

ORDINANCE NO. 2560

AN ORDINANCE TO DETERMINE THE COST OF CERTAIN IMPROVEMENTS WHICH THE COUNCIL OF THE CITY OF ALBANY HAS DETERMINED TO MAKE IN RESOLUTION NO. 276, ADOPTED BY SAID COUNCIL ON THE 12TH DAY OF MAY, 1954, RESOLUTION NO. 277, ADOPTED BY SAID COUNCIL ON THE 12TH DAY OF MAY, 1954, RESOLUTION NO. 279, ADOPTED BY SAID COUNCIL ON THE 12TH DAY OF MAY, 1954, AND RESOLUTION NO. 282, ADOPTED BY SAID COUNCIL ON THE 9TH DAY OF JUNE, 1954, RESOLUTION NO. 283, ADOPTED BY SAID COUNCIL ON THE 9TH DAY OF JUNE, 1954, FOR THE IMPROVEMENT OF THE FOLLOWING STREETS:

Burkhart Street from the Southerly Edge of the Pavement on 99E, Southerly to connect with the pavement on Highway 20.

Davidson Street from the South line of 8th Avenue to connect with the pavement on Highway 20.

12th Avenue from Maple Street to Elm Street.

14th Avenue from the East line of Walnut Street to the West line of Maple Street.

Santiam Highway from a point 150 feet West of the West line of Denver Street South, to a point 300 feet West of the West line of Denver Street South, being the uncompleted portion of the 1952 improvement of Santiam Highway from Denver Street to Pine Street.

Sherman Street from 14th Avenue to Queen Avenue.

to ascertain, assess, determine and declare the proportionate share of each cost of each improvement of said street or streets that is assessed upon each lot or part thereof adjacent to said part to said street improved; to direct the Recorder of the 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 12th day of May, 1954, the Council of the City of Albany, Oregon, duly adopted a resolution requiring the City Engineer to make plans, specifications and estimates for the improvement of the following streets; improvement in the following manner:

Burkhart Street from the Southerly Edge of the Pavement on 99E, Southerly to connect with the pavement on Highway 20 by the following:

Shape up present gravel base by adding leveling course, and

Placing thereon a suitable asphalt hard surface pavement, and sidewalks where none exist.

and for the estimates of the work to be done on said portions of said street, and the probable cost thereof and requiring that such plans, specifications and estimates and probable cost be filed in the Recorder's office of said City, said Resolution being endorsed "Resolution No. 276", and adopted the 12th day of May, 1954.

WHEREAS, the City Engineer of the City of Albany, pursuant to said Resolution No. 276, made plans, specifications and estimates as directed by said Resolution for the improvement of said streets in the manner specified in said Resolution No. 276, and filed said plans, specifications and estimates in the Recorder's office of said City on the 12th day of May, 1954.

WHEREAS, on the 12th day of May, 1954, the Council of the City of Albany, Oregon, duly adopted a resolution requiring the City Engineer to make plans, specifications and estimates for the improvement of the following streets; improvement in the following manner:

Davidson Street from the South line of 8th Avenue to connect with the pavement on Highway 20 by the following:

Addition of base rock where it is low, and

Leveling course, and

Placing thereon a suitable asphaltic hard surface pavement.

and for the estimates of the work to be done on said portions of said street, and the probable cost thereof and requiring that such plans, specifications and estimates and probable cost be filed in the Recorder's Office of said City, said Resolution being endorsed "Resolution No. 277", and adopted the 12th day of May, 1954.

WHEREAS, the City Engineer of the City of Albany, pursuant to said Resolution No. 277, made plans, specifications and estimates as directed by said Resolution for the improvement of said streets in the manner specified in said Resolution No. 277, and filed said plans, specifications and estimates in the Recorder's Office of the said City on the 12th day of May, 1954.

WHEREAS, on the 12th day of May, 1954, the Council of the City of Albany, Oregon, duly adopted a resolution requiring the City Engineer to make plans, specifications and estimates for the improvement of the following streets; improvement in the following manner:

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12th Avenue from Maple Street to Elm Street by the following:

1. Shape up level base with leveling course, and,
2. Place a suitable asphaltic hard surface.

and for the estimates of the work to be done on said portions of said street, and the probable cost thereof and requiring that such plans, specifications and estimates and probable cost be filed in the Recorder's Office of said City, said Resolution being endorsed "Resolution No. 279", and adopted the 12th day of May, 1954.

