

ORDINANCE NO. 1838

A BILL FOR:

AN ORDINANCE to determine the probable cost of certain improvements which the Council of the City of Albany, Oregon has determined to make in Resolution No. 44 adopted by said Council on the 9th day of April, 1947 to make on FIRST STREET from the east line of Geary Street to the S. P. R. R. right of way at Columbus Street, SECOND STREET from the east line of Geary Street to the West line of Cleveland Street, FOURTH STREET from the east line of Geary Street to the west line of Chicago Street, FIFTH STREET from the east line of Geary Street to the west line of Burkhart Street, SIXTH STREET from the east line of Geary Street to the west line of Burkhart Street, SEVENTH STREET from the east line of Geary Street to the west property line of the Oregon State Highway property, CHICAGO STREET from the south line of First Street to the south line of St. James Addition, BURKHART STREET from the south line of Front Street to the north line of the Santiam Road, and COLUMBUS STREET from the south line of Front Street to the S. P. R. R. right of way, in the City of Albany, Oregon; to ascertain, assess, determine and declare the proportionate share of such probable cost of such improvement of said Street that is assessed upon each lot or part thereof adjacent to said part of said 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 12th day of March, 1947 the Council of the City of Albany, Oregon duly adopted a resolution requiring the City Engineer of said City to make plans and specifications for the improvement of First Street from the east line of Geary Street to the S. P. R. R. right of way at Columbus Street, Second Street from the east line of Geary Street to the west line of Cleveland Street, Fourth Street from the east line of Geary Street to the west line of Chicago Street, Fifth Street from the east line of Geary Street to the west line of Burkhart Street, Sixth Street from the east line of Geary Street to the west line of Burkhart Street, Seventh Street from the east line of Geary Street to the west property line of the Oregon State Highway property, Chicago Street from the south line of First Street to the south line of St. James Addition, Burkhart Street from the south line of Front Street to the north line of the Santiam Road, and Columbus Street from the south line of Front Street to the S. P. R. R. right of way, in the following manner to-wit:

1. By grading said streets to the proper sub-grade.
2. By surfacing the roadway of said streets full width with full intersections with the necessary base material and levelling course.
3. By installing concrete curbs and gutters.
4. By installing a proper drainage system.

and for the estimates of the work to be done on said portion of said 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. 3" and adopted the 12th day of March, 1947.

WHEREAS the City Engineer of said City of Albany pursuant to said Resolution No. 3 made plans, specifications and estimates as directed by the said Resolution for the improvement of said Street in the manner specified in said Resolution No. 3 and filed said plans, specifications and estimates in the Recorder's Office of said City on the 9th day of April, 1947.

WHEREAS the Council on the 9th day of April, 1947, by Resolution No. 44 duly adopted by said Council, determined and resolved that it deemed it expedient and that said Council proposed to improve First Street from the east line of Geary Street to the S. P. R. R. right of way at Columbus Street, Second Street from the east line of Geary Street to the west line of Cleveland Street, Fourth Street from the east line of Geary Street to the west line of Chicago Street, Fifth Street from the east line of Geary Street to the west line of Burkhart Street, Sixth Street from the east line of Geary Street to the west line of Burkhart Street, Seventh Street from the east line of Geary Street to the west property line of the Oregon State Highway property, Chicago Street from the south line of First Street to the south line of St. James Addition, Burkhart Street from the south line of Front Street to the north line of the Santiam Road, Columbus Street from the south line of Front Street to the S. P. R. R. right of way, in the manner provided in said Resolution No. 44, and:

WHEREAS, in and by said Resolution No. 44 adopted as aforesaid by the Council the Recorder of said City was duly ordered and directed

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by said Council to give notice of said proposed improvement of said Street as provided by the Charter of said City and:

WHEREAS the Recorder in pursuance of said order and direction of the Council of said City did duly give notice of said proposed improvement of said Street in the manner provided by the Charter of said City and:

WHEREAS, the said Council in and by said Resolution No. 44 ascertained and determined the total probable cost of making said improvement of said Street to be paid by the owners of the real property adjacent to said portion of said Street to be improved as specified in said Resolution No. 44 to be the sum of \$43,500.19.

