

Front street to Salt street, on Salt street from Railroad street to Front street, on Front street from Salt street to New street, on New street from Front street to Bridge street, on Bridge street from New street to the upper corporation line, and to construct, maintain and operate such switches and turnouts as shall be necessary and convenient to the proper operation of said railroad; but at such points as will not interfere with the interests or use of the city or of the public in said streets.

SEC. 2. Said line shall be completed on July 1st, A. D., 1900, the streets then actually occupied by the line of railroad shall determine the route thereof and the right and privilege hereby granted as to any other streets not so occupied shall cease and determine after that date.

SEC. 3. The power used for propelling cars on said railroad shall be electricity, with the right and privilege to change to any safer or better motive power that may hereafter be discovered or proven by general use to be safer and better, not steam or animal power in any event, however, and until such change all freight shall be hauled with an electric motor or engine. The further right is hereby granted to erect and maintain a power house for the operation of said railroad and for generating electricity to be used thereon, within the limits of said city, if desired, and also to erect and maintain such poles, feed wires and trolleys along and upon the streets herein before designated, and upon any other streets necessary to connect said power house with said line of railroad, as may be necessary, provided, however, that such poles, feed wires and trolleys be so constructed as not to interfere with the Ordinary use of said streets by the public. Said wires shall be eighteen feet above the grade line of said streets, except at such places where they pass under bridges and viaducts or other overhead obstructions, and said poles or wires shall be so erected and maintained as not to interfere with similar or other rights heretofore granted by said city. The poles shall be symmetrical and of uniform size and be painted a uniform color.

Said parties may adapt any other plan for the purpose of applying the motive power, to-wit: electricity, that may hereafter be discovered or that may hereafter & proven to be better and safer, provided such other plan does not impose any greater

burden upon public or private property than the plan above mentioned.

Said railroad shall be built on the grade of the street, and in or on such part of the street as hereinafter designated, and the city engineer shall, whenever requested, give to said parties the correct grade of any street over which said line shall pass. The surface of the tract shall be made level with the grade of the street so that wagons and other vehicles may cross and re-cross the track easily and without danger, and the track itself shall be well constructed and firmly laid so that the cars may pass thereon with safety and security. The rails shall be of the usual railroad pattern, and the ties shall be well ballasted. The gauge of the track shall be the standard gauge, four feet, eight and one-half inches, between the rails. The flow of water on it along the streets of said city, either in culverts or on the surface, shall not be obstructed, and such arrangements shall be made in the construction of said track as shall permit a free flow of the water either in the usual course or in some course equally as good.

Said railroad shall be laid in the middle of the streets except at such points where, for the safety of the public and protection of public property, the said City Council shall otherwise direct, which point shall be specified before construction of said railroad is commenced.

The right of said city is hereby reserved to take up and remove said track at any time for the purpose of laying or repairing gas mains, water mains or other pipes laid in the streets of said city, or for the purpose of making necessary city improvements, but the said city shall not remove more than one square of said track at a time, and shall relay the same at its own expense in a good workmanlike manner before taking up any other square, and said track shall be restored and replaced, when so removed and taken up by the city, at the expense of said city in as good order and repair as the same was before being removed by the city.

The cars owned and operated by said parties for carrying passengers shall be of the usual and ordinary pattern used on electric roads, modern in style and appearance and convenience, and the right and privilege is hereby granted to said parties to haul pas-