

ORDINANCE BILL NO. 21 FOR 1953

ORDINANCE NO. 870

A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF IMPROVEMENT BONDS OF THE CITY OF LEBANON, OREGON, IN THE AMOUNT OF TWENTY-THREE THOUSAND, FOUR HUNDRED SEVENTY AND NO/100 DOLLARS, UNDER LEGAL AUTHORITY OF AND PURSUANT TO THE TERMS OF AN ACT OF THE LEGISLATURE OF THE STATE OF OREGON, AS AMENDED BY THE SEVERAL AMENDATORY ACTS THERETO, SAID ACT BEING CHAPTER AS AMENDED, BEING COMMONLY KNOWN AS THE "BANCROFT BONDING ACT", AND DECLARING AN EMERGENCY:

WHEREAS, The City of Lebanon, Oregon, a municipal corporation duly organized and existing under and by virtue of the laws of the State of Oregon, by due and lawful proceedings of the Common Council of said City, has caused certain streets to be improved by paving and the construction of curbs at the expense of the abutting and adjacent property, and has assessed the cost of such improvements upon the lots, blocks and parts thereof and parcels of land benefitted thereby, and liable therefore, under and by virtue of the provisions of the Charter of the City; and

WHEREAS, application to pay said assessments in installments as provided by an Act of Legislature Assembly of the State of Oregon, generally known as the "Bancroft Bonding Act", being Chapter Title , O.C.L.A., as amended, have been duly filed by the property owners against whom the said assessments have been made, and who are liable for the cost of making such improvements, and

WHEREAS, the said "Bancroft Bonding Act" provides generally that bonds may be issued and sold to the amount of the application thereunder; and

WHEREAS applications in due form have been filed to pay the assessments in installments for the improvements of certain streets in the sum of \$ of which sum \$ has been paid since the filing of said applications and prior to the date of this ordinance, leaving the sum of \$23,470.00 unpaid on such assessments;

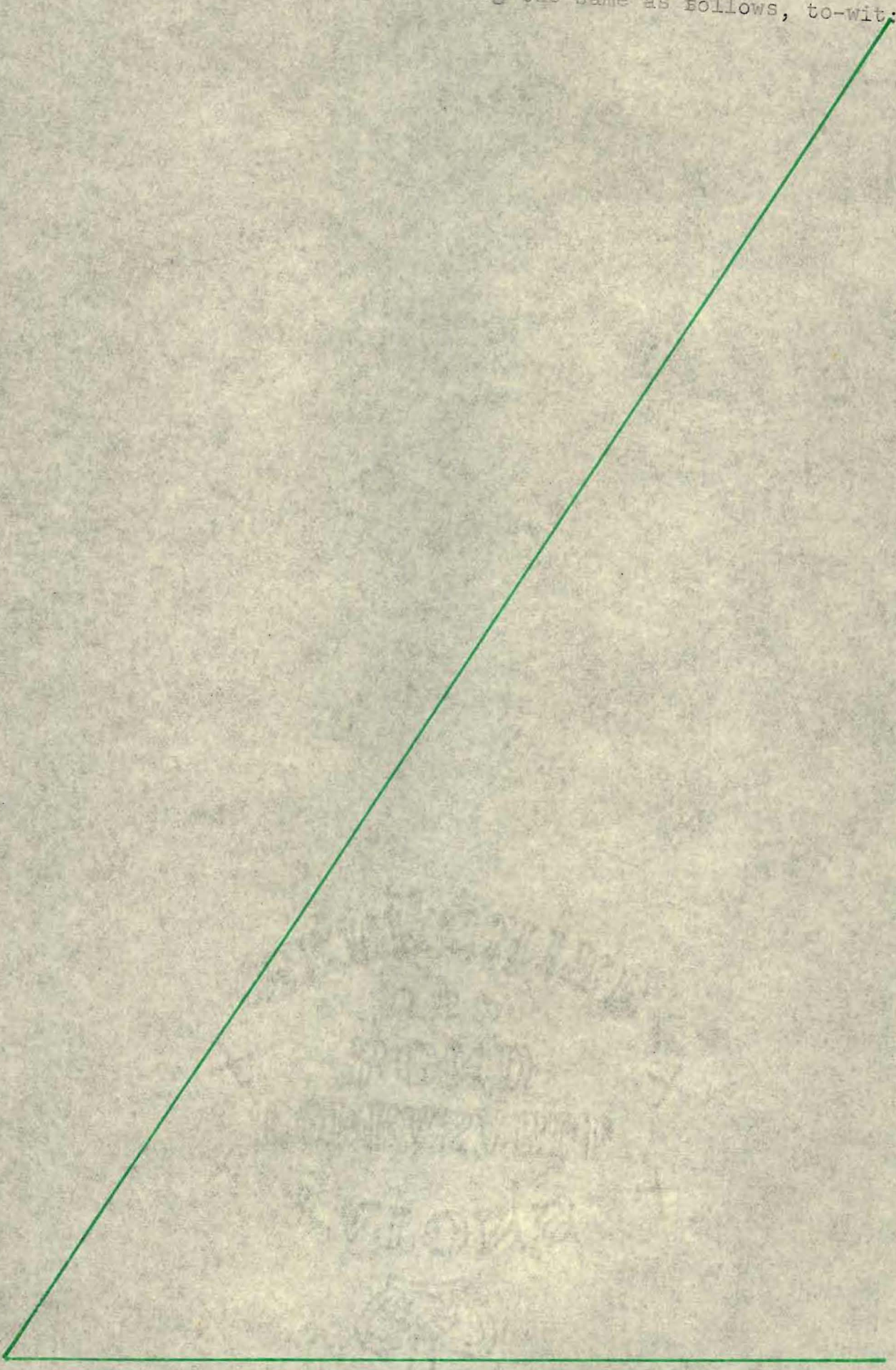
THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

