

A BILL FOR AN ORDINANCE LEVYING )  
AGAINST THE PROPERTY SPECIALLY )  
BENEFITTED THEREBY, ASSESSMENTS )  
FOR THE COST OF THE CONSTRUCTION )  
OF CURBS AND PAVING ON NORTH MAIN )  
ST. - HIGHWAY WEST TO MORTON ST. - )  
MORTON ST. NORTH TO HIGHWAY AND )  
DECLARING AN EMERGENCY: )

ORDINANCE BILL NO. 8 FOR 1953

ORDINANCE NO. 857

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. 6 passed on the 15th day of April 1952 and approved by the Mayor, approved, ratified and affirmed the said plans, specifications and probable 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, and the said Council did by Ordinance No. 839 passed by the Council and approved by the Mayor on the 13th day of May, 1952 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 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 15th day of June, 1952 and be completed not later than the 1st day of October, 1952, 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 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 Lebanon Sand and Gravel, a responsible bidder having submitted the lowest bid, was awarded the contract for making said improvement.

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 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 North Main Street is \$ 4,326.70.

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 this proportionate share of the cost of said improvement in the sum set opposite the description thereof, to-wit:

IMPROVEMENT PROJECT NO.11

1952

NORTH MAIN STREET

Highway West to Morton Street

Morton Street North to Highway

Width Between Curbs 32 feet  
Width of Pavement New, 6 feet  
With some 12 and 14 feet  
Width of Pavement old, 20 feet  
Plain Curb

ASSESSMENT TO PROPERTY OWNERS

Paving-----1893.19 Sq.Yds.-----\$3165.40

Curb-----1055.73 Lin.Ft.-----1161.30

Total \$4326.70

*64.28 - Crown yellowed*  
4,262.42

BILYEU, EDW. C. & INEZ B. (219-399)

N.Main St. Improvement; Hwy. W. to Morton, Morton N. to Hwy.

Beginning at a 1/2" iron pipe on the East line of N.Main st., said iron pipe being S.89° 57' W. 210.26 feet and N.0° 08'E. (N.0° 06'E, 1915 City Datum) 200 feet from the Northwest corner of the L.T. Woodward D.L.C. No. 45 in T. 12 S., R. 2 W. of the Willamette Meridian in Linn County, Oregon; and running thence N.0° 08' E. along the East line of N.Main Street 60 feet to a 1/2" iron pipe; thence N.89° 57'E. 63.76 feet to a 1/4" iron pipe; thence S.0° 17'E. 60 feet to a 1 1/2" iron pipe; thence S.89° 57'W. 64.20 feet to the place of beginning, containing 0.0881 of an acre.

Paving	60.00' frontage	93.33	Sq.Yds. @ \$1.672	\$156.05
Curb		7.50	Lin.Ft. @ 1.10	8.25
			Total	<u>\$164.30</u>
			Paid	
			Balance	

BURCH, ORA F. & NELLE E. (212-668)

N.Main St. Improvement; Hwy.W. to Morton, Morton N. to Hwy.

Beginning at a point which is 30 feet East and 289 feet North of The Northeast corner of Block 2, Wassom's Addition to the City of Lebanon, Oregon; and running thence East 68.1 feet; thence North 70.5 feet to a point on the Easterly boundary line of the State Highway; thence along said Highway boundary line S.16° 50' E. 386.8 feet; thence in a Southerly direction on a curve to the right with a radius of 1462.5 feet; a distance of 251 feet, more or less, to the South line of the property owned by the Crown Willamette Paper Co.; thence West along said South line, if extended, 228.5 feet; more or less, to the center line of Main Street of Lebanon, Oregon; thence North along the center line of said Main Street 539.5 feet to the point of beginning, save and except therefrom the right-of-way of the Santiam Highway, being a strip of land 60 feet in width on the East side of said above described tract, and also except the right of way of said Main Street.

Paving	489.50' frontage	326.33	Sq.Yds. @ \$1.672	\$545.62
Curb		222.50	Lin.Ft. @ 1.10	244.75
			Total	<u>\$790.37</u>
			Paid	
			Balance	

CROWN ZELLERBACK CORPORATION (145-523) In Olive & N.Main Intersection.  
N.Main Improvement; Hwy.W. to Morton, Morton N. to Hwy.

