AN ORDINANCE GRANTING TO the Stayton Cooperative Telephone Co., an Oregon Corporation, its successors and assigns, a francise to erect and maintain a telephone system and to exercise the privilege of operating a telephone communication system and exchange within the City of Stayton, State of Oregon, the term thereof, the mode of acceptance of said grant by said company, manner of assignment by said company of its rights thereunder, and to repeal conflicting ordinance and declaring an emergency.

## THE CITY OF STAYTON DOES ORDAIN AS FOLLOWS:

Section 1 There hereby is granted by the City of Stayton, State of Oregon, to the Stayton Cooperative Telephone Co., an Oregon Corporation, its successors and assigns, hereinafter called the "grantee", the right and privilege to construct, maintain and operate upon andalong any and all of the streets, alleys and/or public highways within said City, poles, wires, transformers, and other equipment and fixtures thereon or thereunto attached for a telephone communication system and to sell to persons using said system the the service to be made available.

Section 2. Whenever it becomes necessary to temporarily rearrange, remove, lower or raise poles, wire or other equipment or apparatus of the grantee to permit the passage of any building, machinery or other objects, said grantee will perform such rearrangement within seven days from the reciept of written notice from the person, firm or corporation desiring to move said building, machinery or other objects. Said notice shall detail the route of movement of the building, machinery or other objects; shall provide that the cost incurred by the grantee in making such temporary rearrangement of its aerial plant shall be borne by the persons, firm or corporation giving such notice; and shall bear the approval of the City Council, or such other official of the City of Stayton as may be designated by said City Council for said purpose; provided, that whenever said City shall give notice of its desire to move any building, machinery or other objects, either in its governmental or proprietary capacity, such temporary rearrangement of the aerial plant of the grantee shall be made by said grantee without cost to said city.

Section 3. In consideration of the rights privileges and francises hereby granted said grantee shall furnish to said City and its inhabitants telephone service during twenty-four (24) hours of each day, sufficient and adequate for needs of said City and it inhabitants, subject, however, to unavoidable interruptions, strikes and breakdowns of plant and, equipment.

Section 4. The rights, privileges and francises herein granted shall continue and be in force for and during the period of fifteen (15) years from and after the date this ordinance shall take effect.

Section 5. This ordinance, after passage by the Council, shall take effect and be in force from the date of approval by the Mayor, and said grantee shall, within thirty (30) days from the date this ordinance shall take effect, file with the Recorder of the City of Stayton its written acceptance of all of the terms and conditions thereof.

No assignment of the rights of the grantee in and to this francise shall be effective unless the assignee thereof shall, within sixty (60) days after such assignment, file notice thereof in writing with the Recorder of the City of Stayton setting forth the date of assignment and the name of the assignee, therof, and unless the Common Council shall approve said assignment.

Section 6. Attached as a supplement to this ordinance is a list of telephone services being provided to the city of Stayton by the Stayton Co-op. Telephome Co. as of June 1, 1970. This service, or an equivelant amount of other telephone service, shall be provided without charge to the City of Stayton as a francise fee. Additional services with monthly rates of \$2.00 may be added to this list of services for each year of the 15-year duration of this francise. The basis for figuring the equivelant value of substituted service, or the monthly rates for additional services, shall be the tariff of the Stayton Co-op Telephone co. as filed with the Public Utilities Commissioner of Oregon. Additional services requested by the City of Stayton, in excess of those on the attached list plus the allowed \$2.00 yearly addition, shall be billed to the City of Stayton at the telephone company's regular tariff rates.

## Ordinance No. 393 (Continued)

Section 7. It is hereby adjudged and declared that existing conditions are such that this ordinance is necessary for the immediate preservation of the public peace, health and safety of the City of Stayton, and an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force and effect when signed by the Mayor.

Section 8. Ordinance No. 287, passed by the Council and approved by the Mayor on June 6, 1955, is hereby repealed.

15 th Passed by the Council this day of 1970. Approved by the Mayor this day of 1970. of the City of Stayton, Oregon

ATTEST:

of Stayton, Oregon Recorder the City

## SUPPLEMENT TO ORDINANCE NO. 393

LIST OF COMMUNICATION SERVICES BEING FURNISHED TO THE CITY OF STAYTON AS A FRANCISE FEE BY THE STAYTON CO-OP. TELEPHONE COMPANY ON JUNE 1, 1970:

Radio Circuit from City Hall to M. Tucker residence. Off-premises extension of Police Dept. number at M. Tucker residence at 708. W. High St. Stayton, Oregon

1-Party business services at Fire Hall 2 extensions telephones in Fire Hall Siren cnntrolicircuit at Wilco Farmers Siren control circuit at Fire Hall Fire phones, off-premises extensions at: Fire Hall Geraths Union Service Wayne Lierman Residence

Dwight Shelton Residence Joe Hetterschied Residence Josephine Brand Residence

Key System Service at City Hall:

1-party business telephone, City Hall, 769-2075

1-party business, Police Dept. 769-5561 4 key telephones on two lines (s extensions) 769-5561

9 Private line terminations after first termination

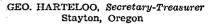
Pickup features:

Stations arranged to pick up one or more lines, 12 lines picked up. Stations arranged for holds, 8 holds. One intercommunication line. One bell common to all incoming calls. Stations arranged to be signaled by other stations, 4 buzzers. Stations equipped with dial signaling to other stations, 4 stations. Line and busy lamps, each appearance, each station, 12 appearances. Lamp wink, each station, 4 stations. One power failure key.

GUS KIRSCH, President Stayton, Oregon



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## Stayton Cooperative Telephone Company

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503-769-2121 Stayton, Oregon 97383

BOARD OF DIRECTORS: Irvin Parberry, Vice-President Edw. J. Bell Haskel Huntley Leo Odenthal Robert Schumacher Ray Killin

June 19, 1970

Mr. John Schroeder, City Recorder City of Stayton City Hall, Stayton, Oregon

Dear Mr. Schroeder:

In accordance with Section 5, Ordinance No. 393, passed by the City Council of the City of Stayton on June 15, 1970, all of the terms and conditions of said Ordinance No. 393 are hereby accepted.

Yours very truly,

STAYTON COOPERATIVE TELEPHONE CO.

By:

Geo. Harteloo Secretary-Treasurer-Manager