

AN ORDINANCE AMENDING ORDINANCE NO. 2755, 2756 and 2761 FOR THE PURPOSE OF SEGREGATING CERTAIN LIENS IN MORNINGSIDE TRACTS AND SOUTHERN ADDITION TO MORNINGSIDE TRACTS, PROVIDING FOR THE LIEN DATE THEREOF AND DECLARING AN EMERGENCY.

RECITALS:

1. Heretofore the council has assessed certain property in Morningside Tracts and Southern Addition to Morningside Tracts for certain street and sewer improvements as described in Ordinance No. 2755, 2756 and 2761.
2. Subsequent to the assessments, the owners thereof the property therein have requested the Council to segregate the liens against the said property in a manner that the property can be sold in smaller parcels than originally platted, making the same more desirable as home sites and more desirable for a subdivision.
3. At the request of the owners of the said property the following lien segregations are made and determined.

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

Section 1: Ordinance No. 2755, 2756 and 2761 are hereby amended for the purpose of segregating certain liens therein. Below described as "A" is the manner in which the lien is described in the above Ordinances, together with the description of the property and the amount of the lien. Below described as "B" is the segregated lien and the manner in which it is amended, together with the pertinent description of the property and the amount of the lien. The amendments and liens are hereby declared to be as described as "B" below.

<u>Name of Person on Assessment Roll</u>	<u>Description of Property</u>	<u>Assessment Cost</u>
"A" (original) Erman K. & Erma E. Johnston 2210 S. Geary St. Albany, Oregon	E. 150' of Lot 3, Morningside Tracts to be reapportioned as follows:	\$2,077.80
"B" (New) Erman K. & Erma E. Johnston	W. 75' of E. 150' of Lot 3	1,038.90
Erman K. & Erma E. Johnston	E. 75' of Lot 3	1,038.90
"A" (Original) Erman K. & Erma E. Johnston	E. 150' of Lot 4, Morningside Tracts to be reapportioned as follows:	2,182.83
"B" (New) Erman K. & Erma E. Johnston	S. 76.73' of E. 150' of Lot 4	1,091.41
Erman K. & Erma E. Johnston	N. 76.74' of E. 150' of Lot 4	1,091.42
"A" (Original) Erman K. & Erma E. Johnston	Lot 5, Morningside Tracts to be reapportioned as follows:	5,175.45
"B" (New) Erman K. & Erma E. Johnston	N. 60' of Lot 5	1,035.50
Erman K. & Erma E. Johnston	S. 60' of N. 120' of Lot 5	1,035.40
Erman K. & Erma E. Johnston	S. 60' of N. 180' of Lot 5	1,035.46
Erman K. & Erma E. Johnston	S. 60' of N. 240' of Lot 5	1,035.15
Erman K. & Erma E. Johnston	S. 59.79' of Lot 5	1,033.94
"A" (Original) Scharpf's Twin Oak Builders Supply 760 E. 2nd Avenue Albany, Oregon	Lot 10, Morningside Tracts to be reapportioned as follows:	4,865.31
"B" (New) Scharpf's Twin Oak Builders Supply	W. 70' of N. 78.81' of Lot 10	1,382.99
Scharpf's Twin Oak Builders Supply	Beg. at the NE corner of Lot 10, thence S. 1°10' E. 78.81'; thence S. 89°04' W. 65.07'; thence N. 1°14' W. 78.81'; thence N. 89°04' E. 65.16' to beginning.	735.45

ORDINANCE NO. 2798 (Cont'd)

