

ORDINANCE NO. 643

AN ORDINANCE DECLARING THE ASSESSMENT ON PROPERTY BENEFITTED FOR THE COST OF LAYING SANITARY SEWER LATERALS IN JOHNSON'S SUBDIVISION, PACES FIRST ADDITION AND ADJOINING PROPERTY IN THE CITY OF PRINEVILLE, OREGON; AND DIRECTING THE CITY RECORDER TO ENTER A STATEMENT THEREOF IN THE DOCKET OF CITY LIENS AND TO SERVE NOTICE TO THE ADJACENT BENEFITTED PROPERTY OWNERS.

THE PEOPLE OF THE CITY OF PRINEVILLE, ORDAIN AS FOLLOWS:

Section 1: Whereas, the City Council did heretofore by ordinance declare its intention to cause the installation of sanitary sewer laterals in Johnson's subdivision, Paces First Addition and adjoining property in the City of Prineville, Oregon; and to assess the cost thereof upon each lot or part thereof adjacent to and benefitted by such improvement its proportionate share of the cost of said improvement, and did fix the time and place for hearing protests against the construction of said improvement, and the assessment of the costs thereof, as aforesaid; and

Whereas, notice of said hearing was duly posted and said notice delivered by certified mail to the adjacent benefitted property owners as required by ORS 223.389, and

Whereas, a meeting of the City Council was held at the time and place fixed in said ordinance for the purpose of considering any such protests and at that time heard and considered all protests submitted relating to the proposed improvement and assessment thereof, and said Council has considered the matter, and deeming that said construction of said improvement was and is of material benefit to said City, and that all the property to be assessed therefore will be benefitted thereby to the extent of the probable amount of the respective assessments to be levied against said property, did order the construction of said improvement; and

Whereas, the cost of said improvement has been and hereby is determined to be the sum of \$6,000,

Now therefore, it is hereby determined that the proportionate share of the cost of construction of said improvement, on each parcel of property adjacent to said improvement and benefitted thereby is the amount set opposite the description of each piece or parcel of land below, and that each piece or parcel of land benefitted by the construction of said improvement, to the full extent of the amount so set opposite each piece or parcel in that the respective amount represents a proportionate benefit of said improvement to said respective parcel of property, and the Council does hereby declare that each of the parcels of property described below is hereby assessed the amount set opposite each respective description, for the cost of the construction of said improvement.

(1) Summary of costs assessed for the laying of sanitary sewer laterals in Johnson's Subdivision, Paces First Addition and adjoining property:

TOTAL CONSTRUCTION CONTRACT	<del>\$6,000</del> 5800 <sup>94</sup>
TOTAL AMOUNT ASSESSED	<del>\$6,000</del> 5800

(2) Assessments on the following parcels of real property in Crook County, City of Prineville, Oregon for the laying of sanitary sewer laterals in Johnson's subdivision, Paces First Addition, and adjoining property.

ASSESSMENT NO. 1

Andrew C. Kirkpatrick and Ruth M. Kirkpatrick

Beginning at a point on the southerly right of way line of the Warm Springs Highway, as located and constructed, said point being 865 feet, more or less, south and 58 feet west of the north quarter corner of Section 6 in Township 15 South Range 16 east of the Willamette Meridian, thence westerly along said right of way line 56.5 feet, thence south 105 feet, thence east 56.5 feet, thence north 105 feet to the point of beginning.

Total Assessment      ~~\$400.00~~  
200.00

ASSESSMENT NO. 2

Archie L. & Louise Halsey

Beginning at a point on the southerly right of way line of the Warm Springs Highway, as located and constructed, said point being 114.5 feet west and 865 feet, more or less, south of the north quarter corner of Section 6 in Township 15 south range 16 east of Willamette Meridian, thence west 90 feet along said right of way line, thence south 105 feet, thence east 90 feet, thence north 105 feet to the point of beginning.

Total Assessment      \$400.00

ASSESSMENT NO. 3

John W. Gilman, Christina I. Gilman

Beginning at a point on the north boundary line of West 2nd Street in Prineville, Oregon, extended, said point being 1101 feet south and 189.5 feet west of the north quarter corner of Section 6 in Township 15 south range 16 east of Willamette Meridian, thence west 50 feet, thence north 139 feet, more or less, to a point on the south line of a tract of land deeded to Dale A. Dorn et al by deed recorded in Book 63 of Deeds at page 242, Records of Crook County, Oregon, thence east along the south line of said tract 35 feet, thence south 4 feet, thence east 15 feet, thence south 135 feet, more or less, to the point of beginning.

Total Assessment \$200.00

ASSESSMENT NO. 4

Coy O. and Viola Heater

Beginning at a point on the northerly boundary of West 2nd Street extended in Prineville, Oregon, said point being 1101 feet south and 312.5 feet west of the north quarter corner of Section 6 in Township 15 south range 16 east of Willamette Meridian, thence north 139 feet to the southwest corner of a tract deeded to Dale A. Dorn et al by deed recorded in Book 63 of Deeds at page 242, Records of Crook County, Oregon, thence east 73 feet, thence south 139 feet to the point on the north boundary of said West 2nd Street extended, thence west along said north boundary of West 2nd Street extended 73 feet to the point of beginning.

