

ORDINANCE 449

AN ORDINANCE OF THE TOWN OF ANTHONY, EL PASO COUNTY, TEXAS DULY AND LEGALLY INCORPORATED UNDER THE GENERAL LAWS OF THE STATE OF TEXAS, GRANTING TO EL PASO ELECTRIC COMPANY, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE WITH THE RIGHT TO ACQUIRE, CONSTRUCT, ERECT, MAINTAIN, REPAIR, RECONSTRUCT AND OPERATE AN ELECTRIC LIGHT AND POWER PLANT AND SYSTEM IN ANTHONY, TEXAS, AND TO ERECT, MAINTAIN, CONSTRUCT, OPERATE AND INSTALL A SYSTEM OF POWER LINES OVER, ACROSS, UPON, ALONG AND UNDER THE PRESENT EXISTING AND HEREAFTER CONSTRUCTED HIGHWAYS, PUBLIC ROADS, STREETS, ALLEYS, BRIDGES, VIADUCTS, PUBLIC GROUNDS, PUBLIC PROPERTY AND PUBLIC PARKS AND PLACES IN THE TOWN OF ANTHONY FOR THE PURPOSE OF TRANSMITTING AND DISTRIBUTING ELECTRIC POWER TO THE INHABITANTS WITHIN THE SAID TOWN FOR DOMESTIC AND INDUSTRIAL PURPOSES FOR A TERM OF TWENTY YEARS TO EXPIRE ON THE \_\_\_\_th DAY OF \_\_\_\_\_, TWO THOUSAND TWENTY SEVEN (2027) AND PROVIDING FOR A CONSIDERATION FOR THE FRANCHISE AND FOR REGULATIONS BY THE TOWN GOVERNING THE CONDUCT, OPERATION, SERVICE AND RATES OF SAID COMPANY, AND THE DURATION AND TERMINATION OF THE FRANCHISE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ANTHONY, TEXAS AS FOLLOWS:

SECTION I. The word "Grantee" as employed in this Ordinance shall denote and mean El Paso Electric Company, a Texas corporation, its lessees, associates, successors and assigns.

The word "Grantor" as employed in this Ordinance shall denote and mean the incorporated Town of Anthony, El Paso County, Texas.

The words "Town Council" as employed in this Ordinance shall denote and mean the present Town Council and successors elected as provided by law in the Town of Anthony, El Paso County, Texas, or the incumbents of any office or offices hereafter created by law or by charter performing the same or similar function.

SECTION II. (a). The Grantee, its successors and assigns shall be and are hereby granted a franchise for a period of twenty years, with full right, power and authority to acquire, erect, construct, extend, maintain, repair, reconstruct, remove and change poles, wires and any and all other necessary apparatus and appliances within the corporate limits of the Town as they now exist or as hereafter extended, for the purpose of generating, transmitting and distributing to said Town and its inhabitants electricity for light and power, and for said purposes it is granted the right and privilege to enter upon and use the streets, avenues, highways, underpasses, alleys, public parks and other public grounds and places of said Town to erect, construct, operate, maintain, repair and remove such poles, wires, apparatus, appliances, connections and attachments as may be necessary and proper, subject to the terms hereinafter provided, and authority is likewise granted to lay underground wires, cables and conduits in the streets, alleys