

EMERGENCY ORDINANCE NO. 423

AN EMERGENCY ORDINANCE EMPOWERING, AUTHORIZING AND DIRECTING THE EX-OFFICIO CITY ASSESSOR OF THE CITY OF LAS VEGAS, COUNTY OF CLARK, STATE OF NEVADA, TO LEVY A SPECIAL ASSESSMENT TO DEFRAY THE COST OF MAKING CERTAIN IMPROVEMENTS IN THE CITY OF LAS VEGAS BY GRADING FOR AND CONSTRUCTING OIL BOUND GRAVEL PAVEMENTS AND CONCRETE CURBS AND GUTTERS ON CERTAIN STREETS AND PORTION OF STREETS IN SAID CITY ACCORDING TO THE PLATS, DIAGRAMS AND ESTIMATES OF COSTS THEREOF ON FILE IN THE OFFICE OF THE CITY CLERK OF THE CITY OF LAS VEGAS, DESCRIBING DEFINITELY THE LOCATION OF SAID IMPROVEMENTS, STATING THE AMOUNT OF SAID ASSESSMENT, AND DESCRIBING AND DESIGNATING THE LOCALITY CONSTITUTING THE DISTRICT TO BE ASSESSED ACCORDING TO THE FRONTAGE; AND OTHER MATTERS RELATING THERETO.

The Board of Commissioners of the City of Las Vegas, Nevada do ordain as follows:

Section 1. For the purpose of defraying the cost of making certain improvements in the City of Las Vegas by grading for and constructing oil bound gravel pavements and concrete curbs and gutters on all the streets and portions of streets embraced within Special Assessment District #100-4, and more particularly described as follows, to-wit:

South 7th Street from the existing paving near Park Paseo to Franklin Street, South 8th Street from existing paving near Park Paseo to Franklin Street, Franklin Street from existing paving at alley line between South 9th Street and South 10th Street to intersection of South 7th Street, South 9th Street approximately 78 feet north of Franklin Street.

Said improvements to be made in accordance with the plats, diagrams and estimates of cost heretofore prepared and adopted by the Board of Commissioners of the City of Las Vegas, and on file in the office of the City Clerk of the City of Las Vegas; the Ex-Officio City Assessor of the City of Las Vegas is hereby empowered, authorized and directed to make forthwith a special assessment in the total amount of Fifteen Thousand, Five Hundred Twenty-six Dollars and Sixty-five Cents (\$15,526.65), and to levy such assessment according to frontage against the owners and upon the taxable lots and premises embraced within the special assessment district created by Ordinance #417 of the City of Las Vegas.

Section 2. In no case shall the amount of any special assessment upon any such lot or premises exceed 50% of the value of such lot or premises as shown upon the latest tax list or assessment roll for State and County taxation, but such cost in excess of 50% shall be borne by the City of Las Vegas and paid out of the General Fund.

Section 3. The Ex-Officio City Assessor of the City of Las Vegas, Nevada, shall prepare an assessment roll in the manner provided by the Charter of the City of Las Vegas, Nevada, and shall assess each lot or parcel of land with such relative portion of the whole amount to be levied in said district as the length of front of such premises abutting upon the improvement bears to the whole frontage of all the lots to be assessed; unless on account of the shape or size of any lot or lots an assessment for a different number of feet would be more equitable; and the frontage of all lots to be assessed shall be deemed to be the aggregate number of feet as determined upon for the assessment by the assessor.

Section 4. After the special assessment roll, as herein provided for, shall cause notice thereof to the persons whose names appear upon the assessment roll and to all others interested therein, to be published for at least two weeks in some newspaper published in the City of Las Vegas, Nevada, of the time when the Board of Commissioners and the Ex-Officio City Assessor will meet to review the assessments, and any person, objecting to the assessment, may file his objections thereto with the City Clerk.

