

UMATILLA NEWS

By Mrs. Glenn Ostrom

Mrs. William Switzler returned to her home here last Thursday and spent until Tuesday, when she went to Portland to be near her husband, Bill Switzler, who is in a hospital there. Mrs. Bagley, a friend, accompanied her here.

Mr. and Mrs. J. H. Byrnes are re-

modeling the front of their home inside and outside. H. O. Thompson is doing the work.

Mrs. Hannah Robinson of Portland, who visited her brother, Al Stephens and family, returned to her home with another brother and sister-in-law, Mr. and Mrs. Jeff Stephens Friday. They came here to attend the funeral of their sister, Mrs. Cora Newcomb, in Pendleton Thursday.

Mr. and Mrs. Al Stephens were taken to Yakima Saturday by Mrs. William Switzler and Mrs. Bagley, where they remained to spend some time with their son, Alfred, Jr., and family. Mrs. Switzler and Mrs. Bagley returned Sunday.

Mrs. Glenn Ostrom and son, Gary Dean, Mrs. Ray Brandon and daughters and Leta Myers spent Friday afternoon in Kennewick where the former visited her sister and family, Mr. and Mrs. Don Harryman and the latter visited with her aunt, Mrs. Bob Myers. Gordon and Gerald Harryman returned with them to spend the week-end with their grandparents, Mr. and Mrs. J. H. Byrnes. Mrs. Ostrom and son, Mrs. Byrnes and daughter, Joan, took the boys back to their home Sunday and spent the day visiting.

The Ladies' Aid, Catholic Altar Society, Garden Club, Pocahontas and Eastern Star were joint hosts Friday evening for a teachers' reception held in the Masonic reception room. A large crowd attended.

Acting Mayor Llewellyn Brownell introduced the principal, Harold Regele, who in turn introduced the teachers and school board members. Rev. John K. Walpole also gave a talk.

The following program was given after which refreshments were served: violin solo, Frances Chapman, vocal trio, Juanita Brown, Edyth Ann Spencer and Norman Williams; reading, Roberta Lane; vocal duet, Ann Mary Sherlock and Frances Chapman; vocal trio, Ann Mary Sherlock, Frances and Ruth Pattee, reading, Mrs. Thomas Eller, accordion solo, Orion Wattenburg; reading, Norman Williams.

Mr. and Mrs. Pat Pattee left Friday for a business trip to Montana.

Mr. and Mrs. Glenn Blakely of The Dalles visited his mother, Mrs. Jennie Blakely Saturday. They were accompanied home by their small daughter, Jennie Mae, who has spent the past three months at the home of her aunt and uncle, Mr. and Mrs. E. McKenzie.

Mr. and Mrs. Harvey Carlyle drove to Pendleton Sunday to visit Carlyle's nephew, Woodrow Harold at Camp Pendleton.

Mrs. Floyd Willingham and son, Larry, visited at the Elmore McKenzie home Sunday.

Mrs. Ben Van Patten of Kenne-

wick came over with her mother, Mrs. Fred Sands Sunday for a visit.

Shirley and Joyce McFarland spent the week-end in Boardman with their grandparents, Mr. and Mrs. A. E. McFarland.

Francis Pattee attended the fair in Boardman Saturday then remained to visit with her grandparents, Mr. and Mrs. J. Olson till Sunday.

Others going to the fair were Mrs. E. McKenzie and daughter, Jean, Ann Harry Sherlock, Mr. and Mrs. William Kik.

M. C. Williams, general superintendent of the Oregon division of the Union Pacific railroad was here Saturday. P. T. McCarthy, superintendent and Mr. Hibbard, train master, were here Sunday.

Deer hunters going out for the first day to try their luck were: John Mustard, Harry Rodenbough, Bob McKenzie, Pete Farley, Harry Grammer, Ervin Chapman, Herbert Thompson, Mr. and Mrs. George Cooper, Mr. and Mrs. Don McBride, Ursel Hiatt, Milo McFarland, Lyle and Vivien Brown and Glenn Ostrom. John Mustard brought in the first deer. The party composed of McFarland, the Browns and Ostrom brought in the next three.

