

ORDINANCE NO. 1712

A BILL FOR:

AN ORDINANCE, granting to SOUTHERN PACIFIC COMPANY, a corporation created by and existing under laws of the State of Kentucky, its successors, lessees and assigns, the right, privilege, permission and franchise for a period of twenty (20) years to construct, maintain, and operate a railway spur track of standard gauge upon, over and across Second Street in the City of Albany, Linn County, Oregon.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. That Southern Pacific Company, a corporation created by and existing under laws of the State of Kentucky, its successors, lessees, and assigns, be and it is hereby granted the franchise, right, and privilege for a period of twenty (20) years from and after the effective date of this ordinance to construct, maintain, and operate a railway spur track of standard gauge upon, over and across Second Street, in the City of Albany, Linn County, Oregon, the location of the center line of said spur track being more particularly described as follows;

Beginning at a point on the north line of Second Street that is westerly 128 feet more or less from the intersection of the center line of Southern Pacific Company's Toledo Branch in Albany and the said north line of Second Street ~~thence~~ thence southeasterly over and across Second Street 70 feet more or less to a point on the south line of Second Street that is westerly 100 feet more or less from the intersection of the center line of the said Company's Toledo Branch and the said south line of Second Street.

Section 2. Said grantee, its successors, lessees, or assigns, shall improve the area between the rails of the above mentioned track, and those portions of the street outside the rails extending to the ends of the cross ties, with materials similar to the paving of the present street, and shall thereafter maintain said portion of said street in good condition and repair.

Section 3. Said grantee, its successors, lessees, or assigns, shall lay, construct and maintain said spur track so as to conform to the grade of said street and in such manner as not to unnecessarily interfere with the public use thereof.

Section 4. The construction of the above mentioned spur track by the grantee herein shall be deemed to be an acceptance by said grantee of the franchise herein granted.

Passed by the Council, May 22nd, 1946.

Approved by the Mayor, May 22nd, 1946.

Attest: C. R. ASHTON.

G. C. KNOBELL, MAYOR

I, C. R. ASHTON, Recorder of the city of Albany, Linn County, Oregon, do hereby certify that the above copy of Ordinance No. 1712 has been by me carefully compared with the Ordinance Bill No. 1833, as passed by the Council, May 22nd, 1946, and approved by the Mayor on the 22nd day of May, 1946.

Witness my hand and official signature and seal of the City of Albany, Oregon on the 22nd day of May, 1946.

C. R. Ashton  
Recorder of the City of Albany, Oregon.