

ORDINANCE NO. 2118

AN ORDINANCE to determine the probable cost of certain improvements which the council of the City of Albany has determined to make in Resolution No. 61 adopted by said council on the 23d day of March, 1949 to improve MONTGOMERY STREET between 2nd and 3rd 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 23d day of March, 1949 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 Montgomery Street between 2nd and 3rd Streets in the following manner, to-wit:

1. By grading said street to the proper sub-grade.
2. By paving with suitable hard surface.
3. By laying and constructing concrete gutters where necessary.
4. By constructing concrete curbs where necessary.
5. 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. 48" and adopted on the 23d day of March, 1949.

WHEREAS, the City Engineer of said City of Albany pursuant to said Resolution No. 48 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. 48 and filed said plans, specifications and estimates in the Recorder's office of said City on the 23d day of March, 1949.

WHEREAS, the Council on the 23d day of March, 1949 by Resolution No. 61 duly adopted by said council, determined and resolved that it deemed it expedient and that said council proposed to improve Montgomery Street between 2nd and 3rd in the manner provided in said Resolution No. 61, and

WHEREAS, in and by said Resolution No. 61 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 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. 61 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. 61 to be the sum of \$2,225.30.

T H E R E F O R E

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

Section 1. That Montgomery Street between 2nd and 3rd Streets in the City of Albany, Oregon be improved as follows:

1. By grading said street to the proper sub-grade.
2. By paving with suitable hard surface.
3. By laying and constructing concrete gutters where necessary.
4. By constructing concrete curbs where necessary.
5. By installing a proper drainage system.

all in accordance with said Resolution No. 61 and the plans and specifications for said improvement filed by the City Engineer with the Recorder of said City of Albany, Oregon on the 23d day of March, 1949.

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. 61 to be paid by the owners of the real property adjacent to said portion of said street and computing any surplus or deficit that might arise by reason of credits for previous work done or additional work that might have been encountered, is hereby declared to be the sum of \$2,054.02.

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. 61 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

HACKLEMAN'S ADDITION

Wm. and M. Hoflich, Lot 1, Block 103	538.60
Alta R. Merritt, N. 47.25 Lot 8, Block 103	225.18
C. L. Burgraff, Ex. 47.25 Lot 2, Block 103	313.42

EASTERN ADDITION

W. C. Donahue Lot 4, Block 14	437.36
W. C. and T. Donahue Lot 5, Block 14	539.46

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 7 2 1949

Approved by the Mayor 9/14/49

ATTEST:

E. J. [Signature]
Recorder

[Signature]
Mayor