Section 1. That the Mayor and the Recorder of the City of Lebanon, Oregon, be and they hereby are authorized, empowered, and directed to execute improvement bonds of the City of Lebanon, Oregon, in the aggregate sum of Twenty-Three Thousand, Four Hundred Seventy and NO/100 Dollars, and to sell and deliver said improvement bonds to the purchasers thereof upon the payment of the purchase price to the City Treasurer of the said City of Lebanon, Oregon.

Section 2. That said bonds in the sum of Twenty-Three Thousand, Four Hundred Seventy and no/100 DOLLARS be sold for the purpose of funding obligations to said amount incurred by the City of Lebanon, Oregon, in the improvement of certain streets, assessments for which have hereunto duly been levied in the amounts set out and designated in Section 3 of this ordinance, which said assessments have been duly docketed in the Lien Docket and the Bond Lien Docket of the City of Lebanon, Oregon, so as to become liens against the several pieces of property described in the assessment ordinances in the amounts hereafter in this ordinance designated in the column headed "Amount of Assessments Covered by Application", and of which assessments the amounts designated in the column "Amount paid since Applications Filed", have been paid since the filing of said applications, and of which said assessments the amounts designated in the column headed "Amount for which bonds to be issued" remain unpaid; reference being hereby made to said Lien Docket and to said Bond Lien Docket, and to the several assessment Ordinances and to the liens against the respective lots or parcels of land therefore. The owners of the several tracts or parcels of land affected by such assessments have heretofore filed in writing with the City Recorder their applications to pay said assessments in installments as provided by Chapter , Title , O.C.L.A. as amended.

Section 3. That the particular improvements to which the application above referred to apply, and the aggregate amount of the

applications applying to each of the said improvements, and the amounts paid and remaining unpaid on the aggregate of said applications, and the ordinances assessing the same as follows, to-wit:



