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ORDINANCE NO. 172

A BILL

For

AN ORDINANCE providing for the assessment of the actual cost of improving that portion of Second Street beginning at the North line of Water Street and running thence North to the South line of Ida Street and beginning at the North line of Ida Street and running thence North to the South line of High Street in Stayton, Oregon, against the property adjacent to and abutting upon said portion of said Street; declaring the proportionate share of the actual cost of improving said portion of said Street with hard surface pavement, to be charged and assessed against each lot, or part of lot or tract of land liable therefor; directing the Recorder of the Town of Stayton to make an entry of each proportionate share of the actual cost of making said improvement against each lot or part of lot or parcel of land liable therefor, in the Docket of Town Liens; directing the service of notice of said assessment upon the owners or reputed owners of such property; and declaring an emergency to exist.

THE TOWN OF STAYTON DO ORDAIN AS FOLLOWS:

Section 1. That it has heretofore been found necessary and expedient to improve that portion of Second Street beginning at the North line of Water Street and running thence North to the South line of Ida Street and beginning at the North line of Ida Street and running thence North to the South line of High Street in the Town of Stayton, Oregon, by paving same with hard surface pavement in accordance with the plans and specifications therefor which were filed in the office of the Recorder of said Town on the 29th day of April, 1922 and approved and adopted by the Council of said Town on the 2nd day of May, 1922, and which for greater certainty of description are hereby referred to and made a part hereof by reference; and that the contract and bond for making said improvement have heretofore been duly executed, the said improvement duly made and accepted, and the actual cost of making same regularly and fully determined.

Section 2. That the total actual cost of making the improvement described in Section 1 of this Ordinance, including the actual cost of engineering expenses, acquiring descriptions of property and other expenses connected with the making of said improvement, has been found to be and is hereby declared to be \$7990.86.

Section 3. That the proportionate share of such total actual cost of said improvement, for which each lot, part of lot or parcel of land adjacent to or abutting upon said improvement is liable, has been determined and it is hereby adjudged and declared that each lot, part of lot and parcel of land described in Section 4 of this Ordinance, is benefited by said improvement to the full amount

of the sum set opposite the description of such lot, part of lot or parcel of land; that the total actual cost of making said improvement is hereby declared to be the aggregate of the sums so specified in said Section 4; and that the sum set opposite the description of each lot, part of lot or parcel of land in said Section 4, is hereby declared to be the sum assessed against each said lot, part of lot or parcel of land.

Section 4. That the following tabulated statement of names, descriptions and amounts, contains a description of the lots, parts of lots and parcels of land liable for the cost of making said improvement, with the names of the persons who appear to be the respective owners of said property, and the proportionate and respective shares of the total actual cost of making said improvement, which are hereby assessed against the lots, parts of <sup>lots</sup> ~~lands~~ and parcels of land liable therefor under the provisions of the Charter of the Town of Stayton, Oregon, to-wit:

Theresa Van Hoomissen  
Beginning at the S. E. corner of Block 1, Stayton, Oregon; thence W. 70 feet; thence N. 24 feet; thence E. 70 feet; thence S. 24 feet to the place of beginning. Proportionate share of cost \$136.31

Lena Yannke, Executrix of the Estate of George Neibert, deceased, and Josephine Matthieu, Jacob Neibert, Conrad Neibert and Lena Yannke, heirs of George Neibert, deceased.  
Beginning 24 feet N. of the S. E. corner of Block 1 Stayton, Oregon; thence W. 70 feet; thence S. 24 feet; thence W. 30 feet; thence N. 72 feet; thence E. 54 feet; thence S. 11 feet; thence E. 46 feet; thence S. 37 feet to the place of beginning. Proportionate share of cost \$210.17

L. A. Thomas  
Beginning 61 feet N. from the S. E. corner of Block 1, Stayton, Oregon; thence W. 46 feet; thence N. 11 feet; thence E. 46 feet; thence S. 11 feet to the place of beginning. Proportionate share of cost \$ 63.10

Josephine Matthieu  
Beginning 72 feet N. of the S. E. corner of Block 1, Stayton, Oregon; thence W. 100 feet; thence N. 24 feet; thence E. 100 feet; thence S. 24 feet to the place of beginning. Proportionate share of cost \$136.31

