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McKenzie stage leaves 5:30 a. m. Florence stage 6:00 a. m.
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proper, necessary and convenient switches, turnouts and connections, so as to operate the same as a complete system of electric railway.

And to run cars from any line of such tracks and to connect with any other line thereof by such switches, turnouts and connections upon and over all of such railway tracks to be laid down, constructed and erected under the provisions of this franchise or otherwise.

SECTION II.
The tracks of such electric railway to be so constructed under the provisions of this ordinance shall be laid on a level and flush with the grades of all streets heretofore mentioned, and is now established by the said City of Eugene, as not to interfere with the use of such streets by the public use of said streets and shall be laid, established, constructed, and maintained in the center of all such streets.

Whenever the grade of any such streets shall be changed by said City of Eugene and Willamette Valley Company, its assigns or successors in interest, shall change said track to conform to such changed grade.

Whenever any such tracks are so laid and constructed on streets which have been previously paved, said Willamette Valley Company, its assigns and successors, shall, upon the completion of the laying of such tracks, restore the pavement in as good condition as the streets were in before such railway tracks were laid down and constructed.

And when any of such tracks are laid down and constructed on streets which have been previously gravelled along the center of such streets said Willamette Valley Company, its assigns or successors shall immediately, upon the completion of the laying of said tracks, gravel such streets, in such manner, and with such material as shall be directed by the City Council of the said City of Eugene, between the rails of the tracks so to be laid as constructed, and for a distance of nine feet from the outside of each rail of said track.

And whenever any of said streets or parts thereof, shall be paved after said railway tracks are laid down, said Willamette Valley Company, its assigns or successors in interest shall be in the same manner as shall be required by said City of Eugene, between the rails of such track and for one foot on the outside of each rail.

And whenever the cross walks and crossings, or any of them are moved or torn up by said Willamette Valley Company, its assigns or successors in interest, said Willamette Valley Company, its assigns or successors in interest, shall immediately upon the completion of the laying of such tracks, restore such cross walks and crossings in as good condition as the same were before such tracks were laid and put down. And said Willamette Valley Company, its assigns or successors in interest, shall keep the streets between the tracks of such railways at least one foot on outside of the tracks in good repair during the full term of this franchise. And where in laying the tracks of said railways, culverts or bridges are crossed, said Willamette Valley Company, its assigns or successors in interest, shall construct such culverts and bridges which are crossed by said tracks, and for a distance of nine feet on each side of said tracks so as to leave the same in good condition and shall keep such culverts and bridges in good condition between the rails and for one foot on each side where the same is crossed by said tracks.

SECTION III.
For the purpose of operating and running cars by electrical power, and conveying, distributing and using electrical currents therefor, or any other kind and forms of power and energy that may hereafter be approved by the City Council of said City of Eugene, said Willamette Valley Company, its assigns or successors in interest, may set up, erect, install and use poles and lines of poles and wires, and lines of wires, long, short, over and above any and all of the streets in this ordinance mentioned, and alley adjacent thereto, and put down, construct, maintain, and use in and under the same underground conduits, slots, cables and pipes, wires and conductors as in Section One of this ordinance provided.

And in the laying down and construction of such lines of electric railway said Willamette Valley Company, its assigns or successors in interest, shall have the right and privilege of using and operating steam locomotives in and upon all of the streets in this franchise mentioned, but for no other or further purpose or purposes than in the laying down and construction of such railway.

SECTION IV.
The passenger cars to be used on said Willamette Valley Company, its assigns or successors in interest, upon and over the lines of railway authorized by this ordinance shall be first-class modern cars, equipped and provided for the comfort and safety of passengers, and the freight cars so to be used shall be of first-class modern design.

SECTION V.
In the laying down, construction, reconstruction or repairing such lines of railway, the said Willamette Valley Company, its assigns or successors in interest shall not obstruct any street or any part thereof for a greater distance than the length of two blocks at any one time, and then not for a longer period than three weeks at any one time, except that in case of bad weather, strikes, riots, accidents, casualties or judicial interference, the said City Council of said City of Eugene may extend such time in its discretion, and the obstruction shall be under the supervision of the city council.

SECTION VI.
Nothing in this ordinance contained, or any right, privilege or franchise granted by the same shall be so construed as to in any or manner prevent the municipal authorities of the said City Council from sewerage, grading, paving, planking, macadamizing, improving, altering or repairing any of the streets or public places in this ordinance mentioned and upon which the railway tracks are so authorized

to be constructed.
But all work so to be done shall be as little obstruction or hindrance as possible to the passage and operation of cars on the transaction of the business of the said Willamette Valley Company.

