

ORDINANCE NO. 1461

AN ORDINANCE to ascertain and determine the probable cost of the improvement which the Council of the City of Albany, Oregon has determined to make in and by Resolution # 27 adopted by the Council on the 25th day of May, 1938, of Ninth Street in said City between the West line of Cottage Street and the East line of West Street, to ascertain, assess, determine and declare the proportionate share of the cost of such improvement of said Ninth Street that is assessed upon each lot or part thereof adjacent to said portion of said 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 25th day of May, 1938, the Council of the City of Albany, Oregon, duly adopted a Resolution requiring Walter W. Larsen, engineer, to prepare and file in the office of the Recorder of said City plans, specifications and estimates of the cost of making the improvement of Ninth Street between the West line of Cottage Street and the East line of West Street in said City by grading said street to the established grade and paving the same with a hard surface pavement to be approved by the Council, by constructing concrete curbing wherever necessary and the installation of a proper drainage system therefor; and

WHEREAS, said engineer, pursuant to said Resolution, made plans, specifications and estimates for the improvement of said portion of said street and filed the same with the Recorder of said City on the 25th day of May, 1938; and

WHEREAS, the Council of said City on the 25th day of May, 1938, by Resolution # 27 duly adopted by the Council determined and resolved that it deemed it expedient that the Council proposed to improve Ninth Street from the West line of Cottage Street to the East line of West Street in the City of Albany, Oregon, in the manner provided in said Resolution # 27; and

WHEREAS, in and by said Resolution # 27, adopted as aforesaid by the Council, the Recorder of said City was duly ordered and directed to give notice of said proposed improvement of said Ninth Street from the West line of Cottage Street to the East line of West Street as provided by the Charter and ordinances of said City; and

WHEREAS, The Recorder in pursuance of said order and direction of the Council did duly give notice of said proposed improvement of said Ninth Street in the manner provided by said Resolution and the Charter and Ordinances of said City; and

WHEREAS, the Council in and by said Resolution # 27 ascertained and determined the total probable cost of making said improvement of said Ninth Street to be paid by the owners of the real property adjacent to said portion of said Ninth Street to be improved as specified in Resolution # 27 to be the sum of \$3799.55; and

WHEREAS, by Resolution # 27 after due notice for the time and in the manner provided by law the bid of Leonard & Slate for making of said improvement of said portion of Ninth Street was accepted and the Mayor and Recorder of the City of Albany were thereby authorized to enter into a contract with the said Leonard & Slate for the making of said improvement in accordance with said bid by paving the same with an oil mat pavement and in other respects in accordance with said Resolution # 27.

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

Section 1. That Ninth Street in the City of Albany from the West line of Cottage Street to the East line of West Street shall be improved as follows:

1. By grading said street to the proper subgrade;
2. By surfacing the roadway of said Street fill width with full intersections with a six inch gravel base and a one inch oil mat surface to be approved by the Council;
3. By laying and constructing concrete gutters;
4. By constructing concrete curbs and sidewalks wherever necessary;
5. By installing a proper drainage system.

All in accordance with said Resolution # 27 and the plans and specifications for said improvement filed by Walter W. Larsen, engineer, with the Recorder of said City of Albany on the 25th day of May, 1938.

Section 2. That the probable cost of making said improvement of said Ninth Street from the West line of Cottage Street to the East line of West Street in said City in the manner heretofore determined by the Council and in and by said Resolution # 27, 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 \$4,131.12.

Section 3. That the proportionate share of said probable cost of said improvement of said Ninth Street assessed upon each lot or parcel thereof adjacent to said portion of said Street to be improved as aforesaid and as determined by the Council in and by said Resolution # 27 is hereby ascertained and declared to be the sums set and placed immediately after the separate description of each of such lots or parts thereof as follows:

ORDINANCE NO. 1461

Sexauer, Caroline, Lot 5 in Block 5 City View Addition to the City of Albany, Oregon,	Assessed at	\$ 237.60
Sexauer, Caroline, Lot 6 in Block 5, City View Addition to the City of Albany, Oregon	Assessed at	237.60
McNeil, Emma J. Lot 7 in Block 5, City View Addition to the City of Albany, Oregon	Assessed at	267.30
Painter, Fred L. Lot 8 in Block 5, City View Addition to the City of Albany, Oregon,	Assesst at	294.57
Maxwell, Edward Walter and Maxwell, Lula M. Lot 5 in Block 6, City View Addition to the City of Albany, Oregon,	Assessed at	294.57
Huston, James D. Huston, Mabel and Huston, Robert M. Lot 6 in Block 6, City View Addition to the City of Albany, Oregon,	Assessed at	267.30
Fennell, Herbert, Lot 7 in Block 6, City View Addition to the City of Albany, Oregon,	Assessed at	267.30
Derry, J.E. Lot 8 in Block 6, City View Addition to the City of Albany, Oregon,	Assessed at	267.30
Strum, Christian Jr., and Strum, Ida A. Lot 4 in Block 10, City View Addition to the City of Albany, Oregon,	Assessed at	218.46
Strum, Christian Jr., and Strum, Ida A. Lot 3 in Block 10, City View Addition to the City of Albany, Oregon,	Assessed at	218.46
Rexer, George L. and Rexer, Edith M. Lot 2 in Block 10, City View Addition to the City of Albany, Oregon,	Assessed at	218.46
State Savings & Loan Association, Lot 1 in Block 10, City View Addition to the City of Albany, Oregon,	Assessed at	294.57
Benight, Ray E. and Benight, Blanche, Lot 4 in Block 9, City View Addition to the City of Albany, Oregon,	Assessed at	294.57
Butts, Evelyn, Lot 3 in Block 9, City View Addition to the City of Albany, Oregon,	Assessed at	267.30
Gibbs, Dalton C. and Gibbs, Edith, Lot 2 in Block 9, City View Addition to the City of Albany, Oregon,	Assessed at	267.30
Gibbs, Dalton C. and Gibbs, Edith, Lot 1 in Block 9, City View Addition to the City of Albany, Oregon,	Assessed at	267.30

Section 4. That the Recorder of the City of Albany, 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

ORDINANCE NO. 1461

owners of such lot, or part thereof, hereinabove described, in the Docket of City Liens of the City of Albany, as provided in the Charter of said City.

Passed by the Council September 28, 1938.
Approved by the Mayor September 28, 1938.

C.R. Ashton
Mayor

ATTEST: K.R. Horton
Recorder of the City of Albany, Oregon.

STATE OF OREGON)
COUNTY OF LINN) ss.
CITY OF ALBANY)

I, K.R. Horton, Recorder of the City of Albany, Linn County, Oregon, do hereby that the foregoing copy of Ordinance # 1461, has been by me carefully compared with the original Ordinance Bill # 1575, now on file in this office, and that it is a true and correct copy of the whole of said Ordinance Bill # 1575, passed by the Council of the City of Albany, Oregon, on the 28th day of September, 1938, and approved by the Mayor September 28, 1938.

Witness my hand and official signature and the seal of the City of Albany, Oregon, this 29th day of September, 1938.

K.R. Horton
Recorder of the City of Albany, Oregon.