194-505) Second Street Improvement Canal to South End.

Lot 17, Morris Addition.

Paving	52.94' frontage	94.12 Sq.Yds.	@ 1.67	157.18
Curbs		52.94 Lin.Ft.	@ 1.194	63.21
			Total	<u>220.39</u>
			Paid	
			Balance	<u> </u>

WALTER & MILDRED MICHAEL (200-322) Second Street Improvement Canal to South End.
(Francis G. Harris)

Lots 3 and 4; except the West 15 feet of the South 50 feet of Lot 4 (167-169); except the West 15 feet of the North 15 feet of Lot 4 and the West 15 feet of Lot 3, Block 8, Wm. Ralston Add.

Paving	132' frontage	234.67 Sq.Yds.	@ 1.67	391.90
Curbs		132 Lin.Ft.	@ 1.194	157.61
			Total	<u>549.51</u>
			Paid	
			Balance	<u> </u>

F. D. & JENNIE A. MILLS (150-292) Second Street Improvement Canal to South End.

Lot 15, Morris Addition.

Paving	55.29' frontage	98.29 Sq.Yds.	@ 1.67	164.14
Curbs		55.29 Lin.Ft.	@ 1.194	66.02
			Total	<u>230.16</u>
			Paid	
			Balance	<u> </u>

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

Lot 1, Block 8, Wm. Ralston Add.

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	

GEO. M. & BESSIE M. NELSON (181-271) Second Street Improvement Canal to South End.

Beginning West 330 feet and South 1207.2 feet from the Southeast corner of Block 8, Wm. Ralston Add.; thence North along the East line of Third St. 57.18 feet; thence East 66.87 feet; thence North 3.8 feet; thence East 80 feet; thence S.12°40'W. 62.5 feet; thence West 133.16 feet to the place of beginning.

Paving	62.5' frontage	111.11 Sq.Yds.	@ 1.67	185.55
Curbs		62.5 Lin.Ft.	@ 1.194	74.63
			Total	<u>260.18</u>
			Paid	
			Balance	

Fred W. Zeiler

HULDA CALAHAN OGDEN (124-115) (135-216) Second Street Improvement Canal to South End.

Beginning 27.23 chains West of the Southeast corner of Claim 48; thence South 2.24 chains; thence West 9.10 chains; thence N.7°45'E. 2.26 chains; thence East 8.80 chains to the place of beginning and containing 2.00 acres. Also: Beginning 60 feet West and South 315½ feet from the Southwest corner of Bl. 24, Wm. Ralston Add.; thence West 460½ feet; thence Southwesterly 258½ feet; thence East 521½ feet; thence North 251½ feet to the place of beginning and containing 2.84 acres.

Paving	258.5' frontage	459.56 Sq.Yds.	@ 1.67	767.47
Curbs		258.5 Lin.Ft.	@ 1.194	308.65
			Total	<u>1076.12</u>
			Paid	
			Balance	

OTTO & BERTHA OHM (162-152) (152-289) Second Street Improvement Canal to South End.

The South 25 feet of Lot 12. (152-289) Lots 13 and 14; except the South 25 feet of Lot 14, Morris Addition.

Paving	105.6' frontage	187.74 Sq.Yds.	@ 1.67	313.53
Curbs		105.6 Lin.Ft.	@ 1.194	126.09
			Total	<u>439.62</u>
			Paid	
			Balance	

ROBERT LEE & GRACE JANE PRUITT (200-796) Second Street Improvement Canal to South End.

Beginning West 340 feet and South 160.5 feet of the Southwest corner of Block 24; thence West 152.09 feet to the East line of 2nd. Street; thence Southwesterly 158.90 feet; thence N.89°55'E. 187.23 feet; thence North 155 feet to the place of beginning.

Paving	158.9' frontage	282.49 Sq.Yds.	@ 1.67	471.76
Curbs		158.9 Lin.Ft.	@ 1.194	189.73
			Total	<u>661.49</u>
			Paid	
			Balance	

H. B. & GLADYS F. RUDISIL (200-732) Second Street Improvement Canal to South End.

Lot 16, Strawberry Subdivision.

Paving	54.10' frontage	96.18 Sq.Yds.	@ 1.67	160.62
Curbs		54.10 Lin.Ft.	@ 1.194	64.60
			Total	<u>225.22</u>
			Paid	
			Balance	

HERBERT B. & PEARL E. SHAFER (148-361) Second Street Improvement Canal to South End.

Lot 14, Strawberry Subdivision.

Paving	54.10' frontage	96.18 Sq.Yds.	@ 1.67	160.62
Curbs		54.10 Lin.Ft.	@ 1.194	64.60
			Total	<u>225.22</u>
			Paid	
			Balance	

ROBERT L. & CECILIA B. SHORES (191-683) Second Street Improvement Canal to South End.

The West 120 feet of Lot 10 and the West 120 feet of the North 13.20 feet of Lot 11, Morris Addition.

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	

M. Pherrin
CELIA STERLING (179-297) Second Street Improvement Canal to South End.

Lot 7, Strawberry Subdivision.

Paving	52.8' frontage	93.87 Sq.Yds.	@ 1.67	156.76
Curbs		52.8 Lin.Ft.	@ 1.194	63.04
			Total	<u>219.80</u>
			Paid	
			Balance	

RA Shaw
LEON W. & RUTH WARWICK (173-391) Second Street Improvement Canal to South End.

Lot 15, Strawberry Subdivision.

Paving	54.10' frontage	96.18 Sq.Yds.	@ 1.67	160.62
Curbs		54.10 Lin.Ft.	@ 1.194	64.60
			Total	<u>225.22</u>
			Paid	
			Balance	

FAY & BERNICE WELDON (201-133) Second Street Improvement Canal to South End.

Beginning 55 feet North of the Southwest corner of Bl. 9, Wm. Ralston Add.; thence North 55 feet; thence East 95 feet; thence South 55 feet; thence West to beginning.

Paving	55' frontage	97.78 Sq.Yds.	@ 1.67	163.29
Curbs		55 Lin.Ft.	@ 1.194	65.67
			Total	<u>228.96</u>
			Paid	
			Balance	

MABLE E. WELLS (176-515) Second Street Improvement Canal to South End.

Beginning 165 feet North of the Southwest corner of Bl. 9, Wm. Ralston Add.; thence North 55 feet; thence East 95 feet; thence South 55 feet; thence West 95 feet to the place of beginning.

Paving	55' frontage	97.78 Sq.Yds.	@ 1.67	163.29
Curbs		55 Lin.Ft.	@ 1.194	65.67
			Total	<u>228.96</u>
			Paid	
			Balance	

J. F. WYNN (176-629) Second Street Improvement Canal to South End.

Lot 23, Strawberry Subdivision.

Paving	64.59' frontage	114.83 Sq.Yds.	@ 1.67	191.77
Curbs		64.59 Lin.Ft.	@ 1.194	77.12
			Total	<u>268.89</u>
			Paid	
			Balance	

Section III. 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 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 January, 1950



Mayor

ATTEST:



City Recorder