

A BILL FOR AN ORDINANCE LEVYING AGAINST
THE PROPERTY SPECIALLY BENEFITTED THEREBY,
ASSESSMENTS FOR THE COST OF THE STREET
IMPROVEMENTS ON FIFTH STREET FROM "F"
STREET TO "I" STREET: FOURTH STREET FROM
"C" STREET TO "E" STREET: THIRD STREET
FROM MARY STREET TO OLIVE STREET: GRANT
STREET (WIDENING) FROM HIATT STREET TO
CLEVELAND STREET, and DECLARING AN
EMERGENCY.

ORDINANCE BILL NO. 2
for 1960

ORDINANCE NO. 1071

WHEREAS, the Common Council of the City of Lebanon ordered the City Engineer of the City to prepare and file plans, specifications and estimates of the cost of improvements on Fifth Street from "F" Street to "I" Street; Fourth Street from "C" Street to "E" Street; Third Street from Mary Street to Olive Street; Grant Street (widening) from Hiatt Street to Cleveland Street, and

WHEREAS, the City Engineer by order of said Council, thereafter prepared and filed plans, specifications and estimates of the cost thereof, which were approved and accepted by Resolution No. 3 for 1959, passed by the Council and approved by the Mayor on the 21st day of April, 1959; and

WHEREAS, the Common Council thereafter gave notice of intention to improve said street in the manner provided by the Charter of said City, the proof of posting of such notice being now on file herein; and the time for remonstrance did elapse thereafter without any remonstrance having been made against the said street improvement by the owners of a majority of the property adjacent thereto; and it then appearing unto the said Council that said street improvement should be made, the Council did, by Ordinance No. 1059 passed by the Council and approved by the Mayor on the 2nd day of June, 1959, duly establish and declare its jurisdiction to make said street improvement and ordered that the work be done by contract to be awarded to the lowest bidder, and there be published for (10) ten days in a newspaper published in Lebanon, Oregon, a notice inviting proposals for improvement of said street, 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 Improvement," 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 Council, and Joe D. Morse, Forrest E. Morse and William F. Morse, dba Lebanon Sand and Gravel, a responsible bidder having submitted the lowest bid, was awarded the contract for making said street improvement; and

WHEREAS, the 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 costs of improving said street to be borne by the property abutting upon and adjacent to the above described proposed street is \$ 14,371.42.

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:

ARBOGAST, Allan S. (255-722) Improvement Project North Third Street, Mary to Olive.

Lots 5, 6, ~~7~~ of Block 3, Wesson's Addition to the City of Lebanon, Linn County, Oregon.

Paving	100.10' Frontage	155.71 Sq.Yds.	@ \$1.65	\$ 256.92
Combined Curb & Gutter		100.10 Lin.Ft.	@ \$1.738	173.97
Drainage				144.31
			Total	<u>\$ 575.20</u>
			Paid	
			Balance	

BECK, Arthur & Ruth E. (175-679) Improvement Project North Third Street, Mary to Olive.

Part of vacated Block 10, Wesson's Addition to Lebanon, Linn County, Oregon, more particularly described as beginning West 150 feet from the Northeast corner of Block 2 in said Wesson's Addition to Lebanon; and running thence South 134 feet to the true point of beginning; thence continuing South 80 feet to the North line of Olive Street as shown on said Wesson's Addition; thence West on the North line of Olive Street, 120 feet; thence North 66 feet; thence East parallel with the North line of Olive Street, 120 feet to said true point of beginning, being a part of the Morgan Kees D.L.C. No. 43 in T. 12 S., R. 2 W. of the Willamette Meridian.

Paving	65.40' Frontage	101.73 Sq.Yds.	@ \$1.65	\$ 167.85
Combined Curb & Gutter		65.40 Lin.Ft.	@ \$1.738	113.57
Drainage				64.30
			Total	<u>\$ 345.72</u>
			Paid	
			Balance	

FITZGERALD, Elmer (250-261) Improvement Project North Third Street, Mary to Olive.