WHEREAS, the City Engineer of the City of Albany, pursuant to said Resolution No. 279, made plans, specifications and estimates as directed by said Resolution for the improvement of said streets in the manner specified in said Resolution No. 279, and filed said plans, specifications, and estimates in the Recorder's Office of the said City on the 12th day of May, 1954.

WHEREAS, on the 12th day of May, 1954, the Council of the City of Albany, Oregon, duly adopted a resolution requiring the City Engineer to make plans, specifications and estimates for the improvement of the following streets; improvement in the following manner:

14th Avenue from the East line of Walnut Street to the West line of Maple Street by the following:

1. Preparation of base, and,
2. Suitable hard surface.

and for the estimates of the work to be done on said portions of said street, and the probable cost thereof and requiring that such plans, specifications and estimates and probable cost be filed in the Recorder's Office of said City, said Resolution being endorsed "Resolution No. 280", and adopted the 12th day of May, 1954.

WHEREAS, the City Engineer of the City of Albany, pursuant to said Resolution No. 280, made plans, specifications and estimates as directed by said Resolution for the improvement of said streets in the manner specified in said Resolution No. 280 and filed said plans, specifications and estimates in the Recorder's Office of said City on the 12th day of May, 1954.

WHEREAS, on the 9th day of June, 1954, the Council of the City of Albany, Oregon, duly adopted a Resolution requiring the City Engineer of said City to make plans, specifications for the improvement of:

Santiam Hiway from a point 150' West of the West line of Denver Street South, to a point 300' West of the West line of Denver Street South, being the uncompleted portion of the 1952 improvement of Santiam Highway from Denver Street to Pine Street, by the following:

1. Preparation of Base,
2. Leveling course, and
3. Placing thereon a suitable asphaltic hard surface pavement.

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, and estimates and probable cost be filed in the Recorder's Office of said City said Resolution being endorsed Resolution No. 282, and adopted the 9th day of June, 1954.

WHEREAS, the City Engineer of the City of Albany, pursuant to said Resolution No. 282, made plans, specifications and estimates as directed by said resolution for the improvement of said streets in the manner specified in said Resolution No. 282, and filed said plans, specifications and estimates in the Recorder's Office of said City on the 2nd day of June, 1954.

WHEREAS, on the 9th day of June, 1954, the council of the City of Albany, Oregon, duly adopted a Resolution requiring the City Engineer of said City to make plans, specifications for the improvement of:

Sherman Street from 14th Avenue to Queen Avenue by:

Grade and Gravel
Curb and Gutter
Drainage

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, and estimates and probable cost be filed in the Recorder's Office of said City said Resolution being endorsed Resolution No. 283, and adopted the 9th day of June, 1954.

WHEREAS, the City Engineer of the City of Albany, pursuance to said Resolution No 283, made plans, specifications and estimates as directed by said resolution for the improvement of said streets in the manner specified in said Resolution No. 283, and

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filed said plans, specifications and estimates in the Recorder's Office of said City on the 9th day of June, 1954.

WHEREAS, in and by said Resolutions Nos. 276, 277, 279, 280, 282, and 283, 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 streets in the manner provided in said Resolution Nos. 276, 277, 279, 280, 282, and 283.

WHEREAS, no remonstrances were filed after notice was given as provided by law, and the council of said City of Albany on the 23rd day of June, 1954, and on the first day of July, 1954, duly passed ordinances Nos. 2525, 2528, and 2529, establishing the time and manner of making said improvements.

WHEREAS, the said improvements aforesaid have been duly made in accordance with the laws of the State of Oregon, and with the Charter with the City of Albany, Oregon.

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

Section 1: That the cost of making said streets in the manner heretofore determined by the Council of the City of Albany, Oregon in and by Resolutions Nos. 276, 277, 279, 280, 282, and 283, and in Ordinances Nos. 2525, 2528, and 2529, to be paid by the owners of the real property adjacent to said portion of said street, and particularly benefitted thereby does hereby declare to be the sum of \$22,231.34 of which the City of Albany shall pay the sum of \$2,092.99 for intersections and drainage and the balance of \$20,138.45 shall be paid by the real owners of the property adjacent to said streets and particularly benefitted thereby.

