

ORDINANCE NO. 815 FOR 1950

In the Matter of Street Improvement )  
District for the construction of )  
curbings and paving on Filbert Street )  
from Milton Street to Elmore Street )  
in the City of Lebanon, Linn County, )  
Oregon. )

ORDINANCE NO. 815  
FOR 1950  
ORDINANCE BILL NO. 6

A BILL FOR AN ORDINANCE LEVYING AGAINST THE PROPERTY SPECIALLY BENEFITTED THEREBY, ASSESSMENTS FOR THE COST OF THE CONSTRUCTION OF CURBS AND PAVING ON FILBERT STREET FROM MILTON STREET TO ELMORE 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. 5 passed on the 18th day of April, 1950, 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. 771 passed by the Council and approved by the Mayor on the 22nd day of May, 1950, 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 August 1, 1950 and be completed not later than the October 1, 1950. 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 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 improvements were opened and submitted to the City Council and Warren Northwest

a responsible bidder having submitted the lowest bid, was awarded the contract for making said improvement.

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 Filbert Street from Milton Street to Elmore Street is \$ 5,810.36

Section II. That the proportionate share of the 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. 30

1950

FILBERT AVENUE  
MILTON STREET TO ELMORE STREET

Width between Curbs 30 feet

ASSESSMENT TO PROPERTY OWNERS

Paving-----2691.40 Sq.Yds.-----	\$4117.85
Curb-----1611.90 Lin.Ft.-----	<u>1692.51</u>
Total	\$5810.36

## BRITTON, LEONARD E. &amp; DIANA M. (196-585) Filbert Avenue Improvement.

Lot 18, Block 1, Mitsch Add. & Vacated portion Filbert Ave.  
adjoining on the East.

Paving	57' frontage	95.00 Sq.Yds.	@ \$1.53	\$145.35
Curb		57 Lin.Ft.	@ 1.05	59.85
			Total	<u>\$205.20</u>
			Paid	
			Balance	<u>          </u>

## COX, KIZER &amp; FERN A. (204-845) Filbert Avenue Improvement.

Lot 22, Block 1, Mitsch Add. & Vacated portion Filbert Avenue  
adjoining on the East.

Paving	57' frontage	95.00 Sq.Yds.	@ \$1.53	\$145.35
Curb		57 Lin.Ft.	@ 1.05	59.85
			Total	<u>\$205.20</u>
			Paid	
			Balance	<u>          </u>

## CRANDALL, M. H. &amp; N. INA (209-300) Filbert Avenue Improvement.

Lot 7 & 8, Block 2, Mitsch Add. Except the West 15 ft.

Paving	114' frontage	190.00 Sq.Yds.	@ \$1.53	\$290.70
Curb		114 Lin.Ft.	@ 1.05	119.70
			Total	<u>\$410.40</u>
			Paid	
			Balance	<u>          </u>

## EVANS, PERCY L. &amp; GOLDIE A. (200-508) Filbert Avenue Improvement.

Lot 11, Block 2, Mitsch Add. Except the West 15 feet.

Paving	57' frontage	95.00 Sq.Yds.	@ \$1.53	\$145.35
Curb		57 Lin.Ft.	@ 1.05	59.85
			Total	<u>\$205.20</u>
			Paid	
			Balance	<u>          </u>

## FENNER, STEVE &amp; MARGARET M. (188-381) Filbert Avenue Improvement.

Lot 17, Block 1, Mitsch Add. & the Vacated portion of Filbert Ave.  
adjoining on the East.

Paving	57' frontage	95.00 Sq.Yds.	@ \$1.53	\$145.35
Curb		57 Lin.Ft.	@ 1.05	59.85
			Total	<u>\$205.20</u>
			Paid	
			Balance	<u>          </u>

## GALARNEAN, JOSEPH D. JR. &amp; MARIE I. (182-617) Filbert Ave. Imp.

Lot 27, Block 1, Mitsch Add. Also Vacated portion Filbert Ave.  
adjoining on the East.

Paving	57' frontage	95.00 Sq.Yds.	@ \$1.53	\$145.35
Curb		57 Lin.Ft.	@ 1.05	59.85
			Total	<u>\$205.20</u>
			Paid	
			Balance	<u>          </u>

HOWARD, CLIFFORD EDWARD & IRENE EVELYN (206-596) Filbert Ave. Imp.