T H E R E F O R E

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

Section 1. That First Street from the east line of Geary Street to the S. P. R. R. right of way at Columbus Street, Second Street from the east line of Geary Street to the west line of Cleveland Street, Fourth Street from the east line of Geary Street to the west line of Chicago Street, Fifth Street from the east line of Geary Street to the west line of Burkhart Street, Sixth Street from the east line of Geary Street to the west line of Burkhart Street, Seventh Street from the east line of Geary Street to the west property line of the Oregon State Highway property, Chicago Street from the south line of First Street to the south line of St. James Addition, Burkhart Street from the south line of Front Street to the north line of the Santiam Road, and Columbus Street from the south line of Front Street to the S. P. R. R. right of way, in the City of Albany, Oregon be improved as follows:

1. By grading said Streets to the proper sub-grade.
2. By surfacing the roadway of said streets full width with full intersections with the necessary base material and levelling course.
3. By installing concrete curbs and gutters.
4. By installing a proper drainage system.

all in accordance with said Resolution No. 44 and the plans and specifications for said improvement filed by the City Engineer with the Recorder of said City of Albany, Oregon on the 9th day of April, 1947.

Section 2. That the probable cost of making said improvement of said street in the manner heretofore determined by the Council of Albany in and by Resolution No. 44 to be paid by the owners of the real property adjacent to said portion of said Street is hereby declared to be the sum of \$43,500.19.

Section 3. That the proportionate share of said probable cost of said improvement of said Street assessed upon each lot or part thereof adjacent to said part of said Street to be improved as aforesaid and as determined by said Council in and by said Resolution No. 44 is hereby ascertained and declared to be the sum set and placed immediately after the separate descriptions of each of such lots or parts thereof as follows:

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

Mespelt

E. $\frac{1}{2}$ of Block 8, also Beg. on W. line of Bl. 7 in St. James Park Add. to City of Albany, 55 ft. southerly from N.W. cor. of said block, thence southerly 55 ft., thence easterly 110 ft., thence southerly 45.5 ft. to S.E. cor. of said Bl. 7, thence westerly on south line said block 220 ft. to S.W. cor. of said Block, thence northerly 100.4 ft. to beg. except S. 100 ft. of W $\frac{1}{2}$ of 7. 432.60

Wolhaupt

E $\frac{1}{2}$ of Lot 6, except the North 100 ft. sold (150-485) (150-582), also N. 100 ft. of E $\frac{1}{2}$ of Lot 7, in St. James Park Add. to City of Albany, except south 50 ft. of N. 110 ft. of E $\frac{1}{2}$ of Lot 7. 355.47

Swan, E. M.

Lot 4 in St. James Park Add. to City of Albany, except N. part to State of Oregon (150-162) 194.46

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Schultze, R. W. & E.	Beg. at N.W. cor. of Lot 3 in St. James Park Add. to the City of Albany, thence easterly 220.32 ft. to N.E. corner of said lot, thence southerly on E. line of said lot 82½ ft., thence west parallel with north line of said Lot 220.32, thence northerly to beg.	177.74
Howell, Arista B., Estate	N. 39.2 ft. of Lot 2, also S. 91.7 of Lot 3 in St. James Addition	282.01
Jaect, L. L. & A. E.	Beg. 52½ ft. N. of S.W. cor. of Bl. 2 in St. James Addition, thence easterly 220.32 ft., thence northerly 82½ ft., thence westerly 220.32 ft., thence southerly 82½ ft. to beg.	177.74
Mespelt	Lot 12, Block 6, Burkhardt Addition	151.90
Obermeir	Lot 11, Block 6, Burkhardt Addition	113.45
Meyer, Jake & C.	Lots 10, 9, Block 6, Burkhardt Addition	226.91
Hamilton, F. & A.	Lots 7, 8, Block 6, Burkhardt Addition	226.91
Wheeler, C. N.	Lots 4, 5, 6, Block 6, Burkhardt Addition	340.36
Lueck, Samuel	Lot 3, Block 6, Burkhardt Addition	113.45
Kesler	Lot 1, Block 6, Burkhardt Addition	233.20
Barnard, J. M.	Beg. N. 89°02' E. 100 ft. from N.E. corner of Bl. 5 in Bryant's Addition, thence north 89°02' E. 276 ft., thence south 1°03' E. 381.8 ft., thence north 61°15' west 318.1 ft., thence north 1°03' west 224.1 ft. to place of beginning, continuing 1.92.	1300.60
Blake, D. G. & G. M.	Lots 1, 2, Block 4, Burkhardt Addition, and beg. at point on S. line Salem Rd., said pt. being N.W. cor. of Manie Burkhardt's Land (105-470), which is N. 88°35' E. 530.0 ft. and N. 135° W. 716.2 ft. from N.E. cor. of Bl. 2, Bryant's Addition, thence S. 79°07' W. along said southerly line of the highway 101.4 ft. to E. line Burkhardt's Rd., thence southerly 1°30' E. along E. line said rd. 91.85 ft., thence N. 88°25' E. 100 ft., thence No. 1°35' W. 108.15 ft. to beg.	548.17
Phelps, O. R. & E. M.	Lots 3, 4, Block 4, Burkhardt Addition	285.51
Copsey, May	Lot 4, Block 4, Burkhardt Addition	205.76
Richards, E. R. & E. A.	Lots 6, 7, Block 4, Burkhardt Addition	285.51
McLavey, C. L. & L. M.	Lots 8, 9, Block 4, Burkhardt Addition	285.51
Roscoe, A. & T. M.	Lot 10, Block 4, Burkhardt Addition	142.76
Paris, L. & C.	Lots 11, 12, Block 4, Burkhardt Addition	285.51
Robertson, R. E. & I. F.	Lots 13, 14, Block 4, Burkhardt Addition	285.51
Obermier, M.	Lots 15, 16, Block 4, Burkhardt Addition	285.51
Burkhardt, R. L.	Lot 17, Block 4, Burkhardt Addition	142.76

