

ORDINANCE NO. 64

AN ORDINANCE GRANTING THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY ITS SUCCESSORS OR ASSIGNS, THE RIGHT TO PLACE, ERECT AND MAINTAIN POLES, WIRES AND OTHER APPLIANCES AND CONDUCTORS AND TO LAY UNDERGROUND CONDUCTORS FOR WIRES FOR THE TRANSMISSION OF ELECTRICITY FOR TELEPHONE AND TELEGRAPH PURPOSES, IN, UPON AND UNDER THE STREETS, ALLEYS AND PUBLIC HIGHWAYS OF THE TOWN OF GRANITE FALLS, WASHINGTON AND TO EXERCISE THE PRIVILEGE OF OPERATING TELEPHONE AND TELEGRAPH INSTRUMENTS FOR LONG DISTANCE BUSINESS ONLY WITHIN SAID TOWN.

BE IT ORDAINED by the Council of the Town of Granite Falls, Washington;

Section 1: There is hereby granted to the Pacific Telephone and Telegraph Company, its successors and assigns the right and privilege to do a long distance telephone and telegraph business only within the corporate limits of the Town of Granite Falls, Washington, and to place, erect, maintain and operate in, upon and under the streets, alleys and public highways within said town, poles wires and other appliances and conductors for the transmission of electricity for telephone and telegraph purposes for long distance business only.

Section 2: All poles shall be erected and wires stretched thereon so as not to interfere with the free and unobstructed use of the streets for travel, at such points in such streets as shall be designated by the Street Committee of the Council of said town and wires shall be stretched at such height as may be designated by said Street Committee and shall not interfere with any shade trees.

Section 3: It shall be lawful for the Pacific Telephone and Telegraph Company, its successors and assigns to make all needful excavations in any such streets, but said excavations shall be made in such manner as not to interfere with public streets or highways, and the said Pacific Telephone and Telegraph Company its successors and assigns shall without delay put such streets, alleys or public highways in as good condition as they were before they were so broken or dug up or

disturbed and shall remove all surplus dirt, rubbish or material from such streets, alleys or public highways. Said work shall be done in compliance with the established rules, regulations, ordinances or orders which are now in force or which may be hereafter adopted by the Town of Granite Falls.

Section 4: Nothing in this ordinance shall be construed to in any way prevent or retard the proper authorities to the Town of Granite Falls for severing, grading, planting, repairing or in any way altering or improving any of the streets, alleys or public highways herein mentioned.

Section 5: Whenever any person shall be granted permission by the Town authorities to remove any building, the said Company, upon Twenty-four hours notice from such person, shall raise or move any of such poles or wires which may obstruct the removal of such building so as to allow the free and unobstructed passage of the same, such notice to be in writing and served by any person competent to serve Summons in a civil action, upon said Company or any superintendent or resident manager, or person in charge of long distance in said town; and in case of the failure, or refusal of the Company after such notice to comply therewith, the Town shall remove or raise such poles or wires at the expense of said company for the purposes aforesaid.

Section 6: The rights, privileges and franchises herein granted shall be in force for a period of five (5) years from and after the date of passage of this ordinance which is granted upon the following express conditions:

(1) The said company shall pay the said town for the right granted hereunder, the sum of \$2.50 per month on the first day of each and every month during the life of this franchise.

(2) The sum shall have the right and privilege at any and all times to use any poles erected under the franchise hereby granted for wires for police or fire alarm purposes.

(3) The Company shall assume and shall indemnify and hold harmless the said town from all loss or damage, and from all actions or suits for injury to person or property resulting from any acts or negligence of the said Company, its officers, agents or employees, during the life of this franchise.

(4) The Company shall within twenty days after the approval of this ordinance by the mayor and before the publication thereof, file with the clerk of said Town its acceptance of all the conditions and provisions of this ordinance and shall pay the cost of publication thereof.

J. A. MOORE, Mayor

ATTEST:
H. E. JEWELL
Town Clerk

Introduced Sept 5, 1911
Passed Sept. 19, 1911
Approved Sept. 20, 1911