

Amended by Ord. 1954

ORDINANCE BILL NO. 2072

ORDINANCE NO. 1943

A bill for:

AN ORDINANCE authorizing the issuance and sale of improvement bonds of the City of Albany, Oregon for the improvement of certain streets and for the construction of certain lateral sewers in accordance with the provisions of Section 95-2101 to 95-2113, O.C.L.A., both inclusives, being Chapter 21, Article I, generally known as the Bancraft Bonding Act as amended by Chapter 213, Oregon Laws 1947; Chapter 283, Oregon Laws 1941; Chapter 402, Oregon Laws 1941; Chapter 445, Oregon Laws 1941; Chapter 134, Oregon Laws 1943; Chapter 180, Oregon Laws 1947, and declaring an emergency.

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Tenth Street from the west line of Washington Street to the east line of Elm Street, by Ordinance No. 1627 passed on August 22, 1945, and approved by the Mayor on August 22, 1945, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots or parts thereof, pieces and parcels of land affected by said improvement of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinance;

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Sixth Street from the west line of Jefferson Street to the west line of Madison Street and by Ordinance No. 1628 passed on August 22, 1945, and approved by the Mayor on August 22, 1945, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots or parts thereof, pieces and parcels of land affected by said improvement of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinance;

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Eleventh Street from the east line of Walnut Street to the west line of Maple Street and Maple Street from the south line of Eleventh Street extending Northerly a distance of 110 feet, by Ordinance No. 1683 passed on April 24, 1946, and approved by the Mayor on April 24, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots or parts thereof, pieces and parcels of land affected by said improvement of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinance;

WHEREAS, The Council of the City of Albany, Oregon, proceeded to improve Walnut Street from the north line of Fifth Street to the south line of Fourth Street, by Ordinance No. 1684 passed on April 24, 1946, and approved by the Mayor on April 24, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots or parts thereof, pieces and parcels of land affected by said improvement of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinance;

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Calapooia Street from the south line of Third Street to the north line of Seventh Street, by Ordinance No. 1685 passed on April 24, 1946, and approved by the Mayor on April 24, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by the said Ordinance levy an assessment against and upon the several lots or parts thereof, pieces and parcels of land affected by said improvement of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinance;

WHEREAS, The Council of the City of Albany, Oregon proceeded to improve Calapooia Street from the north line of First Street to the north line of Third Street by Ordinance No. 1686 passed on April 24, 1946, and approved by the Mayor on April 24, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots or parts thereof, pieces and parcels of land affected by said improvement of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinance;

WHEREAS, The Council of the City of Albany, Oregon, proceeded to improve Water Street from the west line of Cleveland Street to the east line of Sherman Street and Pine Street from the north line of First Street to the south line of Water Street, by Ordinance No. 1687 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an

assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1748 passed on the 23rd day of October, 1946, and approved by the Mayor on the 23rd day of October, 1946, did declare a surplus on account of said improvement of said streets, and said surplus has been duly placed to the credit of the several owners of the property assessed for such improvement, and said assessment and surplus have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Oak Street from the north line of Water Street to the South line of Willamette Street, by Ordinance No. 1688 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said Streets, and by Ordinance No. 1759 passed on the 11th day of December, 1946, and approved by the Mayor on the 11th day of December, 1946, did declare a surplus on account of said improvement of said streets, and said surplus has been placed to the credit of the several owners of the property assessed for such improvement, and said assessment and surplus have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Jefferson Street from the north line of First Street to the Willamette River Bank, by Ordinance No. 1689 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinance;

