

Ordinance No. 12411.

An Ordinance authorizing the Eastern Lumber Company to construct and maintain a side-track of standard gauge across Front Street and Colton Street and to connect with the side-tracks of the Northern Pacific Railroad Company, the Northern Pacific Terminal Company, or the Eastern Lumber Company's switch on Sherlock Avenue west of Block 33, Sherlock's Addition.

The City of Portland does ordain as follows:

Section 1: That the right and privilege is hereby granted to the Eastern Lumber Company, a corporation duly organized and existing under and by virtue of the laws of the State of Oregon, to lay down and maintain a side-track of standard gauge and to operate cars thereof along and across Front Street in a southwesterly direction from lots 30 and 31, in block 37 in Sherlock's Addition to the City of Portland, and after crossing the land of the Eastern Lumber Company in block 32, Sherlock's Addition, between Front Street and Sherlock Avenue, across Colton Street to a connection with the tracks of the Northern Pacific Railroad Company, the Northern Pacific Terminal Company or the Eastern Lumber Company's switch located on Sherlock Avenue west of Block 33, Sherlock's Addition, and about 175 feet north of the south line of said block 33; Provided, that the tracks authorized to be laid by this Ordinance shall not interfere with the tracks of the Northern Pacific Railroad Company, or the Northern Pacific Terminal Company.

Section 2: Said side-track shall be laid flush with the pavement or grade of the street, and shall be so laid and maintained as not to obstruct or interfere with the public travel or traffic upon said street and as the City Engineer and the Board of Public Works of said City shall direct, and the said Eastern Lumber Company shall at all times, while said track is so maintained, keep the street in good repair between the rails of said track and for two feet on each side thereof, and shall also plank, or replank, pave or re-pave, macadamize or remacadamize, reconstruct or repair the said streets upon which this franchise is granted, between the rails of said track and for two feet on each side thereof, whenever directed to do so by the municipal authorities of the city of Portland and that a failure or neglect of the said The Eastern Lumber Company or its successors, to make said improvements or repairs when the Common Council or Board of Public Works of said City shall so direct, shall work a forfeiture of this franchise.

Section 3: That all rights and privileges hereby conferred shall expire at the pleasure of the Common Council.

Section 4:

A written acceptance of the terms of this ordinance shall be filed by the said The Eastern Lumber Company with the Auditor of said City before laying any portion of the track and within thirty days after the approval of this ordinance.

Passed the Common Council, October 16, 1901,

Thos. C. Devlin, Auditor.

Approved, October 17, 1901,

H. S. Rowe, Mayor.

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Approved by the Board of Public Works, this 29th day of October, 1901,

A. L. Mills, Chairman.