

STABC

ORDINANCE NO. 5 - 1944

AN ORDINANCE GRANTING TO THE DAYTON POWER AND LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE IN THE VILLAGE OF CENTERVILLE, OHIO, FOR A PERIOD OF TWENTY-FIVE (25) YEARS, BEGINNING WITH THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CENTERVILLE, STATE OF OHIO:

Section I: That, subject to the terms and conditions hereof, The Dayton Power and Light Company, its successors and assigns, is granted the right, power and privilege for the period of twenty-five (25) years, beginning with the effective date of this ordinance, to do, carry on and transact within the said Village of Centerville, Ohio, the business of supplying electricity to said Village and its inhabitants for light, heat and power purposes and for any other purposes for which electricity is now or may be used hereafter; and to that end to enter upon, in, use and occupy the streets, avenues, lanes, alleys and public grounds of said Village, to maintain, use, erect, repair, or replace poles, towers, structures, guys, anchors, braces and all other necessary and proper devices and appliances for transmitting and supplying electricity to said Village and its inhabitants for such purposes.

This grant shall apply to all such poles, towers, structures, guys, anchors, braces, and all other devices and appliances used or useful for the aforesaid purposes, which are now owned by said The Dayton Power and Light Company in said Village, and to such as hereafter may be placed or erected therein by it or its successors and assigns.

Section II: That, upon the removal or relocation of any pole, tower, structure, guy, anchor, brace, or any other device or appliance, the surface of each street or public way, which may have been disturbed or broken, shall be replaced in a good and workmanlike condition by said The Dayton Power and Light Company, its successors and assigns.

Section III: That, nothing in this ordinance shall be construed as granting to The Dayton Power and Light Company, its successors or assigns, any exclusive privilege or right.

Section IV: That, this ordinance shall be accepted by said The Dayton Power and Light Company in writing on or before twenty (20) days after its effective date. Such acceptance shall be filed with the Village Clerk, and thereupon this ordinance shall be and constitute a contract between the Village and said Company, its successors and assigns, for the uses and purposes herein provided.

Section V: That, this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed by the Council of the Village of Centerville, State of Ohio, this 10th day of April, 1944.

(signed) Emory W. Bradstreet
Mayor, Village of Centerville, Ohio.

ATTEST:

(signed) George E. Howe
Clerk

C E R T I F I C A T E

I, Geo. E. Howe, Clerk of the Council of the Village of Centerville, Ohio, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5, entitled:

"AN ORDINANCE GRANTING TO THE DAYTON POWER AND LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE IN THE VILLAGE OF CENTERVILLE, OHIO, FOR A PERIOD OF TWENTY-FIVE (25) YEARS, BEGINNING WITH THE EFFECTIVE DATE OF THIS ORDINANCE",

passed by the Council of the Village of Centerville, Ohio, the 10th day of April, 1944.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Village this 10th day of April, 1944.

(signed) Geo. E. Howe
Clerk of the Council of the Village of Centerville, Ohio