<u>Name of Person on Assessment Roll</u>	<u>Description of Property</u>	<u>Assessment Cost</u>
Scharpf's Twin Oak Builders Supply	S. 30' of N. 138.81' of Lot 10	\$ 829.06
Scharpf's Twin Oak Builders Supply	N. 60' of S. 138.83' of Lot 10	828.85
Scharpf's Twin Oak Builders Supply	W. 70' of S. 78.83' of Lot 10	850.10
Scharpf's Twin Oak Builders Supply	Beg. at the SE corner of Lot 10, Morningside Tracts, thence S. 89°04' W. 64.84'; thence N. 1°14' W. 78.83'; thence N. 89°04' E. 64.93'; thence S. 1°10' E. 78.83' to beginning.	238.86
"A" (Original) Erman K. & Erma E. Johnston 2210 S. Geary St., Albany	Lot 3, Morningside Tracts to be reapportioned as follows:	1,038.21
"B" (New) Erman K. & Erma E. Johnston	W. 75' of E. 150' of Lot 3	.00
Erman K. & Erma E. Johnston	E. 75' of Lot 3	1,038.21
"A" (Original) Robert F. & LaDora Louise Daly 2430 Denver Place Orris L. & Jewel A. Bowman 330 N. Harrison	Lot 1 Southern Addition to Morning- side Tracts to be reapportioned as follows:	1,362.75
"B" (New) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Nly. 75' of Lot 1	511.03
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Sly. 75' of Nly. 150' of Lot 1	511.03
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Sly. 50' of Lot 1	340.69
"A" (Original) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Nly. 175' of Lot 2 & Lot 2, Southern Addition of Morningside Tracts to be reapportioned as follows:	1,192.41
"B" (New) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Nly. 25' of Lot 2	170.34
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Sly. 75' of the Nly. 100' of Lot 2	511.05
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Sly. 75' of Nly. 175' of Lot 2	511.02
"A" (Original) Luella M. Herman 721 N. 17th St., Corvallis, Ore.	Sly. 175' of Lot 3, Southern Addition of Morningside Tracts to be reapportioned as follows:	1,192.42
"B" (New) Luella M. Herman	Sly. 90' of Nly. 115' of Lot 3	613.26
Luella M. Herman	Sly. 85' of Lot 3	579.16
"A" (Original) Robert F. & LaDora Louise Daly 2430 Denver Place Orris L. & Jewel A. Bowman 330 N. Harrison St.	Sly. 214.35' of Lot 4, Southern Addition of Morningside Tracts to be reapportioned as follows:	1,480.71
"B" (New) Robert F. & LaDora Louise Daly 2430 Denver Place Orris L. & Jewel A. Bowman 330 N. Harrison	Sly. 90' of Nly. 95' of Lot 4	613.24

ORDINANCE NO. 2798 (Cont'd)

<u>Name of Person on Assessment Roll</u>	<u>Description of Property</u>	<u>Assessment Cost</u>
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Wly. 1/2 of Lot 4, ex. Nly. 95'	\$ 425.57
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Ely. 1/2 of Lot 4, ex. Nly. 95'	421.90
"A" (Original) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Lot 5, Southern Addition to Morningside Tracts to be reapportioned and a portion of the assessments to be transferred from the area in Lot 5, which will be S. Main St., extended, to vacated 28th Ave. which is contiguous to the N. of Lot 5 as follows:	1,020.27
"B" (New) Orris L. & Jewel A. Bowman Robert F. & LaDora Louise Daly	Ely. 72.5' of the Wly. 122.5' of Lot 5	425.99
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Ely. 72.5' of Lot 5	429.20
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	That portion of vacated 28th Ave. in the Southern Add. to Morningside Tracts as vacated in Ord. #2737 and described as follows: Beg. at the SW corner of Lot 16, Southern Add. to Morningside Tracts; thence Ely. to the SE corner of said Lot 16; thence Sly. to the NE corner of Lot 5 of said Add.; thence Wly. along the Nly. line of Lot 5 to a point 50' from the NW corner of Lot 5; thence to the point of beginning.	165.08
"A" (Original) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Lot 6, Southern Add. to Morningside Tracts to be reapportioned and a portion of the assessments to be transferred from the area in Lot 6, which will be S. Oak St. extended, to Vacated 28th Ave. which is contiguous to the N. of Lot 6 as follows:	1,044.39
"B" (New) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Wly. 72.5' of Lot 6	432.71
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	A portion of Lot 6 of the Southern Add. to Morningside Tracts to the City of Albany, Ore. described as follows: Beg. at a point on the North line of and 50' Westerly from the NE corner of Lot 6, of the Southern Add. to Morningside Tracts in the City of Albany, Ore. and running; thence Westerly along the N. line of Lot 6, 72.5'; thence S. 1°14' E. to the South line of Lot 6; thence S. 89°37' E. 65.61'; thence to the point of beginning.	424.00
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	That portion of vacated 28th Ave. in the Southern Add. to Morningside as vacated in Ord. #2737 and described as follows: Beg. at the SE corner of Lot 15 of the Southern Add. to Morningside Tracts, thence Wly. 145' to the SW corner of said Lot 15; thence Sly. to the NW corner of Lot 6 of said Add.; thence Wly. along the N. line of said Lot 6 to a point 50' from the NE corner of Lot 6; thence to point of beginning.	187.68
"A" (Original) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Lot 7, Southern Add. to Morningside Tracts to be reapportioned as follows:	1,427.37
"B" (New) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Beg. at SE corner of Lot 7, Southern Add. to Morningside Tracts thence N. 89°37' W. 133.60'; thence N. 1°14' W. 71.66'; thence N. 89°06' E. 133.69'; thence S. 1°10' E. 74.66' to beginning.	450.88

