

Ordinance No. 121

An Ordinance declaring the determination of the Board of Commissioners of the City of Las Vegas to make certain improvements in the City of Las Vegas by grading for and constructing oil bound gravel pavements and hydraulic cement concrete curbs on certain streets and portions of streets in said City; describing definitely the location of said improvements; providing that the cost and expense thereof shall be paid entirely by special assessment upon all the lots included in the special assessment district, hereby established, according to benefits, except where, by the Charter of the City of Las Vegas certain portions thereof are required to be paid from the general fund of said City of Las Vegas; providing for the issuance of special assessment bonds and also general bonds of the City of Las Vegas for the payment thereof and other matters relating thereto.

THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS DO ORDAIN AS FOLLOWS:

Section 1. The Board of Commissioners of the City of Las Vegas has determined to make the following improvements in the City of Las Vegas, said improvements to be made in accordance with plats, diagrams and estimates of cost on file in the office of the City Clerk of the City of Las Vegas:

To grade for and construct oil bound gravel pavements fifty feet wide, and hydraulic cement concrete curb on the following streets and portions of streets in the City of Las Vegas:

In Clark's Las Vegas Townsite.

First Street, from Stewart Street to Fremont Street.
First Street, from Fremont Street to Lewis Street.
Second Street, from Stewart Street to Fremont Street.
Second Street, from Fremont Street to Lewis Street.
Third Street, from Stewart Street to Fremont Street.
Third Street, from Fremont Street to Lewis Street.
Fourth Street, from Stewart Street to Fremont Street.
Fourth Street, from Fremont Street to Lewis Street.
Fifth Street, from Stewart Street to Fremont Street.
Ogden Street, from Main Street to the easterly limit of Fifth Street.
Carson Street, from Main Street to Fifth Street.
Bridger Street, from Main Street to Fifth Street.

In Hawkins Addition.

Ogden Street, from Fifth Street to the alley running northerly and southerly through Blocks 1 and 2 in said Hawkins Addition.
Fremont Street, from Fifth Street to the easterly limit of said Hawkins Addition crossing said Fremont Street.

In Buck's Subdivision.

Fremont Street, from the westerly limit of said Buck's Subdivision crossing said Fremont Street, to Eighth Street.

Section 2. That the cost and expense of making such improvements, as described in Section 1 of this Ordinance, shall be paid by special assessment to be made according to benefits upon the taxable lots and

premises situate in the special assessment district, hereby created, composed of the following lands, to-wit:

In Clark's Las Vegas Townsite.

All lots in Blocks 1 (except lots 1 to 8, both numbers inclusive), 2 (except lots 9 to 16, both numbers inclusive), 3 (except lots 1 to 8, both numbers inclusive), 4, 5 (except lots 9 to 16, both numbers inclusive), 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32, 33, 34, 35, 36 and 37 (the latter being Grammar School Block).

In Hawkins Addition.

Blocks 1 (except lots 17 to 32, both numbers inclusive), 2 (except lots 23 to 32, both numbers inclusive), 3 (except lots 13 to 32, both numbers inclusive), 6 (except lots 13 to 32, both numbers inclusive), and 7 (except lots 1 to 10, both numbers inclusive). /

In Buck's Subdivision.

Blocks 3 (except lots 1 to 4, both numbers inclusive, and lot C), 12 (except lots 1 to 4, both numbers inclusive, and lots 13 to 16, both numbers inclusive, and Block 13 (except lots 5 to 9, both numbers inclusive). That certain triangular unplatted tract of land at the Southwest corner of said Block No. 13, ~~except the southerly 200 feet of said triangular tract fronting on Seventh Street for the full depth of said southerly 200 ft.~~

except where, by the Charter of the City of Las Vegas, certain portions thereof are required to be paid from the General Fund of the City of Las Vegas.

Section 3. That the Ex-officio Assessor of the City of Las Vegas shall hereafter, by ordinance, be empowered and authorized and directed to prepare a special assessment roll which shall include the lots and premises and owners, as provided for in the City Charter of the City of Las Vegas. After said special assessment roll as herein provided for, shall have been prepared and submitted, it shall be reported to the Board of Commissioners of the City of Las Vegas and thereafter, it shall be filed in the office of the City Clerk and numbered, and notice thereof shall be given to all persons whose names appear thereon, and to all persons interested, of the time when said Board of City Commissioners and Ex-officio City Assessor will meet to review the assessment, at which time the said Board of City Commissioners shall hear any and all suggestions and objections that may be filed against the said assessment, and shall at that, or some adjourned meeting, correct the same or confirm it as reported or corrected, or they may refer it back to the Ex-officio City Assessor for revision, or annul it and direct a new assessment, and proceed as in the City Charter directed, until the same shall be confirmed by the Board of City Commissioners; when said assessment roll has been confirmed by

the Board of City Commissioners, the City Clerk shall make an endorsement upon the said assessment roll showing the date of confirmation as provided in the Charter and shall thereupon deliver said roll, as confirmed by the Board of City Commissioners with his certificate of such confirmation and of the date thereof, to the County Assessor, acting ex-officio assessor, - and the said County Assessor, acting ex-officio City Assessor, shall thereupon, without extra compensation, record the said assessment roll as in the Charter provided, 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 the same and when said roll is so endorsed and recorded, 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 said assessments and assessment roll, by the Board of City Commissioners; after the said special assessment roll has been confirmed and recorded, the several amounts levied thereon, shall be 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.