Beginning at a point 63 feet West of the Northwest corner of Block 3, Wesson's Addition to Lebanon, Linn County, Oregon; and running thence West along the South line of Mary Street, 120 feet; thence South parallel with the West line of 3rd Street 67 feet; thence East parallel with the South line of Mary Street 120 feet to the West line of 3rd Street; thence North along the West line of 3rd Street 67 feet to the point of beginning.

Paving	61.00' Frontage	105.75 Sq.Yds.	@ \$1.65	\$ 174.54
Combined Curb & Gutter		61.00 Lin.Ft.	@ \$1.738	106.13
Drainage				90.05
			Total	<u>\$ 370.72</u>
			Paid	
			Balance	

SCOTT, Goldie Bureau (255-133) Improvement Project North Third Street, Mary to Olive.

The West 45 feet of even width of Lot ⁴ in Block 3, in Wesson's Addition to Lebanon, in Linn County, Oregon, as the same appears upon the map & plat of said addition to said city at County Recorder's Office of Linn County, Oregon.

Paving	100.10' Frontage	155.71 Sq.Yds.	@ \$1.65	\$ 256.92
Combined Curb & Gutter		100.10 Lin.Ft.	@ \$1.738	173.97
Drainage				144.31
			Total	<u>\$ 575.20</u>
			Paid	
			Balance	

Jones, John J. & Phalena E.

~~Improvement Project North Third Street, Mary to Olive.~~ Improvement Project North Third Street, Mary to Olive.

The following described real property situated in the County of Linn, State of Oregon, to-wit: Part of the Morgan Kees D.L.C. No. 45, T.42 S., R. 2 W., Willamette Meridian, described as follows: Beginning on the West line of 3rd Street at a point 56 feet North of the intersection of the West line of 3rd Street with the North line of Olive Street in the City of Lebanon, and running thence North along the West line of 3rd Street a distance of 67 feet; thence West parallel with the North line of Olive Street a distance of 120 feet; thence South parallel with the West line of 3rd Street 67 feet to the North boundary of tract conveyed to Arthur Beck and wife by deed recorded April 19, 1943 in book 170, page 679, Land Records; thence East along the North line of said Beck tract 120 feet to the place of beginning.

Paving	67.00' frontage	104.22 Sq.Yds. @ \$1.65	\$ 171.96
Combined Curb & Gutter	67.00 Lin.Ft. @ \$1.73		116.91
Drainage			25.60
		Total	<u>\$ 314.47</u>
		Paid	
		Balance	<u> </u>

RAY, Jerry L. & Donna Joyce (239-658) Improvement Project South Fourth Street, C to E.

Lot 1, Block 71, Supplemental Plat of Block 46, Hyland Addition to Lebanon.

Paving	126.00' frontage	196.00 Sq.Yds. @ \$1.65	\$ 323.40
Combined Curb & Gutter	126.00 Lin.Ft. @ \$1.73		218.98
		Total	<u>\$ 542.38</u>
		Paid	
		Balance	<u> </u>

Mauritan, Fred L. & Anna W.

VAN AUKEN, John J. JR. & Gatha (227-636) Improvement Project South Fourth Street, C to E

The West 60 feet of:

Lot 4, Block 73, Supplemental Plat No. 2 of Block 46, Hyland Addition to Lebanon.

Paving	126.00' frontage	196.00 Sq.Yds. @ \$1.65	\$ 323.40
Combined Curb & Gutter	126.00 Lin.Ft. @ \$1.73		218.98
		Total	<u>\$ 542.38</u>
		Paid	
		Balance	<u> </u>

PAVING 124'00' FRONTAGE 124'00' WIDTH @ \$1.00 = \$124.00
 COMBINED CURB & GUTTER 124'00' LENGTH @ \$1.25 = \$155.00
 TOTAL \$279.00

Lot 10, Block 12, Improvement Plan of Block 12, Hyland Addition to the City of
 DENVER, Park & W. (226-12) Improvement Project with Fourth Street, C to E.

