

Give your business to Heppner people, and therefore assist to build up Heppner. Patronize those who patronize you.

### ORDINANCE NO. 50.

An ordinance providing for the supplying of the town of Heppner, Oregon, with water for public and private purposes, and granting H. V. Gates an exclusive franchise and license to construct and operate a system of water works in the town of Heppner, Oregon, contracting with the said H. V. Gates for the rental of five hydrants for supplying the town of Heppner, Oregon, with water and giving the town of Heppner, Or., an option to purchase the said water works and the rental of five hydrants for the town of Heppner, Or., for a period of fifteen years, and for the rental of hydrants for the town of Heppner, Or.

THE TOWN OF HEPPNER DOES ORDAIN AS FOLLOWS:

SECTION 1.—The exclusive privilege is hereby granted to H. V. Gates, of Hillsboro, Oregon, his successors and assigns for and during the term of fifteen years (subject to right of purchase and the conditions and forfeitures hereinafter provided) to erect, construct, maintain and operate a system of water works in the town of Heppner, Oregon, for supplying the said town and its inhabitants thereof with water for public and private purposes. Whosoever hereinafter the word "Grantee" is used it is intended to apply to and mean H. V. Gates, his successors and assigns.

SEC. 2.—The system of water works shall consist of or be composed of what is known as Direct and Reservoir pressure.

SEC. 3.—The water so to be supplied and furnished said town and the inhabitants thereof, shall be pure, clear, potable water for all purposes, which shall be taken from a well or system of wells, enclosed to keep out the surface drainage between surface of ground and first rock formation below surface of ground or deeper if not otherwise provided.

SEC. 4.—The grantee shall provide a substantial engine house of sufficient capacity to accommodate boilers, pumps and appliances of water works and such room as may be required to accommodate the electric light plant, to be operated in conjunction with the said water works system. Said engine house to be equipped with one 50-horse power boiler, to be built of steel, (said boiler to be tested to 150 lbs. hydrostatic pressure) one or more Kewanee engines, or other machinery equally as good, or if a deep well, pumping engine is substituted to use one or more "Cook" Deep-well pump, the combined capacity of either the pump or pumps to be equal to 250,000 gallons each 24 hours, or such other larger size pumping engine, as the demands of the town may now or in the future require; also such other fittings such as gauges, valves, steam pipes etc., that may be required to connect said pumps to mains and wells, and said boiler to pump, so that the steam and water connections shall be first-class in every particular.

SEC. 5.—The grantee shall provide one reservoir, capacity 100,000 gallons, for fire purposes, to be kept filled at all times, except when repairing, and held in reserve for any emergency. Also one reservoir of 80,000 gallons capacity for domestic and daily supply. The domestic reservoir to be walled with masonry and coated with cement or asphalt, to render the same water proof, to be raised over and protected from effect of frost, to be arranged with supply and waste pipes and so generally constructed as to be safe from any danger from any pressure within or drainage or defect without, and to be capable of keeping water as pure and free from contamination as it comes from the source of supply. Said reservoirs to be connected to mains in such manner that both can supply the hydrants during fire and both be not less than 100 feet above the grade of street at intersection of Main and May streets.

SEC. 6.—The grantee shall furnish and lay in the streets of said town at a depth of not less than thirty inches, for principal mains, 4000 feet of six-inch pipe and 7000 feet of four-inch pipe, and as much more as may be deemed necessary by them; (said pipe to be measured by its outside diameter) is to furnish 12 double hydrants, Ludlow, or some other hydrant equally as good, and connect the same to the mains; is to furnish all necessary valves, special fittings, valve boxes required to complete the work. The mains and fittings to be ample and capable of carrying out the provisions and intentions of this ordinance and of affording the town a fire water supply of first-class quality, protection and when mains and connections are so completed they shall be capable of sustaining a pressure of 150 lbs. to the square inch; is to furnish all mains and laterals that may be from time to time required to supply the town or its inhabitants thereof with water, provided that for each 800 feet of mains ordered by the town, there shall be one hydrant ordered and rental paid for use of same and that for all lateral laid, grantee shall not be obliged to lay in excess of 200 feet to reach each service hydrant for domestic use. Pipes are to be laid below frost line and the said town agrees to make good any expense to which grantee may be put if said town shall hereafter lower the grade of any streets where the grade is already established and the town of Heppner agrees to establish the grade on all streets where pipes are to be laid prior to the laying of pipes. The said mains and hydrants are to be laid and located on such streets as will best carry out the provisions for fire protection; said streets to be selected by the parties to this agreement.

