

Ordinance No 259

An ordinance appointing Julius Gradwohl, Louis Vierck and T. W. Allen as Viewers to meet and view certain rights of way for the purpose of constructing and maintaining certain lateral sewers by the City of Albany over and across certain private property in Blocks Nos 125, 126, 127, 130, 128, 129, 123, 124, 131, 117, 118, 119, 120, 121 and 122 in Hackleman's Addition to the City of Albany Oregon and in blocks Nos 33, 40, 51, 52, 53, 54, 45, 46, 47, 48, 49, 50, 38, 39, 41, 42, 43, 44, 31, 32, 33, 34, 36 and 37 in Hackleman's Second addition to the City of Albany Oregon and fixing a time and place for the meeting of such viewers and ordering the City Marshal of said City to give the necessary notice of the time and place of the meeting of said viewers

Whereas the Council of said city of Albany did on the 14 day of June 1892 declare by Resolution No 28 that it is necessary and expedient to lay and construct a sewer over and across each of Blocks Nos 125, 126, 127, 128, 129 and 130 in Hackleman's Addition to the City of Albany Oregon at or near the center of each of said blocks and in a direction parallel with the north line of said blocks respectively, the parcels of land therein and across which said sewers respectively are to be constructed, being private property

And Whereas said Council did also on said date declare by said Resolution that it is necessary and expedient to lay and construct a sewer over and across each of blocks Nos 33, 40, and 51 in Hackleman's second addition to said City and also across blocks 123, 124, and 131 in Hackleman's Addition to said City at or near the center of said blocks and in a direction parallel with the north boundary line of said blocks respectively

and the parcels of land therein and over which said sewers respectively are proposed to be constructed, being private property, and
 Whereas said Council did also on said 14th day of June 1892 declare by said resolution No 28 that it is necessary and expedient to lay and construct a sewer over and across each of blocks Nos 52, 53 and 54 in Hackleman's Second Addition to the City of Albany Oregon at or near the center of each of said blocks and running in a direction parallel with the north boundary line of said blocks respectively and the parcels of land therein and over which said sewers respectively are proposed to be constructed being private property and

Whereas on said 14th day of June 1892 said Council did declare by said resolution No 28 that it is necessary and expedient to lay and construct a sewer over and across each of blocks Nos 45, 46, 47, 48, 49 and 50 in Hackleman's Second Addition to the City of Albany Oregon at or near the center of each of said blocks and running in a direction parallel with the north boundary line of said blocks respectively, the parcels of land therein and over which said sewers respectively are proposed to be constructed being private property and
 Whereas said Council did on said 14th day of June 1892 declare by resolution No 28 that it is necessary and expedient to lay and construct a sewer over and across each of blocks Nos 38, 39, 41, 42, 43 and 44 in Hackleman's Second Addition to the City of Albany Oregon at or near the center of each of said blocks and running in a direction parallel with the north boundary line of said blocks respectively, the parcels

of land therein and over which said sewers respectively are proposed to be constructed being private property and
Whereas said Council did on said 14th day of June 1892 declare by said resolution No 25 that it is necessary and expedient to lay and construct a sewer over and across each of blocks Nos 31, 32, 34, 35, 36 and 37 in ~~East~~ ^{Second} Addition to the City of Albany Oregon at or near the center of each of said blocks and running in a direction parallel with the north boundary line of said blocks respectively the parcels of land therein and over which said sewers respectively are to be constructed being private property and.

Whereas said Council did also on said 14th day of June 1892 declare by said resolution No 25 that it is necessary and expedient to lay and construct a sewer over and across each of blocks Nos 117, 118, 119, 120, 121 and 122 in East Lemons Addition to the City of Albany Linn County Oregon at or near the center of said blocks and running in a direction parallel with the north boundary line of said blocks respectively the parcels of land therein and over which said sewers respectively are proposed to be constructed being private property and
Whereas said Council did on said 14th day of June 1892 direct and order the Surveyor of said City to survey and make full and perfect description and plat of the boundaries of such respective proposed sewers and portions of said blocks respectively and the parcels of land therein necessary to be appropriated as a right of way for such sewers respectively and to mark the boundaries of such sewers and parcels of land required for rights of way for the laying and constructing of each of said sewers and to report such