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Pine Street from the south line of First Street to the pavement on Salem Road, by Ordinance No. 1690 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1756 passed on the 27th day of November, 1946, and approved by the Mayor on the 27th day of November, 1946, did declare a surplus on account of said improvement of said streets, and said surplus has been duly placed to the credit of the several owners of the property assessed for such improvement, and said assessment and surplus have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Maple Street from the north line of Tenth Street to 120 feet north of the north line of Fourth Street, by Ordinance No. 1691 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1750 passed on the 13th day of November, 1946, and approved by the Mayor on the 13th day of November, 1946, did declare a surplus on account of said improvement of said streets, and said surplus has been duly placed to the credit of the several owners of the property assessed for such improvement, and said assessment and surplus have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Jackson Street from the South line of First Street to 75 feet south of the south line of Seventh Street, by Ordinance No. 1692 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1753 passed on the 27th day of November, 1946, and approved by the Mayor on the 27th day of November, 1946, did declare a charge and deficit on account of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Front Street from the west line of Cleveland Street to the west line of Denver Street by Ordinance No. 1693 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1745 passed on the 23rd day of October, 1946, and approved by the Mayor on the 23rd day of October, 1946, did declare a surplus on account of said improvement of said streets, and said surplus has been duly placed to the credit of the several owners of the property assessed for such improvement, and said assessment and surplus have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve Calapooia Street from the north line of Thirteenth Street to the pavement on Pacific Highway in Albany, Oregon, by Ordinance No. 1694 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance

ance No. 1754 passed on the 27th day of November, 1946, and approved by the Mayor on the 27th day of November, 1946, did declare a surplus on account of said improvement of said streets, and said surplus has been duly placed to the credit of the several owners of the property assessed for such improvement, and said assessment and surplus have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Madison Street from the south line of First Street to the north line of Ninth Street, by Ordinance No. 1695 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1749 passed on the 13th day of November, 1946, and approved by the Mayor on the 13th day of November, 1946, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit has been entered up on the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Oak Street from the South line of Water Street to pavement on the Salem Road in Albany, Oregon, by Ordinance No. 1696 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1758 passed on the 11th day of December, 1946, and approved by the Mayor on the 11th day of December, 1946, did declare a surplus on account of said improvement of said streets, and said surplus has been duly placed to the credit of the several owners of the property assessed for such improvement, and said assessment and surplus have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Jefferson Street from the south line of Sixteenth Street to the north line of A Street by Ordinance No. 1697 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvements of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinances;

WHEREAS, The Council of the City of Albany, Oregon, proceeded to improve Second Street from the east line of Main Street to the west line of Pine Street, by Ordinance No. 1698 passed on the 24th day of April, 1946, and approved by the Mayor, on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1752 passed on the 13th day of November, 1946, and approved by the Mayor on the 13th day of November, 1946, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Sherman Street from the south line of First Street to the pavement of Salem Road in Albany, Oregon, by ordinance No. 1699 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1751 passed on the 13th day of November, 1946, and approved by the Mayor on the 13th day of November, 1946, did declare a surplus on account of said improvement of said streets, and said surplus has been duly placed to the credit of the several owners of the property assessed for such improvement, and said assessment and surplus have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Jefferson Street from the south line of First Street to the north line of S.venth Street, by Ordinance No. 1700 passed on the 24th day of April, 1946, and approved by the Mayor on the 24th day of April, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1747 passed on the 23rd day of October, 1946, and approved by the Mayor on the 23rd day of October, 1946, did declare a surplus on account of said improvement of said streets, and said surplus has been duly placed to the credit of the several owners of the property assessed for such improvement, and said assessment and surplus have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Hill Street from the south line of Fourth Street to the north line of Fifth Street, by Ordinance No. 1727 passed on the 24th day of July, 1946, and approved by the Mayor on the 24th day of July, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1727 passed on the 11th day of December, 1946, and approved by the Mayor on the 11th day of December, 1946, did declare a charge and deficit on account of said improvement of said streets, and

said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Second Street from the east line of Pine Street to Geary Street; Harrison Street from Second Street to First Street; and Cleveland Street from Second Street to front Street, by Ordinance No. 1728 passed on the 24th day of July, 1946, and approved by the Mayor on the 24th day of July, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinance;

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Walnut Street from the south line of Sixth Street to the North line of Tenth Street, by Ordinance No. 1729 passed on the 24th day of July, 1946, and approved by the Mayor on the 24th day of July, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1746 passed on the 23rd day of October, 1946, and approved by the Mayor on the 23rd day of October, 1946, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Seventh Street from the East edge of pavement on State Highway property, adjacent to Lafayette Street to the West line of Pine Street, by Ordinance No. 1730 passed on the 24th day of July, 1946, and approved by the Mayor on the 24th day of July, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof pieces and parcels of land affected by said improvement of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve Umatilla Street from the north line of Fifteenth Street to the north line of Klamath Street and Klamath Street from the west line of Umatilla Street to the east line of Takona Street, by Ordinance No. 1731 passed on the 24th day of July, 1946, and approved by the Mayor on the 24th day of July, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinance; and