....Beginning 250 1/2 feet South and 30 feet East from the Northeast corner of said Wassom's Addition, thence North 490 feet, thence East 455 feet to the West bank of the Santiam Canal, thence up said Canal to a point 761 feet East of beginning; thence West to beginning, containing 6.92 acres.....

Paving		<sup>28.89</sup> (67.33)	Sq.Yds. @ \$1.672	<u>\$112.58</u>
			Total	<u>\$112.58</u> / 8.30
			Paid	
			Balance	

LEBANON ASSEMBLY OF GOD (227-705)

N.Main Improvement; Hwy.W. to Morton, Morton N. to Hwy.

Beginning at an iron pipe on the Northeast corner of intersection of N.Main and Morton Streets in the City of Lebanon, said beginning point being North 30 feet and S.89° 57'W. 210.26 feet from the Northwest corner of L.T. Woodward D.L.C. No.45 in T.12 S.,R. 2 W. of the Willamette Meridian of Linn County, Oregon; thence N.0° 08' E. along the East line of N.Main St. 70 feet to the Southwest corner of that tract of land conveyed by Archie Campbell et al to Lebanon Assembly of God by Deed recorded Jan. 13, 1949 in Book 206 page 360 Deed Records; thence E.

## Lebanon Assembly of God continued:

along South line of said tract 40 feet to the Southeast corner thereof; thence South parallel to the East line of N. Main St. 70 feet to the North line of Morton Street; thence S.89° 57'W. along said Street line 40 feet to the place of beginning  
(206-360)

Beginning at a point which is 170.6 feet West and 100 feet North of the Northwest corner of D.L.C. of L.T. Woodward Claim No.45 in T.12 S., R. 2 W. of the Willamette Meridian in Linn County, Oregon; and running thence West 40 feet; thence North 30 feet; thence East 40 feet; thence South 30 feet to place of beginning, all being situated in Lebanon, Linn County, Oregon.  
(164-159)

Beginning at a point 60 feet West of the Northwest corner of D.L.C. of L.T. Woodward Claim No. 45 T.12 S., R. 2 W. of the Willamette Meridian in Linn County, Oregon; and running thence West 110.6 feet, more or less to the land of Lulu Stewart, North 100 feet; West 40 feet to Main St. Lebanon, Oregon; thence North 395 feet; thence East 150 feet, more or less to the West line of Santiam Highway, following said line of said highway in a Southerly direction to the place of beginning, all situated in Lebanon, Linn County, Oregon. Except: that part thereof lying and being situated in the West extension of Main Street and also that portion conveyed to the Trustees of the Lebanon Full Gospel Assembly by Deed Records Vol.145, page 446, for Linn County, Oregon.

Paving	235.42' frontage	424.20	Sq. Yds. @ \$1.672	\$709.26
			Total	<u>\$709.26</u>
			Paid	
			Balance	

## GRIFFITH, JOHN D. &amp; VIVIAN S. (215-555)

N. Main Improvement; Hwy. W. to Morton, Morton N. to Hwy.

The South half of Lots one, two, & three (1,2,3) in Block one (1) Wassom's Addition to Lebanon, Linn County, Oregon.

Paving	61.35' frontage	40.90	Sq. Yds. @ \$1.672	\$ 68.38
			Total	<u>\$ 68.38</u>
			Paid	
			Balance	

## MEUSCHWANDER, EDWIN &amp; MARY (223-768)

N. Main Improvement; Hwy. W. to Morton, Morton N. to Hwy.

Lot twelve (12) in Block two (2) in Wassom's Addition to Lebanon, Linn County, Oregon.