S T R E E T I M P R O V E M E N T

Name	Amount of Assessment	Amt. Pd. since Assess. was levied	Bal. Due & Amt. for which Bonds are to be issued
Mary R. Bennett	\$678.02	\$300.02	\$378.00
George & Ann Chandler	286.38	-- --	286.38
Ross & Adeline Cowden	226.70	-- --	226.70
W. E. & S. H. Johnson	678.02	-- --	678.02
W. G. & Laura Osborn	225.65	-- --	225.65
John M. & Mary L. Beard	496.33	250.33	246.00
E. M. & Jessie M. Damon	306.66	-- --	306.66
Robert M. & Kathryn E. Hayden	393.50	-- --	393.50
Robert M. & Kathryn E. Hayden	590.25	-- --	590.25
Robert E. & Betty Heimerdinger	341.23	-- --	341.23
Dave C. & Juanita M. Hinderlie	245.41	-- --	245.41
Patrick V. & Anita McKeown	245.41	-- --	245.41
James I. & Ina L. Murphy	245.41	-- --	245.41
John D. & Audrey Owens	345.53	-- --	345.53
John H. Bryant	156.05	-- --	156.05
Dwight W. & Martha M. Cannon	156.05	-- --	156.05
James A. & Walter Raymond Denton	181.03	-- --	181.03
Viola Faller	676.24	-- --	676.24
Douglas Stuart & Kay A. Gibson	156.05	-- --	156.05
Wayne & Charlotte Gilmore	222.05	0.05	222.00
Robert C. & Marion Goodrick	143.06	10.06	133.00
Ernest A. & Violet M. Hester	160.34	-- --	160.34
Ray G. & Zola F. Lawson	143.06	-- --	143.06
John H. & Marie J. Lowe	156.05	-- --	156.05
Cloyd Clinton & Jeannette E. Powell	156.05	-- --	156.05
Kenneth R. & Mary L. Pugh	181.03	-- --	181.03
Marcus C. & Louise D. Schmele	183.32	-- --	183.32
Marshall M. & Winnifred D. Summers	525.18	-- --	525.18
Frank K. & Ella M. Starr	583.78	-- --	583.78
Geo. L. & Harriet S. VanPelt	156.05	-- --	156.05
Roy & Lorraine Whaley	156.05	-- --	156.05
James & Bessie Faller	156.05	-- --	156.05
Ora F. & Nellie E. Burch	790.37	-- --	790.37
C. P. & Carrie Sagert	298.98	1.40	297.58
George W. Simons Jr.	465.08	-- --	465.08
Margaret Whittington Stubblefield	620.99	-- --	620.99
James Alexander	276.31	56.31	220.00
R. H. Collins	552.61	3.51	549.10
Rudolph & Stella M. Schmidt	276.31	-- --	276.31
Leona Whaley	276.31	-- --	276.31
Donald M. & Florence J. Hasking	262.33	-- --	262.33
Joseph P. & Betty B. Hellberg	198.73	-- --	198.73
Herman W. & Margaret A. Knight	277.24	-- --	277.24
Ralph E. & Betty E. Lunde	264.98	-- --	264.98
Robert D. & Zenia S. Hauck	215.30	-- --	215.30
Rulon C. & Jean C. Parham	295.89	-- --	295.89
Donald I. & Roberta M. Plummer	298.10	-- --	298.10
Ruey C. & Catherine A. Ryan	234.88	-- --	234.88
Lester L. & Edith E. Bateson	509.71	-- --	509.71
A. W. & Trylba Emick	332.79	-- --	332.79
Robert Hill & Hazel I. Johnson	558.34	-- --	558.34
E. P. Collins	143.06	-- --	143.06
Joseph V. & Bettie Eddings	175.06	-- --	175.06
Eldred H. & Elsie P. Eilers	156.05	-- --	156.05
Jack & Carrie E. Hales	157.35	-- --	157.35
Wm. L. & Barbara L. Baxter	203.56	-- --	203.56
Leland C. & Edna A. McClain	156.05	-- --	156.05
Ralph B. & Belva I. Smith	156.05	-- --	156.05
Jerome L. & Isla M. Gross	414.50	-- --	414.50
Ray J. & Ruth L. Wittrig	171.66	-- --	171.66

STREET IMPROVEMENT

Name	Amount of Assessment	Amt. Pd. since Assess. was levied	Bal. Due & Amt. for which Bonds are to be issued
Jack N. & Alice L. Beach	\$284.56	\$ 28.46	\$256.10
W. P. & Roberts K. Darlymple	239.86	-- --	239.86
Thomas H. & Katherine Gazeley	326.83	-- --	326.83
Woodsie C. & Katherine M. Gibbs	239.86	-- --	239.86
Robert D. & Donna D. Johnson	239.86	-- --	239.86
Robert J. & Erma Rae Kane	239.86	-- --	239.86
Calvin R. & Marvis A. Otta	239.86	-- --	239.86
Ray & Virginia Sherman	237.31	4.31	233.00
Floyd V. & Lois G. Rudisil	359.79	-- --	359.79
Sarah Robertson	221.07	-- --	221.07
Roy A. & Betty M. Standley	359.79	-- --	359.79
Ralph & Lucille Emerson	392.66	72.66	320.00
Roy R. & Fadilla Jensen	188.17	-- --	188.17
Ben A. & Dorothy M. Kenyon	243.97	24.97	219.00
Mabel G. Smith	630.19	-- --	630.19
Margaret Chisholm	377.86	-- --	377.86
Norman L. & Nadine Durham	297.56	-- --	297.56
Robert E. Ericksen	297.56	29.93	267.63
Jack W. & Theda Klaint	377.86	100.86	277.00
Dale W. & Evelyn Leach	267.81	-- --	267.81
Totals	\$24,352.87	\$882.87	\$23,470.00

