

Special

Ordinance No 63

An Ordinance granting unto The Rock Hill Farmers' Mutual Telephone Company the right to place, erect, and maintain poles, wires and other appliances and conductors, and to lay underground wires for the transmission of electricity for telephone purposes in and upon and under the streets, alleys, avenues and thoroughfares and public highways of The City of Lebanon, Lincoln County, Oregon; and to exercise the privilege of operating ^{telephone} instruments within the City of Lebanon, aforesaid.

The People of the City of Lebanon do ordain as follows:

Sec. 1.

The City of Lebanon hereby grants unto The Rock Hill Farmers' Mutual Telephone Company the right and privilege to place, erect and maintain, lay and operate in the streets and alleys, avenues and thoroughfares and public highways within the said City of Lebanon, poles, wires and other appliances and conductors for the transmission of electricity for telephone purposes. Such wires or conductors may be strung upon poles or other fixtures above ground or at the option of the said grantee, may be laid underground in pipes or conduits or otherwise protected; and such other apparatus may be used as may be necessary or proper to

operate and maintain the same.

Sec. II.

It shall be lawful for the Rock Hill Farmers Mutual Telephone Company to make all needful excavations in any of said streets, alleys, avenues, thoroughfares and public highways of said City, for the purpose of erecting and maintaining poles or other supports for said wires, or other conductors or repairing the same, or for the purpose of laying down, maintaining and operating of said wires or other conductors underground, or for repairing the same. All said work shall be done in compliance with the necessary rules, regulations, ordinances or orders, which may during the continuance of this franchise be in force from time to time.

Sec. III.

Nothing in this Ordinance shall be construed in any way to prevent the proper authorities of said City of Lebanon from sewerage, grading, planing, repairing or salting any of the streets or alleys of said City, but all such works shall be done, as near as possible, so as not to obstruct or prevent the free use of said poles, wires, conductors, pipes or other apparatus.

Sec. IV.

This franchise and the rights and privileges therein contained are granted to The Rock Hill Farmers Mutual Telephone Company upon the consideration that the said City of Lebanon shall have the

right and privilege to suspend and maintain upon the poles placed by said grantee in the streets and thoroughfares of said City, or, if said wires are placed underground, to use any and all wires which said City may require for fire-alarm and police telegraph service, free of charge to said City of Lebanon; and upon the further consideration that said grantee will, upon the approval of this Ordinance by the mayor, or within a reasonable time after said telephone service has been constructed, construct and maintain a telephone in the City shall during the continuance of this franchise, free of any charge, for the use of officials of said City; and upon the further consideration that the grantee will cause to be neatly painted all poles and cross-pieces erected and to be erected by said grantee, within a reasonable time after the same have been placed in position, and that all said poles and cross-pieces shall be re-painted in said manner at such intervals as may be needed, subject to the orders of the City Council of the said City of Lebanon.

Sec. 4.

~~The rights, privileges and franchise~~
Nothing in this Ordinance shall be construed to prevent the said City of Lebanon from granting telephone franchises and privileges

to other persons, firms or corporations,
-as said City may choose.

Sec VI

The rights, privileges and franchise
herein granted shall continue and
be in force for a period of ten years
from the date of the approval of
this Ordinance by the Mayor.

And this Ordinance shall be in
full force and effect from, on and
after its approval by the Mayor.

Sec VII

This franchise is granted upon
the express condition that the
same shall not ^{in any way} be sold, assigned,
transferred, or in any way mortgaged
or encumbered or leased or disposed
of, ~~the~~ upon the penalty of the
immediate forfeiture of all rights
and privileges hereby granted.

Passed the City Council this 20th day
of December, 1904

Approved by the Mayor this 20th day
of December, 1904

B. Burtenshaw
Mayor of the City of
Lebanon

Attest

W. C. Peterson

Recorder of the City of Lebanon.