

RESOLUTION NO. 808

A RESOLUTION DECLARING THE ASSESSMENT ON PROPERTY BENEFITTED FOR THE PLACEMENT OF A SEWER LINE ON EAST THIRD STREET 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

IT IS HEREBY RESOLVED AS FOLLOWS:

SECTION 1.

1. WHEREAS, this City Council did heretofore by Resolution No. 783 declare its intention to cause the placement of a sewer line to serve real property described by said Resolution and to assess the cost thereof upon each lot or parcel thereof to be benefitted by such improvement, its proportionate share of the costs of said improvement, and did fix the time and place for hearing protests against the construction of said improvements and the assessments and costs thereof, and
2. WHEREAS, notice of said hearing was given by publication in the Central Oregonian Newspaper on January 12, 1995 as required by ORS 223.389, and
3. WHEREAS, a meeting of the City Council was held on January 24, 1995, which was the date and place fixed in said Resolution for the purpose of considering any such protest, and at that time there were no protests submitted relating to the proposed improvement and assessment thereof, and said Council considered said matter and deeming that said construction of said improvements was and is of material benefit to the City and that all property to be assessed thereof will be benefitted thereby, did order the construction of said improvements and formulation of the East Third Street Local Improvement District, and
4. WHEREAS, by Ordinance #1039 effective July 23, 1996, additional property was added to the Local Improvement District.
5. WHEREAS, said improvements were constructed and the costs of said improvements were in the amount of \$627,000.00, and
6. WHEREAS, notice of the proposed assessment was mailed by certified mail to the benefitted property owners as required by Oregon law, which notice stated the amounts of the assessment proposed on each property and fixed a date by which time objections were to be filed, and

7. WHEREAS, on August 13, 1996, the City Council met and considered one objection by Lon Austin to the proposed assessments and after discussion, voted to adopt the assessments as proposed by City staff.

SECTION 2.

It is hereby determined that the proportionate share of the costs of construction of said improvements on each parcel of property benefitted by said improvements, is the amount set opposite the description of each piece and parcel of property on Exhibit A attached hereto and by this reference made a part hereof, and that each parcel of land benefitted by the construction of said improvement, to the full extent of the amount so set opposite each parcel in that 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 on Exhibit A is hereby assessed the amount set opposite each respective description for the cost of construction of said improvement.

SECTION 3.

The total amount of costs assessed for the placement of a sewer line is \$627,000.00.

SECTION 4.

Assessments are hereby made on the parcels of real property described in the attached Exhibit A which real property is located in Crook County, Oregon for the placement of the sewer line to serve said real property.

SECTION 5.

The recorder of the City of Prineville, Oregon, is hereby directed to enter a statement of said assessments in the docket of the City liens in said City, and is hereby directed to publish notice of the assessment in the Central Oregonian and to serve notice hereof on the property owners of the aforesaid by mailing them by certified mail within ten (10) days from the date of this Resolution.

SECTION 6.


The amounts of assessments described on the attached Exhibit A are due at this time. No interest shall be owing if the full assessment is paid on or before November 29, 1996. However, the owner of any property assessed shall have the right to make application to the City of Prineville to make payments in semi-annual installments over ten years at 7-1/2% per annum interest from October 15, 1996 until paid. Such application shall be on a form furnished by the City of Prineville and shall be made within ten days after the date the above notice is published.

Passed by the City Council this 10th day of September, 1996.

Approved by the Mayor this 10th day of September, 1996.

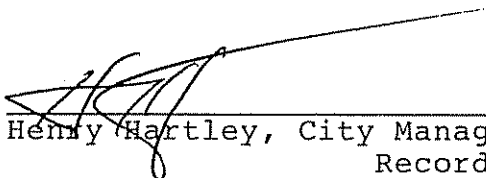


TODD M. VALLIE, Mayor



HENRY HARTLEY, City Recorder/Manager

This is a true certified copy.



