

Ordinance
No 631

An ordinance to amend Section 15 of Ordinance No. 366 of the City of Albany, entitled "An ordinance relating to and granting a right of way to the Albany Canal, Water, Transportation and Lighting Company through the streets of Albany and extending and granting the franchises heretofore granted to said Albany Canal, Water, Transportation and Lighting Company" passed by the Council June 11th, 1912, approved by the Mayor June 11th, 1912, and to amend Ordinance No. 366 of the City of Albany, entitled "An ordinance requiring the Albany Canal, Water, Transportation and Lighting Company, its successors and assigns to construct its canal in the City of Albany, Oregon," passed by the Council October 9th, 1912, and approved by the Mayor October 18th, 1912.

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

Section 1. That Section 15 of Ordinance No. 366 of the City of Albany entitled "An ordinance relating to and granting a right of way to the Albany Canal, Water, Transportation and Lighting Company through the streets of Albany and extending and granting the franchises heretofore granted to said Albany Canal, Water, Transportation and Lighting Company" passed by the Council June 11th, 1912, approved by the Mayor June 11th, 1912, be and the same is hereby amended so as to read as follows:

Section 15. That the said Albany Canal, Water, Transportation and Lighting Company, its successors or assigns shall construct and keep in good repair and condition all necessary bridges and sidewalks over said canal and its branches, flumes, tuckheads and embankments in such cities which said bridges and sidewalks may be constructed of wood until such time as any street crossing said canal or any of its branches may be ordered by the Council of the City of Albany to require on both sides of said canal or any of its branches, and in the event the passage of any ordinance to pave such street on both sides of said canal or any of its branches, said Albany Canal, Water, Transportation and Lighting Company, its successors or assigns, shall, within the time prescribed by ordinance for the completion of such paving, construct over and across said canal or its branches at such crossing a good and sufficient concrete arch the width of such street to be paved.

Unless this ordinance is accepted by the present holder of the franchise granted in said ordinance.

Lawrence, Albany, Oregon

within fifteen days of the date of its passage, the same shall be void and of no effect; and in consideration of the acceptance of this ordinance by said present holder of the franchise granted by said Ordinance No. 636 the said The Albany Canal, Water, Transportation and Lighting Company, its successors or assigns, shall not be required to otherwise enclose or close in any manner any of the canals or ditches now constructed and maintained under said Ordinance No. 636, but may maintain such canals and ditches in the same open condition as now constructed and maintained.

Section 3. That Ordinance No. 617 of the City of Albany entitled "An ordinance requiring the Albany Canal, Water, Transportation and Lighting Company, its successors or assigns, to enclose its canal in the City of Albany, Oregon," passed by the Council October 9th, 1912, and approved by the Mayor October 18th, 1912, and the same is hereby repealed.

Section 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 5. Whereas existing conditions are such that this ordinance is necessary for the immediate preservation of the public peace, health and safety and an emergency exists and an emergency is hereby declared to exist and this ordinance shall take effect and be in full force from and after its approval by the Mayor and acceptance by the present holder of said franchise.

Passed the Council April 23rd 1913

Approved April 24th 1913

Attest:

F. J. Van Tassel
Recorder of the City of Albany.

P. W. Gilbert
Mayor

CITY RECORDER'S CERTIFICATE

STATE OF OREGON, }
COUNTY OF LINN. } SR.

I, F. E. Van Tassel, Recorder of the City of Albany, in Linn County, and State of Oregon, do hereby certify that the foregoing and annexed copy of.....

..... Ordinance No. 631
has been by me carefully compared with the original Ordinance Bill No. 696.....
now on file in my office, and that it is a true and correct copy of all and the whole of said Ordinance Bill No. 696, as passed by the Council of the City of Albany, Oregon, April 23rd 1913.

Witness, my hand and official signature and the seal of the City of Albany, this 24th day of April 1913

F. E. Van Tassel
Recorder of the City of Albany.