

## The Bonville System

country than anything I know of. I have been twelve years in the harness business in Portland.—R. Sutton, 421 Belmont street, Portland, Oregon.

To whom it may concern: I am one of the oldest disciples of the Bonville System, having followed its progress from its birth, and am firmly convinced that it is the only cure-all for the present financial conditions. The fight is a hard one, but it is bound to succeed, as it is founded on solid and honest principles. I am in the restaurant business with my father at 4th and Yamhill street, and am also connected with the Palace Realty Co. I am fully convinced that only a few years separates us from the time when the Bonville System will revolutionize the business world.—Ernest M. Tucker, 142 1/2 Second street, Portland, Oregon.

To whom it may concern: I have been acquainted with Mr. Bonville and the Bonville Square Deal for the past three years, and the deeper I look into it, the more enthused I become with it. In time to come it is bound to do away with all this grafting in stocks, etc., which is taking place at the present time. Would advise any not having looked into the Bonville Square Deal carefully to do so by all means. I have been in the employ of Gaar Scott & Co., and the Rumley Products Co., successors to Gaar Scott & Co., for the past five years in the capacity of stenographer and accountant.—M. J. Fischer, 340 Belmont street, Portland, Oregon.

I have hope this may be of interest to you: I am, after more than two years study of the Bonville System, prepared to say that under it we would prosper. I also write this with thought and sincerity. I have been in business in Portland for twenty years, and find the fight harder now than ever before. To be brief, I am forced to say we must have a system that will help our property, and what I know about the Bonville System it is the system for the coming generations. After due deliberation, my conclusion is that the by-laws of the Bonville System ought to start in the primary class and not end until it goes to every school of learning in the land.—E. U. Phillips, 974 Morrison street, Portland, Oregon.

### ORDINANCE NO. 508

#### An Ordinance Granting to the Portland Railway, Light and Power Company, its Successors or Assigns, the Right to Construct, Acquire and Own and to Maintain, Operate and Use Poles, Wires and Underground Conduits, Cables and Conductors in the City of St. Johns, Oregon.

The city of St. Johns does ordain as follows:

Section 1. That there shall be and hereby is granted, subject to the terms, restrictions and provisions in this ordinance contained, to Portland Railway, Light and Power Company, its successors and assigns, the franchise, right and privilege to put up, erect, maintain and use poles in the streets, walks, along the curb lines thereof, of Dawson Street in the City of St. Johns, from the place in said Dawson Street where the same is intersected by the southeasterly side line of Columbia Boulevard to the easterly boundary line of the City of St. Johns, together with such cross arms, brackets and other appliances and appurtenances as may be necessary or convenient, and also to stretch, over, along and across said part of said Dawson Street, and upon said poles, appliances or appurtenances all such wires and cables as may be necessary, desirable or convenient to be used by the Railway Company, its successors or assigns, in connection with its or their railway, light, power and heating business, or any other business connected with its or their corporate purposes, and to transmit electrical energy on and over such wires and cables and any thereof, and the further franchise, right and privilege to stretch over, along and across said part of said Dawson Street all such guy wires, span wires, feed wires and other wires and cables as may be necessary and convenient to be used by the Railway Company, its successors or assigns, in connection with its or their line of railway or street railway, in said part of said Dawson Street and in connection with its or their light, power and heating business or any other business connected with its or their corporate purposes; and all of said wires and cables may be stretched along said poles and from one pole to another pole as may be desirable and convenient for the corporate purposes of the Railway Company, its successors or assigns, both in the operation of public utilities carried on by it or them and in the supply of electrical energy to private consumers, and the further franchise, right and privilege to transmit electrical energy on and over such wires and cables and any thereof.

Section 2. In case any street or portion of street be abandoned by the Railway Company, its successors or assigns, during the life of this franchise, then that portion of the franchise under which said street or part of the street so abandoned was used by the Railway Company, its successors or assigns, shall thereafter be null and void

and shall be forfeited without any further action on the part of the city.

Section 3. The Railway Company, its successors and assigns, shall (subject to the other provisions of this franchise, and to the rights and privileges herein granted to the Railway Company, its successors or assigns), maintain its poles and wires, in continuous good order and repair throughout the entire term of the franchise granted by this ordinance, and shall render efficient service during the entire term of this franchise, and if said Railway Company shall fail to so maintain its poles and wires, or to render efficient service, after reasonable notice from the Council, the Council may forfeit this franchise and all rights and privileges granted thereunder.

Section 4. The Railway Company agrees and promises for itself, its successors and assigns, to pay to the City of St. Johns as compensation for this grant or franchise by said City of St. Johns, the following sums of money in time and manner as follows: One dollar (\$1.00) per annum, payable on the first day of July of each and every year during the continuance of this franchise.