SEC. 7.—Grantee is to keep fire hydrants in good repair; protect same from freezing and keep them ready at all times for instant service. The connections and mains leading from reservoirs to be kept free from obstructions of any kind whatsoever, so that except through some unforeseen and practically unavoidable accident, there shall be steady pressure and full supply of water on the hydrants to the extreme limit of capacity of system.

SEC. 8.—In consideration of the benefit which will be derived by the town of Heppner and its inhabitants from the construction and operation of said water works, and in further consideration of the water supply hereby secured for the public use, as an inducement for the town to enter upon the construction of said water works, the privilege is hereby granted to and vested in H. V. Gates, his successors and assigns, shall remain in full force and effect for and during the period of fifteen years, but subject to the right of purchase, as herein provided, and for the same consideration as is granted to and vested in the town of Heppner hereby rents of the grantee, to the use hereinafter mentioned, the 12 hydrants herebefore provided for, and during the term of fifteen years, but subject to the acceptance of said water works, but

subject to the right of purchase as aforesaid; and the said town agrees to use the hydrants on said pipe line for the extinguishment of fires, drill practice and flushing only, and make good to the grantee any injury which may happen to them when used by any officer of its fire department in the line of his duty. The flushing as aforesaid to be done by the fire marshal or other officer of the town, through a hose and fire nozzle, after reasonable notice to grantee, but there shall be no more than one fire hydrant used at any one time for such purpose, and no one hydrant used to exceed thirty minutes per week. In aforesaid drill practice the fire department shall have the right to use any of the hydrants twice each month for drill practice, for a period not exceeding thirty minutes at each drill.

SEC. 9.—The grantee may charge and collect during the continuance of this privilege herein granted, the following tariff of rates to consumers of water or other rates that may be established by the grantee and approved by the council:

MONTHLY WATER RATES.	
Bakeries.....	\$2.50
Barber shops.....	1.50
Each additional chair.....	.25
BATH TUBS.	
In boarding houses, hotels and barber shops.....	1.50
In private families.....	.50
Breweries, (unless governed by meter rates).....	10.00
BUILDING CONSTRUCTION.	
Wetting 1000 brick.....	.15
"    one bid lime.....	.15
"    "    cement.....	.15
"    for stone work, per cubic yard.....	.20
Butcher shops.....	2.00
FAMILY RATES.	
One hydrant.....	1.50
"    closet.....	.50
"    bath tub.....	.50
Feed yards.....	5.00
HOTELS, RESTAURANTS, BOARDING AND LODGING HOUSES, (unless governed by special rates)	
Having five bedrooms or less.....	4.00
Each additional room.....	.10
IRRIGATION.	
Each half lot or less (lots 50x100).....	1.25
Each additional half lot.....	1.00
In no case will allowance be made for space occupied by buildings.....	
Laundries, public, each.....	6.00
METER RATES.	
1000 to 50,000 gallons.....	.25
50,000 and over.....	.30
Offices, each.....	1.00
Photograph galleries, each.....	3.00
Printing offices, in addition to boilers.....	2.00
Private halls and theaters.....	1.00
Private halls or halls of secret organizations.....	1.50
Saloons.....	2.50
SNEWALK SPRINKLING.	
Each 25 feet front or less with washing windows.....	.50
Each 25 feet front or less, with washing windows.....	.75
Each additional 25 feet.....	.25
Stables, each horse and cow including washing carriages.....	1.00
Stables, livery, each stable including washing carriages.....	7.50
STEAM ENGINES.	
Five horse power or less.....	2.00
Each additional horse power.....	.50
Boilers for steam heating.....	1.50
STORES.	
Groceries, dry goods and hardware.....	1.00
Soda Water manufactories.....	3.00
URINALS.	
In stores or blocks each.....	.25
In hotels, boarding houses and saloons.....	.50
WATER CLOSETS.	
In hotels, boarding houses or saloons, one closet.....	2.00
In stores or public buildings, one closet.....	1.50
Each additional closet.....	1.00
Private closets each.....	.50
WATER MOTORS.	
Less than one horse power, by meter.....	
One to five horse power, by meter.....	
Five to ten horse power, by meter.....	

