

ORDINANCE NO. 263.

AN ORDINANCE PROVIDING FOR THE TIME AND MANNER OF BUILDING AND CONSTRUCTING A LATERAL SEWER BEGINNING AT THE END OF A TEN INCH LATERAL SEWER, CONNECTING WITH THE BAKER STREET TRUNK SEWER, AT THE INTERSECTION OF THE WEST LINE OF BAKER STREET AND THE CENTER OF THE ALLEY BETWEEN FOURTH AND FIFTH STREETS AND RUNNING THENCE WESTERLY THROUGH THE CENTER OF SAID ALLEY THROUGH BLOCK 30 OF THE CITY OF ALBANY, A DISTANCE OF 668.5 FEET TO THE WEST LINE OF ELLSWORTH STREET, PROVIDING HOW THE COST OF SUCH IMPROVEMENT SHALL BE PAID, THE PENALTY OR DAMAGE TO THE CITY OF ALBANY BY THE PERSON OR PERSONS MAKING SUCH IMPROVEMENT, IF THE SAME BE NOT COMPLETED WITHIN THE TIME AGREED UPON AND THE GIVING BY THE RECORDER OF SAID CITY OF ALBANY OF PROPER NOTICE FOR BILLS FOR THE COMPLETION OF SAID IMPROVEMENT.

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

Section 1. That there shall be rebuilt and reconstructed an 18" lateral sewer beginning at the end of a ten inch lateral sewer, connecting with the Baker Street trunk sewer, at the intersection of the West line of Baker Street and the center of the alley between Fourth and Fifth Streets and running thence Westerly through the center of said alley through Block 5 of the Eastern Addition to the City of Albany, and Block 30 of the City of Albany, a distance of 668.5 feet to the East line of Ellsworth Street.

Said improvement shall be made in accordance with the charter and ordinances of the City of Albany, Oregon, and the plans, specifications and estimates of Engineer John R. Penland, of said City for the reconstruction of said lateral sewer filed in the office of the Recorder of said City of Albany on the 25th day of February, 1920.

The cost of laying said sewer across intersecting Streets shall be paid out of the general fund of said City and the remaining portion of the cost of said lateral sewer shall be paid out of the funds collected and arising out of the assessments to made, ascertained and declared by ordinance on the lots and parts of lots adjacent to said improvement so to be made and especially and particularly benefited thereby as provided by the charter of said City.

The said sewer shall be completed by the 1st day of July, 1920.

All bids for the making of said improvement deemed unreasonable by the Council of the City of Albany may be rejected.

Any person, firm or corporation with whom any contract may be entered into by the city for the making of said improvement shall, before commencing said improvement and at the time of signing such contract, make, execute and deliver to said city a good and sufficient bond with good and sufficient surety to be approved by the Mayor of the City of Albany in the sum of \$1000.00 for the faithful performance of said contract.

Section 2. If the persons, firm or corporation entering into any contract with the said City of Albany to make said improvement shall not complete the same within the time mentioned and specified in said contract, said city shall be deemed to suffer damages on account thereof to the amount of

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\$2.50 per day for each and every day the completion of said work is delayed beyond the time stated in such contract, which amount shall be paid by such contractor doing the work at the completion thereof, unless the time of the completion of said improvement is extended by the Council.

Section 3. The Recorder of said City is hereby directed to immediately give proper notice for bids for the making of said improvement by publishing such notice for ten days in the Albany Evening Herald, a daily newspaper published in said City of Albany, fully describing in said notice the time and manner of doing the work of said improvement.

Passed the Council April 28", 1920.

Approved by the Mayor April 28", 1920.

L. M. Curl
Mayor.

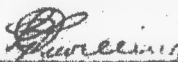
Attest:

L. G. Lewelling
Recorder of the City of Albany.

STATE OF OREGON }
County of Linn } ss.

I, L. G. Lewelling, Recorder of the City of Albany, in Linn County and State of Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 963 has been by me carefully compared with the original ordinance Bill No. 1058 now on file in my office and that it is a true and correct copy of all and the whole of said Ordinance Bill No. 1058 passed by the Council April 28", 1920, and approved by the Mayor April 28, 1920.

WITNESS my hand and official signature and the seal of the City of Albany, this 20 day of August, 1920.


Recorder of the City of Albany.