

**Ordinance No. 26395.**

An Ordinance granting a revocable permit to the Oregon-Washington Railroad & Navigation Company to construct, maintain and operate a railway spur track of standard gauge, extending from a connection with one of its tracks in block 32, East Portland; thence crossing East Second Street and East Flanders Street; thence through the west half of blocks 70 and 69, East Portland, and across East Everett, East Davis and East Couch Streets, and to operate locomotives and cars over the same, in the City of Portland.

The City of Portland does ordain as follows:

Section 1. That a permit be and hereby is granted to the Oregon-Washington Railroad & Navigation Company, a corporation, hereinafter called the Railroad Company, its successors and assigns, to construct, maintain and operate a railway spur track of standard gauge from a connection with its constructed track in block 32, in East Portland, now within the corporate limits of Portland; and thence in a southeasterly direction across East Second Street and East Flanders Street, extending thence southerly across the west one-half of blocks 70 and 69, East Portland, and across East Everett, East Davis and East Couch Streets.

Section 2. In the event the City of Portland shall, during the life of this ordinance, plank, pave, repave or otherwise improve the portions of the streets contiguous to the line of the spur track authorized herein, then the Railroad Company shall plank, pave, repave, reconstruct or otherwise improve or repair and maintain in good condition as in the manner directed by the Council and by the Executive Board of said city, the whole or any portions of the

streets along or over which said railway track shall be constructed, lying between the rails constructed under this permit and extending one foot outside of such rails, during such time as the spur track herein provided for shall be maintained by the Railroad Company.

Section 3. Failure to construct the spur track herein provided for within sixty (60) days from the date of approval by the Mayor of this ordinance shall at once, and without any act of the said city, forfeit all the rights and privileges herein granted.

Section 4. This permit is granted to enable the Railroad Company to fill and improve the west one-half of blocks 67, 69 and 70, and the southwest quarter of block 68, East Portland, and said permit is revocable at the pleasure of the Council of said city.

Section 5. The Railroad Company shall file an acceptance of the terms and conditions of this ordinance within thirty (30) days after approval thereof.

Section 6. The Railroad Company shall file with the Auditor of the City of Portland, within thirty (30) days from the date of approval of this ordinance by the Mayor, a bond in the sum of \$500, to be approved by the Mayor, conditioned that all of the provisions of this ordinance shall be complied with by the Railroad Company.

Passed the Council, December 26, 1912.

A. L. BARBUR  
Auditor of the City of Portland.

Submitted to the Mayor, DEC 30 1912

Approved, Jan 2 1913

A. G. RUSHLIGHT  
Mayor.

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