SEC. 10.—As a consideration for the use of the 12 hydrants as aforesaid, for a term of fifteen years, the town of Heppner agrees to pay to the said H. V. Gates, his successors and assigns, fifteen thousand dollars (\$15,000) lawful money of the United States, payments to be made in five equal installments of three thousand dollars (\$3,000) on arrival of pipes, boiler and pump and machines; ten thousand dollars (\$10,000) on completion of water works as provided herein, for two reservoirs, well-pump, capacity 250,000 gallons, mains 11,000 feet engine house, and when the same has stood the tests as herebefore provided, and also provided that said H. V. Gates, his successors and assigns, shall satisfactorily show the town of Heppner that the water works are free from all liens and that labor and material used and furnished for said works have been paid for.

SEC. 11.—At the expiration of fifteen years from the completion of said works, and at the end of each five years thereafter, the town of Heppner shall have the option to purchase and own said water works, together with its lands, machinery, pipes, outlets, rights, privileges and franchises, upon the following conditions:—and the grantee in accepting this ordinance expressly covenants to sell and convey to the town of Heppner the said water works and system as a whole on the said conditions. The said town of Heppner, by resolution of its mayor and council, shall determine to purchase and own said water works and shall serve a certified copy of such resolution on the grantee at least six months before the time when the said town may exercise such option. The sum of money that said town shall pay for said water works as a whole shall be an amount which at eight per cent interest would produce an annual income equal to the net income during the year previous to the serving of the notice of resolution, as herebefore described, with the cost price added for any improvement or extensions made during the year previous to such notice, upon which no revenue has been derived. When such purchase is made by the said town the franchise granted to the said H. V. Gates shall terminate. If said town shall not determine to purchase said water works within fifteen years from the date of its acceptance of said works it shall grant to the grantee an exclusive franchise upon the same terms and conditions as herein stated, reserving the option of purchase each five years as before stated. The three thousand dollars (\$3,000) paid for hydrants, rentals as herebefore provided, shall be the first payment upon the purchase price of said water works, and it is agreed that until such time as the town of Heppner shall purchase said water works as herein provided for, the town of Heppner shall own an absolute right and interest in the said water works to the amount of said fifteen thousand dollars (\$15,000) but it is further understood and agreed that until such time as the town of Heppner shall purchase the interest of grantee in said works the grantee shall have the exclusive use and control of said works in every particular without paying to the town of Heppner any rents, profits or revenues therefor or therefrom in any manner whatever, except that grantee shall not have the power or authority to sell, mortgage and lease, or in any way en-

lumber the interest of the town of Heppner in said works.

SEC. 12.—The grantee shall make such rules and regulations governing the service of water to consumers as may be proper and reasonable in the best interest and may enforce the observance of the same after they have been approved by the city council, by cutting off water or otherwise, and the said town, by its council, shall adopt ordinances, for the benefit of the grantee in the safe and unobstructed enjoyment of the privileges herebefore granted and against injury to its property.

SEC. 13.—The town of Heppner shall convey to the grantee such ground as may be necessary for reservoirs and right of way across private land to the same, for the use of laying mains and access for delivering materials for construction and maintenance of same.

