

-155-

**ORDINANCE No. 1331**

An ordinance to determine and ascertain the probable cost of the improvement of Sherman Street from the south line of First Street to the north line of Second street, of the City of Albany, Oregon, pursuant to Resolution No. 22, passed by the Council on the 25th day of June, 1930, to ascertain, assess, determine and declare the proportionate share of such probable cost of said improvement of said portion of said street, assessed upon each lot, or part thereof, adjacent to said portion of Sherman Street to be so improved; to authorize and direct the Recorder of the City of Albany to enter a statement of such assessment in the Docket of City Liens, as provided by the charter of said City, and declaring an emergency.

WHEREAS, on the 23d day of April, 1930, the Council of the City of Albany, Oregon, duly adopted a resolution requiring Charles H. Leonard, engineer, to prepare and file in the office of the recorder of said City, plans, specifications and estimates of probable cost for the improvement of Sherman Street in said City from the south line of First Street to the north line of Second Street by grading the same to the proper grade, and gravelling the roadway thereof with a proper thickness of gravel, and

WHEREAS, said Engineer pursuant to said resolution, made plans, specifications and estimates as directed thereby for the improvement of said Sherman Street, and filed the same in the office of the recorder of said City on the 25th day of June, 1930, and

WHEREAS, the Council of said City on the 25th day of June, 1930, by Resolution No. 22, duly adopted by said Council, determined and resolved that it deemed it expedient and proposed to improve said Sherman Street from the south line of First Street to the north line of Second Street in the manner provided in said Resolution No. 22, and

WHEREAS, by said Resolution No. 22 the Recorder of said City was duly ordered and directed to give notice of said proposed improvement of said Sherman Street from the south line of First Street to the north line of Second Street in said City as provided by the charter of the City of Albany, and

WHEREAS, the Recorder, pursuant to said order and direction of the Council, did duly give notice of said proposed improvement of said Sherman Street in the manner provided by said Resolution No. 22, and the charter and ordinances of the City of Albany, and

WHEREAS, the Council in and by said Resolution No. 22 ascertained and determined the total probable cost of making said improvement to be paid by the owners of the real property adjacent to said portion of said street to be so improved as specified in said Resolution No. 22 to be the sum of \$265.05, and

WHEREAS, after due notice for the time and in the manner provided in and by Ordinance No. 1329 no bids were submitted to the Council or filed with the Recorder for the making of said improvement or any part or portion thereof, and the Council in and by Ordinance No. 1330 has determined to make said improvement of said portion of said Street by and on behalf of said City and on account of said City by grading and gravelling the same in all respects in accordance with said Resolution No. 22;

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

Section 1. That Sherman Street from the south line of First Street to the north line of Second Street shall be improved as follows:

1st: By grading said street to the proper sub-grade;

2nd: By surfacing the roadway of said street 18 feet wide with gravel;

all in accordance with said Resolution No. 22, and the plans and specifications for said improvement filed by Charles H. Leonard, engineer, with the Recorder of said City on the 25th day of June, 1930.

Section 2. That the probable cost of making said improvement of said Sherman Street from the south line of First Street to the north line of Second Street in the City of Albany, Oregon, in the manner as heretofore determined by the Council and in and by said Resolution No. 22 to be paid by the owners of the real property adjacent to said portion of Sherman Street is hereby declared to be the sum of \$265.05.

Section 3. That the proportionate share of said probable cost of said improvement of said Sherman Street hereby assessed upon each lot, or part thereof, adjacent to said portion of Sherman Street to be improved as aforesaid, and as determined by said Resolution No. 22, is set immediately after the separate description of each of such lots, or parts thereof, as follows:

Snyder, F.L. and Freda M.--Lot 4 in block 4 in Hackleman's Third Add. to Albany, Oregon	\$66.26
Munson, A. and Josephine.--Lot 5 in block 4 in Hackleman's Third Add. to Albany, Oregon	66.26
Horwood, Ole P.--Lot 8 in block 7 in Hackleman's Third Add. to Albany, Oregon	66.26
Maxwell, George M.--Lot 1 in block 7 in Hackleman's Third Add. to Al- bany, Oregon.	66.27

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

ORDINANCE NO. 1331

Section 5. Whereas, the public peace, health and safety of the City of Albany requires that this ordinance becomes effective immediately, therefore an emergency is hereby declared to exist, that this ordinance shall become immediately effective upon its final passage by the Council and approval by the Mayor.

Passed by the Council August 27th, 1930.  
Approved by the Mayor August 27th, 1930.

V.L. Calavan,  
Mayor.

Attest:--

F.P. Nutting,  
Recorder.

STATE OF OREGON,  
County of Linn,

ss.

I, F.P. Nutting, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 1331 has been by me carefully compared with Ordinance Bill No. 1441, now on file in my office, and that it is a true and correct copy of all of said Ordinance Bill No. 1441, passed by the Council August 27, 1930 and approved by the Mayor August 27, 1930.

Witness my hand and official signature and the seal of the City of Albany this 3rd day of September, 1930.

  
City Recorder.