

FORD CITY BOROUGH ORDINANCE NO. 21

An ordinance granting to the Pittsburgh Plate Glass Company, a corporation of the State of Pennsylvania, its successors and assigns, the right to enter into and perform a certain contract made between said company and the Kittanning and Leechburg Street Railway Company on the 12th day of September 1901, A.D.

Whereas, said contract which is in words and figures as follows:

A G R E E M E N T .

Made this 12th day of September, Anno Domini, One Thousand Nine Hundred One, between the Pittsburgh Plate Glass Company first party, and the Kittanning & Leechburg Street Railway Company, second party, Witnesseth:

Whereas, said second party wishes to construct and operate a street railway through the Borough of Ford City and property of said first party upon the following route, to wit; beginning at the northern line of said Borough at Fourteenth Street, thence along Fourth Avenue southwardly to Fifth Avenue near Fourth Street; thence along Fifth Avenue to First Street and thence passing out of said Borough to and upon lands of said first party and running through the same along the Allegheny Valley Railway on the eastern side thereof and as near to the same as practicable, to the southern line of said first party's property near Tub Mill Run. And Whereas, said second party having made application to said Borough for its assent to the construction of said street railway within the limits of said Borough, has also made application to said first party for a right of way upon and through said lands of said first party, is willing to grant said right of way upon certain terms hereinafter set forth inuring to the benefit of said Borough.

Now this agreement witnesseth, that for and in consideration of their respective covenants hereinafter set forth, it is agreed by and between said parties as follows, to wit:

FIRST: Said first party shall and will grant unto said second party, its successors and assigns, the right and privilege of constructing and operating its railway of single or double track, with the necessary switches or turnout, and also with the necessary poles, wires and other appliances for the operation of the same by the means of electricity through the lands of said first party between the southern line of the Borough of Ford City and the southern line of the lands of said first party near Tub Mill Run; thence along the north side of Tub Mill Run to eastern Land Line of party of first part. The said right of way shall be of the width of Forty (40) feet, upon a line substantially as above recited. The deed therefore shall be executed and delivered as soon as the said right of way can be described by metes

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SECOND. Said second party, at its own cost and expense shall grade, curb, ballast and pave the roadway of Fourth Avenue for three blocks in said Borough of Ford City to wit; the block from the south side of Fourteenth Street to the south side of Thirteenth Street, and two blocks from the north side of Sixth Street to the north side of Fourth Street. The said portions of said Avenue shall be graded to conform to the grade as now or hereafter established by said Borough. The grading, balasting and paving thereof shall be done in the same manner and with the same material as to ballast, curbing and paving brick as the portion of said Avenue now paved, it being understood that the work to be done hereunder shall not include the paving of the sidewalks. Said second party shall furnish all the labor and material required in and about the work to be done hereunder. The work of grading, paving and curbing the said three blocks shall be performed and finished as follows, to wit; The block between Fourteenth and Thirteenth Streets during the year 1902; the block between Fifth and Sixth Streets during the year 1903, and the block between Fifth and Fourth Streets during the year 1904, and all the work shall be subject to the inspection, approval and acceptance of the Engineer of said Borough.

THIRD. Said second party, before delivery of the deed mentioned in the first paragraph hereof, shall and will execute and deliver unto the said first party herewith a bond in the penal sum of Eight Thousand (\$8000.00) Dollars with surety or sureties to be approved by or satisfactorily to said first party, conditioned for the performance by said party, its successors or assigns, of the work in the second paragraph hereof mentioned. In testimony whereof, the said parties have caused their respective common and corporate seals to be hereto affixed, duly attested by the signatures of their proper respective officers, the day and year first above written.

PITTSBURGH PLATE GLASS COMPANY,

(Signed) A. Pitcairn Vice President.

Attest: S. W. Bunn Secretary.

KITTINGING & LEECHBURG STREET RAILWAY COMPANY.

by F. H. Houtz President.

Attest: J. E. Campbell Secretary.

Whereas, said contract has been presented to said borough and that it has been made under a consideration which is for the benefit of the Borough

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said Borough.

Now therefore, be it ordained and enacted by the Burgess and Town Council of Ford City, that said contract is hereby approved and the right to make and enter in and perform the same is hereby given the said Pittsburgh Plate Glass Company and the said Pittsburgh Plate Glass Company is granted the right if thought expedient to assign to the said Borough the bond given it by the Street Railway Company.

Ordained and enacted the 25th day of September 1901, at the regular meeting of the Town Council held in Council Chamber.

J. W. Keller President Town Council

Attest:

A. L. Van Dorn Secretary.

and now this 25th day of Sept., 1901 this ordinance approved.

Harold R. ... Burgess Ford City Borough

