

ORDINANCE NO. 967.

AN ORDINANCE TO ASCERTAIN, DETERMINE AND DECLARE A DEFICIT ON ACCOUNT OF CONSTRUCTING A LATERAL SEWER BEGINNING AT A MAINHOLE IN THE RAILROAD STREET TRUNK SEWER, MIDWAY BETWEEN SECOND AND THIRD STREETS, AND RUNNING THENCE EASTERLY THROUGH THE CENTER OF BLOCKS 104 and 111, OF HACKLEMAN'S ADDITION TO THE CITY OF ALBANY, OREGON, AND TO ASCERTAIN, RE-ASSESS, DETERMINE AND DECLARE THE PROPORTIONATE SHARE OF SUCH DEFICIT THAT IS RE-ASSESSED UPON EACH LOT OR A PART THEREOF, ADJACENT TO SAID LATERAL SEWER, AND TO DIRECT THE RECORDER OF THE CITY OF ALBANY TO ENTER SUCH DEFICIT TO LEVIED IN THE DOCKET OF CITY LIENS, AS PROVIDED BY THE CHARTER OF SAID CITY, AND TO CANCEL ASSESSMENTS HERETOFORE MADE AGAINST SAID PROPERTY IN BLOCK 112 OF HACKLEMAN'S ADDITION TO THE CITY OF ALBANY, OREGON.

WHEREAS, ON THE 24th DAY OF MARCH, 1920, THE COUNCIL OF THE CITY OF ALBANY PASSED ORDINANCE NO. 961, ASSESSING UPON THE LOTS OR PARTS THEREOF, IN BLOCKS 104, 111 AND 112 OF HACKLEMAN'S ADDITION TO THE CITY OF ALBANY, OREGON, CERTAIN AMOUNTS FOR THE CONSTRUCTION OF A LATERAL SEWER THROUGH SAID BLOCKS OR SUCH PORTIONS OF THE SAID LATERAL SEWER AS SHOULD BE RE-PLACED.

WHEREAS THE SAID IMPROVEMENT HAS BEEN COMPLETED AND THE CONTRACTOR'S FINAL FIGURES HAVE BEEN FILED IN THE OFFICE OF THE RECORDER OF THE CITY OF ALBANY, AND THE CITY COUNCIL HAS SETTLED WITH THE CONTRACTOR FOR SAID IMPROVEMENTS, AND

WHEREAS IT IS FOUND BY THE COUNCIL THAT THE SUMS ASSESSED IN SAID ORDINANCE UPON THE SEPARATE LOTS OR PARTS THEREOF, IN BLOCKS 104 and 111 OF HACKLEMAN'S ADDITION TO THE CITY OF ALBANY, AS DESCRIBED IN SAID ORDINANCE NO. 961, AND EACH OF THEM IS INSUFFICIENT TO DEFRAY THE COST OF SAID IMPROVEMENT AND THAT THE TOTAL ASSESSMENT AS ASSESSED, ASCERTAINED, DETERMINED AND DECLARED BY THE SAID ORDINANCE NO. 961, IS INSUFFICIENT TO PAY THE COST OF SAID IMPROVEMENT BY THE SUM OF SEVENTY NINE DOLLARS AND TWENTY CENTS (\$79.20) AND THAT IT IS NECESSARY TO RE-ASSESS THE SAID REAL PROPERTY, AND

WHEREAS THE CONTRACTOR IN THE EXECUTION OF HIS SAID CONTRACT, AND THE CITY COUNCIL FOUND THAT IT WAS UNNECESSARY TO REPLACE THE LATERAL SEWER THEN EXISTING THROUGH BLOCK 112 OF HACKLEMAN'S ADDITION TO THE CITY OF ALBANY, OREGON, AND THE LIEN CREATED BY ORDINANCE NO. 961 AGAINST THE PROPERTY IN SAID BLOCK 112 OF HACKLEMAN'S ADDITION SHOULD BE CANCELLED.