SEC. 14.—The town of Heppner agrees to convey to grantee the lot and the arctesian well thereon, for the use of the grantee during the life of this agreement; the same to be free from any cost, rent or expense whatsoever to grantee. The grantee is to have use of the well-lifting machinery on said lot while necessary for and securing water.

SEC. 15.—All work and material furnished under the terms of this contract shall be done and performed in a good, neat and workmanlike manner, first class in every respect, and in the most approved form known to the trade.

SEC. 16.—In the event at any future time it is necessary for the safety and welfare of the town of Heppner or the inhabitants thereof to increase the capacity of wells, reservoirs, pump and machinery, it shall be done by the grantee without any additional cost to the town, except in the purchase of said works according to the conditions herein stated.

SEC. 17.—The grantee shall commence active operations on said water works within thirty days from the passage of this ordinance, and complete the same within six months, and the said grantee shall be held responsible for the same, such as strikes, riots, failures of manufacturers to produce material, and railroads to deliver the same; in which event the time so lost shall be extended, and the grantee shall be held responsible to complete said works within six months. On completion of said works, in compliance with the requirements of this ordinance, the grantee shall successfully subject the entire pipe system of 11,000 feet of pipe and hydrants to a pressure of 150 lbs. to the square inch, and shall also test the power and capacity of reservoir, in which they shall throw water through fifty feet of hose, with one inch nozzle, thirty feet high for a period of three hours; in said test only two streams shall be taken from one line, and the hydrants used to be at corner of Main and May streets, upon completion of said works and the said tests having been made as aforesaid to the satisfaction of the said council, the said town, by its council, agrees to accept such water works forthwith and from the date of such acceptance the hydrant rentals heretofore provided for shall begin.

SEC. 18.—The grantee be and is hereby granted the privilege and right of laying pipes through the streets, alleys, parks and public ways of the town of Heppner for the purpose of conducting water through the town, and the grantee shall keep the town of Heppner harmless from any liability for damages on account of negligence of the grantee in using streets and public ways of said town in laying, taking up and repairing mains, by means of or with the use of devices for the service of water, and after using such streets and public ways shall restore them with due diligence to as near as practical their former condition.

SEC. 19.—This ordinance shall become binding upon the town of Heppner upon the event that grantee shall within ten days from the passage and publication of this ordinance, file with the recorder of the town of Heppner, his written acceptance of the terms and conditions of this ordinance. Said acceptance shall constitute the contract and shall be the measure of the right and liabilities of the town of Heppner and of H. V. Gates, his successors and assigns.

SEC. 20.—The mayor and recorder of the town of Heppner are hereby authorized and instructed, upon the acceptance of this ordinance, to seal duplicate copies thereof, with the seal of the town of Heppner, and to sign such copies as such contract, in the name and behalf of the town of Heppner, and to deliver one of said copies, so sealed and signed in behalf of the town of Heppner to the grantee and to accept the other in behalf of the town, when signed and sealed by the said grantee, and to cause such copies to be recorded in the office of the county clerk of Morrow county.

SEC. 21.—In case said grantee shall fail to complete said water works within the time specified in this ordinance, then, and in that case the franchise shall be forfeited and this ordinance shall be null and void.

SEC. 22.—All ordinances and parts of ordinances inconsistent herewith are hereby repealed, and this ordinance shall be published in the HEPPNER GAZETTE and HERVIC RECORD and shall take effect from and after its passage and publication.

### MINING AT THE FAIR.

The act of congress providing for the World's Columbian Exposition, raised mining to an industrial rank that previous expositions had denied it. At Paris, London and at Vienna, the mineral exhibit was permitted to occupy a single court of masonry sections, and was comprehended within one group of the general classification. At the centennial exposition while the exhibit was larger in area than those of Paris and London, yet it was not deemed of sufficient importance to be placed in a separate building, but was located in an annex added to the industrial building.

