

When the work shall have been commenced the same shall be proceeded with steadily and without interruption, and as rapidly as the same can be carried on, due regard being had to the proper and efficient construction of the same.

29. That during the construction of the said railways, due and proper care shall be taken to leave sufficient space and crossings so that the traffic and travel on the said streets, and other streets intersecting same, shall not be unnecessarily impeded, and lights burning or watchman provided and kept by the said parties of the second part, when and where required, to prevent accidents to the public.

30. That the tracks of said street railway, or railways, shall not exceed five feet in width and shall be flush with the street, so as to offer as little obstruction as possible to vehicles crossing the same, and that it shall and may be lawful to and for all and every person and persons whomsoever to travel upon and use the said tracks with their vehicles, loaded or empty, when and so often as they may please, provided they do not impede or interfere with the cars of the said parties of the second part running thereon and subject at all times to the right of the said parties of the second part (their executors, administrators and assigns) to keep the said tracks with the said cars when meeting or overtaking any other vehicle thereon.

31. That the said parties of the second part shall and will at all times employ careful, sober and civil agents, conductors or drivers, to take charge of the cars upon the said railways, and that the said parties of the second part and their agents, conductors and drivers shall and will from time to time and at all times during the continuance of this franchise and the exercise of the rights and privileges hereby conferred, operate the said railways and cause the same to be worked under such regulations as the Council of the City of Victoria may deem necessary and requisite for the protection of the persons and property of the public, and provided such regulations shall not infringe on the privileges granted to the said parties of the second part hereby.

32. That the wire along which the trolleys run shall be at a distance of not less than eighteen feet above the street.

33. That the parties of the second part in addition to the powers hereinbefore expressed, may lay, construct and operate a single line of street railway, over and along any bridge in the city, the tracks of such railway in any bridge to be flush with the flooring of the same; provided, however, that the said parties of the second part shall furnish and lay at their own expense a new flooring over the whole of any bridge so crossed; and provided also that the location of any such bridge line and the work done therein and the

and David Williams Higgins and their assigns are hereby authorized to lay down and construct street railways on the streets mentioned in the schedule to the said agreement, and to operate the same under the conditions, provisions and restrictions (and not otherwise) in the said agreement contained, and such other regulations as are herein set forth,

2. Before the said street railway is put into operation, the said J. Douglas Warren, Andrew Gray, Thomas Shotbolt, Joseph Hunter and David Williams Higgins and their assigns shall submit to the Corporation of the City of Victoria, for their approval, the rules and regulations for the government and guidance of the conductors, brakemen and drivers upon the said railways, and others connected with the working thereof, which said rules and regulations when approved of by the Council, shall be posted in some conspicuous place in each car or carriage.

3. The cars and carriages of the said J. Douglas Warren, Andrew Gray, Thomas Shotbolt, Joseph Hunter and David Williams Higgins or their assigns, while running on the said railways or any of them, shall have the right to use the said railways as against all vehicles whatsoever, and all other such vehicles using the said railways whether meeting, or proceeding in the same direction as the said cars or carriages, shall turn out of the said track of the said railways and permit the said cars and carriages to pass, and shall in no case and under no pretence whatever obstruct or hinder the passage thereof and the full use of the said railways by the said cars and carriages of the said J. Douglas Warren, Andrew Gray, Thomas Shotbolt, Joseph Hunter and David Williams Higgins or their assigns.

4. The Corporation of the City of Victoria reserves the right to grant permission to any person or persons or bodies corporate to cross and recross the lines of railway to be constructed on the streets mentioned in the said schedule or any other streets that may be hereafter used by the said J. Douglas Warren, Andrew Gray, Thomas Shotbolt, Joseph Hunter and David Williams Higgins or their assigns, but nothing in this section mentioned shall be deemed to restrict the generality of section fourteen of the said agreement.

This By-Law may be cited as "The Street Railway By-Law, 1888."

Passed the Municipal Council the 21st day of November, A. D., 1888.

Reconsidered and finally passed the Council this 5th day of December, A. D., 1888.

JOHN GRANT, Mayor.

WELLINGTON J. DOWLER, C. M. C.