

ORDINANCE NO. 1009...

AN ORDINANCE TO ASCERTAIN AND DETERMINE THE PROBABLE COST OF CERTAIN IMPROVEMENT WHICH THE COUNCIL OF THE CITY OF ALBANY, OREGON, HAS DETERMINED IN RESOLUTION NO. 15, ADOPTED BY SAID COUNCIL ON THE 8th DAY OF JUNE, 1921, TO MAKE ON THIRD STREET FROM THE EAST CURB LINE OF CALAPOOIA STREET TO THE WEST LINE OF VINE STREET IN THE CITY OF ALBANY, OREGON; TO ASCERTAIN, ASSESS, DETERMINE AND DECLARE THE PROPORTIONATE SHARE OF SUCH PROBABLE COST OF SUCH IMPROVEMENT OF SAID THIRD STREET THAT IS ASSESSED UPON EACH LOT OR PART THEREOF ADJACENT TO SAID PART OF THIRD STREET TO BE SO IMPROVED; TO DIRECT THE RECORDER OF SAID CITY TO ENTER A STATEMENT OF SUCH ASSESSMENT IN THE DOCKET OF CITY LIENS AS PROVIDED BY THE CHARTER OF SAID CITY.

WHEREAS, on the 25th day of May, 1921, the Council of the City of Albany, Oregon, duly adopted a Resolution requiring the City Engineer to make plans and specifications for the improvement of Third Street from the East curb line of Calapooia Street to the West line of Vine Street in the following manner, to-wit:

- First: By grading said street to the proper sub-grade.
- Second: By paving the roadway of said street full width with full intersections with asphaltic concrete pavement on an asphaltic concrete foundation, or by paving said street with Portland Cement concrete pavement or by paving with Warrenite bituminous paving surface on a bituminous concrete base at the option of the Council.

and for the estimates of the work to be done on the said portion of Third Street and the probable cost thereof and requiring that such plans, specifications, estimates and probable cost be filed in the Recorder's Office of said City, said Resolution being endorsed "Resolution No. 12." and adopted the 25th day of May, 1921; and

WHEREAS, the City Engineer of said City of Albany, pursuant to said Resolution No. 12 made plans, specifications and estimates as directed by said Resolution for the improvement of said Third Street in the manner specified in said Resolution No. 12 and filed said plans, specifications and estimates in the Recorder's office in said City of Albany on the 8th day of June, 1921; and

WHEREAS, the said Council of the 8th day of June, 1921 by Resolution No. 15 duly adopted by said Council, determined and resolved that it deemed it expedient and that said Council proposed to improve Third Street from the East curb line of Calapooia Street to the West line of Vine Street in the manner provided in said Resolution No. 15; and

WHEREAS, in and by Resolution No. 15 adopted as aforesaid by the Council, the Recorder of said city was duly ordered and directed by said Council to give notice of said proposed improvement on said Third Street from the East curb line of Calapooia Street to the West line of Vine Street as provided by the charter of said City; and

WHEREAS, the Recorder in pursuance of said order and direction of said City of Albany did duly give notice of said proposed improvement of said Third Street in the manner provided by the charter of said City; and

WHEREAS, the said Council in and by Resolution No. 24 adopted on July

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15th, 1921 did select Asphaltic concrete pavement on an asphaltic concrete foundation as the most advantageous kind of pavement to be used in the making of said improvement as aforesaid; and

WHEREAS, the said Council in and by said Resolution No. 15 ascertained and determined the total probable cost of making said improvement of said Third Street to be paid by the owners of the real property adjacent to said Third Street to be improved as specified in said Resolution No. 15 to be the sum of \$ 3549.00

T H E R E F O R E

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

Section 1. That Third Street in the City of Albany, Oregon from the East curb line of Calapooia Street to the West line of Vine Street shall be improved as follows:

- First: By grading said street to the proper sub-grade.
- Second: By paving the roadway of said street full width, with full intersections with Asphaltic concrete pavement on an asphaltic concrete foundation.