Paving	100.00' frontage	66.67	Sq. Yds. @ \$1.672	\$111.47
			Total	<u>\$111.47</u>
			Paid	
			Balance	

## REEVES, RUTH (93-293)

N. Main Improvement; Hwy. W. to Morton, Morton N. to Hwy.

Beginning 60 feet North of the Northeast corner of Block 2 in Wassom's Addition to Lebanon, Linn County, Oregon, as same appears upon the maps of said addition now on file and of record in the Recorder's Office for said County, on the West line of Main Street in said City; thence North along the Westline of said Main Street, 65 feet; thence West 239 feet; thence South 65 feet; thence East 239 feet, to the place of beginning, containing a fraction of an acre.

Paving	65.00' frontage	43.33	Sq. Yds. @ \$1.672	\$ 72.45
			Total	<u>\$ 72.45</u>
			Paid	
			Balance	

D. H. & RUTH M. REEVES (139-598)

N.Main Improvement; Hwy.W. to Morton, Morton N. to Hwy.

Beginning 47.51 chains East of the West line of the D.L.C. of Morgan Kees, Claim No. 43 in T. 12 S., R. 2 W. of the Willamette Meridian, Oregon; at a point 533.9 feet North of the North line of the right of way of the Oregon & California Railroad Company; thence East 195.8 feet; thence South 441.5 feet; thence East 1690.7 feet to a point 210 feet North and 259 feet West of the Northeast corner of Block 2 in Wassom's Addition to Lebanon; thence South 85 feet; thence East 259 feet to N. Main street; thence N.5° East 6.08 chains to the Southwest corner of a tract deeded to J.A. Moist, thence N.16° West 3.85 chains; thence East 11.42 chains to the tail race of the Santiam Canal; thence North-easterly following said tail race, to the North line of said Claim No. 43, at a point 23.38 chains West of the Northeast corner thereof, thence West 12 chains to the Cemetery, thence South 3.50 chains; thence West to a point 47.51 chains East of the Northwest corner of said Claim, thence South to the place of beginning, containing 120.05 acres: Save and Except: several acres more particularly described and recorded in: (99-433) (99-509) (99-562) (105-65) (105-155) (105-156) (117-527) (127-130) (129-5), leaving 92.84 acres in all, all lying and being in Linn County, Oregon.

Paving	328.45' frontage	218.97 Sq.Yds. @ \$1.672	\$366.12
Curb		63.00 Lin.Ft. @ 1.10	69.30
		Total	<u>\$435.42</u>
		Paid	
		Balance	

C.P. & CARRIE SAGERT (182-155)

N.Main Improvement; Hwy.W. to Morton, Morton N. to Hwy.

Beginning at a point 210.6 feet West & 260 feet North of the Northwest corner of the D.L.C. of L.T. Woodward, Not. No. 2340 & Claim No.45 in T. 12 S., R. 2 W. of the Willamette Meridian in Linn County, Oregon; said beginning point being in the East line of Main Street at the Northwest corner of the land heretofore conveyed by Lebanon Assembly of God to Silva J. Wertz, and also being 66 feet West and 60 feet North of the Northwest corner of the premises heretofore conveyed by the Lebanon Assembly of God to Floyd F. Wertz and Mable Wertz, husband and wife; thence North 235 feet, more or less to the South line of the right of way of the Crown Zellerback Company spur track of the Southern Pacific Railroad; thence Easterly along the South boundary line of said right-of-way to the West boundary line of the Santiam Highway; thence Southerly along the West boundary of said highway rith-of-way to the Northeast corner of the land conveyed to Silva J. Wertz as aforesaid; thence West along the North line of said tract 150.6 feet, more or less, to the point of beginning, a fraction of an acre, being located in Linn County, Oregon;

AND ALSO:

The East 84.6 feet of even width off the following described premises:

Beginning at a point 210.6 feet West and 200 feet North of the Northwest corner of the D.L.C. of L.T. Woodward, No. 2340 & Claim No. 45 in T. 12 S., R. 2 W. of the Willamette Meridian in Linn County, Oregon; said beginning point being in the Eastline of Main St. at a point 66 feet West of the Northwest corner of the premises conveyed by Silva J. Wertz to Floyd E. Wertz & Mabel Wertz; from said beginning point running North along the East line of Main St., 60 feet; thence East 150.6 feet more or less, to the West line of the right-of-way of the Santiam Highway; thence in a Southerly direction along said West line, to the Northeast corner of the premises conveyed to Floyd E. Wertz & Mabel Wertz, husband & wife; thence West 150.6 feet, more or less, to the point of beginning.

