- SILL FOR:
an ORIIMNN: authorizing the layor and Recorder of the city of Albany, Oregon, to enter into a contract with Leonard \& slate or on Lid for the construciion of lateral sowsers as follows:

Projuct i:o. 1: seeinring at a point on the main sower to be constructed on Zlm Street nearest the Northeast corner of jiock 1 of Linnmont addition to the Lity of albany, Or on, and running thance "esterly to the liortheast corner of said Elock and ulon the orth line of Lots IJ, 1, e, 3, an, 4 of said 310ck distance of 250 feet.

Froject No. 2: 3sein. ng at a oint on tha fain sewer now in placy on Elm Strest which is sast of the South ast correr of Lot 2 in $310 c k 9$ in Linnmont addition to the dity of albany and thence running westerly alone the south end of mbany and thence runilnt westerly aicnis the south end of lots $2,3,4,5,6,7,8$, $9,10,11$ and 13 a distance of 550 feet.

Froject io. 3: 3eginning at a point on the Twelfth Streat main sewer immediately north of the conter line of the alley running throuch iock l of Fosemont addition to the city of albany and running thence southerly alone the center line of said alley through locks 1 , 6 and 7 in said addition a distance of 1450 feet and westerly a oon the north ine of Lots $9,10,11$, in slock 7 a distance of 125 ieet.

Froject No. 4: Legin lng at a point on the main sewer located on Thirteenth treet in fosenont abition to the ity of albary equi-istant betveen Talnut and :aple Streets end running the ce northervy in the canter line of the alley in block 2 in saif Addition a distange of 49 feet: and beginn ne at the point aforessid on the zuin sewer in Thirtyenth fieet equi-distant between Nsole and Valnut streets and rumning thence sovtherly slong the center line of the alley and through blocks 5 and 8 a distance of 784 feet to the south 11 ne of Lots 5 and 6 Blooks 8 gnd easterly alon, the nor h line of Lots 10,11 , and $12,3100 k 8$, 110 feet and westerly along the north line of Lcts 7, an 9, alock 8 a distance of lio fiet.

Project No. 5: Beginning at a point on the main sewer located on Thirteenth Street ana enui-distant betreen Walnut and ilm Street and running thence Northerly in the center of the alley throu h Block 3 in said iddition a distance of 490 fet; $1 s 0$ begiming at sald point on $s a 1 d$ ciain sever equi-distant between valnut and Eim Streets and ruming thence southerly along the center line of the glley through Slocks 4 and 9 in aeid ndditicn i dist nce of 766 izet, and a distunce of 90 feet easterly along the north line of Lots 8 and 9 in Block 9.

By lajing an eight inch vitrifled terra ootta sewer pipe in said project in accordance with the pians and specificetions of "قlter $\%$. Larsen, city nizineer, of the city of albany, filed in the office of the liecorder of the said city on the 26th day of Septerler, 1945.

September
Whereas, by Fesclution No. 76 adonted by the Council the 26 th day of 2945, it was oriergd thet lateral seners benconstriot hell

Project $\therefore \mathrm{NO}$. 1: Zeginning at a point on the nain sewer to be constructed on Elm Street near the fortnesst corner cf Block 1 of Iinmont addition to the City of albany, Cragon, and running thence wisterly to the Northeast corner of sald Block and along the north line of Lots $28,1,2,3$, and 4 of said Plock a distance of 250 f zet.

Project No. 2: Jeginning gt a point on the main sewer now in nlace on Elm Street whioh is ast of the southeact corner ci Lot 2 in Block 9 in innmont Addition to the clty of Albany and thence runnin; wasterly lone the gouth end of alb ny and thence runnfer wasterly alon tho south end of Lots 6, 3, 4, 5, 0, 7, 3, 9, 10, 11 ana 13 a distance of 5,0 I vet.

Froject $N o .3$ : Beeinning at a point on the Wolft toret main sewer immediately north of the center the of he glloy running throlech Block 1 , of Fosemont dijtion to the dity of wabn sol runnin t ence scutherl" alon the Center line of said alley throwich $310 \mathrm{ks} 1,6$ min 7 in said duition a distan of 1450 feet and wasteriy aions iht north line of Lots $9,10,11$, in Blook 7 a aistance of 1.5 feet.