F. M. Fresh  
Beginning 96 feet N. from the S. E. corner of Block 1, Stayton, Oregon; thence W. 100 feet; thence N. 48 feet; thence E. 100 feet; thence S. 48 feet to the place of beginning. Proportionate share of cost \$272.59

E. D. Alexander  
Beginning 144 feet N. of the S. E. corner of Block 1, Stayton, Oregon; thence W. 100 feet; thence N. 32 feet; thence E. 100 feet; thence S. 32 feet to the place of beginning. Proportionate share of cost \$182.26

W. Streff Lot 7, Block 6, Stayton, Oregon. Proportionate share of cost	\$103.00
W. M. Streff Lot 7, Block 6, Stayton, Oregon. Proportionate share of cost	\$ 78.47
Michael Streff Lot 1, Block 6, Stayton, Oregon. Proportionate share of cost	\$568.49
Michael Streff Lot 8, Block 6, Stayton, Oregon. Proportionate share of cost	\$782.36
Charles Gehlen Beginning 176 feet N. of the S. E. corner of Block 1, Stayton, Oregon; thence W. 100 feet; thence N. 93 feet; thence E. 100 feet; thence S. 93 feet to the place of beginning. Proportionate share of cost	\$560.78
Martha K. Brown Beginning 70 feet S. of the N. E. Corner of Block 2, Stayton, Oregon; thence S. 121 feet; thence W. 100 feet; thence S. 157 feet; thence W. 116 feet; thence N. 244 feet; thence E. 55 feet; thence N. 15 feet; thence E. 55 feet; thence N. 15 feet; thence E. 106 feet to the place of beginning. Proportionate share of cost	\$699.15
John and Mary Braun Beginning at the N. E. corner of Block 2, Stayton, Oregon; thence S. 70 feet; thence W. 106 feet; thence N. 70 feet; thence E. 106 feet to the place of beginning. Proportionate share of cost	\$403.61
George Spaniol Lot 2, Block 5, Stayton, Oregon. Proportionate share of cost	\$ 78.47
George Spaniol S. $\frac{1}{2}$ of Lot 8, Block 5, Stayton, Oregon. Proportionate share of cost	\$290.00
George Spaniol Lot 1, Block 5, Stayton, Oregon. Proportionate share of cost	\$732.25
Teresie Sestak Lot 4, Block 3, Stayton, Oregon. Proportionate share of cost	\$653.40
Teresie Sestak Lot 5, Block 3, Stayton, Oregon. Proportionate share of cost	\$669.71
H. Lilly and L. R. Lilly Lot 8, Block 4, Stayton, Oregon. Proportionate share of cost	\$588.05
Ralph Urban ( J. W. Mayo, Trustee) Lot 1, Block 4, Stayton, Oregon. Proportionate share of cost	\$595.39
J. Spaniol N. $\frac{1}{2}$ of Lot 8, Block 5, Stayton, Oregon. Proportionate share of cost	\$289.99
Total actual cost of said improvement	\$7990.86

Section 5. That the Recorder of the Town of Stayton, Oregon, is hereby directed to enter in the Docket of Town Liens of the Town of Stayton, Oregon, a statement of all the assessments made by this Ordinance, the same to be entered in due and regular form as provided by the Charter of the Town of Stayton, Oregon.

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Section 6. That the ownership of the several lots, parts of lots and parcels of land liable for said assessment, as such ownership appears of record, is hereby found to be in the persons or persons whose name or names appear with the description thereof in the above Section 4 of this Ordinance; and the Recorder of the Town of Stayton is hereby directed to prepare and to serve upon such owners or reputed owners a notice of such assessment and lien in accordance with the provisions of the Charter of the Town of Stayton, Oregon.

Section 7. Inasmuch as the improvement of said street is a matter of general importance and the cost thereof must be paid without delay, it is hereby adjudged and declared that an emergency exists and that it is necessary for the preservation of the peace, health and safety of the Town of Stayton, Oregon that this Ordinance shall take effect and become operative from and after its passage and approval by the Mayor.

Passed by the Council of the Town of Stayton, Oregon, this first day of August, 1922

ATTEST J. B. Gries  
Recorder of the Town of Stayton, Oregon.

Approved by the Mayor of the Town of Stayton, Oregon, this first day of August, 1922.

Grant Murphy  
Mayor of the Town of Stayton, Oregon.