

RELATING TO THE ASSESSMENT OF THE COST OF CONSTRUCTION OF IMPROVE-
MENTS IN LAPORTE AVENUE IMPROVEMENT DISTRICT NO 3 OF THE
CITY OF FORT COLLINS, AND PROVIDING FOR THE PAYMENT AND
COLLECTION THEREOF

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT COLLINS

Section 1 That under and by virtue of the provisions of Ordinance No 13 1915 of said City of Fort Collins duly adopted and approved on the 27th day of September, 1915, Laporte Avenue Improvement District No 3 was duly created and provision made in said ordinance for the construction of certain improvements in said district, consisting of concrete paving, curbing within the limits of said district, that the said improvements as therein provided have been duly constructed under contract, as provided by law, and duly accepted by the City of Fort Collins as therein provided, that thereafter the Commissioner of Works of said city, and on to-wit, the 4th day of December, 1916, duly reported to the City Council the total cost of the construction of said improvements, including the cost of inspection, collection and other incidentals and also including interest to the first day of March, 1917 when by the laws of the State of Colorado the first installment of general taxes is due and payable which amounts to \$ 52,520.04, that in and by said report the said Commissioner of Works, pursuant to report of the City Engineer duly apportioned upon all the lots or tracts of land abutting upon the street improved in proportion as the frontage of each lot or tract of land is to all the frontage of all the lots or tracts of land so improved, the sides of corner lots abutting on streets or alleys so improved being regarded as

frontage to the extent of twenty-five (25) feet, pursuant to the statute and the provisions of Ordinance No 13, 1915 which assessment was made in accordance with the provisions of §5363, §5364 and §5366 of the Revised Statutes of 1908, and which said Laporte Avenue Improvement District No 3 is hereinafter more particularly described by lots and blocks together with the apportionment and rate per front foot, which said findings and report of the Commissioner of Works are in accordance with the report theretofore made by the City Engineer in respect to the proposed assessments on each lot in said district

Section 2 That at the regular meeting of the City Council held on the 4th day of December A D 1916, said report of the Commissioner of Works concerning the said proposed assessments for improvements in Laporte Avenue Improvement District No 3 was by resolution of the City Council duly adopted for the purpose of consideration and determination at a meeting of the City Council to be held at four o'clock P M on the 22d day of January, 1917, pursuant to a notice of the City Clerk as provided by law, that in and by said resolution the City Clerk was instructed and directed to publish notice in the official newspaper of the City of Fort Collins for a period of ten days, addressed to the owners of the property to be assessed in Laporte Avenue Improvement District No 3, stating the whole cost of the improvement and the share apportioned to each lot or tract of land in said district and notifying the owners thereof that any complaints or objections that might be made in writing by them to the City Clerk and filed in his office within thirty days from the publication of said notice would be heard and determined by the City Council at a regular meeting of the City Council to be held on the 22d day of January, 1917, at the hour of four o'clock P M of said day in the council chamber in the City Hall in said city, that after said hearing the said City Council would take up the matter of the passage of an ordinance assessing the cost of said improvement, that pursuant to the authority contained

in said resolution the City Clerk caused to be published said notice in the Fort Collins Morning Express, the official newspaper of said City of Fort Collins, for a period of ten days, as provided by law, and that due proof of said publication has been duly filed in the office of the City Clerk; that more than thirty days have elapsed since the publication of said notice, and no complaints or objections in writing have been filed with the City Clerk, as provided by law.

Section 3. That the total cost of the improvements in said Laporte Avenue Improvement District No. 3 under and by virtue of said Ordinance No. 13, 1915, of said city, including the cost of inspection, collection and interest to the first day of March, 1917, amounts to \$5252.04, which said sum is hereby assessed upon the real estate in said Laporte Avenue Improvement District No. 3 in accordance with the provisions of §5380 of the Revised Statutes of 1908, and the proportion of said costs assessed to each lot or tract of land in said Laporte Avenue Improvement District No. 3, comprising the following lots and blocks in said district, shall be as follows, to-wit:

LAPORTE AVENUE IMPROVEMENT DISTRICT NO. 3.

Block 22				
Lot No.	Property Owner	Frontage	Cost per foot	Total
1	E. C. Withrow	130	\$7.9468	\$1033.08
45	C. R. Welch	25	7.9468	198.67
44	C. R. Welch	25	7.9468	198.67
43	C. R. Welch	12.5	7.9468	99.34
43	Colorado & Southern Ry. Co.	12.5	7.9468	99.34
42	Colorado & Southern Ry. Co.	25	7.9468	198.67
41	Colorado & Southern Ry. Co.	25	7.9468	198.67
40	Colorado & Southern Ry. Co.	25	7.9468	198.67
39	Colorado & Southern Ry. Co.	25	7.9468	198.67
38	Colorado & Southern Ry. Co.	25	7.9468	198.67
Block 21				
Lot No.	Property Owner	Frontage	Cost per foot	Total
23	Charles G. Buckingham	190	\$7.9468	\$1509.89
24	Colorado & Southern Ry. Co.	140.9	7.9468	1119.70

Additional assessment made by the City Council to be paid by the City of Fort Collins, account of error in ~~double~~ ^{double} assessment, ^{Cost per foot \$7.9468} not included in foregoing list!