PAVING 124'00' FRONTAGE 124'00' WIDTH @ \$1.00 = \$124.00
 COMBINED CURB & GUTTER 124'00' LENGTH @ \$1.25 = \$155.00
 TOTAL \$279.00

Lot 10, Block 11, Improvement Plan of Block 11, Hyland Addition to the City of
 DENVER, Park & W. (226-11) Improvement Project with Fourth Street, C to E.

PAVING 120'00' FRONTAGE 120'00' WIDTH @ \$1.00 = \$120.00
 COMBINED CURB & GUTTER 120'00' LENGTH @ \$1.25 = \$150.00
 TOTAL \$270.00

Block 3, Hyland Addition
 CITY OF DENVER (226-14) Improvement Project with Fourth Street, C to E.

PAVING 120'00' FRONTAGE 120'00' WIDTH @ \$1.00 = \$120.00
 COMBINED CURB & GUTTER 120'00' LENGTH @ \$1.25 = \$150.00
 TOTAL \$270.00

Lot 4, Block 24, Improvement Plan of Block 24, Hyland Addition to the City of
 DENVER, Park & W. (226-24) Improvement Project with Fourth Street, C to E.

PAVING 120'00' FRONTAGE 120'00' WIDTH @ \$1.00 = \$120.00
 COMBINED CURB & GUTTER 120'00' LENGTH @ \$1.25 = \$150.00
 TOTAL \$270.00

Lot 1, Block 12, Improvement Plan of Block 12, Hyland Addition to the City of
 DENVER, Park & W. (226-12) Improvement Project with Fourth Street, C to E.

PAVING 124'00' FRONTAGE 124'00' WIDTH @ \$1.00 = \$124.00
 COMBINED CURB & GUTTER 124'00' LENGTH @ \$1.25 = \$155.00
 TOTAL \$279.00

Lot 1, Block 12, Improvement Plan of Block 12, Hyland Addition to the City of
 DENVER, Park & W. (226-12) Improvement Project with Fourth Street, C to E.

PAVING 124'00' FRONTAGE 124'00' WIDTH @ \$1.00 = \$124.00
 COMBINED CURB & GUTTER 124'00' LENGTH @ \$1.25 = \$155.00
 TOTAL \$279.00

Lot 3, Block 74, Improvement Plan of Block 74, Hyland Addition to the City of
 DENVER, Park & W. (226-74) Improvement Project with Fourth Street, C to E.

PAVING 124'00' FRONTAGE 124'00' WIDTH @ \$1.00 = \$124.00
 COMBINED CURB & GUTTER 124'00' LENGTH @ \$1.25 = \$155.00
 TOTAL \$279.00

Lot 3, Block 74, Improvement Plan of Block 74, Hyland Addition to the City of
 DENVER, Park & W. (226-74) Improvement Project with Fourth Street, C to E.

Amberley, Council & Associates

BERLEHAM LUTHERAN CHURCH (257-121) Improvement Project East Grant Street, Hiatt to Cleveland.

The following described real property situated in the County of Linn, State of Oregon; to-wit: A part of the Jeremiah Halston D.L.C. No. 49 in T. 12 S., R. 2 W., of the Willamette Meridian described as follows: Beginning at a 3" pipe on the East line of Cleveland Street in the City of Lebanon that is S. 89° 32' 1/2", 450 feet from a point on the South line of and S. 89° 45' W., 1724.5 feet from the Southeast corner of said claim; thence S. 89° 45' W., parallel to Oak Street 141.85 feet to a 3/4" Iron pipe; thence S. 89° 22' W., 122.83 feet to a 3/4" Iron pipe on the South line of Grant Street; thence S. 89° 50' 1/2", 146.10 feet to a 3/4" Iron pipe on the East line of said Cleveland Street; thence S. 89° 32' 1/2", 111.6 feet to the place of beginning.