Henry Hartley, City Manager
Recorder

EXHIBIT A

<u>Property Owner</u>	<u>Tax Assessor's Map #</u>	<u>Tax Lot</u>	<u>Assessment Amount</u>
Purcell	15-16-4	TL 2501	\$ 45,710.70
Browning	15-16-4	TL 2500	190,461.25
Browning	15-16-4	TL 2505	15,236.90
Barney	15-16-4	TL 2506	25,902.73
Cochran	15-16-4	TL 2503 and	
	15-16-4AC	TL 1700	1,523.69
Stensland	15-16-4AA	TL 700	22,855.35
E&W Partners	15-16-4AA	TL 800	2,285.54
Flegel	15-16-4AA	TL 900	15,236.90
Reid Bros.	15-16-4AB	TL 100, 301, 400, & 4600	9,142.14
Reid	15-16-4AB	TL 300	1,523.69
Assisted Lvg.	15-16-4AB	TL 500	35,044.87
Hawkins	15-16-4AB	TL 501	1,523.69
Chandler	15-16-4AB	TL 600	1,523.69
Bratcher	15-16-4AB	TL 800	1,523.69
Stowe	15-16-4AB	TL 900	1,523.69
Story	15-16-4AB	TL 901 & 1900	1,523.69
Wiggins	15-16-4AB	TL 1000	1,523.69
Bussey	15-16-4AB	TL 1100	1,523.69
Waetjen	15-16-4AB	TL 1200	1,523.69
Schnoor	15-16-4AB	TL 1300	1,523.69
Gore	15-16-4AB	TL 1400	1,523.69
Dunaway	15-16-4AB	TL 1500	1,523.69
Lanning	15-16-4AB	TL 1600	1,523.69
Vargas	15-16-4AB	TL 1700	1,523.69
Bird	15-16-4AB	TL 1800	1,523.69
Collins	15-16-4AB	TL 4700	7,618.45
Collins	15-16-4AB	TL 5400 & 5500	1,523.69
Cox	15-16-4AB	TL 5600	2,285.54
Edwards	15-16-4AB	TL 5700	3,809.23
Austin	15-16-4AC	TL 100	1,523.69
Pinkston	15-16-4AC	TL 200	1,523.69
Jensen	15-16-4AC	TL 300	1,523.69
Tubbs	15-16-4AC	TL 400	1,523.69
Pangle	15-16-4AC	TL 500	1,523.60
Rockwood	15-16-4AC	TL 600	1,523.69
Comini	15-16-4AC	TL 700	1,523.69
Miller	15-16-4AC	TL 800	1,523.69
Williams	15-16-4AC	TL 900	1,523.69
Tuttle	15-16-4AC	TL 1000	1,523.69
Edwards	15-16-4AC	TL 1100	1,523.69
Johnston	15-16-4AC	TL 1200	1,523.69
Fitzpatrick	15-16-4AC	TL 1300	1,523.69
Bell	15-16-4AC	TL 1400	1,523.69
Hasse	15-16-4AC	TL 1500	1,523.69

<u>Property Owner</u>	<u>Tax Assessor's Map #</u>	<u>Tax Lot</u>	<u>Assessment Amount</u>
Boyesen	15-16-4AC	TL 1600	\$ 1,523.69
Adams	15-16-4AC	TL 2000	1,523.69
Sheldon	15-16-4AC	TL 2100	1,523.69
Nelson	15-16-4AC	TL 2200	1,523.69
Harris	15-16-4AC	TL 2300	1,523.69
Budke	15-16-4AC	TL 2400	1,523.69
Heater	15-16-4AC	TL 2500	1,523.69
Stangier	15-16-4B	TL 500 (*see below)	68,566.05
Musil	15-16-4B	TL 900	1,523.69
Munsey	15-16-4B	TL 1200	1,523.69
Cardin	15-16-4B	TL 1800, 1801	1,523.69
Wade/Paulson	15-16-4B	TL 3700	9,142.14
Stafford	15-16-4B	TL 3800	1,523.69
Cardin	15-16-4B	TL 3900	1,523.69
Streetman	15-16-4B	TL 4000	1,523.69
Groff	15-16-4B	TL 4100	6,094.76
Smith	15-16-4B	TL 4200, 4201	3,047.38
Bony	15-16-4B	TL 4300	30,473.80
Bony	15-16-4B	TL 4400, 4401	1,523.69
Gholson	15-16-4B	TL 4500	1,523.69
Wood	15-16-4B	TL 4600	14,475.06
Mizer	15-16-4B	TL 4700	3,047.38
Tribby	15-16-4B	TL 4800	15,236.90
Chandler	15-16-4B	TL 4900	1,523.69
Simmons	15-16-4B	TL 5000	1,523.69
Thompson	15-16-4B	TL 5100	1,523.69
Wilkinson	15-16-4B	TL 5200	4,571.07
Gagermeier	15-16-4B	TL 5201	1,523.69
Smith	15-16-4B	TL 5300	1,523.69
Ochoco Lumber	15-16-4B	TL 7200	1,523.69
Bristow	15-16-4B	TL 7400	1,523.69
Burkhardt	15-16-4B	TL 7500, 7601	9,142.14
Durkee	15-16-4B	TL 7600	2,285.54
Coshow	15-16-4B	TL 7800, 7801	1,523.69

*Together with those portions of TL 501 and 600 described in the Deed executed by Thomas C. Rigney and Tamera Rae Rigney, husband and wife, to Dirk G. Stangier and recorded March 29, 1996 as MF #126550, Deed Records of Crook County, Oregon.