Lot 1, Block 22 25 feet on side corner ^

Lot 23, Block 21 25 feet " " " "

to be paid from the Permanent Street fund, ^{total} = 198.67

= 198.67

*397.34

Section 4 All assessments herein provided for shall be due and payable within thirty days from the final passage and publication of this ordinance without demand, provided that all assessments may, at the election of the owners of the property assessed be paid in twenty annual installments, beginning February 28 1917, and payable annually on said last mentioned day thereafter until the full amount thereof has been paid with interest on the unpaid principal, payable semi-annually at the rate of six per cent per annum

Section 5 Failure to pay the whole of the assessment within said period of thirty days shall be conclusively considered and held an election on the part of all persons interested, whether under disability or otherwise, to pay in such installments

Section 6 Failure to pay any installment, whether of principal or interest when due, shall cause the whole of the unpaid principal to become due and payable immediately, and the whole amount of the unpaid principal and accrued interest shall hereafter draw interest at the rate of one per cent per month or fraction thereof, until the day of sale as hereinafter provided, but at any time prior to the day of sale the owner may pay the amount of all unpaid installments, with interest at one per cent per month or fraction of a month and all penalties accrued, and shall thereupon be restored to the right to pay the installments in the same manner as if default had not been suffered The owner of any property not in default as to any installments or payment may at any time pay the whole of the unpaid principal, with the interest accrued, to the maturity of the next installment of interest or principal

Section 7 Payments may be made to the City Treasurer at any time within thirty days of the final passage and publication of this

ordinance, and an allowance of five per cent discount shall be made on all payments made during such period only

Section 8 In case of default in the payment of any installment of principal and interest when due, any and all property concerning which such default is suffered shall be advertised by the County Treasurer and sold for the payment of the whole of the unpaid assessment thereon, at the same time or times and in the same manner, under all the same conditions and penalties and with the same effects as are provided by law for sales of real estate in default of the payment of general taxes

Section 9 It shall be the duty of the City Clerk to prepare the foregoing assessment roll in said Laporte Avenue Improvement District No 3 in proper form showing in suitable columns each piece of real estate assessed, the total amount of the assessment, the amount of each installment of principal and interest, and the date when each installment will become due, with suitable columns for use in case of payment of the whole amount or of any installment or penalty and deliver the same to the City Treasurer, and thereafter payments may be made to the City Treasurer at any time within thirty days of the passage of this assessing ordinance Upon the expiration of the thirty days the City Treasurer shall return to the City Clerk the assessment roll showing all payments made thereon with the date of each payment, and thereupon the City Clerk shall prepare a permanent local assessment roll in book form, showing in suitable columns each piece of real estate or property on which the assessment is unpaid, the whole amount of the assessment unpaid, the date to which the same was computed and the amount of each installment of principal and interest and the date when the same will become due, with suitable columns for use in case of payment of any installment

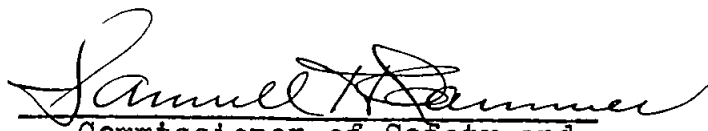
or penalties Said roll shall be certified by the City Clerk under the seal of the city, and by him delivered to the County Treasurer of Larimer County with his warrant for the collection of the same

Section 10 All collections made by the County Treasurer on said assessment roll in any calendar month shall be accounted for and paid over to the City Treasurer on or before the 10th day of the next succeeding calendar month with separate statements for all such collections for said month

Section 11 The owner of any divided or undivided interest may pay his share of any assessment upon producing evidence of the extent of his interest satisfactory to the officers having the roll in charge

Introduced, read and ordered published this 31st day of January A D 1917

Passed and adopted this 12th day of February A D 1917


Commissioner of Safety and
Ex-Officio Mayor

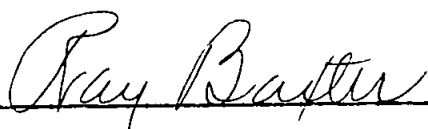
ATTESTE


City Clerk

STATE OF COLORADO)
) ^{-ss}
COUNTY OF LARIMER)

I, Ray Baxter, City Clerk of the City of Fort Collins, do hereby certify and declare that the foregoing ordinance, consisting of eleven (11) sections was duly proposed and read at length at a meeting of the City Council held on the 31st day of January, A D 1917, and was duly ordered by Aye and Nay vote to be published once in full in The Fort Collins Courier a daily newspaper of the city of Fort Collins, in accordance with the provisions of Section 7 of Article IV of the City Charter, that thereafter and on to-wit, the 13th day of February 1917, at a regular meeting of the City Council, said ordinance came before said Council upon its final passage a period of more than ten days having elapsed since its publication as above set forth, and that said ordinance was upon second reading duly adopted as an ordinance and duly numbered 5 and thereafter and on to-wit, the 13th day of February A D 1917, said Ordinance No 5 as finally passed and adopted was duly published in The Fort Collins Courier a daily newspaper published in said city of Fort Collins, Colorado

In Witness Whereof I have hereunto set my hand this
13th day of February, A D 1917



City Clerk