WHEREAS, after due service of notice of such assessment and of the entry of the same in the Docket of the City Liens there were filed with the Recorder of the City of Albany, Oregon, written applications to pay said assessment in installments, and said applications and property owners did thereby waive all irregularities or defects, jurisdictional or otherwise, in the proceedings to improve the streets aforesaid for which said assessments were levied and in the apportionment of the cost thereof; and,

WHEREAS, SAID APPLICANTS AND PROPERTY OWNERS agreed to pay said assessments in ten annual installments, with interest at the rate on all of said assessments which have not been paid as that expressed in the bonds issued to pay for such improvement, and in all respects complied with the requirements of Sections 95-2101 to 95-2113 inclusive, being Article I, Chapter 21, Oregon Compiled Laws Annotated as amended by Chapter 383 Oregon Laws 1941, and amended by Chapter 445, Oregon Laws 1941, and as amended by Chapter 134, Oregon Laws 1945; and,

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve COLUMBUS STREET from the south line of Pacific Highway to the North line of the Santiam Road and that Portion of Bradley Street adjacent to Columbus Street lying between the Santiam Road and Pacific Highway in the City of Albany, Oregon; by Ordinance No. 1827 passed on the 9th day of July, 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1885 passed on the 14th day of January 1948, and approved by the Mayor on the 14th day of January 1948, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve MASON STREET from the south line of Second Street to the North line of Salem Road, in the City of Albany by Ordinance No. 1828 passed on the 9th day of July 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1898 passed on the 14th day of July, 1948 and approved by the Mayor on the 14th day of July, 1948, did declare a charge and deficit on account of been duly made as a debit to the several owners of the property assessed for such improvements, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve PINE STREET from the south line of the Santiam Road to the North line of the Pacific Highway, in the City of Albany, by Ordinance No. 1829 passed on the 9th day of July, 1947, and approved by the Mayor on the 9th day of July 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1898 passed on the 14th day of July, 1948; and approved by the Mayor on the 14th day of July, 1948 did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property, assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve PINE STREET from the north line of Water Street to the South line of Willamette Street FRONT STREET from the City of Albany, Oregon, by Ordinance No. 1830 passed the 9th day of July, 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvements of said streets, and by Ordinance No. 1905 passed on the 14th day of July, 1948, and approved by the Mayor on the 14th day of July, 1948, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve MONTGOMERY STREET from the south line of Third Street to the north line of the Mountain States Power Canal in the City of Albany, by Ordinance No. 1832 passed the 9th day of July 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1906 passed on the 14th day of July, 1948, and approved by the Mayor on the 14th day of July, 1948, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the city of Albany, Oregon, proceeded to improve WEST STREET from the north line of Twelfth Street to the south line of Ninth Street and NINTH STREET from the west line of West Street to the east line of Broadway Street, in the City of Albany, by Ordinance No. 1833 passed on the 9th day of July, 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1899 passed on the 14th day of July, 1948, and approved by the Mayor on the 14th day of July, 1948, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of the City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve ELEVENTH STREET from the west line of Calapoola Street to the east line of Vine Street in the City of Albany, by Ordinance No. 1834 passed on the 9th day of July, 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1907 passed on the 14th day of July 1948 and approved by the Mayor on the 14th day of July, 1948, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve DENVER STREET from the North line of Eighth Street to the south line of the Santiam Road, in the City of Albany, by Ordinance No. 1835 passed on the 9th day of July, 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1901 passed on the 14th day of July, 1948, and approved on the 14th day of July, 1948, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve TWELFTH STREET from the east line of Elm Street to the west line of Vine Street; THIRTEENTH STREET from the east line of Elm Street to the west line of Vine Street; FOURTEENTH STREET from the east line of Elm Street to the west line of Vine Street, WALNUT STREET from the south line of Eleventh Street to the North line of Fifteenth Street; MAPLE STREET from the south line of Eleventh Street to the north line of Fifteenth Street, in the City of Albany, Oregon, by Ordinance No. 1836 passed on the