ORDINANCE NO. 2796 (Cont'd)

<u>Name of Person on Assessment Roll</u>	<u>Description of Property</u>	<u>Assessment Cost</u>
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Sly. 71.66' of the N. 158.34' of Lot 7	\$ 441.85
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Sly. 71.66' of the N. 86.68' of Lot 7	442.00
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	N. 15.02' of Lot 7	92.64
"A" (Original) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Lot 8, Southern Add. to Morningside Tracts to be reapportioned as follows:	1,234.46
"B" (New) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Sly. 56.66' of Lot 8	349.70
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	S. 71.66' of N. 143.32' of Lot 8	442.31
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	N. 71.66' of Lot 8	442.45
"A" (Original) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Lot 9, Southern Add. to Morningside Tracts to be reapportioned as follows:	1,390.16
"B" (New) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Sly. 120' of Lot 9	953.23
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Nly. 19.82' of S. 139.82' of Lot 9	157.51
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	N. 35.18' of Lot 9	279.42
"A" (Original) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Lot 10, Southern Add. to Morningside Tracts to be reapportioned as follows:	1,237.00
"B" (New) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	S. 39' of Lot 10	241.13
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	N. 71' of S. 110' of Lot 10	439.07
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	S. 71' of N. 90' of Lot 10	439.21
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	N. 19' of Lot 10	117.59
"A" (Original) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Lot 15, Southern Add. to Morningside Tracts to be reapportioned as follows:	1,617.87
"B" (New) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	N. 75' of Lot 15	485.37
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	S. 75' of N. 150' of Lot 15	485.35
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	N. 75' of S. 100' of Lot 15	485.37
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	S. 25' of Lot 15	161.78

ORDINANCE NO. 2798 (Cont'd)

<u>Name of Person on Assessment Roll</u>	<u>Description of Property</u>	<u>Assessment Cost</u>
"A" (Original) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	Lot 16, Southern Addition to Morn- ingside Tracts to be reapportioned as follows:	\$1,617.87
"B" (New) Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	S. 25' of Lot 16	161.78
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	N. 75' of S. 100' of Lot 16	485.37
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	S. 75' of N. 150' of Lot 16	485.35
Robert F. & LaDora Louise Daly Orris L. & Jewel A. Bowman	N. 75' of Lot 16	485.37

Section 2: Nothing in this ordinance shall be in any way considered as altering the lien dates as established in the previous ordinances, the purpose of this ordinance being only to amend the description of the property benefited by a specific lien and the amount of the lien.

Section 3: The City Recorder is instructed to make the necessary changes on the lien docket of the City to carry out the purpose of this ordinance and to effect the amendments as above provided.

Section 4: Inasmuch as expediency is desired to provide for the proper disposal and sale of the property, thereby benefiting the people of the City by allowing the said liens to be promptly paid, and the same being to the benefit of the general peace, health, safety and welfare of the City of Albany, an emergency is hereby declared to exist and this ordinance shall become immediately effective upon its passage by the Council and approval by the Mayor.

Passed by the Council: July 11, 1958

Approved by the Mayor: July 11, 1958

W. J. [Signature]

Mayor

Effective Date: July 11, 1958

ATTEST:

[Signature]

City Recorder