

Ordinance No 55

Special

An Ordinance granting unto W. C. Peterson his Successors or assigns the right to erect and maintain a system of poles, wires and necessary appliances for the transmission of electricity for telephone, fire alarm system and other electrical appliances.

The people of the City of Sebouon do ordain as follows:

Sec. 1. That there be and there is hereby given and granted unto W. C. Peterson and to his heirs executors, administrators, successors and assigns the right and franchise to erect and maintain in the Streets and Allies of the City of Sebouon, Linn Co, Oregon, all such posts, poles, towers, wires, lines of wires and other fixtures as may be necessary or convenient or usually maintained for the purpose of carrying on a Telephone system, and other electrical appliances in said City for the transmission of electricity, or otherwise.

Provided, however, that all posts or poles that may be erected pursuant to this Ordinance, shall be at least six 6 inches in diameter at the top and shall not be less than thirty 30 feet long, four 4 feet to be in the ground and painted.

Provided Further, That work on such System of Telephones and Fire alarm shall be commenced and

reasonable progress made thereon within
 thirty (30) days from the approval of this
 Ordinance by the Mayor of said City,
 and that at least five telephones shall be
 installed on the said system and the
 fire alarm system herein after described
 shall be in operation and completed
 within sixty (60) days from the approval
 of this Ordinance by the Mayor, The
 grant of this franchise is made upon
 the express condition that the said W.
 C. Peterson, his successors and assigns
 shall at all times during the continuance
 of this grant and after the construction
 of such system of Telephones, and Fire
 alarm, furnish to the City of Lebanon,
 free, and without any charge whatever
 for the same, and as a consideration
 for this grant. An electric Fire alarm
 system consisting of at least three electric
 bells, One at each of the Fire Department
 Hose Houses and One at or near the
 N. E. L. & W Co. station with at least three
 fire alarm boxes or electric buttons to
 turn in fire alarms at convenient places
 in the City, And the City of Lebanon
 reserve unto all City Officers and Council-
 men that are or may be, the right of a
 telephone in his or there place of business
 or residence as the case may be, upon
 giving the grantee, his successors or
 assigns, thirty days notice and paying
 him or them as the case may be the
 actual amount the installing of said
 phone may cost, shall be the full
 and final amount for the use of said
 phone during said officials continuance
 in office for said City, and at the
 expiration of said city Officers office,

He shall turn back to the said W. C. Peterson, his heirs or assigns upon the payment of the full sum of money paid in by said City Official,

And should the grantee, his heirs or assigns shall at any time fail or refuse to furnish such Telephones or fire alarm as heretofore designated, this franchise shall be void and of no effect, and the franchise herein and hereby granted shall immediately revert and re-vest in the City of Lebanon.

Sec. II

The said grantee of said right or franchise hereby granted, his successors and assigns, shall erect such poles and stretch wires and lines of wires thereon in such manner as not to interfere with the free and unobstructed use of the streets and alleys for travel, and at such height as may be designated by the Mayor and Common Council of said City, but in no case shall pay any main or feeder be less than the twenty-three (23) feet above the level of the streets:

Provided, in case it shall be necessary to cut any wire or pole in order to get fire ladders or apparatus to a building, or to secure a free and unobstructed use thereof during a fire in said City, the City shall not be liable to pay for the damage to such wires and poles.

Sec. III

Whenever it shall become necessary in the erection of any such poles or wires to interfere in any manner

with any Street or Alley, said grantee his successors and assigns shall, without delay, put such street or alley in as good condition as it was before it was looked, dug up or disturbed, and shall remove all surplus sand, earth, rubbish or other material from such Street or Alley.

And in case said grantee, his successors and assigns shall at any time so far, refuse or neglect to remove all or any surplus sand, earth, rubbish or other material from such Street or alley, then this grant shall be void and of no effect and the franchise herein and hereby granted shall immediately revert in the City of Lebanon.

Sec IV

The said City of Lebanon hereby grants this franchise with the understanding that rate to be charged for a local Telephone within the City is not to exceed the rate of one dollar per month. And should the said grantee charge a higher rate than one dollar per month then in that case this grant shall be void and of no effect, and the franchise herein and hereby granted shall immediately revert in the City of Lebanon.

Sec V

Within Ten days after the approval of this Ordinance by the Mayor the said Mr W. C. Peterson, shall file with the Recorder of the City of Lebanon, his written acceptance of this Ordinance, with all of its conditions and provisions, and he also is to pay all the expenses incurred in granting of this Ordinance; And in failing so to do,, this Ordinance shall be void and of no effect.

Sec 11

This Ordinance shall be in full force and effect from and after its approval by the Mayor, and its written acceptance as provided in Sec 5 of this Ordinance.

Approved this 4th day of February 1902

A. M. Wilson
Mayor.

Attest

W. G. Peterson
City Recorder.