SECTION VII.
Said Willamette Valley Company, its assigns or successors in interest, may charge and collect from each passenger, traveling upon its railway, for each trip traveled by such passenger in one general direction within said City of Eugene, a fare of five cents and no more, except for riding in, or for the use and operation of observation cars, funeral cars, party cars, or other special passenger cars over and upon its line of railway so to be constructed, or any part thereof, they may charge and collect such compensation, fares, rates and tolls as may be just and reasonable, and such as may be generally charged and collected and received by like lines of railway operated in towns on the Pacific Coast of the United States similarly situated as to population, locality, etc., and with which a fair and reasonable comparison can be made.

And for carrying and transporting freight and freight cars, express, baggage and express and baggage cars over and upon such lines they may charge and collect such like compensation, rates and tolls.

SECTION VIII.
Said Willamette Valley Company, its assigns or successors in interest, shall commence the construction of railway tracks in accordance with the conditions of this ordinance mentioned within six months of the taking effect of the same, and shall complete such portion of such railway from the north end of Willamette street to the intersection of Eleventh street and east to Eleventh street to Alder street, south to Alder street to Thirteenth street east on Thirteenth street to Villard boulevard.

SECTION IX.
It is understood and agreed by both parties to this franchise that a part of the consideration for which this franchise is granted by the City of Eugene is a railway connection between the City of Eugene and the City of Springfield, in Lane County, Oregon. This franchise is granted on condition that said Willamette Valley Company, its assigns or successors in interest, shall construct a railway from said City of Eugene to said City of Springfield, so as to connect the same with said railway to be constructed in said City of Eugene within eighteen months from the taking effect of this ordinance.

Said railway to be a modern first-class electric railway or other system of railway to be completed and operated between said City of Eugene and said City of Springfield, either by said Willamette Valley Company, or another Company or Association, except only by the Southern Pacific Company, so that cars can be run and operated between said City of Eugene and said City of Springfield.

SECTION X.
If the said Willamette Valley Company, its assigns or successors in interest, shall fail within six months from date of the taking effect of this ordinance to begin to construct the railway from the north end of Willamette street to Villard boulevard, as provided in Section 8 of this ordinance, or shall fail to begin the construction of said railway from said City of Eugene to said City of Springfield, within six months from the taking effect of this ordinance, or if said Willamette Valley Company, its assigns or successors in interest, shall fail to complete and have in operation both of said railways within the time specified and limited in this ordinance this franchise shall be forfeited and at an end, and all rights granted herein shall be at an end and forfeited.

And in failure to operate cars of any or other of said lines of railway for a period of ten days, as provided for in Section 15 of this ordinance, shall work a forfeiture of this franchise unless such failure is caused by the elements or by strikes, riots, accidents, casualties or judicial interference.

SECTION XI.
The franchise and privilege herein granted shall continue for the term of thirty years from the taking effect of this ordinance unless forfeited as herein provided.

SECTION XII.
Upon the completion and connection of the lines of railway tracks, as stated in Sections Eight and Nine of this ordinance, there shall be, and is hereby granted to the said Willamette Valley Company, its assigns and successors in interest, by the said City of Eugene, the period of three years from the taking effect of this ordinance is granted in which to build, lay down, construct and complete such lines of railway upon any other of the streets or any part thereof not mentioned in Section VIII of this ordinance, provided that the right to so lay down, build, construct and complete such railway tracks shall cease from and after such last mentioned date, and all rights, franchises and privileges to, over and upon all such streets or any part thereof on which such railway tracks are not completed by said time shall cease and be forfeited to the said City of Eugene, so far as it authorizes the laying down and construction of railway tracks upon the streets or portions of streets upon which tracks are not then constructed and completed.

But such forfeiture shall not in any wise affect or impair the franchises, rights and privileges by this ordinance granted for the construction, maintenance and use of poles and wires or putting down, construction and use of underground conduits, cables and collectors, upon such streets, and parts of streets as railway tracks shall have been constructed and completed upon, which in the time mentioned in this Section.

SECTION XIII.
Said Willamette Valley Company shall, within thirty days after the passage and approval of this ordinance, file in the office of the Recorder and Ex-officio Clerk of the Common Council of the City of Eugene its written acceptance of this ordinance and franchise, rights and privileges by this ordinance granted to and conferred upon

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in it, and its assigns and successors in interest.