Van Fleet, R. W. Lots 18, 19, Block 4, Burkhart Addition	283.51
Marks, W. L. & McMahan, A. K. & E. Lot 20, Block 4, Burkhart Addition	420.29
Oregon State Highway Commission Beg. 114.1 ft. N. of S.E. cor. of Bl. 4, Burkhart Add., thence northerly 0°56' W. 375.98 ft., thence N. 89°04' E. 375.71 ft., thence S. 1°03' E. 221.69 ft., thence S. 66°46' W. 406.59 ft. to beg.	636.64
School District No. 5 Beg. at N.E. corner of Bl. 2, Burkhart Add. & run- ning thence N. 89°04' E. 376'; thence southerly along W. line Burkhart St. 220 ft.; thence S. 89°04' W. 376 ft.; thence northerly along E. line of said Bl. 2220 ft. to place of beg.	655.23
Osborn Lot 1, Block 5, Bryant's Addition	157.03
Consky Lot 2, Block 5, Bryant's Addition	157.03
Kropp, H. J. & A. E. Lots 3, 4, Block 5, Bryant's Addition	327.62
Burkhart, R. L. Lot 1, R. L. Burkhart Addition	157.03
Motley, J. W. & E. A. Lots 2-7, P. L. Burkhart Addition	1044.96
Matthew & J. M. Hayes Lot 5, Block 1, Bryant's Addition	157.03
Jones, L. S. & R. Lot 6, Block 1, Bryant's Addition	157.03
Schram, G. & D. M. W $\frac{1}{2}$ Lot 8, W $\frac{1}{2}$ Lot 9, Block 1, Bryant's Addition	484.65
Roush, Loy Lots 5-8, Block 2, Bryant's Addition	655.23
Halsey, M. R. W $\frac{1}{2}$ Lot 5, W $\frac{1}{2}$ Lot 6, Block 3, Bryant's Addition Also Lot 8, Block 3, Bryant's Addition	498.20
Marvel, A. A. Lot 7, Block 3, Bryant's Addition	157.03
Price, N. J. Lots 5, 6, Block 4, Bryant's Addition	306.09
Harrington, A. & Thayer, A. Lot 7, Block 4, Bryant's Addition	157.03
Fletcher, E. H. Lot 8, Block 4, Bryant's Addition	170.59
Dickson, E. L. & M. Lots 1-5, Block 6, Bryant's Addition	686.18
Van Fleet, R. W. Lot 1, Block 7, Bryant's Addition	170.59
Crane, D. & E. C. Lot 2, Block 7, Bryant's Addition	157.03
Chrisman, R. & H. B. Lot 3, Block 7, Bryant's Addition	157.03
Kalley, C. J. & S. Lot 4, Block 7, Bryant's Addition	157.03
Finley, Nora Lot 1, Block 8, Bryant's Addition	170.59
Thayer, J. C. & A. M. Lots 2, 3, Block 8, Bryant's Addition	314.06