Paving 146.10' frontage	64.93	Sq. Yds.	@ 21.65	\$ 1407.15
Combined curb & gutter	146.10	Lin. Ft.	@ 30.66	4480.45
		Total		\$ 5887.60
		Paid		-----
		Balance		

KUSTON, W. Glenn & Wife (146-135) Improvement Project East Grant St., Hiatt to Cleveland.

The following described real property situated in the County of Linn and State of Oregon, to-wit: Beginning at a 3/4" Iron pipe on the East line of Hiatt Street in the City of Lebanon, said pipe being S. 89° 22' W., 405.0 feet from the South line of and East 2026.97 feet from the Southeast corner of the Jeremiah Halston D.L.C. No. 49 in T. 12 S., R. 2 W., of the Willamette Meridian; and running thence S. 89° 22' W., along said East line of Hiatt Street 152.53 feet to a 3/4" Iron pipe on the South line of Grant Street; thence S. 89° 42' W., along said street line 86.21 feet; thence S. 89° 20' W., parallel to Hiatt Street 177.97 feet; thence S. 89° 45' W., 66.0 feet to the place of beginning.

Paving 84.21' Frontage	27.43	Sq. Yds.	@ 21.65	\$ 593.55
Combined curb & gutter	84.21	Lin. Ft.	@ 30.66	2562.73
		Total		\$ 3156.28
		Paid		-----
		Balance		

LOVE, Winifred W. (136-303) Improvement Project East Grant St., Hiatt to Cleveland.

Beginning at a 3/4" Iron pipe on the East line of Hiatt Street, said iron pipe being S. 89° 45' W., 2026.97 feet along the South line of and S. 89° 22' W., 405.0 feet from the Southeast corner of the Jeremiah Halston D.L.C. No. 49 in T. 12 S., R. 2 W., of the Willamette Meridian in Linn County, Oregon; and running thence S. 89° 22' W., along the East line of Hiatt Street 142.41 feet to a 3/4" Iron pipe on the South line of Grant Street, thence S. 89° 42' W., along said street line 105.15 feet, thence S. 89° 50' 1/2" along said street line 42.0 feet to a 3/4" Iron pipe, thence S. 89° 22' W., parallel to the East line of Hiatt Street 127.23 feet to a 3/4" Iron pipe, thence S. 89° 45' W., 160.0 feet to the place of beginning, parallel to said street line or lines.

Paving 74.54' Frontage	41.2	Sq. Yds.	@ 21.65	\$ 898.13
Combined curb & gutter	74.54	Lin. Ft.	@ 30.66	2285.26
		Total		\$ 3183.39
		Paid		-----
		Balance		

ARNOLD, Clara P. & L.E. (207-416) Improvement Project South Fifth Street, F to I.

Beginning at the Southeast corner of Lot 5, Block 6, Supplemental Plat No. 2 of Blocks 52 to 61 inclusive, Hyland Addition to the City of Lebanon, thence East along the South line of said addition 350.0 feet to the Southeast corner of Lot 7 in said Block, thence South 105.0 feet to the North line of G Street, thence West along said street line 350.0 feet to the East line of Fifth Street, thence North 105.0 feet to the place of beginning.

Paving	105.00' frontage	105.33 Sq.Yds.	@ 11.65	\$ 1,227.45
Combined Curb & Gutter		105.00 Lin.Ft.	@ 1.758	182.61
Drainage				56.12
		Total		<u>1,466.18</u>
		Paid		
		Balance		

CHURCH OF CHRIST () Improvement Project South Fifth Street, F to I.

Beginning at a point in the intersection of the East line of Fifth Street and the North line of I Street, said point being South 426.40 feet from the Northwest corner of Lot 5, Block 6, Supplemental Plat No. 2 of Blocks 52 to 61 inclusive, Hyland Addition, City of Lebanon, and running thence North along the East line of Fifth Street 210.00 feet to the South line of H Street, thence East along the South line of H Street 150.00 feet, thence South 210.00 feet to the North line of I Street, thence West along East said street line 150.0 feet to the place of beginning.