Under the scope and plan of the Columbian Exposition, and under the classification provided for guidance in installation, many of the branches of the mining industry, heretofore incorporated in other departments, will be placed in their legitimate and natural positions in the mining building.

Inspection of the classification of department "E," Mines and Mining, gives some adequate idea of the variety of the exhibits comprehended. The raw material, the natural product, to be exhibited in the mining department, will constitute the basis of every other exhibit made, except that of agriculture and horticulture. The ground work of all the arts and sciences and the mechanical industries will be contemplated within the walls of the structure dedicated to mines, mining and metallurgy. All of the precious minerals, all of the economic minerals, all of the precious stones,

all of the coals, all of the building stones and marbles, all of the clays and sands, all of the salts and pigments, as well as the machinery, implements and appliances employed in their conversion to the uses of man, will be fully represented.

COAL.—The subject of coal will be treated on very broad lines. It would be impossible to accept for exhibition purposes all the really meritorious specimens of coal that can be secured, for the purpose of demonstrating the resources of the country in this great fuel. The treatment must be comprehensive and sweeping, and the display based upon the distribution of the great coal fields that stand out prominently in the geology of the country. The coal industry is of gigantic proportions, involving the investment of many millions of dollars and the employment of hundreds of thousands of people. The display of coal at the exposition will be qualitative rather than quantitative. The different varieties of coal produced by the different localities will be shown, together with the chemical analysis of each and the results of tests determining economic value and adaptability to various uses. The coal resources of countries, states and sections will be shown by geological maps and drawings, exhibiting the stratification, cross-section, etc., which will render apparent the extent and accessibility of the vast number of coal beds and veins which underlie the earth's surface.

As regards iron, efforts will be made to have an adequate exhibit of that great branch of industry. Without considering the contributions that will be made to this division by foreign governments this country, which is now the first nation in the world in iron production, will provide a display of the greatest interest and benefit to the manufacturing world. The development of the iron resources of the Southern United States within the past few years, no less than the attention which has been devoted to this particular industry in the West in the same period, surrounds this product with national interest. It is intended to arrange this exhibit with the fullest appreciation of the magnitude and importance of the iron industry, with ample data as to the location and extent of the greater deposits, the analyses of the ores, with all the machinery and devices employed in mining, hoisting, conveying, storing, etc. Statistics not only based upon the operations of the past, but in a degree indicating the extent to which they may be carried on in the future, will constitute a valuable feature of this division.

Every provision has been made for the installation of the ores of both the precious and base metals and cabinets of mineral specimens contributed by private individuals, associations and technical and mining schools. These will be arranged with conspicuous care as to detail. States, nations, individuals, collectors and colleges will vie with one another in endeavors to establish the superiority of their respective collections, or to demonstrate the value of certain mineral resources and design will be utilized by the several states, territories and countries to illustrate the magnitude of their deposits.

MINING MACHINERY.—The division of mining machinery will demonstrate the usefulness and economy of every character of mechanical equipment. Every device, invention, tool and appliance employed in the great industry will be fully represented, either by an exhibit of the full-size plant or by working models. The entire plant of smelting and refining works and the heavy machinery used in crushing and separating ores will be in operation. A complete series of metallurgical processes from mineral to metal will be installed.

The extensive apparatus and tools employed in the great petroleum and natural gas industries will be amply exhibited, with oils and bi-products. No group will be of greater interest or more practical value than that which illustrates the extent and method of the gigantic operations in this division of the mineral kingdom.

Plans for and the best methods of equipping assay offices will be presented and illustrated. Milling and scoriafication furnaces, with muffles, cupels, etc., with melting pots and fluxes handy for the production of the assayer's "blatton," volumetric and other test methods, rolls and small crushers for preparing test lots of ores, the most delicate instruments of precision—these and the associated appliances or metallurgy will be exposed for the edification and instruction of the visitor.