Mr. and Mrs. Ursel Hiatt returned Thursday from Bend where they had spent since Sunday while Mr. Hiatt attended the Fire Chiefs' convention.

Mr. and Mrs. Raymond McNabb and children, Diane and Freddie and Mrs. John Wurster drove to Mabton, Washington, Sunday to visit friends. Mrs. Wurster remained to spend a week.

Mr. and Mrs. J. A. Keefer have purchased a new 1942 Plymouth.

Mrs. Ervin Chapman is again able to be up after an illness of three weeks.

Muriel Butcher spent Tuesday in Pendleton visiting at the home of her parents, Mr. and Mrs. Wm. Butcher.

Mrs. Jess Goff and daughter, Betty, drove to La Grande Sunday where Betty remained to attend E. O. C. E. 'Grandma' McMartin had her cousins, Mr. and Mrs. James Green visiting her from Menominee, Wisconsin, over the week-end. They are making a tour of the states, expecting to end in Florida where they will spend the winter.

Mr. and Mrs. Wm. Kennedy and daughters, Mary Margaret and Agnes and son, Don, motored to La Grande Sunday where Mary Margaret will attend E. O. C. E.

The Ladies' Aid held a meeting in the church Tuesday afternoon. After the regular meeting a party was held for Mrs. Del Jackson, the day being her birthday. Mrs. Jackson was given a lovely gift.

PROPOSED ORDINANCE OF THE CITY OF HERMISTON

AN ORDINANCE granting to Pacific Power & Light Company, a corporation, and to its successors and assigns, a non-exclusive license and franchise for a period of twenty (20) years to construct, maintain and operate in and on the present and future streets, alleys, bridges, and public places of the City of Hermiston, electric light and power lines and appurtenances for the purpose of supplying electricity and electric service to the City of Hermiston, the inhabitants thereof and others, subject to the terms and conditions and to the making of the payments specified in the ordinance.

THE CITY OF HERMISTON DOES ORDAIN AS FOLLOWS:

Section 1. The city of Hermiston, hereinafter called the City, does hereby grant to Pacific Power & Light Company, a corporation, and to its successors and assigns, hereinafter called the Grantee, a license and franchise for the period of twenty (20) years from and after the effective date of this ordinance, to construct, maintain and operate in and on the present and future streets, alleys, bridges and public places of the City, electric light and power lines, with all the necessary or desirable appurtenances, for the purpose of supplying electricity and electric service to the City and the inhabitants thereof, and to persons and corporations beyond the limits of the City, subject to the terms and conditions and to the making of the payments hereinafter specified.

Section 2. The license and franchise hereby granted shall not be exclusive; and the City expressly reserves the right, at any time during the term of the license or franchise hereby granted, to grant licenses or franchises for such purpose to other persons or corporations, as well as the right in its own name as a municipality to use said streets and public places for such purposes, in the event that the City shall hereafter decide to engage in the business of supplying electricity and electric service for municipal or other uses. If, during the term hereof, the City shall decide to engage in such business, and shall elect to acquire by condemnation or otherwise the property used by the Grantee in furnishing electric service hereunder, no value or damages of any kind shall be claimed by or allowed to the Grantee on account of the unexpired term of the license or franchise hereby granted.

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Section 3. The locations and methods of installation and maintenance of all poles, wires, fixtures, underground conduits, and appurtenances shall be subject at all times to reasonable regulation by the Council of the City, or by such committee of the Council or such official of the City as may be designated by the Council; and all such poles, wires, fixtures, underground conduits and appurtenances shall be so constructed and maintained as to interfere as little as practicable with street or other traffic. All of such poles, wires, fixtures, underground conduits, and appurtenances shall be installed and at all times maintained by the Grantee in safe order and condition and in accordance with good electric practice, and the Grantee, at its own cost and expense, shall promptly repair all streets, alleys, bridges and public places in any way disturbed by the Grantee, and shall restore the same to as good condition as the same were in prior to the doing of any work thereon or therein by the Grantee. The Grantee shall comply with all lawful present and future charter provisions, ordinances, rules, or regulations of the City relating to the use or improvement of the streets, alleys, bridges and public places of the City.