And will observe and perform each and every agreement to be by said Willamette Valley Company, its assigns and successors in interest, kept and performed so as to carry into effect the conditions and spirit of this franchise contained.

SECTION XIV.
That the said Willamette Valley Company, its assigns or successors in interest, shall not run cars inside the limits of said City at a higher or greater speed than twelve miles per hour and shall not stop cars so as to obstruct crossings or cross streets.

No freight cars shall run upon Willamette street or Eleventh street between the hours of 7 a. m. and 6 p. m.

SECTION XV.
Said Willamette Valley Company, its assigns or successors in interest shall furnish a passenger service over its said line of railway from the North end of Willamette Street to the South-east Corner of the Campus of the University of Oregon over the route described in Section VII of this ordinance, there shall be a passenger service of not less than sixteen trips each way over said lines between the hours of 7 o'clock in the forenoon and 11 o'clock in the afternoon of each day.

And shall furnish a passenger service over the said line of railway from the City of Eugene to said City of Springfield, so there shall be a passenger service of not less than eight round trips each twenty-four hours, and shall furnish such passenger service over the other streets named herein upon which tracks are laid as shall be reasonable. If such streets are not so used this franchise shall be forfeited as to them or such portions of them as are not used.

SECTION XVI.
Said Willamette Valley Company, its assigns or successors in interest, shall within three years from the taking effect of this ordinance select the streets over which it intends to run and operate freight cars and shall be limited in making such selection to one continuous route in any portion of said City of Eugene where freight cars are run and operated.

Said Willamette Valley Company, its assigns or successors in interest, shall within said time file with the Council of Eugene, its written declaration of the routes so selected and when such selection is so made no other streets except those described in such selection shall be used for the running and operating freight cars without permission of the city council of Eugene.

SECTION XVII.
The Willamette Valley Company, its assigns or successors in interest, shall agree, upon the acceptance of this franchise, and before the same becomes operative to its use and benefit, a covenant to and in favor of the City of Eugene, with good and sufficient sureties to be accepted by the common council of said City of Eugene, a good and sufficient bond or undertaking, in the penal sum of Five Thousand (\$5,000.00) Dollars, conditioned that the said lines of railway shall be constructed and connected within the time and in the manner as set forth in sections Eight and Nine of this franchise, and if such construction and connection shall not be so made as therein specified and set forth then the full amount of such undertaking shall be forfeited to the said City of Eugene.

SECTION XVIII.
As, and for a part of the consideration for the rights and privileges granted herein to the Willamette Valley Company, its assigns and successors in interest, by the said City of Eugene, the Willamette Valley Company, its assigns and successors in interest, agrees to pay to the City of Eugene each and every year during the existence of this franchise, after the said City of Eugene shall have fifteen thousand inhabitants residing within the limits of said city a sum equal to one per cent of the gross earnings for such year, of all of such lines of railway within the city limits of said city.

The payment of money required by this section shall be made by the Willamette Valley Company, its assigns or successors in interest, to the treasurer of the City of Eugene, on or before the first day of January in each year, for the previous year ending December 31st, preceding.

And to ascertain such amount of payment so to be due each year as aforesaid, said Willamette Valley Company, its assigns or successors in interest, shall by its President, Secretary or other proper officer, make and file with such city treasurer, its verified itemized statement on or before such date of payment, showing all of the business done over its lines of railway, both in passenger and freight traffic, during each year ending on the 31st day of December of such year, the gross receipts from all of such business so done within the city of Eugene and the amount due the said City of Eugene thereby.

And such sum or sums of money so to become due and payable shall be and become a first lien upon all of the property, rights and franchises of the Willamette Valley Company, its assigns and successors in interest, from and after the same shall become due and payable.

SECTION XIX.
As a part of the consideration of the grant of this franchise, rights and privileges herein granted the said Willamette Valley Company, its assigns

or successors in interest, shall carry, free of charge, on its passenger cars within the city of Eugene, all policemen, firemen and mail carriers, while engaged in actual service as such.

SECTION XX.
Failure of said Willamette Valley Company to accept this ordinance within thirty days from and after the passage and approval thereof, as in Section 10 of this ordinance provided, shall be deemed and held to be a rejection of them of this ordinance, and upon the expiration of such time allowed for such acceptance, the same not having been accepted this ordinance shall become and be wholly void, inoperative and of no effect.

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