Section 5. At the time appointed for reviewing the assessments, the Board of Commissioners and the Ex-Officio City Assessor shall meet and give all persons interested an opportunity to be heard, and shall consider any and all objections that may be filed with the City Clerk, and then, or at some adjourned meeting, shall review the assessments and correct the same, and confirm it as corrected, or confirm it as reported, or annul it, and direct a new assessment to be made.

Section 6. When the assessments shall be confirmed as herein provided, it shall be final and conclusive. The City Clerk shall thereupon deliver to the County Assessor, acting Ex-Officio City Assessor, the Assessment Roll as confirmed by the Board of Commissioners, with his certificate of such confirmation, and of the date thereof. The County

423
Assessor, acting Ex-Officio City Assessor, shall thereupon, without extra compensation, record such Assessment Roll in his office, and append thereto his certificate of the date of such recording, whereupon from said date all persons shall be deemed to have notice of the contents of such Assessment Roll, and it shall be prima facie evidence in all courts and tribunals of the regularity of all proceedings preliminary to the making thereof, and of the validity of the assessment and Assessment Roll. After the Assessment Roll has been confirmed and recorded, the several amounts levied thereon shall become at once due and payable, and shall constitute and be a lien upon the respective lots and parcels of land, and improvements assessed, and shall be charged against the persons and properties until paid, provided that upon approval of any assessment, the amount thereof may be divided into not less than four nor more than ten installments, one of such installments to be collected each year, at such time as the Board may determine, with an annual interest at a rate not exceeding 7%.

Section 7. All assessments, when due and payable, as in this ordinance provided, shall be paid to the tax receiver of the City of Las Vegas, Nevada, and by that officer paid into and credited to the special fund to be known as and called "Las Vegas Street Improvements Assessment District No. 100-4 Fund".

Section 8. All costs and expenses incurred in making the improvements shall be charged to and paid out of said fund, provided, however, that all monies drawn on the General Fund of the City of Las Vegas to defray any of the costs and expenses of making the improvements, or, if it shall become necessary to draw upon the General Fund to defray any of the costs and expenses of the improvements, except as otherwise provided by the Charter of the City of Las Vegas, Nevada, the General Fund shall be reimbursed by transfer of funds from the "Las Vegas Street Improvement Assessment District No. 100-4 Fund", as soon as conditions of the same will permit.

Section 9. This ordinance shall be and become effective immediately after its adoption, approval and the publication thereof for two consecutive weeks in the Las Vegas Review Journal, published in the City of Las Vegas.

Section 10. The City Clerk of the City of Las Vegas is hereby authorized and directed to cause this ordinance to be published in the Las Vegas Review Journal, a daily newspaper published in the City of Las Vegas for a period of once a week for two consecutive weeks, immediately after its final passage and approval at this meeting.

ADOPTED AND APPROVED this 21st day of June, A. D. 1950.

ATTEST:

Shirley Dallinger City Clerk
By Betty L. Luster
City Clerk Deputy

[Signature]
Mayor

Commissioners voting in favor of the adoption of the foregoing ordinance:

Mayor E. P. Cragin "Aye"
Commissioner Becker "Aye"
Commissioner Noon "Aye"
Commissioner Quinn "Aye"
Commissioner Whipple "Aye"
Absent: none

Those voting against the adoption of the foregoing ordinance:

none

ATTEST:

