

Ord 575
Amend 1323
Port Rep
1314

An Ordinance granting to Oregon Electric Railway Company, a corporation, its successors and assigns, the franchise or right to lay, construct and maintain street car lines or other railway tracks, and to operate street cars, and to run and to transport passengers, mail, baggage and express thereon and to furnish light upon certain conditions, and to erect, construct, repair, maintain and operate poles, telegraph and telephone lines in the City of Albany.

The Recite of the City of Albany is herein as follows:

Section 1. That there be and is hereby granted to the Oregon Electric Railway Company, a corporation, its successors and assigns, the franchise or right to lay, construct and maintain single track railway of standard gauge, and such spur sidings, cuttings, curves and connections and other equipment as it may deem necessary or convenient, and to operate and run street cars or other cars thereon, and to transport passengers, mail, baggage and express thereon, and also to furnish light upon the conditions hereinafter specified upon the following named streets and places in the City of Albany, to-wit:

Beginning at the eastern boundary of the city of Albany, where said boundary is intersected by Miller Street, thence easterly along Fifth Street to the eastern end of Miller Street, thence in a general easterly direction north of the right of way of the Southern Pacific Railroad to such a point as the eastern boundary of said City as may be selected by said grantee, and over and across all intervening streets, to-wit: Baker Street from Fourth to Fifth Streets.

To have with the right and privilege of constructing and maintaining on and over the tracks above described such poles, wires, supports and other appurtenances as the said Oregon Electric Railway Company, its successors and assigns may deem necessary or convenient in the construction and operation of such line of railway.

And there be and there is hereby also granted to said Oregon Electric Railway Company, its successors and assigns, the right to construct, maintain and repair poles, wires and other necessary and convenient equipment for the purpose of conveying power and electric current for its use and for the operation of its cars, with the right and privilege of constructing and maintaining all necessary and convenient poles and service lines in connection therewith.

Section 2. That there be and is hereby granted to said Oregon Electric Railway Company, its successors and assigns, the franchise or right to lay, construct and maintain street car tracks, or other railway tracks, and to operate street cars or other

franchise granted to said company relates to those streets upon which
said track has been and may hereafter be constructed.

Section 14. That the franchise granted to said company
is upon the condition that said company Electric Railway
its successors or assigns, shall within the time specified in this
ordinance be approved by the Board of Supervisors, and file
with the City Clerk a copy of its proposed franchise, providing
that no provision in this ordinance shall be construed to extend the time
of deemed compliance.

Section 15. It is granted to said company with
the understanding and agreement of the Board of Supervisors Electric
Railway Company that it shall be the duty of said company to put in
in said city across the line of the said rail-
way the same may be put under the track of the said Railway Company
the City doing no damage to the property of said Company.

Section 16. That the Board of Supervisors of the City of Albany
entitled "An ordinance granting to the Oregon Electric Railway
Company, a corporation, its successors and assigns, the franchise or
right to lay, construct and maintain street car tracks, or other rail-
way tracks, and to operate street cars, or other cars thereon, and to transport
passengers, freight, mail, baggage and express thereon, and to erect, con-
struct, maintain and operate power, telephone and telegraph lines in
the City of Albany, Oregon," which passed the Common Council of the City
of Albany on the 20th day of July, 1916, and which is now in force, and that
said ordinance be hereby executed.

Section 17. Whereas the City of Albany heretofore granted
to said Oregon Electric Railway Company a franchise in full right
to lay, construct and maintain electric street car tracks and other tracks
upon the streets in this ordinance mentioned, and the said Oregon
Electric Railway Company has now under construction a line of
street car tracks in the City of Albany, which are now in
progress of construction upon the streets mentioned, and the
purpose of this ordinance is to make certain modifications in the
said ordinance, and to amend the same in the streets men-
tioned, and in order to prevent interference with the same upon the
streets mentioned, and to avoid any delay in the construction of the
said tracks, and to promote the public peace, health and safety,
it is necessary for the immediate execution of the public peace,
health and safety, the inhabitants of the City of Albany that
this ordinance be read and immediately passed, and
an emergency is hereby declared to exist and that ordinance
shall take effect immediately upon its passage by the Council.

and the approval of the Mayor of the City of Albany.
and that said ordinance was duly passed, April, 1912.
Approved by the Mayor this 2nd day of April, 1912

(At test)

F. L. Van Tassel
Recorder of the City of Albany.

P. D. Giesse
Mayor of the City of Albany.

CITY RECORDER'S CERTIFICATE

STATE OF OREGON,

COUNTY OF LINN.

I, *F. L. Van Tassel*, Recorder of the City of Albany, in Linn County, and State of Oregon, do hereby certify that the foregoing and annexed copy of

..... *Ordinance No. 575*
has been by me carefully compared with the original. *Ordinance Bill No. 637*
now on file in my office, and that it is a true and correct copy of all and the whole of said
Ordinance Bill No. 637, as passed by the Council of the
City of Albany, Oregon, April 12th, 1912

WITNESS my hand and official signature and the seal of the City of Albany, this
..... *12th* day of *April* 191 *2*
F. L. Van Tassel
Recorder of the City of Albany.