T H E R E F O R E

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

Section 1. The Council hereby ascertains, determines and declares that there is a deficit in the assessment made in said Ordinance No. 961 as against the property in Blocks 104 and 111 of Hackleman's Addition to the City of Albany, Oregon, in the sum of \$79.20, and that there be and is hereby re-assessed the same to be in excess of the original assessment against the several parcels of land whose owners or reputed owners, together with the description of the property assessed, is owned by each of them respectively with the amount of such deficit assessment charged to each of them respectively, is as follows:

Description of each lot or parcel thereof adjacent to said lateral sewer:

F. L. Snyder

The West 64 feet of the N. W.  $\frac{1}{4}$  of Block No. 104 in Hackleman's Addition to the City of Albany, Oregon.

Assessed at \$ 4.82

H. D. Conn

The East 68 feet of the N. W.  $\frac{1}{4}$  of Block No. 104 Hackleman's Addition to the City of Albany, Oregon.

Assessed at 5.10

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Maggie S. Sullivan

The Northeast quarter of Block No. 104  
Hackleman's Addition to the City of  
Albany, Oregon.

Assessed at \$9.92

Minnie Feirstein

The North half of the S. E.  $\frac{1}{4}$  of Block  
No. 104 Hackleman's Addition to the  
City of Albany, Oregon.

Assessed at 4.96

R. F. and M. A. Benson

The South half of the S. E.  $\frac{1}{4}$  of Block  
No. 104 Hackleman's Addition to the  
City of Albany, Oregon.

Assessed at 4.96

Carl Kruger

The East half of the Southwest quarter  
of Block No. 104 Hackleman's Addition  
to the City of Albany, Oregon.

Assessed at 4.96

Dan F. and Mary E. Mason

The West half of the Southwest quarter  
of Block No. 104 Hackleman's Addition  
to the City of Albany, Oregon.

Assessed at 4.96

John Boner

The West 59 feet of the Northwest  
quarter of Block No. 111 Hackleman's  
Addition to the City of Albany, Oregon.

Assessed at 4.32

Mary V. Riley

Beginning at a point 59 feet east of the  
Northwest corner of Block No. 111 Hackle-  
man's Addition to the City of Albany,  
Oregon and running thence East on the  
North line of said Block a distance of  
99 feet; thence South to the center of  
said Block; thence West parallel to the  
North line of said Block 99 feet; thence  
North parallel with the East line of said  
Block to the place of beginning.

Assessed at 7.41

W. A. Jones

The East 40 feet of what is commonly  
known as Lot No. 3 in Block No. 111, Hack-  
leman's Addition to the City of Albany,  
Oregon.

Assessed at 2.99

Lucy Gard and Clara L. Cooper

The East half of the Northeast quarter  
of Block No. 111, Hackleman's Addition  
to the City of Albany, Oregon.

Assessed at 4.96

Angie Richards

The East half of the Southeast quarter  
of Block No. 111 Hackleman's Addition  
to the City of Albany, Oregon.

Assessed at 4.96

E. M. Burkhardt

The West half of the Southeast quarter  
of Block No. 111 of Hackleman's Addition  
to the City of Albany, Oregon.

Assessed at 4.96

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Walter M. Parker

The Southwest quarter of Block No. 111,  
Hackleman's Addition to the City of  
Albany, Oregon.

Assessed at \$9.92

Section 2. That the Recorder of the City of Albany is hereby ordered and directed to immediately enter a statement of the re-assessment made and declared by this Ordinance in the Docket of City Liens in the column reserved for that purpose in the original entry with the date thereof as required by the charter of the city of Albany.

Section 3. That the Recorder of the City of Albany be and he is hereby directed to cancel so much of the assessment made by said Ordinance No. 961 as purports to create a lien against any of the property located in Block 112 of Hackleman's Addition to the City of Albany, and more particularly as entered against the following parties in the amounts set opposite their respective names:

|                 |         |
|-----------------|---------|
| W. C. Burns     | \$73.00 |
| Salina E. Burns | 73.00   |
| Fred Grimmer    | 73.00   |
| R. B. Miller    | 73.00   |
| Dora Howard     | 146.00  |
| E. W. Sears     | 73.00   |
| R. Prettyman    | 73.00   |

Passed by the Council May 26th, 1920.

Approved by the Mayor May 26th, 1920.

Attest:

L. M. Curl,  
Mayor.

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. 967 has been by me carefully compared with the original Ordinance Bill No. 1062 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. 1062 passed by the Council May 26th, 1920, and approved by the Mayor May 26th, 1920.

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

  
Recorder of the City of Albany.