Except: (208-190) Beginning on the West line of the Santiam Hwy. 60 feet West & 200 feet North of the Northwest corner of the L.T. Woodward D.L.C. NO. 45 T.12 S.,R. 2 W. of the Willamette meridian; thence

West 84.60 feet; thence North parallel with the West line of the Santiam Highway 85 feet; thence East 84.6 feet to said West line of the Santiam Highway; thence South along said West line to the place of beginning.

Paving	135.00' frontage	90.00	Sq.Yds. @ \$1.672	\$150.48
Curb		135.00	Lin.Ft. @ 1.10	148.50
			Total	<u>\$298.98</u>
			Paid	
			Balance	<u>          </u>

C.P. & CARRIE SAGERT

N.Main Improvement; Hwy. W. to Morton, Morton N. to Hwy.

PAVING	100.30' frontage	66.87	Sq.Yds. @ \$1.672	\$111.81
Curb		100.30	Lin.Ft. @ 1.10	110.33
			Total	<u>\$222.14</u>
			Paid	
			Balance	<u>          </u>

ALBERT VENNER & EMMETT ADRIAN SIMONS (170-703)

N.Main Improvement; Hwy.W. to Morton, Morton N. to Hwy.

Beginning 4 chains and 8 links West of the Northwest corner of L.T. Woodward's D.L.C. Not. No. 2340 and Claim No. 45 in T.12 S., R. 2 W. of the Willamette Meridian in Linn County, Oregon; thence North 5 chains, and 50 links; thence West 4 chains; thence South 5 chains and 50 links, thence East 4 chains; to the place of beginning, containing 2.20 acres, more or less, situated in the City of Lebanon, Linn County, State of Oregon.

Saving and Excepting from the above described premises the following described premises, to wit;

Beginning 4 chains and 8 links West of the Northwest corner of the L.T. Woodward's Donation Land Claim Not. No.2340, Claim No. 45 in Tp. 12, S. & R. 2 W. Willamette Meridian; thence North 250 feet; thence West 130 feet; thence South 250 feet; thence East 130 feet; ~~thence North 250 feet; thence West 130 feet~~; to the place of beginning, situated in the City of Lebanon, Linn County, State of Oregon.

Paving	113.53' frontage	75.69	Sq.Yds. @ \$1.672	\$126.55
Curb		113.53	Lin.Ft. @ 1.10	124.88
			Total	<u>\$251.43</u>
			Paid	
			Balance	<u>          </u>

ALBERT VENNER SIMONS (152-604)

N.Main Improvement; Hwy. W. to Morton, Morton N. to Hwy.

Beginning four chains & eight links West of the Northwest corner of the Donation Land Claim of L.T. Woodward, Not. No. 2340, Claim No. 45 in T. 12 S., R. 2 W. of the Willamette Meridian, Oregon; and running thence North 250 feet; thence West 130 feet; thence South 250 feet; thence East 130 feet to the place of beginning, situated in the City of Lebanon, in Linn County, State of Oregon.

Paving	10.00' frontage	6.67	Sq.Yds. @ \$1.672	\$ 11.15
Curb		10.00	Lin.Ft. @ 1.10	11.00
			Total	<u>\$ 22.15</u>
			Paid	
			Balance	<u>          </u>

GEORGE W. SIMONS JR. (175-529)

N.Main Improvement; Hwy. W. to Morton, Morton N. to Hwy.

Beginning 4 chains & 8 links West of the Northwest corner of the Donation Land Claim of L.T. Woodward; and running thence North 240 feet; Thence West 120 feet; thence South 240 feet; thence East 120 feet to the place of beginning, situated in the City of Lebanon, in Linn County, Oregon

George W. Simons Jr. continued:

Paving	210.00' frontage	140.00	Sq.Yds. @ \$1.672	\$234.08
Curb		210.00	Lin.Ft. @ 1.10	231.00
			Total	<u>\$465.08</u>
			Paid	
			Balance	

MARGARET WHITTINGTON STUBBLEFIELD (225-36)

N.Main Improvement; Hwy. West to Morton, Morton North to Hwy.

