

Ordinance No. 85.

An Ordinance granting to M. J. Lee, his heirs and assigns, the right and privilege to install, maintain and operate a water system in the Town of Canby Oregon, for the purpose of furnishing said town, its inhabitants and the public with water for all purposes, for hire, to lay mains, feeders and pipes, to construct and conduct ditches, flumes and canals for the purpose of conveying water into, through and out of said town of Canby Oregon, in, under, through and across all public streets, alleys, and places in said town of Canby Oregon.

Canby does Ordain as follows:

Sec. 1. That M. J. Lee, his heirs and assigns, be and are hereby granted the right and privilege of installing, maintaining and operating a water system in the town of Canby, Clackamas county Oregon, for the purpose of furnishing water for private, public and domestic use, and for power, irrigation, manufacture or other use to said town, its inhabitants and the public for hire, to lay water mains, feeders, laterals and pipes, to construct and conduct ditches, canals and flumes, in, under, through and across all the public streets, alleys, highways and places of said town of Canby Oregon, for the purpose of conducting and conveying water into, through and out of said town of Canby Oregon, for supplying water for public, private and domestic use for power, irrigation, manufacture or other purposes, to said town of Canby Oregon, its inhabitants and the public for hire.

Sec. 2. That said mains, laterals, feeders, pipes, ditches, flumes and canals shall be constructed at the expense of the said M. J. Lee, his heirs or assigns and that said streets, alleys, highways and other public places shall be kept in as good condition and repair by the said M. J. Lee, his heirs or assigns, as the same shall have been before laying said mains, laterals, feeders, and pipes, and the

constructing of said ditches, canals and flumes.

Sec. 3. That the said M. J. Lee, his heirs or assigns shall within one year from the passage and approval of this Ordinance, begin the instalation of said water system, and shall on or before the commencement thereof file acceptance hereof with the Recorder of said town of Canby Oregon.

Sec. 4. That the said M. J. Lee his heirs or assigns, shall within two years from the commencement of the instalation of said water system, bring and furnish water for use as far as 5th and 6th streets of said town of Canby Oregon.

Sec. 5. That said M. J. Lee, his heirs and assigns, in the digging of ditches for Mains and laying of Mains within the City limits of Canby, shall so lay said Mains, and dig such ditches as to obstruct said streets and street crossings as little as possible, and shall complete and fill said ditches as soon as reasonably can be done after said ditches are opened and mains laid, and that all mains shall be laid on a level with the streets, or lower than the streets at all street crossings.

Sec. 6. That the said M. J. Lee, his heirs and assigns shall furnish water free for fire purposes, on condition that the City furnish and put in hydrants where ever they see fit, the said M. J. Lee, his heirs or assigns shall furnish water for sprinkling streets at the rate of ten cents per One Thousand gallons, and that water rates for domestic use shall not be excessive, or exceed those of other cities having an equal population.

Sec. 7. That this Franchise shall not be exclusive.

Sec. 8. That this Ordinance take effect, and be in full force from and after its passage, approval, publication and acceptance:

Brought up and read first time and Ordered Posted by the City Council of Canby, at a special meeting held on the 12th day of Oct. 1908, and to come up for final action at the next regular meeting of the City Council, to be held on Monday the 2^d day of Nov. 1908, by order of the City Council Oct. 12th 1908.

William Knight
Recorder of Canby Oreg.

I, William Knight, City Recorder do hereby certify that this Ordinance Passed the City Council by unanimous vote of all councilmen present, being 5 councilmen present, at a regular meeting of the Council held on the 2^d day of November 1908.

William Knight
Recorder of Canby Oreg.

I, J. F. Mitts do hereby approve the above Ordinance, this 11th day of November 1908,

J. F. Mitts
Mayor of Canby Or