

## Ordinance no 175.

An Ordinance granting to the Albany Street Railway Company of Albany Oregon the right to construct and operate a Street Railway over and along First and Lyon streets in the City of Albany.

The People of the City of Albany do Ordain as follows:

Section 1. That there be and hereby is granted unto "The Albany Street Railway Company of Albany Oregon the right and privilege to lay down and construct and maintain an iron railroad track or tracks, and to operate street railways and run passenger cars, upon certain streets in said City of Albany to wit: On First street the whole length thereof, and on Lyon street from First street to the South boundary of the City of Albany.

Section 2. That said street railway shall be laid in the middle of said First and Lyon streets and the rails used shall be composed of iron or steel. The rails shall be laid upon stringers resting upon and notched into ties. The rails on the main line, curves and turnouts shall be laid in such manner as to least inconvenience the public in the use of said street.

Section 3. The said street railway shall be kept in good order, and repair, and the cars run thereon first class, with platform at each end provided with usual appliances for the safety and convenience of

passengers and kept in a cleanly condition.

Section 4. That in the construction and repair of said rail no more than two hundred continuous feet shall be obstructed at any one time nor for a longer period than 30 days.

Section 5. That said railway company may fix the charges to be made for carrying passengers and luggage thereon, provided that it shall not exceed five cents for each passenger over said route or any portion thereof.

Section 6. That the top of the rails used in the construction of said railway shall be placed at the height of the grade of the said streets, and the same to be so arranged as not to interfere with travel or the improvement of the streets, and when the track of said railroad crosses over a bridge the same shall be so flanked up as not to interfere with the use of the same for vehicles. The space between the rails of said railway track to be flanked paved or graveled by the owner in such manner as may be prescribed by ordinance.

Section 7. No car shall be run at a greater speed than six miles per hour, and no car shall be allowed to stop on intersection of streets; and all turn outs shall be constructed so as to be as near the center of the street as possible, but in no case shall turn outs be made at the crossing or intersections of streets.

Section 8. Said company shall within thirty days

after the approval of this ordinance  
 file a written acceptance of the same,  
 otherwise no rights shall vest thereunder.  
 The system of railway herein provided  
 for shall be completed by October 1<sup>st</sup>  
 1888, excepting that portion on First street  
 from Lyon Street to the eastern boundary  
 of the city which shall be completed  
 during the year 1889

Section 9. The owners of said railway shall  
 pay annually to the city of Albany as  
 a license on each car used by them  
 on said railway \$25<sup>00</sup> for the first five  
 years, and such sum or sums as the city  
 of Albany may hereafter by ordinance pre-  
 scribe; provided that in no event shall  
 it exceed \$25<sup>00</sup> per year.

Section 10 This Act to be in force from and  
 after its approval by the mayor.

Passed the Council March 2<sup>nd</sup> 1888.

Approved March 12<sup>th</sup> 1888.

Attest:

J. H. Henton.

Recorder of the city of Albany.

J. L. Corran  
 Mayor

State of Oregon, } ss.  
 County of Linn }

J. H. Henton, Recorder of  
 the City of Albany, Linn County Oregon, do  
 hereby certify, that the foregoing ordinance  
 no. 175, is a true and correct copy of  
 the original ordinance bill no 178 as  
 passed by the Council March 2<sup>nd</sup> 1888,

and on file in the City Recorder's Office.

In testimony whereof I have hereunto set  
my hand and affixed the seal of the  
City of Albany this 5<sup>th</sup> day of March  
A.D. 1888.

W. J. Henton,

Recorder of the City of Albany.

The foregoing ordinance no 175 was duly  
Accepted by the incorporators,  
the 27<sup>th</sup> day of March 1888, and the  
their written acceptance thereof was  
filed in the office of the City Recorder  
March 27<sup>th</sup> 1888.