9th day of July 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1873 passed on the 22nd day of October, 1947, and approved on the 22nd day of October, 1947, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve HILL STREET from the south line of Water Street to the north line of Third Street, in the City of Albany, Oregon by Ordinance No. 1837 passed on the 9th day of July, 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1902 passed on the 14th day of July, 1948, and approved by the Mayor on the 14th day of July, 1948, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve FIRST STREET from the east line of Geary Street to the S. P. R. R. right of way at Columbus Street, SECOND STREET from the east line of Geary Street to the west line of Cleveland Street, FOURTH STREET from the east line of Geary Street to the west line of Chicago Street, FIFTH STREET from the east line of Geary Street to the west line of Burkhart Street, SIXTH STREET from the east line of Geary Street to the west line of Burkhart Street, SEVENTH STREET from the east line of Geary Street to the west property line of the Oregon State Highway property, CHICAGO STREET from the south line of First Street to the south line of St. James Addition, BURKHART STREET from the south line of Front Street to the north line of the Santiam Road, and COLUMBUS STREET from the south line of Front Street to the S.P.R.R. right of way, in the City of Albany, by Ordinance No. 1838, passed the 9th day of July, 1947, and approved by the Mayor the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1876 passed the 12th day of November, 1947, and approved by the Mayor on the 12th day of November, 1947, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve WASCO STREET from the west line of Elm Street to the east line of Unatilla Street, in the City of Albany, Oregon, by Ordinance No. 1839 passed on the 9th day of July, 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, that said assessment has been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve SALEM ROAD from the east line of Perrywinkle Creek to the west line of Geary Street, in the City of Albany, by Ordinance No. 1840 passed on the 9th day of July, 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1904 passed on the 14th day of July, 1948, and approved by the Mayor on the 14th day of July, 1948, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve CLEVELAND STREET from the north side of the Santiam Road to S.P. Railroad right of way, in the City of Albany, by Ordinance No. 1841 passed on the 9th day of July, 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1880 passed on the 14th day of July, 1948, and approved by the Mayor on the 14th day of July, 1948, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon, proceeded to improve ELM STREET from the north line of Fifteenth Street to the present sidewalk south of Eleventh Street in the City of Albany, by Ordinance No. 1842, passed on the 9th day of July, 1947, and approved by the Mayor on the 9th day of July, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by

said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to improve ELEVENTH STREET from the west line of Elm Street to the east line of Cottage Street, by Ordinance No. 1843 in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement of said streets, and by Ordinance No. 1897 passed on the 14th day of July, 1948, and approved by the Mayor on the 14th day of July, 1948, did declare a charge and deficit on account of said improvement of said streets, and said charge and deficit has been duly made as a debit to the several owners of the property assessed for such improvement, and said assessment and deficit have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to construct lateral sewers in the City of Albany, WOODLES RIVERSIDE ADD., BURKHART PARK ADD., BURKHART ADD., SUPL. PLAT OF BURKHART ADD., BRYANTS ADD., BACON'S ADD., OAK GROVE ACRES, WINGNA PARK ADD., PRICE'S ADD., EPAULINE ADD., HACKLEMAN'S SUNRISE ADD., ST. JAMES PARK ADD., by Ordinance No. 1733 passed the 14th day of August, 1946, and approved by the Mayor on the 14th day of August, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement and by Ordinance No. 1857, 1858, 1861 and 1862 passed the 27th day of August, 1947, and approved by the Mayor the 27th day of August, 1947, and by Ordinance Nos. 1866 and 1867 passed the 8th day of October, 1947, and approved by the Mayor the 8th day of October, 1947, and by Ordinance Nos. 1878, 1879, 1882, 1883, and 1884, passed the 14th day of January, 1948, and approved by the Mayor the 14th day of January, 1948, did declare a surplus on account of said improvement of said streets, and said surplus has been duly placed to the credit of the several owners of the property assessed for such improvement, and said assessment and surplus have been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to construct lateral sewers in the LINNMONI ADD., ROSEMONI ADD., Block 103 Hackleman's Add., R. L. BURKHART ADD., by Ordinance No. 1723 passed on the 24th day of June, 1946, and approved by the Mayor on the 24th day of June, 1946, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvements. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to construct lateral sewers in the BURKHART PARK ADD., by Ordinance No. 1870 passed the 8th day of October, 1947, and approved on the 8th day of October, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvements. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinances; and