The North half ( $\frac{1}{2}$ ) of Lots 1 & 2, Block 1, Wassom's Addition to Lebanon, Linn County, Oregon.

Paving	61.35' frontage	40.90	Sq.Yds. @ \$1.672	\$68.38
			Total	<u>\$68.38</u>
			Paid	
			Balance	

VERNON E. &amp; CORA BELLE TUCKER (207-8)

N.Main Improvement; Hwy. West to Morton, Morton North to Hwy.

Lots 1,2 &amp; 3 in Block 2 Wassom's Addition to the City of Lebanon Linn County, Oregon.

Paving	100.00' frontage	66.67	Sq.Yds. @ \$1.672	\$111.47
			Total	<u>\$111.47</u>
			Paid	
			Balance	

SANTIAM ACADEMY (E-601)

N.Main Improvement; Hwy. West to Morton, Morton North to Hwy.

Beginning at the Northwest corner of the L.T. Woodward D.L.C. in T.12 S., R. 2 W.; thence West 40 rods; thence South 20 rods; thence East 40 rods; thence North 40 rods to the place of beginning and containing 5 acres.

Paving	215.50' frontage	125.33	Sq.Yds. @ \$1.672	\$209.55
Curb		193.90	Lin.Ft. @ 1.10	213.29
			Total	<u>\$422.84</u>
			Paid	
			Balance	



SUMMARY SHEET  
IMPROVEMENT PROJECT NO. 11  
1952  
NORTH MAIN STREET

Property Owners	Deed Ref.	Frontage Lin.Ft.	Curb @ \$1.10 Lin.Ft.	Cost	Pavement @ \$1.672 Sq.Yds.	Cost	Total Cost
Bilyeu	(219-399)	60.00	7.50	\$ 8.25	93.33	\$156.05	\$164.30
Burch	(212-668)	489.50	222.50	244.75	326.33	545.62	790.37
Chilcote	(176-511)	Previously Paved to Walk					
Crown Zellerback Corp.	(145-523)				67.33	112.58	112.58
Lebanon Assembly of God	(227-705)	235.42			424.20	709.26	709.26
Griffith	(215-555)	61.35			40.90	68.38	68.38
Neushwander	(223-768)	100.00			66.67	111.47	111.47
R.Reeves	(93-292)	65.00			43.33	72.45	72.45
D.H.Reeves	(139-598)	328.45	63.00	69.30	218.97	366.12	435.42
Sagert	(182-155)	135.00	135.00	148.50	90.00	150.48	298.98
Sagert	( )	100.80	100.30	110.33	66.87	111.81	222.14
Santiam Academy	(E-601 )	215.50	193.90	213.29	125.33	209.55	422.84
A.V.&E.A.Simons	(170-703)	113.53	113.53	124.88	75.69	126.55	251.43
A.V. Simons	(152-604)	10.00	10.00	11.00	6.67	11.15	22.15
G.W.Simons Jr.	(175-529)	210.00	210.00	231.00	140.00	234.08	465.08
Stubblefield	(225-36)	61.35			40.90	68.38	68.38
Tucker	(207-8)	100.00			66.67	111.47	111.47
<b>Prop.Owner Totals:</b>		<b>2285.40</b>	<b>1055.73</b>	<b>\$1161.30</b>	<b>1893.19</b>	<b>\$3165.40</b>	<b>\$4326.70</b>
<b>City:</b>							
	At Morton St.		21.47	\$ 23.62	97.46	\$ 162.95	\$ 186.57
	At Olive St.		26.70	29.37	32.39	54.16	83.53
	At Hwy. N.				17.23	28.81	28.81
<b>Project Totals:</b>			<b>1103.90</b>	<b>\$1214.29</b>	<b>2040.27</b>	<b>\$3411.32</b>	<b>\$4625.61</b>

*G. E. Whitcomb*

Section III. 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 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 5th day of May, 1953.

Elmer Fitzgerald  
Mayor

ATTEST:

Eda Singer  
City Recorder