Froject No. 4: Beginmink at a point on the msin sevar locased on Thirteenth Street in Rosmont addition to the City of al: y equi-distant retween Falnut and : aple Stroets and ruming thace northerl in the denter lind of the olley in jlook 2 in said icition a distanc of 409 fotsond berinting at the point aforesaid on the nain scwer in Thirteenth Street equi-dist nt between Vaple und "alnut Strees and runnin thence southeriy alons the conter iine of the alley and through Elocks 5 ana 8 a dustnine of 704 ftet to tha south line of Lots 5 and $b$ Blockg 8 and easterly alone the north line of Lots 10,11 , a.d 12 , Biock, 110 feet and westerly alone the north line of Lots 7 , and?, lock a ils ance of 110 feet.
 Thirteenth street and emai-distant botwean \%alnut and $\mathbb{3} 1 \mathrm{~m}$ Stroot and running
 dista ce of 490 fect; also be tnnins at said point on sald main serar equi-distant between Falmut and Elif. Streats and runnine thenoe southerlv along the cunter ine of

## ORDINANCE NO. 1658 -cont

the alley through Blocks 4 and 9 in said *dition a distance of 766 feet, and a distance of 90 feet eastarly along the north 11 ne of Lots 0 and 9 in Block 9 , all
said lateral sewers to be constructed of eisht inch vitrified terra cot ta sewer plpe in accordance with the plans and sfecifications of Valter $\%$. Largen, Engineer of said city, filed in the orrice of the Fecorder of said city on the 26 th day of Sertember, 1945.

Whereas, it was provided in and by Ordinance No. 1654 passed by the Council on the 24 th day of cctober, 1945 , and a roved by the Naycr on the same date that the Fucorder give notice for bids for the makin of such inprovement in the manner provided by lew; a d

Thereas, dus notice and advertisement for said cids havo been made and Fivan by the FAcorcer of tha ity of $A l b i n y$ in accordance $\cdots$ ith the provisions of said ordinance ard in the zanner provided by law; and

Thereas, Leonand \& Slate Creron Ltd., on the 7 th day of November 1945 presented their bid to the zuncil of said city for the mavine of sid lmprovement which said bid was mo in dus form and in contormity with sil the conditions infosed by law an by said ordinanca, by whtoh bid the said Iqonard d Slate oregon It proposed to furnisn all materiel, and implemants and to perform all the labor necacsar to Fake the above describsd improvement :or the su: of 97030.75 ; and

Thereas, L onard \& slate Cregon Ltd., was the lowest bidder for sald proposed work and said bid was the lowast and best bid submitted therefor.

THEREFOF TLE DEOFIZ CF TV: CITV OF aLSATY DO ORNATN AS FCLICHS:
Section 1. That the bid of the said Leonard \& Slate Cregon Itd for said im rovement be an the same is hereby acceptes ind the :ayor and Recorder of the City of albeny are hervby autnorised an. directed to enter into an agreement in writing witn the said Leonard \& Siate ore on Ltd for the masing of said improvement as aforesaid on sehalf of the City of allany, oregon, and upon the terms and conditions in said ordinance, advertisement and uid hereinatove nentioned.

Said contract sha 1 provide tiat the work on said sewer construction shell cormenc $\Rightarrow$ within ten days after the signine of said contract and shall be prosecuted with such vifor that all the work embraced the ein shall be entirely completed on or before the lst day of January 1946 , and the City of dluany shail be deemed to suffer damades to the extent of $\mathbf{i} 25.0$ per day for each and eveny day the work is delayed bejond such time.

Said contract shall further provide that the said Ieonard ${ }^{2}$ Slate Orepon Ltd shall, promptiy as due, make payrent to all parties supplylne to him labor and matarial for the prospoution of the hereinabove described work and that he will not pemit any lien or clain to be rosecvitad aeainst the ilty of albany for or on account of any labor or materi L furnished on said vork and shall siso pay all contributions or amounts dua the State Industrial iocident Fund inourred in the performanca of sail contra t.

Section 2. The said Leonard \& Slate orvmon Ltd ghall furnish a bond In a sum equal to fifty per cort of the contract rrice mith cood and sufficient surety thereon to be an roved by ths laycr of the city of albany, to secure the faithful perfcrmance of all the ooliputions sai cotidet on the part of the sald bidder and partiaularly on account of any ller or clair for labor or material furnished on the part of ary person or persons arising out of such contrast.

Said echtract shall further provide that should the sai: contractor fail, neglact or refuse to take rompt paynent of any clalo or la or, wace or materials furnt hed by any cerson in ecnnection with said contraot as said alain becor: due, whether suld libor, waegs or materisis be furnishod for said contractor or any sub-contraotor, thes and in such evant the Council of the city of albany may pay such clains to' the proper clalants and charce the same against fund due or to becone due said contractor by rasan of said contract.

Passed by the Council, November 14, 1945.
Approved by the Euror, November 14, 1945.

Attest:
C. F. nSHTON, Fecorder.

I, C. R. Ashton, Nacorder of the Oity of Albany, Linn County, Cregon, do hereby certify that the soove cony of Ordinance 0 . 1659 has een by me carefully comparad with the oricinal CTdinance ill.o. 1779 , was passed by the Council, iovember 14 , 1945 , and aporoved $b$ the : a;or on the 14 th day of Novembar, 1945.

Vitness my hand and official denature and sal of the ity of albany, oregon, on tis 15 th dey of Novmer, 1945.