Section 5. At the expiration of the time or period for which this franchise is granted, the City of St. Johns at its election and upon the payment thereof of fair value, therefor, as in this section provided, may purchase and take over to itself the property and plant in its entirety of the Railway Company, its successors or assigns, which may be constructed by it or them under authority of this ordinance, and which may be situated in, on, above or under the streets and public places particularly mentioned in Section 1 of this ordinance, and used in connection therewith (but not including any railways or street railways, or any track, tracks, connection, connections, lines, systems, property or plant of the Railway Company, its successors or assigns, or any other corporation or corporations, other than such as may be constructed under authority of this ordinance); and on, in, above or under the streets and public places particularly mentioned in Section 1 of this ordinance, but in no case shall the value of this franchise of the Railway Company, its successors or assigns, be considered or taken into account in fixing such valuation.

The price or valuation to be paid by the City of St. Johns for said plant and property shall be fixed and determined by three arbitrators, one appointed by the Council of the city, another appointed by the Railway Company, its successors or assigns, and the third appointed by the two so chosen, and the decision in writing of said three arbitrators, or a majority of them, made in duplicate and signed by them, shall be delivered to the Mayor of the City and the other to the Railway Company, its successors or assigns, shall be final and binding upon the parties, and said price and valuation shall be paid to the Railway Company, its successors or assigns, before the Railway Company, its successors or assigns, shall be deprived of the possession of said plant and property, and upon the payment by the City to the Railway Company, its successors or assigns, of such price and valuation so determined as aforesaid, said plant and property so valued, purchased and paid for shall become the property of the City of St. Johns by virtue hereof and payment therefor, as aforesaid, and without the execution of any instrument of conveyance. Should the Railway Company, its successors or assigns, fail, neglect or refuse for a reasonable time, after the City is so authorized to and before it shall purchase and take over said plant and property and after notice to that effect from the city to select an arbitrator, or should said Council so fail to select an arbitrator, or in case the two arbitrators chosen by the Council and Railway Company, its successors or assigns, neglect for a reasonable time after their appointment to select a third arbitrator, then and in either of said cases the Governor of the State of Oregon shall appoint arbitrators to fill the vacancies caused by the failure of the Railway Company or by the neglect or refusal of the arbitrators first chosen to select a third arbitrator as above provided, and the decision of said three arbitrators or a majority of them so chosen by the Railway Company, the Council or appointed by the Governor made in writing in duplicate and delivered to the parties as aforesaid shall be final and binding upon the parties.

Section 6. The franchise, rights and privileges herein granted shall take effect immediately upon the valid passage of this ordinance and franchise as provided by the charter of the City of St. Johns, and upon the acceptance of this franchise by the Railway Company as is hereinafter provided in Section 9 hereof.

The Railway Company, its successors and assigns, shall begin the construction of the pole line to be constructed on Dawson Street, mentioned in Section 1 of this ordinance, within four months from and after the time this ordinance becomes a law, and shall complete the construction thereof and commence the operation thereof within one year thereafter. The estimated total cost of such construction work in connection with the pole line mentioned in Section 1 of this ordinance is Two Hundred Dollars (\$200.00); the estimated yearly sum of money to be expended under this franchise and ordinance is Twenty-five Dollars (\$25.00).

Section 7. All rights, privileges and franchises granted to or conferred upon the Railway Company, its successors or assigns, by this ordinance shall continue, exist and remain in force until and including the first day of July, 1937.

Section 8. The power and right at all times to reasonably regulate in the public interest the exercise of the franchise and privileges granted by this ordinance shall and remain in the Council of the City of St. Johns.

Section 9. The Railway Company shall within thirty days after this ordinance shall be in force as provided by sub-division 5 of Section 71 of the present charter of the City of St. Johns, file in the office of the Recorder of said City of St. Johns an unqualified written acceptance of the same, and a failure on the part of the Railway Company to file such written acceptance within said period of time shall be deemed an abandonment and forfeiture of all the rights, privileges and franchises granted by this ordinance, and this ordinance shall thereupon be null and void.

Passed the council this 8th day of October, 1912.

Approved by the mayor this 8th day of October, 1912.

A. A. MUCK, Mayor.

F. A. RICE, Recorder.

Published in the St. Johns Review on October 18, 1912.

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Said bonds are to be dated as follows:  
\$99,933 June 8, 1912.  
\$8,096.82 July 1, 1912.  
\$1696.14 Aug. 3, 1912.  
\$1,779.95 Oct. 17, 1912.  
\$20,167.55 Aug. 17, 1912.  
\$232.99 Aug. 17, 1912.

Amounting in all to \$32,073.88. All of the said bonds are issued in denominations of Five Hundred dollars or less and all of the said bonds are payable Ten years after date of the said bonds. All of the said bonds are coupon bonds bearing interest at the rate of Six per cent, payable semi-annually, subject to all the conditions imposed, directed and stipulated by section 131 of the charter of the City of St. Johns.

The right is reserved to redeem any or all bonds at any interest period at or after one year from date.

All bids must be accompanied by a certified check for two per cent of the amount of the bid, and the said check shall be payable to the City of St. Johns, and the said check shall be retained by the City of St. Johns as damage in case the bidder to whom the bonds are awarded fails to accept and pay for the same within Fifteen days after the acceptance of the bid. The money is to be paid and the bonds are to be delivered at St. Johns, Multnomah County, Oregon.

The right is reserved by the Council to reject any and all bids.  
F. A. RICE, Recorder.  
Published in the St. Johns Review, October 4th, 11th and 18th, 1912.

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