Lot 13, Block 2, Mitsch Add. Except the West 15 feet.

Paving	57' frontage	95.00 Sq.Yds.	@ \$1.53	\$145.35
Curb		57 Lin.Ft.	@ 1.05	59.85
			Total	<u>\$205.20</u>
			Paid	
			Balance	<u>          </u>

KELLOGG, WALTER R. & ETHEL RUTH, (200-75) Filbert Avenue Improvement.

Lot 26, Block 1, Mitsch Add. & the vacated portion of Filbert Ave. adjoining on the East.

Paving	57' frontage	95.00 Sq.Yds.	@ \$1.53	\$145.35
Curb		57 Lin.Ft.	@ 1.05	59.85
			Total	<u>\$205.20</u>
			Paid	
			Balance	<u>          </u>

MITSCH, GEO. A. & ELEANOR (162-376) Filbert Avenue Improvement.

Lots 2, 3, 4, 6 & 14, Block 2, Mitsch Add. Except the West 15 ft.

Paving	285' frontage	475.00 Sq.Yds.	@ \$1.53	\$ 726.75
Curb		285 Lin.Ft.	@ 1.05	299.25
			Total	<u>\$1026.00</u>
			Paid	
			Balance	<u>          </u>

MYLER, RALPH H. & MILDRED R. (183-621) Filbert Avenue Improvement.

Lot 28, Block 1, Mitsch Add. & Vacated portion Filbert Avenue adjoining on the East.

Paving	66.32' frontage	110.53 Sq.Yds.	@ \$1.53	\$169.11
Curb		66.32 Lin.Ft.	@ 1.05	69.64
			Total	<u>\$238.75</u>
			Paid	
			Balance	<u>          </u>

OHM, OTTO & BERTHA (211-169) Filbert Avenue Improvement.

Lot 10, Block 2, Mitsch Add. Except the West 15 feet.

Paving	57' frontage	95.00 Sq.Yds.	@ \$1.53	\$145.35
Curb		57 Lin.Ft.	@ 1.05	59.85
			Total	<u>\$205.20</u>
			Paid	
			Balance	<u>          </u>

PETERS, H. D. & ELIZABETH (205-174) Filbert Avenue Improvement.

Lot 25 & the South  $\frac{1}{2}$  of Lot 24, Block 1, Mitsch Add. Also vacated portion Filbert Avenue adjoining on the East.

Paving	85.5' frontage	142.50 Sq.Yds.	@ \$1.53	\$218.03
Curb		85.5 Lin.Ft.	@ 1.05	89.78
			Total	<u>\$307.81</u>
			Paid	
			Balance	<u>          </u>

## RUDISIL, FLOYD V. &amp; LOIS C. (190-329) Filbert Avenue Improvement.

Lots 15 & 16, Block 1, Mitsch Add. Also vacated portion Filbert Avenue adjoining on the East.

Paving	114' frontage	190.00 Sq.Yds.	@ \$1.53	\$290.70
Curb		111.06 Lin.Ft.	@ 1.05	116.61
			Total	<u>\$407.31</u>
			Paid	
			Balance	

## SMITH, ALONZO E. &amp; LOUISE G. (187-611) Filbert Avenue Improvement.

Lot 20 & 21, Block 1, Mitsch Add. Also vacated portion Filbert Avenue adjoining on the East.

Paving	114' frontage	190.00 Sq.Yds.	@ \$1.53	\$290.70
Curb		111.06 Lin.Ft.	@ 1.05	119.70
			Total	<u>\$410.40</u>
			Paid	
			Balance	

## SOUTHWICK, W. P. &amp; FLORENCE M. (209-339) Filbert Avenue Improvement.

Lot 1, Block 2, Mitsch Add. Except the West 15 ft.

Paving	66.52' frontage	110.87 Sq.Yds.	@ \$1.53	\$169.63
Curb		66.52 Lin.Ft.	@ 1.05	69.85
			Total	<u>\$239.48</u>
			Paid	
			Balance	

## WARWICK, LEON ALLEN &amp; DOROTHY IRENE (203-323) Filbert Ave. Imp.

Lot 12, Block 2, Mitsch Add. Except the West 15 feet.

