

Hawthorn Albany, Oregon

an ordinance authorizing the Mayor and Recorder of the City of Albany to enter into a contract with W. L. U. over for the building and construction of a lateral sewer beginning at the main sewer in Baker Street and running westerly through the center of Block Four, Eastern Addition to the City of Albany, across Lyon Street, and through the center of Block 19 in the City of Albany, Oregon, said improvement to be made in accordance with the plans and specifications filed in the office of the Recorder of the City of Albany on the 10th day of October 1914.

Whereas by Resolution 1126 of the City of Albany, Oregon, passed by the council on the 10th day of October, 1914 it was ordered that a lateral sewer be constructed beginning at the main sewer in Baker Street and running westerly through the center of Block Four, Eastern Addition to the City of Albany, across Lyon Street and through the center of Block 19 in the City of Albany, Oregon, said improvement to be made in accordance with the plans and specifications and estimates of the City Engineer on file with the Recorder of the City of Albany; and

Whereas it was provided by ordinance that the Recorder of the City of Albany give notice or bids for the making of said improvement in the manner provided by law and in said ordinance; and

Whereas after due notice and advertisement for bids was given and given by the Recorder of the City of Albany according to said ordinance, on the 9th day of December, 1914, W. L. U. presented to the council of the city his bid for making said improvement, which bid was made in full form and in conformity with all the conditions imposed by law and by said ordinance, by a movable and W. L. U. are proposed to furnish all materials and implements and perform the labor necessary to make the above described improvement for the sum of \$5,000.00; and

Whereas W. L. U. was the lowest bidder for said proposed work and said bid was the lowest and best offered.

Therefore:

1. The People of the City of Albany do Ordain as follows:

Section 1. That the said bids, the said bid being for said improvement to be and the same is hereby accepted and the Mayor and Recorder of the City of Albany are hereby authorized to enter into a contract in writing with the said W. L. U. for the making of said improvement as aforesaid on behalf of the City of Albany, Oregon, upon the terms and conditions in said ordinance, advertisement and bid aforesaid mentioned. Said contract shall provide that the work on said sewer shall

commence within ten days after the signing of said contract and be prosecuted with such vigor that all the work embraced in said contract shall be entirely completed on or before the 1st day of January, 1910, and the City of Albany, hereon, shall be deemed to suffer damage to the extent of \$250 per day, for each day the work is delayed beyond said specified time.

Said contract shall further provide that the said W. J. Weaver shall promptly, as due, make payment to all persons supplying to the said W. J. Weaver labor or material for the prosecution of the hereinabove described work and that the said W. J. Weaver shall not permit any lien or claim to be filed or prosecuted against the City of Albany for or on account of any material or labor furnished for the said work.

The said W. J. Weaver shall furnish a penal bond in the sum of \$350.00 with good and sufficient sureties to be approved by the Mayor of the City of Albany, to secure the faithful performance of all the provisions of said contract on the part of the said W. J. Weaver and particularly against any claim or lien for labor, work or material on the part of any person arising out of said contract.

Passed the Council Dec. 14 1914.

Approved Dec. 14 1914.

attest:

F. J. Van Tassel

L. M. Cuel

Mayor

Recorded by the City of Albany.

commence within ten days after the signing of said contract and be prosecuted with such vigor that all the work embraced in said contract shall be entirely completed on or before the 1st day of January, 1910; and the City of Albany, Oregon, shall be deemed to suffer damages to the extent of \$2.50 per day, or more, until the work is done and beyond said specified time.

Said contract shall further provide that the said W. D. Wearn shall promptly, as he may, make payment to all persons supplying to the said W. D. Wearn labor or material for the prosecution of the hereinabove described work and that the said W. D. Wearn shall not permit any liens or claims to be filed or prosecuted against the City of Albany for or on account of any material or labor furnished for the said work.

The said W. D. Wearn shall furnish a penal bond in the sum of \$350.00 with good and sufficient sureties to be approved by the Mayor of the City of Albany, to secure the faithful performance of all the obligations of such contract on the part of the said W. D. Wearn and particularly against any claims or liens for labor, work or material on the part of any person arising out of said contract.

Passed by the Council Dec. 14, 1914.

Approved by me, 1914.

W. H. Tamm

R. M. Carl

Mayor.

Recorded of the City of Albany.

CITY RECORDER'S CERTIFICATE

State of Oregon, }  
County of Linn } ss.

I, F. E. Van Tassel, Recorder of the City of Albany, Linn County, and State of Oregon, do hereby certify that the foregoing annexed copy of Ordinance No. 117.102

has been by me carefully compared with the original Ordinance Bill No. 846 now on file in my office, and that it is a true and correct copy of all and the whole of said Ordinance Bill No. 846 as passed by the Council of the City of Albany, Oregon, December 17, 1911

Witness, my hand and official signature and the seal of the City of Albany, this 18th day of December 1911.

F. E. Van Tassel  
Recorder of the City of Albany.