

ORDINANCE C

Relative to Easements Granted on Streets and Highways.

THE VILLAGE OF NEWBERRY ORDAINS:

Section C:1 Easement to D.S.S. & A.:

C:1:1 Permission and Consent to Easements:

Said Village of Newberry does hereby grant unto the Duluth, South Shore & Atlantic Railway Company, and its assigns, the right to place its tracks on the East one-half of Parmalee Street, from the railroad tracks of the Duluth, South Shore & Atlantic Railway to southerly limits of said Village, said permission to include the crossings of streets between the Duluth, South Shore and Atlantic Railroad tracks to the southerly limits of said Village.

Section C:2 Tracks:

The said tracks shall be maintained substantially upon the line and level of the present track upon said street. The said Company, its successors and assigns shall construct and maintain suitable approaches and crossings at all highways now or hereafter legally opened. The rate of speed acquired and maintained upon said tracks shall not exceed six miles per hour. No trains, cars, engines, or other obstructions shall be allowed to remain standing upon any crossing, so as to obstruct free and uninterrupted passage across said tracks for a period exceeding five minutes at any one time.

Section C:3 Term:

The powers and privileges conferred by this Ordinance shall continue as long as the said Company, its successors or assigns shall have need to maintain and operate said track.

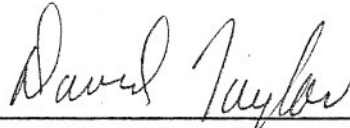
VILLAGE OF NEWBERRY
ORDINANCES

Section C:4 Publication and Effective Date:

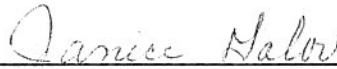
The clerk shall cause a copy of this Ordinance to be published in the Newberry News within 15 days and further shall make copies of this Ordinance available for public inspection at the Village Offices located in the NEWBERRY WATER & LIGHT BUILDING.

This Ordinance shall be effective twenty (20) days after adoption. (August 3, 1987).

Approved, re-enacted in part, amended and adopted this 13th day of July, 1987.



David Taylor, President



Janice Galor, Village Clerk

ADOPTION HISTORY:

Introduced: July 13, 1987

Adopted: July 13, 1987

Effective: August 3, 1987

CERTIFICATE

I hereby certify as Clerk of the Village of Newberry, that a copy of the above Ordinance was published by me in the Newberry News on the 22nd day of July, 1987, in the Village of Newberry and have attached a copy of said Ordinance together with a Printer's Affidavit to this Certificate.

Dated: 7-22-87

Janice Galor
Janice Galor, Village Clerk

Seal:

Distribution:


One (1) copy (signed) should be retained by the Clerk.

One (1) copy (signed) should be returned to the Village Attorney.

AFFIDAVIT

State of Michigan, County of Luce: ss

William M. Fretz, being duly sworn, deposes and says that he is the printer and publisher of The Newberry News, a weekly newspaper printed, published and circulated in the Village of Newberry, Luce County, Michigan. Further, that the Ordinances of the Village of Newberry, Michigan, County of Luce, revised and adopted July 13, 1987, of which the annexed is a true and complete copy, was duly published in said Newberry News on Wednesday, July 22, 1987.



William M. Fretz

Sworn and subscribed before me this 13th day of June A.D. 1988.



Charles R. Bouchard

My commission expires October 24, 1990