

## ORDINANCE NO. 1007.

AN ORDINANCE TO ASCERTAIN AND DETERMINE THE PROBABLE COST OF CERTAIN IMPROVEMENTS WHICH THE COUNCIL OF THE CITY OF ALBANY, OREGON, HAS DETERMINED IN RESOLUTION NO. 17, ADOPTED BY SAID COUNCIL ON THE 8TH DAY OF JUNE, 1921, TO MAKE ON ELLSWORTH STREET FROM THE NORTH LINE OF FIRST STREET TO THE SOUTH LINE OF WATER STREET IN THE CITY OF ALBANY, OREGON; TO ASCERTAIN, ASSESS, DETERMINE AND DECLARE THE PROPORTIONATE SHARE OF SUCH PROBABLE COST OF SUCH IMPROVEMENT OF SAID ELLSWORTH STREET THAT IS ASSESSED UPON EACH LOT OR PART THEREOF ADJACENT TO SAID PART OF ELLSWORTH 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 28th day of May, 1921, the Council of the City of Albany, Oregon, duly adopted a Resolution requiring the City Engineer to make plans, and specifications for the improvement of Ellsworth Street from the North line of First Street to the South line of Water Street in the following manner, to-wit:

- First: By grading said street to the proper sub-grade.
- Second: By paving the roadway of said street full width with asphaltic concrete pavement on an asphaltic concrete foundation, or by paving said street with Portland cement pavement, or paving said street with Warrenite bitulithic wearing surface upon a bituminous concrete base at the option of the Council.

and for the estimates of the work to be done on the said portion of Ellsworth 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. 14" and adopted the 28th day of May, 1921; and

WHEREAS, the City Engineer of said City of Albany, pursuant to said Resolution No. 14 made plans, specifications and estimates as directed by said Resolution for the improvement of Ellsworth Street in the manner specified in said Resolution No. 14 and filed said plans, specifications and estimates in the Recorder's office in said City on the 8th day of June, 1921; and

WHEREAS, the said Council on the 8th day of June, 1921, by Resolution No. 17, duly adopted by said Council, determined and resolved that it deemed it expedient and that said council proposed to improve Ellsworth Street from the North line of First Street to the South line of Water Street in the manner provided in said Resolution No. 17; and

WHEREAS, in and by Resolution No. 17 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 Ellsworth Street from the North line of First Street to the South line of Water 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 of Albany did duly give notice of said proposed improvement of said Third Street in the manner provided by the charter of said city; and

WHEREAS, the said Council in and by Resolution No. 25 adopted on July

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15th, 1921, did select Asphaltic concrete pavement on an Asphaltic concrete foundation as the most advantageous kind of pavement to be used in the making of said improvement as aforesaid; and

WHEREAS, the said Council in and by said Resolution No. 17 ascertained and determined the total probable cost of making said improvement of said Ellsworth Street to be paid by the owners of the real property adjacent to said portion of said Ellsworth Street to be improved as specified in said Resolution No. 17 to be the sum of \$ 3,160.50

## T H E R E F O R E

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

Section 1. That Ellsworth Street in the City of Albany, Oregon from the North line of First Street to the South line of Water Street shall be improved as follows:

- First: By grading said street to the proper sub-grade.
- Second: By paving the roadway of said street full width with asphaltic concrete pavement on an asphaltic concrete foundation.

All in accordance with said Resolution No. 17 and Resolution No. 25 and the plans, and specifications for the improvement filed by the City Engineer with the Recorder of said City of Albany on the 8th day of June, 1921.

Section 2. That the probable cost of making said improvement of said Ellsworth Street in the City of Albany, Oregon, from the North line of First Street to the South line of Water Street in the manner heretofore determined by the Council of the said City of Albany in and by said Resolution No. 17 with asphaltic concrete pavement, Portland cement concrete, pavement, or Warrenite pavement at the option of the Council to be paid by the owners of the real property adjacent to said portion of Ellsworth Street is hereby declared to be the sum of \$ 3160.50.

Section 3. That the proportionate share of said cost of said improvement of said Ellsworth Street assessed upon each lot or part thereof adjacent to said part of Ellsworth Street to be improved as aforesaid and as determined by said Council in and by said Resolution No. 17 is hereby ascertained and declared to be the sum set and placed immediately after the separate description of each of such lots or parts thereof as follows:

### DESCRIPTION OF EACH LOT OR PART THEREOF ADJACENT TO SAID IMPROVEMENT ON SAID ELLSWORTH STREET.

#### Anderson E.F. & Walker R. (Barrett Bros. Ast.)

Lots 3 & 4 in Block No. 5 in the City of Albany, Oregon, except a strip of land 12 feet by 32 feet out of the N.W. corner of said lot. No. 3. 102 feet on Ellsworth Street. Assessed at \$ 701.68.  
Proportionate share of cost abutting Alley \$ 88.48.

#### Albany State Bank

E. 44 feet of Lot No. 5 of Block No. 5 in the City of Albany, Oregon. 102 feet on Ellsworth Street. Assessed at 701.68  
Proportionate share of cost abutting alley " " 88.48

#### Wyatt J.R.

W 1/3 of Lot No. 5 and E 1/3 of Lot No. 6 of Block No. 5 in the City of Albany, Oregon. 44 ft. on South side of Alley. Proportionate share of cost of Alley \$ 29.48

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Weatherford J.K.

W 2/3 of Lot No. 6 of Block No. 5 in the City of Albany, Oregon.  
44 ft. on South side of Alley.  
Proportionate share of cost of Alley \$ 29.48.

Goodwin P.A. Trustee.

Lots No. 1 & 2 in Block No. 6 in the City of Albany, Oregon.  
102 feet on Ellsworth Street Assessed at \$ 701.68  
Proportionate share of cost of abutting Alley " " 88.45.

Poltra W.H.

Lot No. 8 & W 1/3 of Lot No. 7 of Block No. 6 in the City of Albany,  
Oregon.  
102 feet on Ellsworth Street Assessed at \$ 701.68  
Proportionate share of cost of Alley " " 58.97

Cusick Salome

E 44 feet of Lot No. 7 of Block No. 6 in the City of Albany, Oregon.  
Proportionate share of cost of Alley \$ 29.48

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

Passed by the Council on the 27th day of July, 1921.

Approved by the Mayor on the 28th day of July, 1921.

P.A.Young,

Mayor.

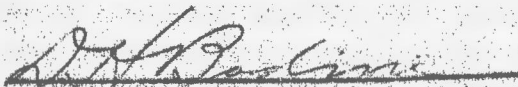
Attest: D.H.Bodine,

Recorder of the City of Albany, Oregon.

STATE OF OREGON )  
(ss.  
County of Linn )

I, D.H. Bodine, 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. 1007 has been by me carefully compared with the original Ordinance Bill No. 1103 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. 1103 passed by the Council July 27th, 1921 and approved by the Mayor July 28th, 1921.

WITNESS, my hand and official signature and the seal of the City of Albany, this 16th day of March, 1922.



Recorder of the City of Albany, Oregon.