Section 4. The service to be furnished hereunder by the Grantee shall be continuous and shall be adequate for the requirements of the City and its inhabitants, subject to accidents, interferences or interruptions beyond the reasonable control of the Grantee, and shall be furnished under such reasonable rules and regulations as the Grantee may make from time to time for the proper conduct of its business. Such service and all rates and charges therefor, and all rules and regulations pertaining thereto or to the making of necessary and proper extensions of service, shall be subject at all times to any rules, regulations and orders lawfully prescribed by the Public Utilities Commissioner of Oregon, or by any other authority having jurisdiction in the premises.

Section 5. When necessary, in order to permit any duly authorized person to move any building or other structure across or along any street, alley, bridge or public place within the City, the Grantee shall temporarily raise or remove its wires, fixtures and appurtenances upon such streets, alleys, bridges or public places, upon reasonable notice in advance from the Recorder of the City, and at such time and in such manner as may be necessary reasonably to accommodate such moving, consistently with the maintenance of proper service to the Grantee's customers; provided, however, that the cost to the Grantee of such temporary raising or removal, and of any interruption of the Grantee's service to its customers caused thereby, shall first be paid or satisfactorily secured to the Grantee by the owner or mover of such building or other structure.

Section 6. The City shall have the right, without payment or charge therefor, to attach its fire alarm or police signal wires to the poles of the Grantee, but at its own risk and only in accordance with good electrical practice. Such fire alarm or police signal wires shall be subject to interference by the Grantee only when and to the extent necessary for the proper construction, maintenance, operation or repair of the Grantee's poles, wires, fixtures, conduits, and appurtenances.

Section 7. The Grantee hereby agrees and covenants to indemnify and save harmless the City of Hermiston and the officers thereof against and from any and all claims, and all damages, cost and expense to which it or they may be subjected by reason of any acts or neglects of the Grantee, its agents or servants, in any manner arising out of the construction, maintenance, or operation of any property of the Grantee in or on any street, alley or highway within the City of Hermiston.

Section 8. The Grantee shall pay to the City on or before the 20th day of the month following the close of each calendar quarterly period during the term hereof, beginning with the calendar quarter ending December 31, 1941, a fee or charge equivalent to two per cent (2%) of the Grantee's gross receipts during the preceding calendar quarter from electric service furnished by the Grantee within the corporate limits of the City, other than such receipts from service to the United States of America or any agency thereof. The amounts so payable by the Grantee shall be in lieu of all other license, occupation, franchise or excise taxes or charges which might otherwise be levied or collected by the City in respect of the use or exercise of the license or franchise granted hereby. The Grantee shall keep proper books of account, and shall make verified quarterly reports to the Recorder, within 20 days following the close of each calendar quarter, which shall contain accurate statements in summarized form of the Grantee's gross receipts from electric service furnished by it within the City, and such other information concerning the Grantee's said business as the City through its Council or Recorder may from time to time request of the Grantee.

Section 9. This ordinance shall be in full force and effect from and after the expiration of thirty (30) days after the date of its final passage by the Council and its approval by the Mayor of the City, but shall become null and void unless within thirty (30) days after such effective date the Grantee shall file in the office of the Recorder the Grantee's unqualified written acceptance hereof and of all the terms, conditions, restrictions and obligations to be complied with or performed by it hereunder.

Section 10. If the Grantee shall fail to perform or comply with any of the obligations and requirements imposed by this ordinance, after the receipt of written notice from the City of Hermiston specifying the respect in which the Grantee is deemed to be in default hereunder, and demanding that such default be remedied within a reasonable time to be fixed in such notice, the right and franchise granted hereby may be terminated and annulled by the Council of the City of Hermiston, after reasonable opportunity for the Grantee to be heard and appropriate determination with respect to such alleged default.

The foregoing is a proposed ordinance being considered by the City Council of the City of Hermiston. Anyone interested may discuss the same with the City Council at any regular meeting up to and including the meeting of November 7, 1941.

CHARLES TAYLOR, Recorder of the City of Hermiston, Ore. (Sept. 25-Oct. 2)

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