Shirley Dallinger City Clerk
By Betty L. Luster
City Clerk Deputy

[Signature]
Mayor

EMERGENCY ORDINANCE NO. 423
 AN EMERGENCY ORDINANCE EM-
 POWERING, AUTHORIZING AND
 DIRECTING THE EX-OFFICIO
 CITY ASSESSOR OF THE CITY OF
 LAS VEGAS, COUNTY OF CLARK,
 STATE OF NEVADA, TO LEVY A
 SPECIAL ASSESSMENT TO DE-
 FRAY THE COST OF MAKING
 CERTAIN IMPROVEMENTS IN
 THE CITY OF LAS VEGAS BY
 GRADING FOR AND CONSTRUCT-
 ING OIL BOUND GRAVEL PAVE-
 MENTS AND CONCRETE CURBS
 AND GUTTERS ON CERTAIN
 STREETS AND PORTION OF
 STREETS IN SAID CITY ACCORD-
 ING TO THE PLATS, DIAGRAMS
 AND ESTIMATES OF COSTS
 THEREOF ON FILE IN THE OF-
 FICE OF THE CITY CLERK OF
 THE CITY OF LAS VEGAS, THE LO-
 CATION OF SAID IMPROVE-
 MENTS, STATING THE AMOUNT
 OF SAID ASSESSMENT, AND DE-
 SCRIBING AND DESIGNATING
 THE LOCALITY CONSTITUTING
 THE DISTRICT TO BE ASSESSED
 ACCORDING TO THE FRONAGE,
 AND OTHER MATTERS RELAT-
 ING THERETO.

The Board of Commissioners of the
 City of Las Vegas, Nevada do ordain
 as follows:
 Section 1. For the purpose of de-
 fraying the cost of making certain
 improvements in the City of Las Ve-
 gas by grading for and constructing
 oil bound gravel pavements and con-
 crete curbs and gutters on all the
 streets and portions of streets en-
 braced within Special Assessment Dis-
 trict No. 100-4, and more particularly
 described as follows, to-wit:
 South 7th Street from the existing
 paving near Park Paseo to
 Franklin Street, South 8th Street
 from existing paving near Park
 Paseo to Franklin Street, Frank-
 lin Street from existing paving at
 alley line between South 9th Street
 and South 10th Street to inter-
 section of South 7th Street, South
 9th Street approximately 78 feet
 north of Franklin Street.
 Said improvements to be made in
 accordance with the plats, diagrams

AFFADAVIT OF PUBLICATION

STATE OF NEVADA, }
 COUNTY OF CLARK } ss.

..... **CARL WOODBURY** being first duly sworn,

deposes and says: That he is **AUDITOR** of the
 LAS VEGAS EVENING REVIEW-JOURNAL, a daily newspaper, of gen-
 eral circulation, printed and published at Las Vegas, in the County of
 Clark, State of Nevada, and that the attached was continuously published

in said newspaper for a period of *2 insertions*

from *June 25, 1950* to *July 2, 1950*

inclusive, being the issues of said newspaper for the following dates, to-wit:

June 25, July 2.

That said newspaper was regularly issued and circulated on each of the
 dates above named.

Signed *Carl Woodbury*

Subscribed and sworn to before me this *2nd*

day of *July, 1950*

Neela J. Perhart
 Notary Public in and for Clark County, Nevada.

My Commission Expires MY COMMISSION EXPIRES APRIL 14, 1954

estimates of cost heretofore prepared and adopted by the Board of Commissioners of the City of Las Vegas, and on file in the office of the City Clerk of the City of Las Vegas, the Ex-Officio City Assessor of the City of Las Vegas is hereby empowered, authorized and directed to make forthwith a special assessment in the total amount of Fifteen Thousand, Five Hundred Twenty-six Dollars and Sixty-five Cents (\$15,526.61), and to levy such assessment according to frontage against the owners and upon the taxable lots and premises embraced within the special assessment district created by Ordinance No. 417 of the City of Las Vegas.

Section 2. In no case shall the amount of any special assessment upon any such lot or premises exceed 50 per cent of the value of such lot or premises as shown upon the latest tax list or assessment roll for State and County taxation, but such cost in excess of 50 per cent shall be borne by the City of Las Vegas and paid out of the General Fund.

Section 3. The Ex-Officio City Assessor of the City of Las Vegas, Nevada, shall prepare an assessment roll in the manner provided by the Charter of the City of Las Vegas, Nevada, and shall assess each lot or parcel of land with such relative portion of the whole amount to be levied in said district as the length of front of such premises abutting upon the improvement bears to the whole frontage of all the lots to be assessed; unless on account of the shape or size of any lot or lots an assessment for a different number of feet would be more equitable; and the frontage of all lots to be assessed shall be deemed to be the aggregate number of feet as determined upon for the assessment by the assessor.

