

STATE OF MONTANA
County of Flathead - SS.
City of Polson

H.S.Hanson, being first duly sworn, upon his oath says: -
I am a citizen of the United States, over the age of 21 years,
and am and was at the time mentioned in this affidavit the
City Clerk of the City of Polson, in said County and State, that
on the 8th day of November, 1917 in accordance with the Order of
the City Council of the City of Polson, requiring all Resolutions and
Ordinances of said City to be published by posting in three of the
most public places in said City, I posted a copy of the foregoing
Ordinance No. 121 in three of the most public places in said
City, to-wit: - One of the said copies in the office of the Mayor,
one copy in the office of the City Treasurer and one copy in the
Police Judge; that each of the said copies so posted by me was a full,
true and correct copy of the said Ordinance No. 121 and the whole
thereof.

H.S. Hanson

Subscribed and sworn to before me this 8th day of November, 1917.

L. M. Sawyer
Notary Public for the State of Montana.
Residing at Polson, Montana.

My Commission expires
Mar 28, 1919

ORDINANCE NO. 122

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF POLSON, MONTANA:

SECTION 1. The Mayor of said City of Polson is hereby
authorized to enter into and execute a contract with the Northern
Pacific Railway Company covering the construction of a foot
bridge across the railway tracks in the City of Polson for the pur-
pose of furnishing convenient access to the bathing beach on
Flathead Lake.

SECTION 2. Said contract with said Railway Company to be
substantially in the following form:

"THIS AGREEMENT made the 21st day December A. D. 1917,
between NORTHERN PACIFIC RAILWAY COMPANY, party of the first part,
hereinafter called "Railway Company," and the CITY OF POLSON,
party of the second part, hereinafter called "City," WITNESSETH:

WHEREAS at the request of the City, the Railway Company has
agreed to construct at its expense and overhead footbridge across
its tracks and right of way in the City of Polson, Montana, at the
location shown on the print hereto attached and marked Exhibit "A"
for the purpose of furnishing convenient access to a bathing beach
on Flathead Lake. In consideration whereof the City agrees to maintain
the said footbridge in such a state of repair that the operation of
the Railway Company will in no way be obstructed, inconvenienced, or
rendered dangerous.

If at any time it shall reasonably appear to the Railway
Company that the said overhead bridge is likely to endanger or
interfere with the operation of the Railway Company, the City
shall, upon written notice from the Railway Company, make such
repairs as will obviate the danger and in case the City fails to
make such repairs as will make the bridge safe within fifteen days
after receiving such notice, then the Railway Company may remove
the same and the City shall pay the entire cost of such removal.

In case at any future time the entire removal of the
said bridge or alteration or changes in same shall become necessary
to provide for increased facilities for the Railway Company, the
City shall pay the entire cost of such removal or alteration or chang-
es.

The City further assumes and indemnifies and insures the
Railway Company against all loss or damage whatsoever suffered

either by the Railway Company or by any other person or persons, caused or in any way growing out of the construction, maintenance, reconstruction, repair or use of the said overhead bridge.

.IN WITNESS WHEREOF the parties hereto have caused these presents to be executed by their respective officers thereto duly authorized. "

SECTION 3. In view of the fact that the Railway Company now has material on the ground and is ready to proceed with the construction of said bridge as soon as a proper contract has been executed, it is hereby declared that an emergency exists, and that this ordinance shall take effect from and after its passage.

Approved: J. N. Williams
Mayor

Attest: H. S. Hanson
City Clerk

STATE OF MONTANA
County of Flathead - SS
City of Polson

H. S. Hanson, being first duly sworn, upon his oath says:-
I am a citizen of the United States, over the age of 21 years, and am, and was at the time mentioned in this affidavit the City Clerk of the City of Polson, in said County and State, that on the 29th day of December, 1917, in accordance with the order of the City Council of the City of Polson, requiring all Resolutions and Ordinances of said City to be published by posting in three of the most public places in said City, I posted a copy of the foregoing Ordinance No. 122 in three of the most public places in said City, to-wit: - One of the said copies in the office of the Mayor, one copy in the office of the City Treasurer and one copy in the office of the Police Judge; that each of the said copies so posted by me was a full, true and correct copy of the said Resolution No. 22- Ordinance No. 122 and the whole thereof.

H. S. Hanson

Subscribed and sworn to before me this 29th day of December, 1917.

A. Sawary
Notary Public for the State of Montana. Residing at Polson.

My Commission expires

July 9-1919