surveys respectively in writing to said Council and
 Whereas said Surveyor did make such surveys
 as so directed by said Resolution and Order No
 25 and on the 28 day of June 1892 did make
 his report in writing to said Council of his
 surveys and descriptions of a right of way for
 a sewer over and across each of said blocks
 in said City of Albany and of the portions of
 the parcels of land in said blocks necessary
 for a right of way for the construction of a
 sewer over and across each of said blocks and
 did append to each of said reports a correct
 plat of each of said surveys showing the
 particular portions of each of said blocks and
 the respective parcels of land therein required
 for the respective rights of way necessary
 for the constructing and maintaining of
 each of such sewers over and across such
 portions of said blocks and parcels of land
 therein and

Whereas on the said 28 day of June 1892
 said reports of said surveyor of his said surveys
 were respectively duly approved and adopted
 by said Council by ordinance, and
 Whereas the said Julius Gradwohl Louis
 Vierck and T. H. Allen are all and each
 disinterested free holders of the City of Albany
 no kin to any owner or person interested
 in any way in any property to be appropriated
 for any or either of said rights of way for
 any or either of the sewers above mentioned
 and and all and each of them having
 and possessing all the qualifications of jurors
 of the Circuit Court of the County of Linn
 in the State of Oregon therefore.

The People of the City of Albany do ordain as follows.

Section 1. That said Julius Gradwohl, Louis

Throck and T. H. Allen be and they are hereby
 appointed as viewers to meet and view the above
 mentioned and described proposed rights of way
 for the constructing and maintaining of the
 respective sewers mentioned and described in
 said Resolution T. O. 28 and said reports of said
 Surveyor and the ordinances adopting said
 reports, and assess and determine how much
 less valuable if any, any lands tenements or
 hereditaments or premises or any part thereof
 through or over which, or any part of which
 either of said proposed sewers is to be
 laid constructed or maintained will be rendered
 by laying constructing establishing and maintaining
 thereof and to make a just and equitable
 estimate and assessment of the value of the
 benefits and advantages of said proposed
 sewers to be laid out established and maintained
 to the respective owners lessees and other persons
 interested in any of said lands tenements and
 premises any part of which is required for
 the laying constructing or maintaining of either
 of said proposed sewers in excess of the
 damages such owner lessee or other person
 interested will sustain by reason of the
 laying constructing or maintaining of either of
 said sewers and the value of the benefits and
 advantages of each of said sewers to the
 respective owners lessees or other person
 interested in any lands tenements hereditaments
 and premises along the line of either of said
 sewers or the right of way therefor in
 the manner provided in the laws and
 Charter of said city.

Section 2. That Saturday the 20th day of August
 1892 at the hour of 10 o'clock in the fore noon
 of said day is hereby assigned and fixed
 as the time when the said viewers mentioned

in section 1 of this ordinance shall meet at the Chambers of the City Council in said city of Albany Oregon and then and there take an oath faithfully to discharge the duties assigned them by this ordinance

Section 3. That the City Marshall of said City is hereby ordered and directed to forthwith give notice of the appointment of said viewers and of the time and place of their meeting as assigned and fixed by section 2 of this ordinance for them to meet and of all other things and matters appertaining to the assessment of any of the private property over and across which either of said proposed sewers is proposed to be laid and constructed in the manner required by section 96 of the Charter of said city. by publishing such notice at least once a week for four consecutive weeks in some newspaper of general circulation published in the City of Albany Oregon

Section 4. This ordinance shall be in full force and effect from and after its approval by the Mayor.

Passed the Council July 13th 1892.

Approved July 14th 1892.

Attest:
J. L. Corrae Mayor of the City of Albany.
Wm. H. Hutton Recorder of the City of Albany.

Recorder's Certificate to Ordinance no. 257

Office of City Recorder.
State of Oregon ss.
County of Linn } J. W. Hutton Recorder of the City of Albany

do hereby certify that the foregoing Ordinance
 no. 259, has been by me carefully compared
 with the original ordinance bill no 266, now on
 file in this office and that it is a true and
 correct transcript of all and the whole of said
 original bill as passed by the Council of
 said City July 13th 1892.

In testimony whereof I have hereunto
 set my hand and affixed the seal of the
 City of Albany this 14th day of July A. D. 1892.

267 Hewlson
Recorder of the City of Albany.