Paving	57' frontage	95.00 Sq.Yds.	@ \$1.53	\$145.35
Curb		57 Lin.Ft.	@ 1.05	59.85
			Total	<u>\$205.20</u>
			Paid	
			Balance	

## WILSON, VERE E. (204-83) Filbert Avenue Improvement.

Lot 19, Block 1, Mitsch Add. & vacated portion of Filbert Ave. adjoining on the East.

Paving	57' frontage	95.00 Sq.Yds.	@ \$1.53	\$145.35
Curb		57 Lin.Ft.	@ 1.05	59.85
			Total	<u>\$205.20</u>
			Paid	
			Balance	

## WILSON, VERE E. &amp; CATHRYNE E. (202-444) Filbert Avenue Improvement.

Lot 23 & the North  $\frac{1}{2}$  of Lot 24, Block 1, Mitsch Add. & vacated portion of Filbert Ave. adjoining on the East.

Paving	85.5' frontage	142.50 Sq.Yds.	@ \$1.53	\$218.03
Curb		85.5 Lin.Ft.	@ 1.05	89.78
			Total	<u>\$307.81</u>
			Paid	
			Balance	

WILSON, MAURICE E. & HELEN L. (211-124) Filbert Avenue Improvement.

Lot 9, Block 2, Mitsch Add. Except the West 15 feet.

Paving	57' frontage	95.00	Sq.Yds.	@ \$1.53	\$145.35
Curb		57	Lin.Ft.	@ 1.05	59.85
				Total	<u>\$205.20</u>
				Paid	
				Balance	<u>          </u>

WRIGHT, ROBERT G. & IRMA M. (202-144) Filbert Avenue Improvement.

Lot 5, Block 2, Mitsch Add. Except the West 15 feet.

Paving	57' frontage	95.00	Sq.Yds.	@ \$1.53	\$145.35
Curb		57	Lin.Ft.	@ 1.05	59.85
				Total	<u>\$205.20</u>
				Paid	
				Balance	<u>          </u>



## SUMMARY SHEET

IMPROVEMENT PROJECT NO. 30

1950


FILBERT AVENUE

Property Owners	Deed Ref.	Frontage	Curb \$1.05		Pavement \$1.53		Total Cost
			Lin.Ft.	Cost	Sq.Yds.	Cost	
Britton	196-585	57	57	\$ 59.85	95.00	\$ 145.35	\$ 205.20
Cox	204-845	57	57	59.85	95.00	145.35	205.20
Crandall	209-300	114	114	119.70	190.00	290.70	410.40
Evans	200-508	57	57	59.85	95.00	145.35	205.20
Fenner	188.381	57	57	59.85	95.00	145.35	205.20
Galarnean	182-617	57	57	59.85	95.00	145.35	205.20
Howard	206-596	57	57	59.85	95.00	145.35	205.20
Kellogg	200-75	57	57	59.85	95.00	145.35	205.20
Mitsch	162-376	285	285	299.25	475.00	726.75	1026.00
Myler	183-621	66.32	66.32	69.64	110.53	169.11	238.75
Ohm	211-169	57	57	59.85	95.00	145.35	205.20
Peters	205-174	85.5	85.5	89.78	142.50	218.03	307.81
Rudisil	190-329	114	111.06	116.61	190.00	290.70	407.31
Smith	187-611	114	114.00	119.70	190.00	290.70	410.40
Southwick	209-339	66.52	66.52	69.85	110.87	169.63	239.48
Warwick	203-323	57	57	59.85	95.00	145.35	205.20
Wilson	204-83	57	57	59.85	95.00	145.35	205.20
Wilson	202-444	85.5	85.5	89.78	142.50	218.03	307.81
Wilson	211-124	57	57	59.85	95.00	145.35	205.20
Wright	202-144	57	57	59.85	95.00	145.35	205.20
Private Prop. Totals			1611.90	\$1692.51	2691.40	\$4117.85	\$5810.36
City							
At Elmore					8.07	12.34	12.34
At Milton					27.20	41.62	41.62
City Totals					35.27	\$ 53.96	\$ 53.96
Project Totals			1611.90	\$1692.51	2726.67	\$4171.81	\$5864.32

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 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 6<sup>th</sup> day of February 1950.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Recorder