Section 4. That if, after the expiration of fifty days from the date of the recording of the said special assessment roll, as hereinbefore provided, there remains unpaid any of the special assessments against any of the lots or premises hereinbefore mentioned, the Board of City Commissioners, shall within a reasonable time thereafter, pass an Ordinance directing the issuance of bonds for the amount of the said taxes or assessments remaining unpaid by the said property owner, at the expiration of the said fifty days from the date of the confirmation and recording of the assessment roll, fixing the form of bond, declaring the amount remaining unpaid, denominations and interests, the lots or parcels of land against which the said assessments remaining

unpaid, in whole or in part, are a lien and the names of the owners thereof, where known, with the amounts due thereon, and directing that the said unpaid assessments, or portions thereof, shall thereafter be paid as follows: One-tenth (1-10th) one year from the expiration of the said fifty days, and one-tenth (1-10th) at the end of each year thereafter, until the full sum of the assessment is paid in full, as shall be set forth by the Board of City Commissioners in the Ordinance directing the issuance of said special assessment bonds; each of said installments shall bear interest from the end of said fifty days until due, at the same rate of interest as that provided for in the bonds, payable annually, which rate shall be fixed by Ordinance; such installments and the interest thereon shall be and remain a lien upon the said lots and parcels of land and premises until paid; said installments and the interest thereon may be collected in the same manner as other delinquent assessments, and the Board of City Commissioners in the ordinance directing the issuance of said bonds may provide that the unpaid assessments, and portions thereof, and the interest thereon, shall be placed on the State and County Tax Roll and be collected in the same manner and at the same time as other State and County general taxes are collected, and direct the officers of the County to collect the same.

Section 5. That as soon as the said special assessment roll, as provided for in Section 3 of this ordinance, shall have been confirmed and recorded, the several amounts contained therein and levied on and against the properties therein, shall be due and payable at once, and shall be paid to the County Treasurer and Ex-officio Tax Receiver of the County of Clark, State of Nevada, Ex-officio Treasurer and Tax Receiver of the City of Las Vegas, and be by that officer paid into and credited to the Special Fund to be known as and called "Las Vegas Special 1928 Pavement and Curb Street Improvement Fund," and all costs and expenses incurred in making said improvements, as in this ordinance contained, shall be charged to and paid out of said fund. Provided, however, that in the event it becomes necessary to draw on the General Fund of the City of Las Vegas to

defray any of the costs and expenses of making any of said improvements, except as otherwise provided for by a Charter of the City of Las Vegas, that the said General Fund shall be reimbursed by transfer of funds from said "Las Vegas Special 1928 Pavement and Curb Street Improvement Fund," as soon as the condition of the same will permit. And provided further, that where there shall be lands belonging to the City, or public ground not taxable, abutting on such improvements, or such improvements shall be made upon interior squares or spaces, formed by the intersection of streets and spaces opposite alleys, general bonds of the City of Las Vegas may be issued under proper procedure taken therefor by the Board of City Commissioners to provide funds for the purpose of defraying such portion of the expenses thereof as the Board of City Commissioners shall determine to be paid from the General Fund or from the proper Street Fund, or District Street Fund, or partly from each, or to be stood and borne by the City of Las Vegas.

Section 6. This Ordinance shall be in effect from and after its passage and adoption and publication for a period of one week (*three* issues) in the *Las Vegas Review*, a tri-weekly newspaper published in the City of Las Vegas.

Section 7. The City Clerk and the Clerk of the Board of Commissioners of the City of Las Vegas, is hereby authorized and directed to have this Ordinance No. *131* published in *three* successive issues of the *Las Vegas Review*, a tri-weekly newspaper published in the City of Las Vegas.

Passed and adopted this *5th* day of *July*, A. D., 1928, by the following vote of the Board of City Commissioners; Commissioners *Smith, Mundy and Neagle*, and his Honor the Mayor Hesse voting aye; Noes: *Commissioner German*

First reading May 14, 1928.

Final reading *July 5*, 1928.

Approved this *5th* day of *July* A. D., 1928.

Attest:

Wm. H. Scott
City Clerk and Clerk of the Board of Commissioners of the City of Las Vegas.

J. D. Hesse
Mayor of the City of Las Vegas

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, }
County of Clark, } ss.

.....A.E.Cahlan....., being first duly sworn,
deposes and says: That he is Editor-Manager of the
LAS VEGAS REVIEW, a tri-weekly newspaper, of gen-
eral circulation, printed and published at Las Vegas, in the
County of Clark, State of Nevada, and that the attached
Ordinance Number 131

was continuously published in said newspaper for a period of
one week

from July 6 1928 to July 11, 1928

inclusive, being the issues of said newspaper for the following
dates, to-wit: July 6-9-11

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

Signed A.E.Cahlan

Subscribed and sworn to before me this 20th
day of July, 1928

My Commission Expires

Wm L. Scott
~~Notary Public in and for Clark County, Nevada~~

County Clerk and Ex-Officio Clerk of the Tenth Judicial
District Court, Clark County, Nevada.

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 Fifth Street, from Stewart Street to Fremont Street.
 Ogden Street, from Main Street to the easterly limit of Fifth Street.
 Carson Street, from Main Street to Fifth Street.
 Bridger Street, from Main Street to Fifth Street.

In Hawkins Addition
 Ogden Street, from Fifth Street to the alley running northerly and southerly through Blocks 1 and 2 in said Hawkins Addition, Fremont Street, from Fifth Street to the easterly limit of said Hawkins Addition crossing said Fremont Street.

In Buck's Subdivision
 Fremont Street, from the westerly limit of said Buck's Subdivision crossing said Fremont Street, to Eighth Street.

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First reading May 14, 1928.

Final reading July 5, 1928.

Approved this 5th day of July A. D. 1928.

J. F. HESSE,
 Mayor of the City of Las Vegas

Attest:

WM. L. SCOTT,