

Ordinance No. 69.

An Ordinance authorizing the Aurora Electric Company its successors and assigns to lay Mains and pipes in the Streets, Alleys and public places of the City of Canby. To conduct water by, through and under the Streets, Alleys and public places of the City of Canby means of such mains and pipes; to supply water to the City of Canby for fire protection, and for other purposes; To supply water for hire to the inhabitants of said City and to its stores, dwellings and buildings for domestic uses, for the purpose of irrigation, and for other purposes; to dig ditches over along and across the Streets, alleys and public places of said City; To fix rates, charges and tolls for water furnished or supplied to the inhabitants of said City and for the stores, dwellings and buildings of said City; and to make rules and regulations for the collection of such rates, charges and tolls.

Canby does Ordain as follows:

Sec. 1. There is hereby granted to the Aurora Electric Company, its successors and assigns the right and privilege to dig ditches over, along and across the Streets, alleys and public places of the City of Canby for the purpose of laying Mains and pipes therein, and to lay mains and pipes therein and maintain the same.

Sec. 2. There is hereby granted to the Aurora Electric Company its successors and assigns the right and privilege to conduct water over, under and through the Streets, alleys and public places of the City of Canby, by means of mains and pipes for the use of the City of Canby, and for the use of its inhabitants, and for supplying the Public places of said City and the stores, dwellings and buildings of the inhabitants of said City, and of all persons firms or corporations having stores, dwellings or buildings therein, and by means of said mains and pipes to supply water to the City of Canby for fire protection and other uses, and to supply water for hire to the inhabitants of said City for domestic uses, for irrigation purposes, and

for other purposes, and to supply the Stores, dwellings and other buildings within said City of Canby with water for fireprotection, for domestic purposes and for other uses.

Sec. 3. There is hereby granted to the Aurora Electric Company, its successors and assigns, the right to fix rates, charges and tolls for water furnished or supplied to the inhabitants of the City of Canby for domestic purposes, for irrigation and for other purposes, and to fix rates, charges and tolls for water furnished or supplied to the Stores, dwellings and other buildings within the City of Canby, and to change the same from time to time, and to make rules and regulations for the purpose of collecting such rates, charges and tolls; and for the purpose of collecting such rates, charges and tolls, in its discretion to cut off water from any inhabitants of the City of Canby, or from any person, firm or corporation using the same who shall fail to pay the reasonable rates, charges and tolls therefor.

Sec. 4. The Aurora Electric Company, in digging up the Streets, Alleys, and public places of said City for the purpose of laying its mains and pipes, and of repairing the same and maintaining its pipelines, shall so dig its ditches as not to unreasonably obstruct the Ordinary use of the Streets, alleys or public places of said City, or obstruct the same for an unreasonable length of time, and shall, as soon as practicable after the work is done, fill up all ditches or other excavations which it shall make in the Streets, Alleys or public places of the City of Canby.

Sec. 5. The Aurora Electric Company shall furnish to the City of Canby, in consideration of the rights and privileges hereby granted, so much water as may be required from time to time to fill cisterns or tanks provided by the City of Canby for storing water for protection from fire, or for watering live stock, and for irrigating the public places of said City, and shall supply the same free of all charges or cost to the said City. The City of Canby however, to construct at its own expense, the tanks or cisterns for the storage of said water, said tanks and cisterns to be not more than ten (10) feet above the

present level of main street of said City of Canby,
 Provided, that the Aurora Electric Company shall not be
 required to furnish or supply any more water for the
 purpose mentioned in this section than is sufficient
 to supply the reasonable needs of the City of Canby for
 said purposes,

Sec. 6. The rights and privileges hereby granted,
 shall continue for the period of Twenty (20) years,
 from the date hereof, and for such further
 period as the City of Canby may by Ordinance
 provide,

Sec. 7. Within thirty⁽³⁰⁾ days from the date of the
 approval of this Ordinance, the Aurora Electric
 Company shall file with the City of Canby its
 acceptance of the terms and conditions of
 this Ordinance, and this Ordinance
 shall take effect only from the date of
 the filing of such acceptance with the
 City of Canby.

Passed the City Council March 6th 1905.
 Approved by the Mayor March 7th 1905.