Paving	210.00' frontage	315.00 Sq.Yds.	@ 11.65	\$ 3,669.75
Combined Curb & Gutter		210.00 Lin.Ft.	@ 1.758	369.18
Drainage				71.31
		Total		<u>4,110.24</u>
		Paid		
		Balance		

CLARKE, Richard D. & Virginia M. (245-216) Improvement Project South Fifth St. F to I.

Lot 7, Block 7, Supplemental Plat No. 2 of Blocks 52 to 61 inclusive, Hyland Addition to the City of Lebanon, Oregon.

Paving	151.16' frontage	226.74 Sq.Yds.	@ 11.65	\$ 2,641.82
Combined Curb & Gutter		151.16 Lin.Ft.	@ 1.758	265.86
Drainage				62.44
		Total		<u>2,970.12</u>
		Paid		
		Balance		

KJIBACK, Valer & Cora (251-12) Improvement Project South Fifth Street, F to I.

Beginning at the intersection of the East line of Fifth Street with the South line of G Street, said point being South 155.00 feet from the Southwest corner of Lot 5, Block 6, Supplemental Plat No. 2 of Blocks 52 to 61 inclusive, Hyland Addition to Lebanon, and running thence East along the South line of G Street 150.00 feet, thence South 211.00 feet to the North line of H Street, thence West 150.00 feet to the East line of Fifth Street, thence North 211.00 feet to the place of beginning.

Paving	211.00' frontage	253.20 Sq.Yds.	@ 11.65	\$ 2,949.88
Combined Curb & Gutter		211.00 Lin.Ft.	@ 1.758	370.79
Drainage				72.76
		Total		<u>3,393.43</u>
		Paid		
		Balance		

LEBANON UNION HIGH SCHOOL DISTRICT NO. 1 (227-464) Improvement Project South Fifth Street, 7 to 1.

Beginning at the Northwest corner of the North projection of the Russell T. Hill D.L.C. No. 77, T. 12 S., R. 2 W. of the Willamette Meridian in Linn County, Oregon, and running thence $1.69^{\circ} 47' E.$ along the North line of said D.L.C. 580.07 feet to a $\frac{3}{4}$ Iron pipe on the centerline of 5th Street, thence $3.0^{\circ} 05' W.$ along said street line 1371.53 feet to a point on the centerline of the County road from Lebanon to Brownsville, thence $3.68^{\circ} 28' W.$ along said road line 875.91 feet to the West line of the North projection of said D.L.C. No. 77; thence North $0^{\circ} 11'$ West along said D.L.C. line 1397.30 feet to the place of beginning, containing 27.975 acres subject to the right of way of the County road along the South and West boundaries and 5th Street on the East boundary thereof.

Paving	608.64' Frontage	1071.53	Sq. Yds. @	\$1.65	\$ 1758.02
Combined Curb & Gutter		584.04	Lin. Ft. @	\$1.730	1007.30
Drainage					217.43
			Total		\$ 3002.65
			Paid		
			Balance		

WRIGHT, William H. & Nelda I. (252-200) Improvement Project South Fifth Street, 7 to 1.

Lot 5, Block 6, Supplemental Plat No. 2 of Blocks 52 to 61 inclusive, Hyland Addition to the City of Lebanon, Oregon.

Paving	150.74' Frontage	281.15	Sq. Yds. @	\$1.65	\$ 463.90
Combined Curb & Gutter		150.74	Lin. Ft. @	\$1.830	275.13
Drainage					62.27
			Total		\$ 801.30
			Paid		
			Balance		

Section III. That the Recorder of the City of Lebanon be, and he is hereby, ordered and directed to immediately enter a statement of each assessment made, declared and levied by this Ordinance, together with the names of the respective owners of such lots and tracts of land hereinabove described, in the Docket of City Liens of said City, as provided by the Charter; and to give notice forthwith to the owners of all of said property as to said assessments, as provided by the Charter of 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 on this 5th day of January, 1960.

Jean P. Block

Jean P. Block

ATTEST:

Walter A. Brown
City Recorder