

ORDINANCE NO. 262.

An Ordinance granting to the Redlands
Street Railway Company
and its assigns, a Franchise to construct, operate and
maintain a Street Railroad over and along certain streets in
the City of Redlands.

The Board of Trustees of the City of Redlands do ordain
as follows:

SECTION 1. That a franchise be and the same is hereby granted to the Redlands Street Railway Company and its assigns, to construct, operate and maintain, for the term of thirty-eight years from the date of the passage of this Ordinance, a street railroad of iron or steel rails for running cars propelled by electricity, with such turnouts, switches and curves and other attachments as may be necessary and requisite for constructing and operating said Railroad, within the corporate limits of the City of Redlands, along the routes and over, upon and along the following named public streets of the City of Redlands, to-wit:

"Commencing at a point on Cedar Avenue one hundred feet easterly of its intersection with the center lines of Highland Avenue and Crown Street; and thence running westerly along the center line of said Cedar Avenue to a point about one hundred and ~~eighty~~ feet easterly of the west line of Lot Two (2), Block V, Addition number 9 to 2d. preliminary map of Redlands, thence by a curve to said Lot Two (2) in Block V.

at its southeasterly end; thence along the west side of said Sunnyside Avenue ^{^and across} to Cypress Avenue and on Fern Avenue to the western limits of the City of Redlands," provided that said Railroad shall at all times be constructed, maintained, and operated according to the provisions of this Ordinance.

SECTION 2. The work of constructing said Railroad shall be commenced in good faith within six months from the passage of this Ordinance, and shall be completed and in operation within eighteen months after the passage of this Ordinance. The gauge of said Railroad shall be four feet eight and 1/2 inches (4 ft. 8-1/2 in.) and said road must be constructed of "T" rails and the motive power used in the operation of said road shall be by electricity.

SECTION 3. The laying of said Railroad shall conform to the established grade of the streets along which it runs, where said grade has been established, and where said grade has not been established, said road shall conform to the natural grade of the streets and when, at any time hereafter, the grade of said street or streets is changed, the bed of said road and the track thereof shall be made to conform thereto, at the grantee's expense.

SECTION 4. It is expressly understood that the City, in granting this right of way and franchise, expressly reserves the right to grade, pave, macadamize and improve all or every of said streets, or lay sewer, gas or water pipes along said street or streets, such work to be done by the City so as to injure or obstruct the track of said Railroad as little as possible.

SECTION 5. The right is hereby reserved by the City of Redlands to order any paving, macadamizing or grading or other improvements between the tracks of said Railroad, and

for the feet on either side thereof. to be done at the same

time and in the same manner and of the same materials, by assessment, as other street improvements may be done, under general contract, for the improvement of any street over and across which the right to construct said Railroad is hereby granted. The grantee of this Franchise shall pay for macadamizing of said road between the rails of its tracks, and for two feet on each side thereof, with the same materials as the City uses upon the streets over which said road runs respectively, and keep the same constantly in repair, flush with the street and provided with suitable crossings and shall make the road-bed conform at all times to the established grade of the street; all repairs and grading to be made under the instruction and to the satisfaction of the Superintendent of Streets of said City. The said grantee of this Franchise shall comply with the provisions of all Ordinances of said City now in force or hereafter to be enacted, relative to the excavation of streets in said City, or the placing of obstructions thereon. The said grantee and *A. I.*...assigns, shall construct all necessary flumes and culverts for the free passage of water under the tracks of said Railroad where and whenever necessary. The said grantee shall have the right to excavate and remove portions of said streets necessary to properly construct and operate said Railroad. And the said grantee and *A. I.*...assigns shall comply with the following conditions:

Said Railroad shall be constructed in such a manner as will present the least obstruction to the freedom of the streets in which it may be erected and construct its tracks on those portions of the streets designated herein and as nearly as possible, ^{*except as herein provided*} in the middle thereof; and plank, pave, or macadamize the entire length of the street used by its track, between

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the rails and for two feet on each side thereof; and between the tracks, if there be more than one, and keep the same constantly in repair, flush with the street, and with good crossings, and that the tracks must not be more than five feet wide within the rails, and must have a space between them sufficient to allow the cars to pass each other freely.

SECTION 6. That the rate of fare for any distance on said Railroad shall not exceed the sum of five cents for one fare.

SECTION 7. That said grantee or *it*...assigns shall pay to the said City of Redlands, after the first five years succeeding the date of this Franchise, in lawful money of the United States *Three* per cent. of its gross annual receipts arising from its use, operation or possession.

SECTION 8. This Franchise is especially granted upon each and all of the conditions and provisions herein contained, and if said grantee or *it*...assigns shall fail to conform thereto, then and in that event, all rights and privileges granted under this Ordinance, shall thereupon and immediately be forfeited and this grant shall immediately be null and void.

SECTION 9. The Clerk of the Board of Trustees shall certify to the passage of this Ordinance, and cause the same to be published in the Redlands Daily Facts, a newspaper printed and published in said City of Redlands, and thereupon said Ordinance shall take effect and be in force.

Wm Fowler
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President of the Board of Trustees of the
City of Redlands.

L. H. Clark
Attest:

City Clerk.