

Ordinance No. 31.

Special
An Ordinance granting unto the Oregon Telephone and Telegraph Company, and its assigns, the right and franchise to erect, maintain and operate, in the City of Libanon, Linn County, Oregon, a system of poles, wires and necessary appliances for the transmission of electricity for telegraph and telephone purposes.

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

Section 1—

That there be and there is hereby given and granted unto the Oregon Telephone and Telegraph Company, and its assigns, the right and franchise to erect, maintain and operate, in the City of Libanon, Linn County, Oregon, a system of poles, wires and necessary appliances for the transmission of electricity for telephone and telegraph purposes, in along and upon the following named streets, and upon the conditions and requirements hereinafter set forth to wit: Beginning at the Northern terminus of Main Street, thence along Main Street to Rose Street, thence west along Rose Street to Second Street, thence south along Second Street to its Southern terminus thereof; and, also, beginning at the intersection of said Second and Grant Streets, and running thence East to Main Street; thence along Main Street to the local office of said Company.

Section 2—

That all such wires and conductors shall be securely strung not less than twenty-five feet above ground, upon round poles not less than twenty-

five feet above ground and not less than four feet below ground, and securely imbedded therein, and not less than eight inches in diameter at the bottom and six inches in diameter at the top, — provided, always, that all works done in the construction or repairs of its system of poles and wires shall be done under the supervision and by the direction of the Street Commissioners.

— Section 3 —

That it shall be lawful for said Company, or its assigns, to make all necessary excavations in and along the route, as hereinbefore laid down, for its system of poles and wires, for the purpose of erecting and maintaining said system.

— Section 4 —

That, whenever said Company or its assigns, shall disturb any of said streets for the purpose aforesaid, it or they shall restore the same to as good order and condition as when before so disturbed, as soon as possible, and without unnecessary delay; and failing so to do, shall be amenable to the Ordinance in such case made and provided, and in addition thereto, shall be liable for all damage occurring by reason of such failure.

— Section 5 —

That nothing in this Ordinance shall be so construed, as to prevent in any way, the proper authorities of said City of Auburn, by its properly authorized

officers or agents, from securing, paving, grading, planting, repaving or altering any of said streets herein mentioned.

— Section 6. —

That, in consideration of the franchise herein granted, the City of Lebanon, by its properly authorized officers or agents, shall have the right to suspend upon the poles placed by said Company, or its assigns, in the streets aforesaid, any or all wires which it may require for Fire Alarm or Police Telegraph Service.

— Section 7. —

That the right and franchise herein granted shall continue and have force for the period of ten years, from the date of the approval of this Ordinance by the Mayor.

— Section 8. —

That work shall begin and reasonable progress be made upon the system herein described within two months and the same shall be completed and in operation within six months, from the approval of this Ordinance by the Mayor.

— Section 9. —

That, within thirty days from the approval of this Ordinance by the Mayor, the said Company, or its assigns, or an authorized agent, shall file with the Recorder of the City of Lebanon, a written acceptance of this Ordinance, together with all of its conditions and provisions; failing so to do, this Ordinance shall be void and of no effect.

— Section 10 —

That this Ordinance shall have full force
and effect from and after its approval
by the Mayor: and its entire acceptance
as provided in Section 9. of the Ordinance.

Passed by the City Council this day of
1843.
Approved by the Mayor this day of
1843.

Mayor of the City of St. Louis

Attest,
Recorder of the City of St. Louis