Section 2: The proportionate share of said costs of said improvement of said streets assessed upon each lot or part thereof adjacent to said part of said street improved and particularly benefitted thereby 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:

BURKHART ADDITION

| | |
|--|-----------|
| Clyde Kessler Block 6, Lots 1 & 2 | \$ 255.64 |
| E. E. & Helen McKee Block 6, Lot 3 | 121.74 |
| Mae Beeman Block 6, Lot 4 & N $\frac{1}{2}$ of Lot 5 | 182.60 |
| William W. Wilson & Wife Myra Block 6, Lot 6 & S $\frac{1}{2}$ of Lot 5 | 182.60 |
| W. L. Walbrecht Block 6, Lots 7 & 8 | 365.98 |
| Walter A. Hill Block 6, Lot 9 | 190.49 |
| C. F. Verberg Block 6, Lot 10 | 162.29 |
| Robt. L. & Viva M. Clark Block 6, Lot 11 | 190.49 |
| W. J. Mespelt Block 6, Lots 12 & 13 | 267.83 |
| Marion W. & Doris I. Young Acreage | 826.37 |

Beginning at a point on the South line of 8th Street extended said point being 100 feet North 89° 02' E. from the NE corner of Block 5, Bryant's Addition to the City of Albany, Linn County, Oregon, and running thence North 89° 02' E. along said line 276.0 feet to the West line of Burkhart St; thence South 1° 03' E. along said Burkhart Street 381.8 feet to the North right of way line of the Santiam Highway; thence North 61° 15' West along said right of way 318.1 feet; thence North 1° 03' West 224.1 feet to the place of beginning containing 1.92 acres.

Also beginning at the intersection of the North line of 8th Street extended and the West line of Burkhart Street said point being 376.0 feet North 89° 02' E. of the SE corner of Block 4, Bryant's Addition to the City of Albany, Linn County, Oregon, and running, thence North 1° 03' West along said Burkhart Street 135.8 feet to the South right of way line of the Pacific Highway as now located, thence South 66° 46' West along said right of way 358.6 feet to the North line of said 8th Street extended, thence North 89° 02' E. 327.2 feet to the place of beginning containing 0.51 acres, all in Linn County State of Oregon.

Beginning at a point on the South line of 8th Street extended, said point being 100 feet N. 89° 02' E. of the NE corner of Block 5, Bryant's Addition to the City of Albany, in Linn County, Oregon, and running, thence North 89° 02' E. 276 feet to the West line of Burkhart Street thence North 1° 03' West along said West line 50 feet to the North line of said 8th Street extended,

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thence South 89° 02' West along said North line 276.0 feet.

Arthur M. Erickson & Esther G. Erickson \$ 553.10
Acreage

Commencing at the intersection of the West boundary line of Burkhart Street and the Southerly boundary line of the Pacific Highway in the City of Albany, Oregon;

thence Westerly along the Southerly line of said Pacific Highway 215.95 feet to the NE corner of that certain tract conveyed to R. M. Lance et al by deed recorded March 31, 1939 in Book 149, Page 362, Deed Records, Linn County, Oregon;

thence South 1° 03' East along the East line of said Lance tract 145 feet;

thence North 89° 08' East to the West line of Burkhart Street;

thence North along the West line of Burkhart Street to the point of beginning.

