#1493

City of East Peru, Iowa) (Filed for Record March 10th A.D. 1904 at 8:18 o'clk
to )Ordinance No.28(A. M. W. H. Vance,
Chicago Great Western )Granting Right( Recorder.
Railway Company ) of way (

ORDINANCE NO. 28.

An ordinance granting to the Chicago Great Western Railway Company the right to construct, maintain and operate its railway in Brown street in the original town of East Peru and the highway extending northwesterly across the Northwest Quarter of the Northwest Quarter of Section 11, Township 74, Range 27.

Be it ordained by the Town Council of the Town of East Peru, Iowa, as follows: Section I. The right and privilege is hereby granted to the Chicago Great Western Railway Company to construct and thereafter maintain and operate its railway on, along and across Brown street, from the west line of Block 4 of the original Town of East Peru to the North and south highway in the Northwest Quarter of the Northwest Quarter of Section 11, Township 74, Range 27; thence on and along said street or highway which lies northwesterly across the said northwest Quarter of the Northwest Quarter of the North line of said Section 11, The said right herein given is for the period of 15 years only, with the right of removal upon its expiration provided said Chicago Great Western Railway Company complies with the following conditions, viz:

First, That the Chicago Great Western Railway Company must pay all damages to abuting property owners along said track owned and operated by it and also pay any and all other damages that may accrue solely by reason of the negligence of the Chicago Great Western Railway Company, its agents or employees in operating its trains on, along or across said street. Second. That the Chicago Great Western railway Company must keep the track on said Brown street in good condition for public travel, ties to be imbedded, rails to be laid in accordance with the established grade of said street, constructed with running boards on each side of the rails, center of the track to be filled with planks or crushed rock as is customary in all public road crossings.

And it is further agreed by the Chicago Great Western Railway Company that in constructing said track it will make proper provision for the drainage along said track.

Passed and approved this 19th day of November 1903 by the Town Council of the town of East Peru, Iowa.

W. H. Deardorff, Mayor,
E. P. Lewis, Recorder.

East Peru, Madison County, Iowa) SS.

I, A. B. Vines, being duly sworn, on oath depose and says that he is the Editor and publisher of the East Peru Mail, a weekly newspaper of general circulation, published in the City of East Peru, Madison County, Iowa, and that said notice hereto attached was published in said paper on Jan. 29th 1904.

A. B. Vines,

Corporate Seal — Subscribed and sworn to before me this 8th day of February 1904

W. H. Deardorff
Mayor Incorporated Town of East Peru