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Hemmingsen, S. & G. Lot 4, Block 8, Bryant's Addition	157.03
Wendel, C. R. & B. Lots 1, 2, Block 9, Bryant's Addition	327.62
Benight, G. W. Lot 3, Block 9, Bryant's Addition	157.03
Williams, E. J. & D. M. Lot 4, Block 9, Bryant's Addition	157.03
Wendel, C. R. & B. Lot 1, Block 9, Bryant's Addition	277.59
Wissmann, G. L. & H. O. Lot 8, Block 9, Bryant's Addition	277.59
Leavitt, H. J. & L. M. Lot 3, Block 10, Bryant's Addition	277.59
Schram, Wm. Lot 4, Block 10, Bryant's Addition	277.59
Roush, Loy Lots 1, 2, 8, Block 2, Bryant's Addition	555.16
School District 5 Beg. at N.E. cor. of Bl. 2, Bryant's Add., and running thence N. 89°04' E. 376'; thence southerly along the W. line Burkhart St. 220 ft.; thence S. 89°04' W. 476 ft.; thence northerly along E. line of said Block 2, 220 ft. to place of beg.	885.74
Kropp, H. J. & A. E. Block 4, Lot 4, Bryant's Addition	254.87
Blackwell, S. S. & L. V. Lot 5, Block 5, Bryant's Addition	126.17
Joseph, R. W. & H. L. Lot 6, Block 5, Bryant's Addition	138.79
Hamilton, I. Lot 7, Block 5, Bryant's Addition	138.79
Banta, D. W. Lot 8, Block 5, Bryant's Addition	138.79
Sheler, J. H. & M. B. Lot 9, Block 5, Bryant's Addition	138.79
Schram, G. & D. M. W $\frac{1}{2}$ Lot 9, Block 1, Bryant's Addition	138.79
Bradshoft, H. M. & A. L. E $\frac{1}{2}$ Lot 9, Block 1, Bryant's Addition	138.79
Peterson, F. B. & H. Lot 10, Block 1, Bryant's Addition	138.79
Post, L. Lot 11, Block 1, Bryant's Addition	138.79
Finley, Nora Lot 1, Block 8, Bryant's Addition	277.59
Gepner, Laura Lot 8, Block 8, Bryant's Addition	277.59
Williams, E. J. & D. M. Lot 4, Block 9, Bryant's Addition	277.59
Maye, F. E. & F. M. Lot 5, Block 9, Bryant's Addition	277.59
Roush, Loy Lots 3, 4, 5, Block 2, Bryant's Addition	555.16

School District 5		
	Beg. at N.E. corner of Bl. 2, Bryant's Add. & running thence North 89°04' E. 376'; thence southerly along W. line Burkhart St. 220 ft.; thence S. 89°04' W. 376 ft.; thence northerly along E. line of said Bl. 2, 220 ft. to place of beg.	885.74
Kendig, C. C.	Lots 1, 2, Block 3, Bryant's Addition	277.59
Halsey, M. R.	Lot 8, Block 3, Bryant's Addition	277.59
Oregon State Highway Commission		
	Beg. 114.1 ft. N. of S.E. cor. of Bl. 4, Bryant's Add., thence N. 0°56' W. 375.98 ft., thence N. 89°04' E. 375.71 ft. thence S. 1°03' E. 221.69 ft., thence S. 66°46' W. 406.59 ft. to beg.	885.74
Van Fleet, R. W.	Lot 1, Block 7, Bryant's Addition	277.59
Burford, J. G. & B.	Lot 8, Block 7, Bryant's Addition	277.59
Hemmingsen, S. & G.	Lot 4, Block 8, Bryant's Addition	277.59
Kendig, C. C.	Lot 5, Block 8, Bryant's Addition	277.59
Lawrenson, J. A. & K.	Lots 3, 4, E½ 5, Block 3, Bryant's Addition	416.37
Halsey, M. R.	W½ 5, Block 3, Bryant's Addition	138.79
Ross, J. H. & L.	Lot 1, Block 4, Bryant's Addition	138.79
Ross, L. B.	Lot 2, Block 4, Bryant's Addition	138.79
Fletcher, E. & H.	Lot 8, Block 4, Bryant's Addition	277.59
Dickson, E. L. & M.	Lot 1, E½ 8, Block 6, Bryant's Addition	378.52
Goin, H. A.	W½ lot 8, Block 6, Bryant's Addition	176.64
Kelley, C. J. & S.	Lot 4, Block 7, Bryant's Addition	277.59
Barker, F. & B.	Lot 5, Block 7, Bryant's Addition	277.59
Pollaek, E. M. & A.	Lot 3, Block 9, Woodle's Riverside Addition	180.17
Scammers, A. H.	Lots 6, 7, 8, Block 9, Woodle's Riverside Addition	500.09
Linn County		
	Lots 5, 6, Block 10, Woodle's Riverside Addition	334.31
Engeman, C. B. & J.	Lots 7, 8, Block 10, Woodle's Riverside Addition	347.79
Pugh, M. M.	Lots 1, 2, Block 11, Woodle's Riverside Addition	347.79
Reed, Maude	Lots 3, 4, Block 11, Woodle's Riverside Addition	334.31
Bradley, W. & B.	Lots 1, 2, Block 12, Woodle's Riverside Addition	333.41
Kelley, H. G. & I. M.	Lot 3, Block 12, Woodle's Riverside Addition	166.69