WHEREAS, the Council of the City of Albany, Oregon proceeded to construct lateral sewers in the PIPES SOUTH ALBANY ADD., SHULTZ FRONT ADD., HACKLEMAN'S GROVE ADD., WOODLES RIVERSIDE ADD., SUPP. PLAT., BURKHART ADD., by Ordinance No. 1856, passed the 27th day of August, 1947 and approved by the Mayor on the 27th day of August, 1947, in accordance with the plans and specifications duly and regularly adopted, and did by said Ordinance levy an assessment against and upon the several lots, or parts thereof, pieces and parcels of land affected by said improvement. That said assessment has been entered upon the Docket of City Liens as provided in said Ordinances.

That after due service of notice of such assessment and entry of the same in the Docket of the City Liens there were filed with the City Recorder of the City of Albany, Oregon, written applications to pay said assessments in instalments and said applicants and property owners did thereby waive all irregularities, all defects, jurisdictional or otherwise in the proceedings to improve these streets and to construct the sewers for which said assessments were levied and in the apportionment of the cost thereof.

That said applicants and property owners agreed to pay said assessments in twenty semi-annual instalments, with interest at 6% per annum on all of said assessments which have not been paid and these parties did in all respects comply with all the requirements of Section 95-2101 O. C. L. A., as amended, by Chapter 213, Oregon Laws 1947. The applications as mentioned above are separate and are now on file at the office of the Recorder of the City of Albany and the same have been entered in the Bond Lien Docket, the total amount of the unpaid assessments for said street improvements and lateral sewers for which applications to pay under the provisions of the act known as the Bancroft Bonding Act and filed in the Bond Lien Docket is the sum in excess of One Hundred Sixty Thousand and no/100 DOLLARS, (160,000.00).

NOW, THEREFORE, the people of the City of Albany, Oregon do ordain as follows:

Section 1. That the City of Albany, Oregon shall issue its bonds in all equal to an amount of One Hundred Sixty Thousand and no/100 Dollars (\$160,000.00), it being the total amount of the unpaid assessments for the street improvements and

sewers and for which application to pay under the provisions of the Bancroft Bond-Act have been filed as shown by the bond lien docket of the City of Albany, Oregon which bonds shall be numbered from 1 to 160, both inclusive, and shall be in the denominations of One Thousand Dollars each.

Section 2. That the bonds shall be dated the 1st day of December, 1948 and shall by the terms thereof mature in installments. The first installment of principal of each issue of said bonds shall become due and payable two years after date and the last installment thereof twelve (12) years after date of the issue of such bonds. The installment of principal of such bonds payable in each year shall be \$16,000.00. The first installment of principal shall be due December 1st, 1950 and a like amount shall be due each successive year thereafter upon the principal until the final installment is due December 1st, 1959. Such bonds shall be payable in lawful money of the United States of America and shall bear interest, payable semi-annually at a rate not to exceed 5% per annum said interest obligations to be evidenced by coupons attached to such bonds.

Section 3. That such bonds before the issuance shall be signed by the mayor, countersigned by the Recorder of the City of Albany, Oregon and authenticated by the seal of the city. The coupons, however, may have printed thereon a facsimile signature of the recorder and of the mayor and such bonds shall be registered consecutively by number and denomination of each in a book known and designated as the "IMPROVEMENT BOND REGISTER".

Section 4. That each of said bonds shall have distinctly and plainly inscribed thereon and printed on the face thereof, the registered number of such bond and the words "IMPROVEMENT BOND" with the name of the city issuing the same.

