

ORDINANCE NO. 763 FOR 1950

In the Matter of Street Improvement )  
District for the construction of ) ORDINANCE NO. 2763  
curbings and paving of Fifth Street ) FOR 1950  
from Oak Street to C Street in the )  
City of Lebanon, Linn County, ) ORDINANCE BILL NO. 729  
Oregon. )

A BILL FOR AN ORDINANCE LEVYING AGAINST THE PROPERTY SPECIALLY BENEFITTED THEREBY, ASSESSMENTS FOR THE COST OF THE CONSTRUCTION OF CURBS AND PAVING OF FIFTH STREET FROM OAK STREET TO C 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 probable cost of said improvements, and the Common Council of the City of Lebanon by Resolution No. 29 passed on the 10<sup>th</sup> day of June, 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 the 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. 56 passed by the Council and approved by the Mayor on the 16th day of August, 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        day of        and be completed not later than the 1st 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 Fifth Street from Oak Street to C Street is \$3,725.50

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. 4A

1949

FIFTH STREET  
"C" TO OAK

Width between Curbs 32 feet

ASSESSMENT TO PROPERTY OWNERS

Paving-----	4490.45
Curbs Constructed-----	<u>1235.06</u>
Total	5725.51



C. M. & ELLA BRYANT (197-599) Fifth Street Improvement "C" to Oak.

The North  $\frac{1}{2}$  of even width of Lots 9 & 10, Block 10, Hyland Addition.

Paving	63' frontage	112.00	Sq.Yds.	@ 1.67	187.04
Curbs		26.3	Lin.Ft.	@ 1.194	31.40
				Total	<u>218.44</u>
				Paid	
				Balance	<u>          </u>

WM. V. & HELEN J. CARROLL (155-238) Fifth St. Improvement "C" to Oak.

Lot 5, Block 5, Hyland Addition.

Paving	126' frontage	224.00	Sq.Yds.	@ 1.67	374.08
Curbs		126	Lin.Ft.	@ 1.194	150.44
				Total	<u>524.52</u>
				Paid	
				Balance	<u>          </u>

JOHN & GRACE L. DURLAM (157-313) Fifth Street Improvement "C" to Oak.

Lot 10 & the East 16 feet of Lot 9, Block 8, Hyland Add.

Paving	126' frontage	224.00	Sq.Yds.	@ 1.67	374.08
Curbs		126	Lin.Ft.	@ 1.194	150.44
				Total	<u>524.52</u>
				Paid	
				Balance	<u>          </u>

AMANDA GWATHNEY (140-7) Fifth Street Improvement "C" to Oak.

Lot 1, Block 8, Hyland Add.

Paving	126.1' frontage	224.18	Sq.Yds.	@ 1.67	374.38
Curbs		126.1	Lin.Ft.	@ 1.194	150.56
				Total	<u>524.94</u>
				Paid	
				Balance	<u>          </u>

E. E. & FANNIE L. HENDRICKS (187-715) Fifth Street Improvement "C" to Oak.

Lot 1, Block 10, Hyland Addition.

Paving	126' frontage	224.00	Sq.Yds.	@ 1.67	374.08
Curbs		126	Lin.Ft.	@ 1.194	150.45
				Total	<u>524.53</u>
				Paid	
				Balance	<u>          </u>

FRANK & DORIS KARPINSKI (164-472) Fifth Street Improvement "C" to Oak.

The North  $\frac{1}{2}$  of Lots 9 & 10, Block 9, Hyland Addition.

Paving	63' frontage	112.00	Sq.Yds.	@ 1.67	187.04
Curbs		63	Lin.Ft.	@ 1.194	75.22
				Total	<u>262.26</u>
				Paid	
				Balance	<u>          </u>



W. S. & MABEL KING (201-18) Fifth Street Improvement "C" to Oak.

*Leo & Hazel Cleander*

The South  $\frac{1}{2}$  of Lots 9 & 10, Block 9, Hyland Addition.

Paving	63' frontage	112.00	Sq.Yds.	@ 1.67	187.04
Curbs		63	Lin.Ft.	@ 1.194	75.22
				Total	262.26
				Paid	
				Balance	

H. J. & EVA MCKINNEY (159-531) Fifth Street Improvement "C" to Oak.

Lot 5, Bl. 6, Hyland Add.

Paving	126' frontage	224.00	Sq.Yds.	@ 1.67	374.08
Curbs		126	Lin.Ft.	@ 1.194	150.44
				Total	524.52
				Paid	
				Balance	

F. A. & R. MCKINNEY (168-871) Fifth Street Improvement "C" to Oak.

Lot 6, Bl. 6, Hyland Add.

Paving	126' frontage	224.00	Sq.Yds.	@ 1.67	374.08
				Total	374.08
				Paid	
				Balance	

MARY MONSON (130-364) Fifth Street Improvement "C" to Oak.

Lot 6, Block 7, Hyland Add.

Paving	126' frontage	224.00	Sq.Yds.	@ 1.67	374.08
				Total	374.08
				Paid	
				Balance	

W. A. & REGINA O'BRIEN (149-67) (139-667) Fifth St. Improvement "C" to Oak.

Lot 1 and Lot 2; except West 52 ft. of Lot 2, Block 9, Hyland Add.

Paving	126' frontage	224.00	Sq.Yds.	@ 1.67	374.08
Curbs		126	Lin.Ft.	@ 1.194	150.44
				Total	524.52
				Paid	
				Balance	

DELBERT & LENEVE SCOTT (152-23) Fifth Street Improvement "C" to Oak.

Lots 6, 7, 8, 9 & 10 except the N $\frac{1}{2}$  of Lots 9 & 10, Bl. 10, Hyland Add.

Paving	63' frontage	112.00	Sq.Yds.	@ 1.67	187.04
				Total	187.04
				Paid	
				Balance	



CHARLES K. SPRING (130-285) Fifth Street Improvement "C" to Oak.

Lot 5, Block 7, Hyland Add.

Paving	126.4' frontage	224.71 Sq.Yds.	@ 1.67	375.27
			Total	<u>375.27</u>
			Paid	
			Balance	

FREDERICK W. & HELEN J. WORRAL (200-537) Fifth St. Improvement "C" to Oak.

Lot 6, Block 5, Hyland Addition.

Paving	126' frontage	224.00 Sq.Yds.	@ 1.67	374.08
Curbs		126 Lin.Ft.	@ 1.194	150.45
			Total	<u>524.53</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 leveled 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:

  
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City Recorder