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Mollett	Lot 4, Block 12, Woodle's Riverside Addition	166.69
Bradley, W. S. & B. M.	Lot 1, Block 1, Burkhart Park Addition	198.26
Horning, I. M.	Lot 2, Block 2, Burkhart Park Addition	198.26
Calahan	Lots 5, 6, Block 11, Burkhart Park Addition	317.39
Gove, N. & A. A.	Lot 7, Block 11, Burkhart Park Addition	151.97
Hensley	Lot 8, Block 11, Burkhart Park Addition	165.44
Fryman, H. C. & L. H.	Lots 1, 2, Block 12, Burkhart Park Addition	317.39
Seaborough	Lots 3, 4, Block 12, Burkhart Park Addition	317.39
Richfield Oil Co.	Lots 1, 2, and W. 50 ft. of Lot 3, Block 13, Burkhart Park Addition	455.88
Cornelius, Noah	Lot 3, except W. 50 ft., Block 14, Burkhart Park Addition	409.24
Montgomery, C. M. & I.	Lots 8, 9, Block 14, Burkhart Park Addition	317.39
Green, M. A.	Lots 10, 11, Block 14, Burkhart Park Addition	303.92
Muller, H. J. & A.	Lot 12, Block 14, Burkhart Park Addition	151.97
Furnish, R. & A.	Lots 13, 14, Block 14, Burkhart Park Addition	317.39
Benight, G. W.	Lots 5, 6, Block 11, Woodle's Riverside Addition	334.31
Martin, E. V. & V.	Lot 7, Block 11, Woodle's Riverside Addition	167.16
Gregory, E. F. & G. E.	Lot 8, Block 11, Woodle's Riverside Addition	180.63
General Petroleum Company	Lots 1, 2, Block 14, Woodle's Riverside Addition	347.79
McClain, P. M.	Lots 3, 4, Block 14, Woodle's Riverside Addition	334.31
Montgomery, C. M. & I.	Lot 8, Block 14, Burkhart Park Addition	284.17
Burkhart, M. L.	Lot 7, Block 14, Burkhart Park Addition	297.65
Drummond, Edw. N.	Lots 7, 8, Block 15, Burkhart Park Addition	569.66
Pollock, E. A.	Lots 1, 21, Block 22, Burkhart Park Addition	569.66
Joseph, C. L. & B. M.	Lots 4, 5, Block 10, Burkhart Park Addition	569.66
Calahan	Lots 4, 5, Block 11, Burkhart Park Addition	581.81
Seaborough	Lot 4, Block 12, Burkhart Park Addition	502.55
Richfield Oil Co.	Lot 1, Block 13, Burkhart Park Addition	390.71

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Furnish, R. A.	Lots 1, 14, Block 14, Burkhardt Park Addition	581.81
Workman, J. R.	Lot 1, Block 15, Burkhardt Park Addition	278.09
Palmer, J. A.	Lot 14, Block 15, Burkhardt Park Addition	291.57
Pugh, M. M.	Lot 1, Block 11, Woodle's Riverside Addition	340.40
Gregory, E. F. & G. E.	Lot 8, Block 11, Woodle's Riverside Addition	340.40
Mollett, G.	Lot 4, Block 12, Woodle's Riverside Addition	340.40
Ambrosek, Joe	Lot 5, Block 12, Woodle's Riverside Addition	353.87
Oregon Electric Railroad	All of Block 13, Woodle's Riverside Addition	341.26
General Petroleum Corp.	Lots 1, 8, Block 14, Woodle's Riverside Addition	372.52

Section 4. That the Recorder of the City of Albany, Oregon is hereby ordered and directed to immediately enter a statement of the assessments made and declared by this ordinance together with the names of the respective owners of such lots or parts thereof hereinabove described in the Docket of City Liens of the said City of Albany, Oregon as provided in the Charter of said City.

Passed by the Council July 9, 1947.

Approved by the Mayor July 9, 1947.

RALPH L. BANTON

Mayor

Attest:

G. R. ASHTON

Recorder

I, G. R. Ashton, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the above copy of the Ordinance No. 1838 has been by me carefully compared with the Ordinance Bill No. 1962, as passed by the Council July 9, 1947, and approved by the Mayor on the 9th day of July, 1947.

Witness my hand and official signature and seal of the City of Albany, Oregon on the 10th day of July, 1947.

Recorder of the City of Albany, Oregon