Section 4. After the special assessment roll, as herein provided for, shall cause notice thereof to the persons whose names appear upon the assessment roll, and to all others interested therein, to be published for at least two weeks in some newspaper published in the City of Las Vegas, Nevada, of the time when the Board of Commissioners and the Ex-Officio City Assessor will meet to review the assessments, and any person, objecting to the assessment, may file his objections thereto with the City Clerk.

Section 5. At the time appointed for reviewing the assessments, the Board of Commissioners and the Ex-Officio City Assessor shall meet and give all persons interested an opportunity to be heard, and shall consider any and all objections that may be filed with the City Clerk, and then, or at some adjourned meeting, shall review the assessments and correct the same, and confirm it as corrected, or confirm it as reported, or annul it, and direct a new assessment to be made.

Section 6. When the assessments shall be confirmed as herein provided, it shall be final and conclusive. The City Clerk shall thereupon deliver to the County Assessor, acting Ex-Officio City Assessor, the Assessment Roll as confirmed by the Board of Commissioners, with his certificate of such confirmation, and of the date thereof. The County Assessor, acting Ex-Officio City Assessor, shall thereupon, without extra compensation, record such Assessment Roll in his office, and append thereto his certificate of the date of such recording, whereupon from said date all persons shall be deemed to have notice of the contents of such Assessment Roll, and it shall be prima facie evidence in all courts and tribunals of the regularity of all proceedings preliminary to the making thereof, and of the validity of the assessment and Assessment Roll. After the Assessment Roll has been confirmed and recorded, the several amounts levied thereon shall become at once due and payable, and shall constitute and be a lien upon the respective lots and parcels of land, and improvements assessed, and shall be charged against the persons and properties until paid, provided that upon approval of any assessment, the amount thereof may be divided into not less than four nor more than ten installments, one of such installments to be collected each year, at such time as the Board may determine, with an annual interest at a rate not exceeding 7 per cent.

Section 7. All assessments, when due and payable, as in this ordinance provided, shall be paid to the tax receiver of the City of Las Vegas, Nevada, and by that officer paid into and credited to the special fund to be known as and called "Las Vegas Street Improvement Assessment District No. 100-4 Fund".

Section 8. All costs and expenses incurred in making the improvements shall be charged to and paid out of said fund, provided, however, that all monies drawn on the General Fund of the City of Las Vegas to defray any of the costs and expenses of making the improvements, or, if it shall become necessary to draw upon the General Fund to defray any of the costs and expenses of the improvements, except as otherwise provided by the Charter of the City of Las Vegas, Nevada, the General Fund shall be reimbursed by transfer of funds from the "Las Vegas Street Improvement Assessment District No. 100-4 Fund," as soon as conditions of the same will permit.

Section 9. This ordinance shall be and become effective immediately after its adoption, approval and the publication thereof for two consecutive weeks in the Las Vegas Review-Journal, published in the City of Las Vegas.

Section 10. The City Clerk of the City of Las Vegas is hereby authorized and directed to cause this ordinance to be published in the Las Vegas Review-Journal, a daily newspaper published in the City of Las Vegas for a period of once a week for two consecutive weeks, immediately after its final passage and approval at this meeting.

ADOPTED AND APPROVED this 21st day of June, A. D. 1950.

E. W. CRAGIN,
Mayor.

ATTEST:

SHIRLEY BALLINGER, City Clerk.
By BETTY FUNSTON, Deputy.
Commissioners voting in favor of the adoption of the foregoing ordinance:

Mayor E. W. Cragin, "Aye".
Commissioner Bunker, "Aye".
Commissioner Moore, "Aye".
Commissioner Peccole, "Aye".
Commissioner Whipple, "Aye".
Absent: None.
Those voting against the adoption of the foregoing ordinance:
NONE.

E. W. CRAGIN,
Mayor.

ATTEST:

SHIRLEY BALLINGER, City Clerk.
By BETTY FUNSTON, Deputy.
City Clerk.

125:jy2