SUPPL. FLAT BURKHART ADDITION

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|--------------------------------------|--------|
| Robert & Nina Williamson | |
| Block 10, Lot 9 | 148.07 |
| Lot 10 | 148.07 |
| Charles R. Draper & Retta Mae Draper | |
| Block 10, Lot 11 | 148.07 |
| Robert & Nina Williamson | |
| Block 10, Lot 12 | 148.07 |
| Lot 13 | 148.07 |
| Charles R. Draper & Retta Mae Draper | |
| Block 10, Lot 14 | 148.07 |
| Robert & Nina Williamson | |
| Block 10, Lot 15 | 148.07 |
| Lot 16 | 148.07 |
| Robert & Nina Williamson | |
| Block 9, Lot 7 | 423.37 |
| Lot 8 | 148.07 |
| Lot 9 | 148.07 |
| Lot 10 | 148.07 |
| Robert & Nina Williamson | |
| Block 14, Lot 1 | 148.07 |
| Lot 2 | 148.07 |
| Lot 3 | 148.07 |
| Lot 4 | 148.07 |
| Lot 5 | 317.16 |
| Block 13 Lot 1 | 148.07 |
| Lot 2 | 148.07 |
| Lot 3 | 148.07 |
| Lot 4 | 148.07 |
| Lot 5 | 148.07 |
| Lot 6 | 148.07 |
| Lot 7 | 148.07 |
| Lot 8 | 148.07 |

MONTEITH'S SOUTHERN ADDITION

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|---|--------|
| Rupert E. & Naomi Stewart | |
| Block 104, Lots 5 & 5 | 323.57 |
| Roy T. & Lena M. Wright | |
| Block 104, Lot 7 | 161.79 |
| H. J. & B. J. Myers | |
| Block 104, Lot 8 | 161.79 |
| N. F. & B. J. Carey | |
| Block 105, E $\frac{1}{2}$ of SE $\frac{1}{4}$ Exc. N. 11.49' | 160.60 |
| Stanley R. Bradley & Helen L. Bradley | |
| Block 105, W $\frac{1}{2}$ of SE $\frac{1}{4}$ | 160.60 |
| G. W. & Gertrude M. Lindskog | |
| Block 105, E $\frac{1}{2}$ of SW $\frac{1}{4}$ | 160.60 |
| Mildred Senter | |
| Block 105, W $\frac{1}{2}$ of SW $\frac{1}{4}$ | 160.60 |

ROSEMONT ADDITION

| | |
|-----------------------------|--------|
| Francis & Elizabeth Kennedy | |
| Block 2, Lot 1 | 305.02 |
| C. C. & Velma L. Henshaw | |
| Block 2, Lot 2 | 305.02 |
| D. L. Chesley | |
| Block 3, Lot 1 | 258.52 |
| E. S. & I. M. McCrae | |
| Block 3, E. 59' of Lot 2 | 142.14 |
| Glenn C. Smith | |
| Block 3, W. 70' of Lot 2 | 168.65 |

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ROSEMONT ADDITION

| | |
|---|-----------|
| Minnie Kopishke Block 2, Lot 19 | \$ 320.94 |
| Clarence E. Stone & wife Ella Block 2, Lot 20 | 320.94 |
| Arthur A. Lewis & Wife Joanne Block 5, Lot 2 | 322.76 |
| Lena Hollen Part of Lot 1, Beginning on the North line and 66' from the NE corner of Lot 1; thence S. 9° 05' E. 75 feet; thence S. 81° 04' W. 73.08 feet to the West line of Lot 4; thence N. 3° 52½' West 75.3 feet; thence Easterly along the North line of Lot 1 to the point of beginning. | 162.54 |
| Lloyd P. Kennel & Wife Joanne A. Part of Lot 1, East ½ of Lot 1 and E ½ of N½ of Lot 4. | -160.22 |

HACKLEMAN'S HEIRS ADDITION

| | |
|---|--------|
| Rosina Roth Block 5, Lot 3 | 27.39 |
| First Methodist Church Block 7, Lots 1 & 2 | 153.57 |
| ACREAGE-Fannie Erb Beginning at a point which is North 73 degrees 30' West 148.6 feet distant from SW corner of Block 2, Bryan's Second Addition, City of Albany Linn County, Oregon, and running thence North 70 degrees 30' West 177 feet North 15 degrees 30' East 330 feet South; thence North 64 degrees 13' East to a point which is 62 feet Westerly at right angles from the West boundry line of Block 2 in Bryant's Second Addition; thence Southerly parrallel with the West boundry line of said addition to a point 62 feet Westerly at right angles from the SW corner of Lot 3 Block 2, Bryants Second Addition; thence Easterly 62 feet to the SW corner of Lot 3; thence Southerly on the Western boundry line of Block 2 in said addition 201 feet more or less, to a point 6 feet Southerly from the SW corner of Lot 7, Block 2 in said addition; thence Westerly at right angles with the Western boundry line of Block 2 in said addition 87 feet; thence Southerly parallel with the Eastern boundry line of said Block 2, 20 feet and thence South 21 degrees West 147 feet to place of beginning and containing 1.10 acres more or less all lying and being in Linn County, State of Oregon. | 35.70 |