MARBLÉS, ETC.—Marbles, agates, jaspers, onyx, silicified wood, etc., will be offered for the inspection of the architect and decorator. Numerous machines and tools for channelling, sawing, lifting, turning and polishing granites, sandstones, marble, etc., will be collected for the purpose of demonstrating the facility with which great masses of stone are transformed into useful and ornamental objects and made suitable for the most skilled handicraft.

Sands for the manufacture of glass, many colored clays, and kaolin of all grades for the potter, brickmaker, porcelain worker, etc., polishing substances, whetstones, bones and emeries, will constitute a group of unusual interest to both the student and manufacturer. Asphaltic and cement fixtures and artificial stones, which have made the pavements of Paris and the capital of our own country superb in their cleanliness and the admiration of the world, will be illustrated in all their multifarious uses.

The salt mines of the Old World, and the brines and other salt workings of our own country will contribute their quota to this money, crystalline product. Adding to the color effect and interest of the exhibit will be variegated heaps of nitrates, sulphates, borates, pigments of all kinds, ochres and various varieties of mineral fertilizers. In another group the useful graphite, with the methods by which it is transformed for use in the shape of

leads, crayons, lubricants, etc., will be exposed.

ALUMINUM.—Ingots, bars and castings of white aluminum, with aluminum alloys, will be found in juxtaposition with pigs and bars of reddish copper. Tin ores and black tin, sheet and bar zinc, ingots of nickel, specimens of bismuth, antimony, arsenic and other metals with their ores and alloys will be arranged in a manner confusing in diversity, yet artistically and scientifically displayed.

In the mining machinery section will be shown every species of apparatus, simple and complex, employed in working a mine from the lowest drift to the damp. Methods of timbering, ventilating and lighting the various slopes, levels and galleries will be shown by examples. Trams, hoists and automatic dumps, engines for pumping, rock breakers, screens, grizzlies and other striking appliances will attract the inspection of the visitor and instruct in the greatest of all industries. Improved diamond drills and contrivances for loading and unloading ores, and for their storage, automatic stevedores for transference on the surface, patent self-emptying cars, wire ropeways with their outfits of buckets, etc., coal triples, steam shovels, belt conveyors, etc., etc., will complete the methods by which the stupendous mining operations of the present age are conducted.

MINING LITERATURE.—For the purpose of practical study, the division of history and literature of mining and metallurgy will be unsurpassed. To this end, college faculties and professional men are already pledged. Every facility will be afforded for examination in detail the geology and distribution of minerals and ore-bearing rocks. The rich, literary stores, maps, models, etc., of the leading educational institutions of the land, will present to the student who visits this great repository at the Columbian exposition, and unexampled opportunity for considering the entire subject of historical and statistical mining. Mine engineering will be adequately represented by surveys and plottings, by projections of underground work and models, and by literature descriptive of the methods of running shafts, tunnels, construction of mine workings and the handling of ores.

An elaborate and accurate reproduction of ancient and unique mining and metallurgical methods, appliances, tools, and processes as illustrating the evolutions in the industry, will attract the attention of all classes, and teach fruitful lessons in the advance of science, invention and general civilization.

When the exhibits in the department of mines, mining and metallurgy shall have been properly collected, classified and arranged, the department will be a comprehensive and complete exposition of all the great mineral treasures of the earth and the methods employed in their search, their treatment and their usage.

The Portland Telegram is the most celebrated manufacturer of marbles known in the Northwest. Its latest is an enormous howl over the appointment of J. S. Lotan as collector of customs at Portland. Mr. Lotan has been somewhat of a leader in republican politics, that is true, but if one will take the trouble to study his rise from a common moulder in 1867 to foreman, then to superintendent and finally as principal owner of the works in which he was once a day laborer, it is nothing strange that he should become a leader. In any event, it is no part of the Telegram's business whom Harrison appoints to public office, so long as they are competent, and it is no part of the Telegram's business to denounce a politician, that is true, but if one will take the trouble to study his rise from a common moulder in 1867 to foreman, then to superintendent and finally as principal owner of the works in which he was once a day laborer, it is nothing strange that he should become a leader. 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