

ORDINANCE NO. 408

An ordinance granting to George H. Dunn and his assigns, the right, privilege, and franchise to construct, maintain, and operate, for the term of fifty years, a single-track street railroad, for the transportation of passengers, baggage, United States mail, and express matter upon and along certain streets and avenues of the City of Redlands.

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

Section 1. That the right, privilege, and franchise are hereby granted to George H. Dunn and his assigns to construct, maintain, and operate, for the term of fifty years, a single-track street railroad, for the transportation of passengers, baggage, United States mail, and express matter upon the route, and upon and along the streets and avenues following, to-wit:

Commencing at the intersection of West Citrus Avenue and New York Street in the City of Redlands, thence east on the north side of the roadway of West Citrus Avenue to West State Street; thence along the northerly side of West State Street to First Street, thence in the middle of State Street to Eighth Street, thence south on Eighth Street to Citrus Avenue, thence east on Citrus Avenue (connecting with any existing line of street railroad thereon, if any, and upon and over the tracks thereof) to Reservoir Street, provided that, if any franchise heretofore granted for the construction of a street railroad upon said portion of said Citrus Avenue shall be forfeited, then upon and over said course, thence southeasterly on Reservoir Street on the westerly side thereof to Crescent

And the said grantee and his assigns shall have the right to erect and maintain all necessary poles and wires, and to construct and maintain all necessary and convenient switches, turnouts, curves, connections at street intersections, and all other appliances, structures, and attachments, that may be necessary or convenient in constructing, maintaining and operating said railroad.

That the said right, privilege, and franchise are hereby granted and shall be at all times exercised and enjoyed, subject to each and every of the terms and conditions hereof.

Section 2. That the work of constructing said railroad shall be commenced in good faith within not more than four months from the granting of such franchise, and, if not so commenced within the said time, said franchise shall be declared forfeited; that said work of construction shall be completed within not more than three years thereafter, and, if not so completed within said time, said franchise or such sections or portions of said franchise on the route to be traversed as are not used and operated under, shall be forfeited provided that, for good cause shown, the Board of Trustees of the City of Redlands may, by resolution, extend the time for completion thereof not exceeding three months.

Section 3. The grantee of this franchise shall expend not less than Five Thousand Dollars (\$5,000.00) within twelve months after the granting of such franchise, in the work of construction, including the materials therefor delivered upon the ground, and shall file a bond running to the City of Redland within five days after the granting of such franchise, with

in the penal sum of Five Hundred Dollars (\$500.00), conditioned that the grantee of this franchise shall expend such sum within the time and as aforesaid, and that, in case of any breach of such condition of such bond, the whole amount thereof shall be taken and deemed to be liquidated damages, and shall be recoverable from the principal and sureties upon said bond.

Section 4. That the grantee of said franchise shall file a bond running to the City of Redlands, with at least two good and sufficient sureties, to be approved by said Board, in the penal sum of Five Hundred Dollars (\$500.00), and in manner and form as required by law, and, upon the filing thereof, said franchise shall be granted by ordinance, and, if such bond be not so filed within five days after such franchise is awarded, the award of such franchise shall be set aside, and any money paid therefor shall be forfeited.

Section 5. That the tracks of said railroad shall be placed on those streets and avenues designated in the ordinance granting the right of way, as nearly as possible in the center thereof except where otherwise specified, and as to such places the said Board of Trustees finds that it is impracticable to place said tracks in the center of said streets; provided, that said tracks shall not, in any instance, be so placed as to destroy or materially injure or render useless the whole or the greater portion of the traveled roadbed of any of said streets or avenues, without the grantee of this franchise or his assigns first building and constructing an equally good and substantial roadway upon such street or streets so destroyed, injured or rendered useless, and that all switches, spurs,

under this franchise shall be used for the carrying of passengers, United States mail, baggage, express matter, and such commodities as can be conveniently handled in an express car.

The car herein described as "Express Car", in which such express matter or commodities as can be conveniently handled in an express car shall be carried, shall be of the same general type as passenger cars in use upon said line, except as to windows, entrances and exits, and they shall be painted in the same style as said passenger cars and similarly equipped, as far as practicable, and kept neat in appearance; provided, however, that the holder of this franchise may temporarily handle or carry such express matter or other commodities in other and different style of cars, upon permission being obtained so to do from the Board of Trustees of said City; and the grantee of this franchise shall not operate such cars in trains in excess of two cars at a time.

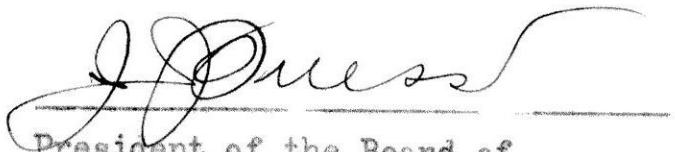
Section 8. That the rate of fare over any distance of said road, or any of its branches, or its franchise in said City, one way, shall not exceed five cents for any one passenger.

Section 9. The right is hereby reserved by said City to grade, sewer, oil, pave, macadamize and improve all or any of said streets or otherwise improve, alter or repair the said streets and highways, including the laying of gas, water or other pipes therein, and to lay out, construct and maintain across said railroad and its right of way in said City, such public streets as the public interest and convenience may hereafter require. All of such work to be done

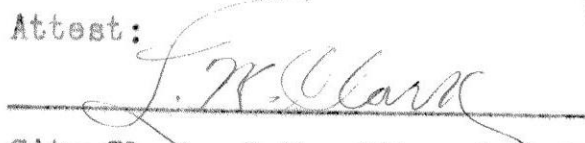
Section 10. The grantee of this franchise, his successors or assigns, shall and will at all times upon and after the completion of said road, during the operation of the same and without extra charge, issue to and receive from passengers going in one direction, transfers good for continuous passage over and upon any and every other line or lines of any other road or roads within said City which said grantee, or his successors or assigns may now or hereafter own, control, operate, or have a controlling interest in.

Section 11. That any neglect, failure, or refusal to comply with any of the conditions of the said franchise, shall thereupon immediately effect a forfeiture thereof, and the said City, by its Board of Trustees, may thereupon declare said franchise forfeited, and may exclude said grantee, or his assigns, from further use of the streets of said City under said franchise which shall thereupon be and remain null and void; and all of the conditions and provisions of this franchise shall be binding upon the successor and assigns of the grantee hereof.

Section 12. This ordinance shall take effect from the time of its passage.



President of the Board of
Trustees of said City.

Attest: 

City Clerk of the City of Redlands.

I hereby certify that the foregoing ordinance was
passed by the Board of Trustees of the City of Redlands
on the 6th day of Sept., 1907, by the
following vote:

Ayes: Trustees Hargrave, Putnam, Beach, Ward & (5 votes.)

Noes: None.

J. W. Clark.

City Clerk of the City of
Redlands, State of California.