Street Improvement	Amount of Assessment	Amount paid since assessment was levied	Amount for which bonds to be issued
Maple St. from Second St. to Third St., City of Lebanon, Ore. provided for by Ordinance No. 854, Approved May 5, 1953	\$2,094.77	\$300.02	\$1,794.75
Sherman St. from Cleveland St. to 400 Ft. East of Crescent St., City of Lebanon, Ore. provided for by Ordinance No. 855, Approved May 5, 1953.	3,209.73	250.33	2,959.40
Berry St. from Main St. to Hiatt St. City of Lebanon, Ore. provided for by Ordinance No. 856, Approved May 5, 1953	4,247.49	10.11	4,237.38
North Main St. from Highway West to Morton St.; Morton St. North to Highway, City of Lebanon, Ore. provided for by Ordinance No. 857, Approved May 5, 1953	1,622.81	1.40	1,621.41
Olive St. from Second St. to North Main St. City of Lebanon, Ore. Provided for by Ordinance No. 858, Approved May 5, 1953	1,934.15	59.82	1,874.33
South Hiatt St. from Milton St. to Jennings St., City of Lebanon, Ore. provided for by Ordinance No. 859, Approved May 5, 1953	2,047.45	-- --	2,047.45
Wheeler St. from Williams St. to East City Limits, City of Lebanon, Ore. provided for by Ordinance No. 861, Approved May 5, 1953	1,400.84	-- --	1,400.84
Carroll St. from Jennings St. South to the South end of Carroll St., City of Lebanon, Ore. provided for by Ordinance No. 862, Approved May 5, 1953	1,733.34	-- --	1,733.34
Franklin St. from Elmore St. to Milton St. City of Lebanon, Ore. provided for by Ordinance No. 863, Approved May 5, 1953	2,988.65	32.77	2,955.88
Elmore St. from Eddie St. to East end of Elmore St., City of Lebanon, Ore, provided for by Ordinance No. 864, Approved May 5, 1953	1,454.99	97.63	1,357.36
Eddie St. from Oak St. to Elmore St., City of Lebanon, Ore. provided for by Ordinance No. 865, Approved May 5, 1953	1,618.65	130.79	1,487.86
Totals	\$24,352.87	\$882.87	\$23,470.00

Section 4. That the City Recorder be, and she hereby is, instructed and directed to have prepared and printed a sufficient number of bonds, in denominations not to exceed \$1,000.00 each, and in all equal to said sum of Twenty-Three Thousand Four Hundred Seventy and no/100 DOLLARS (\$23,470.00), such bonds to be dated the first day of October, 1953, and to mature in annual installments as follows:

October 1, 1954	\$1,470.00
October 1, 1955	2,000.00
October 1, 1956	2,000.00
October 1, 1957	2,000.00
October 1, 1958	2,000.00
October 1, 1959	2,000.00
October 1, 1960	2,000.00
October 1, 1961	2,000.00
October 1, 1962	2,000.00
October 1, 1963	2,000.00
October 1, 1964	2,000.00
October 1, 1965	2,000.00

provided, redemption of those installments of said bonds maturing on and after three years from the date of issue thereof may be made in numerical order on or after the third year from the date of issue thereof as provided by the laws of the State of Oregon regulating the issuance and sale of such bonds. Said bonds shall bear interest from the date thereof at a rate not to exceed six percent per annum, or such lesser rate as the Common Council shall prescribe, payable semiannually, until redeemed, principal and interest payable at the office of the Treasurer of the City of Lebanon, Oregon, and said bonds shall, for convenience and identification, be denominated "City of Lebanon, Improvement Bonds, Issue 1953-A", and shall be numbered consecutively and the number and name of each bond shall be printed thereon, and such bonds shall be signed by the Mayor of the City of Lebanon and countersigned by the Recorder.

