ORDINANCE NO. 54.

The Board of Supervisors of the County of Solano do ordain as follows:

Section 1. The right, privilege and franchise is hereby granted to J. W. Hartzell and H. F. Hartzell and their associates, successors and assigns, to build and operate an electric railroad, and to erect poles, and to stretch wires and other appliances thereon for the purpose of conducting and transmitting electricity to operate their road along the following route; Upon and along County Road No. 78, from the junction of "K" street, in the Town of Benicia, in Solano County, and said County Road No. 78, to the junction of Benicia Avenue and said County Road No. 78, in the City of Vallejo, said Solano County, and also from the Northern boundary line of said City of Vallejo, northerly along Sacramento street to the Masonic and Odd Fellows' Cemetery.

Section 2. The said railroad tracks shall be single or double and shall be laid down and consist of the most improved pattern of electric roads, and be laid down in a good and substantial manner.

Section 3. The said railroad track shall be laid in such places and position on said roads and streets as are designated by the Supervisors of the District through and which said tracks are laid, and in a manner to present the least obstruction to the freedom of the streets and roads in which said railroad shall be constructed.

Section 4. The cars on said railroad shall be of the most approved construction for comfort, convenience and safety of passengers, and be provided with the most approved brakes to stop the same when required, and renders.

Section 5. The tracks must not be more than five feet wide between the rails, and must have a space between them sufficient to allow the cars to pass each other freely.

Section 6. Said J. W. Hartzell and H. F. Hartzell, their associates, successors and assigns must macadamize in a good and substantial manner, between the rails of said track and two feet on either side thereof, and keep the same constantly in repair, flush with the rails, and with good crossings; provided, however, that when any part of said road or streets are now, or may hereafter be paved with bitumen, asphaltum, or any pavement other than macadam, said J. W. Hartzell and H. F. Hartzell, their associates, successors and assigns, must pave between the tracks and two feet on either side thereof with such material as is used on such road or street and keep the same constantly in repair, flush with the rails, and with good crossings.
Section 7. Said poles shall be of uniform shape and size, and of the best quality used for such purposes, and shall be set in a safe and substantial manner, and to the satisfaction of the Supervisor of the district in which said pole or poles are erected, and shall be sufficiently removed from the main road so as not to interfere with the travel thereon. The wires shall be strung on said poles in a manner to prevent their coming to the ground. If it shall be necessary to cross any of said roads or streets at any place or places with said wires, the same shall be securely fastened to substantial poles of sufficient height to carry said wires across said road, street or alley at a height of 30 feet.

Section 8. This franchise shall continue for a term of fifty years from the date of the passage of this order.

Section 9. The right and privilege hereby granted shall not be exclusive and this Board reserves the right herein for said Solano County to grant like privileges to other parties making proper application therefore, provide, however, that such other grants and privileges shall not interfere with the reasonable use of the rights and privileges herein granted.

Section 10. The grantees of this franchise herein set forth are hereby required to file with the Clerk of said Board of Supervisors of Solano County within twenty days after the granting of this franchise to them, their acceptance in writing of the provisions of the same.

Section 11. Work shall be commenced by the grantees under this franchise within one year from the date of the grant and completed within two years.

Section 12. This Ordinance and franchise is passed and granted to J. W. Hartzell and H. F. Hartzell, their associates, successors and assigns, pursuant to a notice duly published by the Board of Supervisors inviting sealed proposals for the same; the said J. W. Hartzell and H. F. Hartzell being the highest bidders, and the bid is hereby accepted and approved. The said J. W. Hartzell and H. F. Hartzell, as one of the conditions for the granting of this franchise shall pay to the said County of Solano the amount of their bid.

Section 13. It is further ordained that in the event of the failure of said grantees of this franchise, their associates, successors and assigns to observe a strict compliance with all the conditions of this franchise, the said franchise and all rights and privileges thereunder may be declared forfeited by ordinance of the County of Solano.
Section 14. This Ordinance shall take effect from and after its passage.

Adopted the 3rd. day of September, 1901, by the following vote:— Ayes, Bergwall, Crooks and Fleming. Noes, none. Absent, Buckingham and Sullivan.

Approved September 3rd., 1901.

G. A. Bergwall
Chairman Pro tem. of the Board of Supervisors of Solano County, California.

Attest:

[Signature]
Clerk.