ACREAGE

| | |
|--|-------|
| City of Albany | 72.03 |
| Beginning at a point on the North Easterly property line of the Santiam Highway w which point lies 161.3 feet North Westerly from the South East corner of Lot 12, Block 2, Bryan's Second Addition to Albany. From this beginning point run N. 1 degree 30 minutes E. 158 feet; thence S. 87 degrees W. 17.5 feet; thence S. 21 degrees W. 147 feet; thence S. 74 degrees 30 minutes E. 68.6 feet along said property line of the Santiam Highway to the point of beginning. | |

OAK GROVE ACRES

| | |
|---|------------------|
| George Mackie & Wife Block 2, Lot 20 | 444.19 |
| Edgar Olsen & Wife Block 2, Lot 21 Lot 22 | 247.92 247.92 |
| William F. Sylvester & Wife Block 2, Lot 23 | 247.92 |
| Robert J. Endicott & Wife Marvo Lee Block 2, Lot 24 | 247.92 |
| Donald Dick Walter & Wife Olive LaVada Block 2, Lot 25 Lot 26 | 247.92 247.92 |
| John A. Boock & Wife Margaret Block 2, Lot 27 | 247.92 |
| S. 65' of E. 85' Lot 28 | 214.86 |
| Lewis H. Smith & Wife Bertha Block 2, All exc. S. 65' of E. 85' Lot 28 | 33.06 |
| John H. Florke & Wife Alice Block 2, Lot 29 Lot 30 | 247.92 247.92 |
| Eulah Pearl Miller Block 2, Lot 31 | 247.92 |

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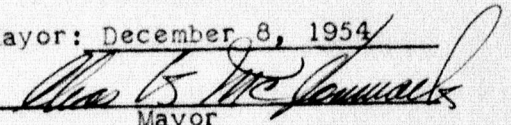
OAK GROVE ACRES CONT'D.

| | |
|--|--------|
| Fred A. Payne & Wife Josie Block 2, Lot 32 | 247.92 |
| Linn County Block 2, Lot 33 | 247.92 |
| Selmer C. Haiseth & Wife Block 2, E. 68' of Lot 34 | 247.92 |
| Selmer C. Haiseth & Wife Block 2, Lot 1 | 396.69 |
| Marion W. Young & Wife Doris Block 3, Lot 3 | 468.86 |
| Pell L. & Alberta Hannon Block 3, Lot 2 | 247.92 |
| D. G. Loring & Wife Ruth A. Block 3, Lot 1 | 247.92 |
| D. G. Loring & Wife Block 3, Lot 10 | 247.92 |
| Darold A. Lindley Block 3, Lot 11 | 247.92 |
| C. W. Hodge Block 3, Lot 13 | 247.92 |
| Bernard R. Pratz & Wife Grace M. Block 3, Lot 14 | 247.92 |
| R. W. Tripp Block 3, Lot 15 | 247.92 |
| Linn County Block 3, Lot 16 | 247.92 |
| Chris Seely Block 3, Lot 17 | 247.92 |
| Alma M. Rentfro & Ben Rozelle Jr. Block 3, W. 56' of Lot 18 | 247.92 |
| Ralph D. Rountree & Wife Block 3, Lot 19 | 247.92 |
| Lot 20 | 247.92 |
| J. F. Howard & Mary E. Howard Block 3, Lot 21 | 247.92 |
| W. J. Copsey & Wife Mildred W. Block 3, Lot 22 | 247.92 |
| Charles L. Crawford & Wife Charlotte Irene Block 3, Lot 23 | 396.69 |

Section 3: 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 and to give notice thereof as provided by law.

Passed by the Council: December 8, 1954

Approved by the Mayor: December 8, 1954


Mayor

ATTEST:


City Recorder