

Ordinance No. 146.

An ordinance granting John E. Tuttle, doing business under the name of the Tillamook Telephone and Telegraph Company, the right and privilege of erecting, constructing, maintaining and operating telephone and telegraph systems and apparatus in the City of Tillamook, Oregon.

Whereas, John E. Tuttle, of Tillamook, Oregon, doing business under the name of the Tillamook Telephone and Telegraph Company, has been maintaining and operating a telephone and telegraph system in the City of Tillamook, Oregon, for public purposes, and

Whereas, the said John E. Tuttle is desirous of improving his said telephone and telegraph system and seeks further protection from the City of Tillamook.

Now, therefore, in consideration that said proposed improvements and the protection, asked for, is for the benefit of the City of Tillamook and the citizens thereof.

The people of Tillamook City do ordain, as follows:

Sec. 1.—That John E. Tuttle, of Tillamook, Oregon, doing business under the name of the Tillamook Telephone and Telegraph Company, his successors and assigns, be and he hereby is granted the right and privilege of erecting, constructing, maintaining, operating and using in, along and over all the streets, alleys, public parks and public grounds, telephone and telegraph systems and all the necessary apparatus and appurtenances for the carrying on of his business as a telephone and telegraph company; and the right and privilege of the laying and use of underground conduits or subways for the same in, under, upon or over the streets, alleys, public parks and public grounds, owned or under the control of said city, whether they be inside the city limits or not; and the right to make connections at intersecting streets, and the right to erect poles and stretch wires and cables on such streets, alleys public parks and public grounds for the purpose of carrying on his said telephone and telegraph systems.

Sec. 2.—Said John E. Tuttle, his successors and assigns, shall have the right to, and shall erect the poles and stretch the wires and cables of his said telephone and telegraph system so as not to interfere with the free and unobstructed use of the streets and alleys for travel, and shall erect the poles of his telephone and telegraph system at such points in the streets and place the wires and cables of his telephone and telegraph system at such a height as shall be to the satisfaction of the Committee on Streets and to the satisfaction of the Superintendent of Streets.

Sec. 3.—Whenever it shall become necessary in the erection or repair of such telephone and telegraph system for the said John E. Tuttle, his successors and assigns, to dig into or in any manner interfere with any public street or alley or part thereof, said John E. Tuttle, his successors and assigns, shall without delay, put such street or alley in as good condition as it was before it was so broken up, dug up or disturbed, and shall remove all surplus earth, sand, rubbish or other material displaced by him, his successors and assigns.

Sec. 4.—That it shall be unlawful for any person or persons, unless authorized by said John E. Tuttle, his successors and assigns, to interfere, meddle with, injure, impair or remove any of the telephone and telegraph poles, wires, boxes or apparatus belonging or appertaining to said John E. Tuttle, his successors and assigns.

Sec. 5.—Any person or persons who shall violate any of the provisions of this ordinance, shall on conviction before the Recorder, be guilty of a misde-

meanor, and shall be fined not less than twenty no more than fifty dollars, or imprisoned in the city jail not more than twenty days, at the discretion of the Recorder.

Sec. 6.—That whenever any person, company or corporation shall have obtained permission of the Committee on streets of said city to remove any building, structure or edifice through any street or streets, alleys, public park or public grounds thereof with which the lines or cables of the said John E. Tuttle, his successors and assigns, shall in any manner interfere, the said John E. Tuttle, his successors and assigns, shall upon twenty-four hours written notice from such person, company or corporation, raise or remove said line or lines or cables so as to allow free and unobstructed passage of any such building structure or edifice; and if the said John E. Tuttle, his successors and assigns, upon such notice shall fail or neglect to raise or remove any such line or lines or cables, said lines or cables shall be removed or raised by the Superintendent of Streets at the expense of said John E. Tuttle, his successors and assigns, so as to admit of the free passage of such building or other structure.

Sec. 7.—In consideration of the right and privilege, herein and hereby granted and conferred, said John E. Tuttle, his successors and assigns, shall furnish the facilities of the said telephone and telegraph line or lines to the citizens of Tillamook City at a reasonable and impartial rate of charge and toll; and said John E. Tuttle, his successors and assigns, is hereby empowered and authorized to collect charges and tolls for the use of his said telephone and telegraph systems.

Sec. 8.—All rights and privileges hereby and herein granted and conferred shall expire at the end of thirty years.

Sec. 9. That ordinance No. 107, entitled "An ordinance granting to J. E. Tuttle, his heirs, executors and assigns the right to erect, operate and maintain a system of telephones with their necessary appurtenances and to own and operate the same under the name of the Tillamook Telephone Company," be and the same is hereby repealed.

Read first time June 1, 1903, at 9.32 o'clock p.m. Read second time June 1, 1903, at 9.40 o'clock p.m. Read third time June 15, 1903, at 8:35 o'clock p.m., and upon the question: "Shall the ordinance pass?" the vote resulted as follows: Ayes, 3; noes, 0. Whereupon the ordinance was declared duly passed.

THOS. COATES, City Recorder.
Approved June 15th, 1903.
C. W. TALMAGE, Mayor.

Closing Out Sale.

I now offer my entire stock of second hand goods for sale at greatly reduced rates until the entire stock is sold.

I also offer my store building cheap. Call and buy while they are going.

W. E. PAGE.

TIMBER LAND, ACT JUNE 3, 1878.—NOTICE FOR PUBLICATION.
Filed in the Land Office,
Oregon City, Oregon,
June 15th, 1903.

Notice is hereby given that in compliance with the provisions of the act of Congress of June 3, 1878, entitled "An act for the sale of timber lands in the States of California, Oregon, Nevada and Washington Territory," as extended to all the Public Land States by act of August 4, 1892,

JANE PATTEN,
of McMinnville, county of Yamhill, State of Oregon, has this day filed in this office her sworn statement No. 6179 for the purchase of the N. 1/2 of W. 1/2 of Section 24, in Tp. 1 S., Range 7 W., and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish her claim to said land before the register and Receiver of this office at Oregon City, Oregon, on Thursday, the 27th day of August, 1903. See names as witnesses:

William T. Macy, Mary M. Macy, Daniel W. Potter, Mary E. Potter, of McMinnville, Oregon.
Any and all persons claiming adversely the above described lands are requested to file their claims in this office on or before said 27th day of August, 1903.

ALGERNON S. DRESSER, Register.

\$250.00

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On October 1, '03

We will give away, absolutely free of charge, \$250.00 in Cash or Merchandise. First Prize, \$50.00. 42 Prizes in all.

With each \$1.00 cash purchase made we will give you a ticket which will entitle you to one chance in these prizes.

We carry a complete stock of **CLOTHING, HATS and SHOES, FURNISHING GOODS, ROCERIES, FLOUR and FEED.**

We will also give with each \$1.00 cash purchase a large picture on anything sold except sugar, flour, oil, tobacco and coffee, which are sold on a very close margin.

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