Section 5. That the said City of Lebanon Improvement bonds, Issue 1953-A, shall be substantially in the following form:

UNITED STATES OF AMERICA
STATE OF OREGON, COUNTY OF LINN
NO. \$1,000.00
CITY OF LEBANON IMPROVEMENT BOND
ISSUE 1953-A

KNOW ALL MEN BY THESE PRESENTS, That the City of Lebanon, in the County of Linn, State of Oregon, for value received, hereby agrees and promises to pay to bearer the sum of

ONE THOUSAND DOLLARS

in lawful money of the United States on the presentation and surrender of this obligation on the first day of October, 1960, without grace, with interest thereon from the date hereof until maturity or until the date of redemption, (for the bonds maturing on October 1, 1954, 55 and 56, the words "or until date of redemption" will be omitted,) at the rate of per cent per annum, payable semiannually on the first days of April and October of each year on the presentation and surrender of the proper coupons hereto annexed, principal and interest payable at the office of the treasurer of the City of Lebanon, Oregon.

This bond is redeemable at the option of said City at the office of the treasurer of the City of Lebanon, Oregon, upon the payment of the face amount thereof, with accrued interest thereon to the date of payment at any semiannual coupon period at or after three years from the date hereof as provided by law. (This paragraph will be omitted from the bonds maturing on October 1, 1954, 1955 and 1956.)

This bond is one of a series of bonds authorized by and under the provisions of the Charter of said City and Chapter 21 of Title 95 of Oregon Compiled Laws Annotated, as amended, providing for the issuance of bonds for street improvements and for the payment of the cost of such improvements, and is an obligation of the City of Lebanon, and is within every debt limitation of said City, and it is further certified that all of the requirements of law have been

fully complied with by the proper officers in the issuance of this bond.

For the fulfillment of the conditions of this obligation the full faith and credit of the City of Lebanon hereby are irrevocably pledged.

IN WITNESS WHEREOF, This bond has been signed by the Mayor and countersigned by the Recorder of the City of Lebanon, Oregon, and the corporate seal of said City heretofore affixed this 1st day of October, 1953.

Mayor of the City of Lebanon, Oregon

ATTEST:

RECORDER OF THE CITY OF LEBANON, OREGON

No. THE CITY OF LEBANON, COUNTY OF LINN \$10.00
STATE OF OREGON

will pay to the bearer on the first day of April, 19

TEN DOLLARS

in lawful money of the United States of America at the office of the treasurer of the City of Lebanon, Oregon, being six months' interest on City of Lebanon Improvement Bond, Issue 1953-A, No. dated October 1, 1953, unless said bond is sooner redeemed, as herein provided, which redemption will render this coupon void. (The following words "unless said bond is sooner redeemed, as herein provided, which redemption will render this coupon void" shall be deleted from the coupons on the bonds maturing in 1954, 1955 and 1956.)

Mayor

City Recorder

Section 6. That the full faith and credit of the City of Lebanon, Oregon, hereby is pledged for the payment of the total sum of money represented by the bonds issued under and pursuant to the provisions of this ordinance.

Section 7. That the City Recorder is instructed and directed to advertise said bonds for sale for the highest price obtainable at least once each week for two successive weeks in a newspaper of general circulation printed and published in the City of Lebanon, Oregon, and to notify by letter the several bond purchasing houses who usually purchase City of Lebanon Bonds. Such bonds shall not be sold for less than par value and accrued interest, and bidders therefor must file with their bids a certified check, payable to the City of Lebanon, Oregon, for two per cent of the par value of such bonds, to be forfeited in case any bidder shall fail or refuse to accept and pay for said bonds should they be awarded him, and the advertisement shall so state. The proceeds thereof shall be paid to the treasurer of the City of Lebanon, Oregon, and shall be credited to the various improvement funds on account of which the same were issued in the manner provided by the general laws of the State of Oregon regulating the sale and issuance of such bonds.

Section 8. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Lebanon in this: That applications for bonding have been filed and it is necessary to immediately issue bonds for the purpose of funding obligations incurred by the City of Lebanon in the improving of certain streets, assessments for which said assessments have been duly docketed in the Lien Docket and Bon Lien Docket of the said City so as to become liens against the several pieces of property set out and described in this Ordinance and which remain

unpaid; THEREFORE, an emergency hereby is declared to exist and this ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Lebanon, Oregon.

PASSED by the Common Council this 15th day of September, 1953.

Signed by the Mayor this 15th day of September, 1953.

W. G. Millerwater
Mayor of the City of Lebanon, Oregon
Pro Tem

ATTEST:

Ida Singer
City Recorder of the City of Lebanon, Oregon