Total Assessment \$200.00

ASSESSMENT NO. 5

Wendell H. and Leah Loop

Beginning at a point on the southerly right of way line of the Warm Springs Highway, as located and constructed, said point being 204.5 feet west and 861 feet, more or less, south of the north quarter corner of Section 6 in Township 15 south range 16 east of Willamette Meridian, thence south 101 feet, thence west 108 feet, thence north 101 feet to a point on said right of way line, thence east along said right of way line 108 feet to the point of beginning.

Total Assessment \$200.00

ASSESSMENT NO. 6

Glenn and Gladys Logsdon

Lot 1 of Pace's First, according to the official plat thereof.

Total Assessment \$200.00

ASSESSMENT NO. 7

Hot Coffee Service, Inc., Rustler's Roost

Lots 2, 3, and 4 of Pace's First, according to the official plat thereof.

Total Assessment \$200.00

ASSESSMENT NO. 8

Jerome J. Kuper and Martha J. Kuper

All of Lots 5 and 6, and all of Lot 7 except the south 34 feet thereof, in Pace's First, according to the official plat thereof.

Total Assessment \$400.00

ASSESSMENT NO. 9

Albert K. Overton and Lily N. Overton

The south 34 feet of Lot 7 of Pace's First, according to the official plat thereof.

Total Assessment \$200.00

ASSESSMENT NO. 10

Verle James and Mary Jean Wisdom

Lots 9 and 10 of Pace's First, according to the official plat thereof.

Total Assessment \$200.00

ASSESSMENT NO. 11

Fed and Edith Craddock and Lakesworth and Bobbie Sue Blackwell

Tax Lots 30 and 31, Lots 11 and 12 of Paces First Addition.

Total Assessment \$400.00

ASSESSMENT NO. 12

Lila Milligan

Lot 13 of Pace's First, according to the official plat thereof.

Total Assessment \$200.00

ASSESSMENT NO. 13

James E. and Atha Mae Coran

Lot 14 of Pace's First, according to the official plat thereof.

Total Assessment \$200.00

ASSESSMENT NO. 14

O. D. McGinnis and Erah McGinnis

Lots 15 and 16 of Pace's First, according to the official plat thereof.

Total Assessment \$200.00

ASSESSMENT NO. 15

Joseph F Jr. & Enola M. Gascon and Harold W. and Velma L. Smith

Lots 4 and 5 and the east 46 feet of Lot 6 in Block 4 of Johnson's Subdivision, according to the official plat thereof, excepting tract deeded to Noel Marion Cumbey by deed recorded in Book 54 of Deeds at page 325, Records of Crook County, Oregon. Also, beginning at a point on the southerly right of way line of the New Ochoco Highway, as located and constructed, said point being 868.1 feet south and 1751 feet east of the northwest corner of Section 6 in Township 15 south range 16 east of Willamette Meridian, thence south 6° east 233 feet to a point on the northerly right of way line of the Ochoco Highway, said highway being an extension to the west of West Second St., thence south 89°45' west along said northerly right of way line 90 feet, thence N 6° west 217 feet to a point on the south right of way line of said New Ochoco Highway, thence easterly along said right of way line on the arc of a 587.27 foot radius curve to the right 90 feet, more or less, to the point of beginning, and also:

Beginning at the northeast corner of Lot 5 in Block 4 of Johnson's Subdivision according to the official plat thereof, thence west 86 feet, thence south 80 feet, thence east 86 feet, thence north 80 feet to the point of beginning.

Total Assessment \$1,200.00

ASSESSMENT NO. 16

Kenneth and Vesta Piercy

Beginning at a point 46 feet west of the northeast corner of Lot 6 in Block 4 of Johnson's Subdivision, according to the official plat thereof, thence west along the north line of said lot 6 a distance of 63 feet, thence south to the south boundary of said Lot 6, thence southeasterly along the south boundary to a point due south of the point of beginning, thence north to the point of beginning.

Total Assessment \$200.00

ASSESSMENT NO. 17

Mr. and Mrs. William Linker

Part of Lot 6 in Block 4 of Johnson's Subdivision, according to the official plat thereof, described as follows: Beginning at a point 275 feet west of the northeast corner of Lot 5 in Block 4 of said Johnson's Subdivision, thence south to a point on the south line of said Lot 6 in said Block 4, thence northwesterly along the south line of said Lot 6 to a point 25 feet due south of the northwest corner of said Lot 6, thence north 25 feet along the west line of said Lot 6 to the northwest corner of said Lot 6, thence east along the north line of said Lot 6, 125 feet, more or less, to the point of beginning.

Total Assessment \$200.00

ASSESSMENT NO. 18

William Edward Schmidt and Mary S. Schmidt

Lot 2 in Block 4 of Johnson's Subdivision, according to the official plat.

Total Assessment \$400.00

ASSESSMENT NO. 19

Gladys Osborn

Lot 3 in Block 4 of Johnson's Subdivision, according to the official plat thereof.

Total Assessment \$400.00

Section 2. The Recorder-Treasurer of the City of Prineville, Oregon is hereby directed to enter a statement of said several assessments in the docket of city liens in said City and is hereby directed to serve notice hereof on the property owner of the aforesaid by notifying them by certified mail within 10 days from the date of enactment hereof.

Passed by the Mayor this 14 day of JAN, 1970.

Approved by the City Council this 14 day of JAN, 1970.

Jim Watson  
Jim Watson, City Recorder

Robert L. Sell  
Robert L. Sell, Mayor