Section 5. That the bonds shall be advertised for sale for a period of _____ days from the date of the first publication and sold for the highest price obtainable, but for not less than par and accrued interest and the proceeds thereof shall be paid by the purchaser to the Treasurer of the City of Albany, Oregon and the par value thereof credited to the respective street and sewer improvement fund which the said bonds are issued for and the accrued interest and principal accruing from the sale of such bonds shall be credited to the General Fund of such city. The recorder of the City of Albany, Oregon is hereby directed to advertise the sale of the bonds.

Section 6. That the bonds herein authorized shall be substantially in the following form, to-wit:

UNITED STATES OF AMERICA
STATE OF OREGON
COUNTY OF LINN
CITY OF ALBANY

No. _____ 1948 IMPROVEMENT BOND \$1000.00

KNOW ALL MEN BY THESE PRESENTS that the City of Albany, Linn County, Oregon, for value received hereby promises and agrees to pay to the bearer the sum of

----- ONE THOUSAND DOLLARS -----

in lawful money of the United States of America on the presentation and surrender of this bond on the 1st day of December, 19____, with interest thereon at the rate of _____ per cent per annum, payable semi-annually in like lawful money on the 1st day of June and the 1st day of December of each year upon presentation and surrender of the proper coupons hereunto annexed, principal and interest payable at the office of the City Treasurer of the City of Albany, Oregon.

This bond is one of a series and issued as a part of the total issue of the One Hundred Sixty Thousand Dollars, (\$160,000.00) of such bonds. That the bond has been issued under an act of the Legislature of the State of Oregon entitled "An Act to Provide for the Issuance of Bonds for the Improvement of Streets and the Laying of Sewers in the Corporate Cities and for the Payment of the Costs of Such Improvements by Installments." Said act being found in Section 95-2101 to 95-2113, O. C. L. A., both inclusive, being Article I, Chapter 21, generally known as the Bancroft Bonding Act and amended by Chapter 213, Oregon Laws 1947; Chapter 402, Oregon Laws 1941; Chapter 445, Oregon Laws 1941; Chapter 134,

Oregon Laws 1945; Chapter 130, Oregon Laws 1947.

This obligation of the City of Albany, Oregon is not to be deemed or taken to be within or any part of the limitation by law as to the indebtedness of said city and it is further certified that all requirements of law have been fully met in the issuance of this bond and that the total amount of this issue does not exceed the limit prescribed by this act.

For the fulfillment of the conditions of this obligation the full faith and credit of the City of Albany, Oregon, are hereby irrevocably pledged.

IN WITNESS WHEREOF, the City of Albany has caused this bond to be signed by its Mayor, attested by its recorder under the corporate seal of said City and the interest coupons attached hereto to bear the facsimile signature of said Mayor and Recorder, all as of the ____ day of _____, 19__.

(Signed)

Mayor

Attest:

(Signed)

Recorder

Registered and countersigned:

Stanley Peterson, Treasurer

Said bonds shall each be signed by the Mayor of the City of Albany, Oregon, and attested by the Recorder of said city, after which said bonds shall be registered in the office of the Treasurer of said city.

That the interest coupons to be annexed to said bonds shall be substantially in the following form, to-wit:

(Form of Coupon)

No. _____
On _____ 19__.

\$ _____

THE CITY OF ALBANY, LINN COUNTY, OREGON will pay to the bearer the sum of

lawful money of the United States of America at the office of the City Treasurer in Albany, Oregon, it being Six (6) months interest then due on its 1948 Improvement Bond, dated December 1st, 1948.

Countersigned:

Mayor

Recorder.

Section 7. WHEREAS, the peace, health, and safety of the people of the City of Albany, Oregon require that this Ordinance shall become effective immediately, therefore, an emergency is hereby declared to exist and this Ordinance shall become immediately effective upon its final passage by the Council and approval by the Mayor.

Passed by the Council Sept. 8, 1948

Approved by the Mayor _____, 1948

Ralph L. Canton
Mayor

Attest:

Rex Butler
Recorder.

Ordinance No. 1733 and 1944

\$54.72

\$107.38

Lot 1, Block 2

(Probable Cost)

See Ordinance No. 2073

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