All in accordance with Resolution No. 15 and Resolution No. 24 and the plans and specifications for the improvement filed by the City Engineer with the Recorder of said City of Albany on the 8th day of June, 1921.

Section 2. That the probable cost of making said improvement of said Third Street in the City of Albany, Oregon, from the East line of Calapooia Street to the West line of Vine Street in the manner heretofore determined by the Council of the said City of Albany in and by Resolution No. 15 with asphaltic concrete pavement, Portland cement concrete pavement, or Warrenite bituminous wearing surface pavement at the option of the Council to be paid by the owners of the real property adjacent to said portion of Third Street is hereby declared to be the sum of \$ 3549.00

Section 3. That the proportionate share of said cost of said Third Street assessed upon each lot or part thereof adjacent to said part of Third Street assessed upon each lot or part thereof adjacent to said part of Third Street to be improved as aforesaid and as determined by said Council in and by said Resolution No. 15 is hereby ascertained and declared to be the sum set and placed immediately after the separate description of each of such lots or parts thereof as follows:

DESCRIPTION OF EACH LOT OR PART THEREOF ADJACENT TO SAID IMPROVEMENT OF SAID THIRD STREET.

<u>Kroechel L.A. & Louisa</u> (Albany Ice Co. Preston & Booth, Agts.)	
Lot No. 3 in Block No. 13 in the City of Albany, Oregon. 67½ feet on Third Street.	Assessed at \$ 443.62
<u>Barton J.W. & R.A. Bamford</u>	
Lots No. 5-6 and 7 in Block No. 13 in the City of Albany, Oregon. 201½ feet on Third Street.	Assessed at \$ 1330.83
<u>Warrell Winsfred</u>	
Lot No. 1 of Block No. 24 in the City of Albany, Oregon. 67½ feet on Third Street.	Assessed at \$ 443.62

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Kavanaugh Katherine (F.R. Beauchamp, Agt.)

Lot No. 2 of Block No. 24 in the City of Albany, Oregon.
67 1/2 feet on Third Street. Assessed at \$ 443.62.

Barton Edna (A. Nelson Agt.)

Beginning 80 ft. N. of the NE cor. of Lot No. 4 in Block No. 24
in the City of Albany, Oregon, thence W. to the N.W. corner of Lot
No. 3 of said Block, thence southerly on the W. line of said
Lot No. 3, 60 ft. thence easterly parrallel with the N. line of
said block 42 ft. thence 60 ft. to beg.
54 1/2 ft. on Third Street. Assessed at \$ 359.62.

Ellichman R.O.

Beg. at the N.E. corner of Lot No. 4 in Block No. 24 in the
City of Albany, Oregon, thence W. 80 feet, thence S. 60 feet,
thence North 60 feet to beg. above boundary lines to run paral-
lel with boundary lines of said block.
80 feet on Third Street. Assessed at \$ 527.74

Section 4. That the Recorder of the City of Albany, Oregon is hereby or-
dered and directed to immediately enter a statement of the assessment
made and declared by this ordinance together with the names of the res-
pective owners of such lot or part thereof hereinabove described in the
Docket of City Liens of said City of Albany as provided in the charter of
said City.

Passed by the Council on the 27th day of July 1921.

Approved by the Mayor the 28th day of July, 1921.

P.A. Young,

Mayor.

Attest: D.H. Bodine,

Recorder of the City of Albany, Oregon.

STATE OF OREGON)
(SS.
County of Linn)

I, D.H. Bodine, Recorder of the City of Albany in Linn County and State of
Oregon, do hereby certify that the foregoing and annexed copy of Ordinance
No. 1009 has been by me carefully compared with the original Ordinance Bill
No. 1105 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. 1105 passed by the Council July
27th, 1921 and approved by the Mayor July 28th, 1921.

WITNESS, my hand and official signature and the seal of the City of Albany
this 17th day of March, 1922.

D.H. Bodine
Recorder of the City of Albany.