

RECORD OF ORDINANCES.

Ordinance No. 35

TO _____

~~BE IT ORDAINED BY THE COUNCIL OF THE INCORPORATED~~ Village
OF Centerville-

sec(1) An Ordinance to grant to the Dayton Power and Light Co. The right to erect poles, piers and fixtures and to construct lines for transmitting and distributing electricity for light, heat and power purposes in the Village of Centerville, Ohio, and to engage in said business.

Be it Ordained by the Council of the Village of Centerville, State of Ohio.

That the right authority and Power is granted to and shall be vested in The Dayton Power and Light Company, a corporation under the Laws of the State of Ohio, its successors and assigns for a period of twenty five years from the taking of effect of this Ordinance to construct, maintain and operate lines for transmitting electricity for light, heat and power purposes upon and through the streets, avenues, alleys, lanes, public squares and public places of the Village of Centerville, State of Ohio, by the erection and maintenance of the necessary Wires, Cables, Fixtures, poles, pole lines, Post, Piers, Abutments required for the wires and cables which may be hung and strung thereon, and said Company, its successors or assigns may manufacture, sell and furnish electricity to said Village and its inhabitants for light, heat and power purposes and for lighting the streets, avenues, alleys, lanes, public squares and public places and public and private buildings in said Village.

sec(2) That all wires erected and operated under this Ordinance and said poles, piers, abutments and fixtures shall be located and arranged so as not to incommode the public in the use of said streets alleys, lanes, public squares and public places.

sec(3) Before erecting any poles or pole lines hereunder, said Company, its successors or assigns shall file with the Council a map or plat, showing the location of all poles, piers, supports, fixtures and aerial lines to be erected, constructed or located by it in said Village and the location of any line or lines or of any such poles, piers, supports or fixtures shall, from time to time, be changed from by said Company, its successors or assigns to such other location on the same street, avenue, alley, lane or public way as may be directed by said Council whenever the best interest of said Village and the public may demand, and after any such removal or relocation of any such pole, pier, support, or fixture, the ground shall be placed in as good condition as it was formerly.

sec(4) The Company, its successors or assigns may, from time to time, erect such poles and guy wires and construct such wires and cables in said Village as the business to be done under this Ordinance may require.

- sec(5) That all poles erected hereunder within said Village shall be painted dark green by the company, its successors or assigns, from top to the bottom, and shall be repainted at least once every five years thereafter and all dead poles and wires, any not in actual use, shall upon the order of Council, be removed within sixty days after notice so to do.
- sec(6) In consideration of the grant hereby made, said village may, at its cost and expense, place maintain and use upon said poles in said village its police and fire alarm wires without charge, provided, however, that same shall be place and maintained by said village so as not to interfere with the proper use of the wires and cables of the Company, its successors or assigns, and shall be placed and maintained under the direction of the Manager or Superintendent of the Company, its successors or assigns.
- sec(7) The Company, its successors or assigns shall furnish to said Village and the inhabitants thereof, at the rates and prices established according to law, electricity for light, heat and power purposes, for full twenty four hours in each day of the year, and the current so furnished shall be the kind commercially known as 60 cycle, three phase or single phase alternating.
- sec(8) The Company, its successors or assigns, shall hold said Village harmless from all damages to persons or property that may arise or be occasioned by the exercise of any of the rights hereby granted or by any of the structures or operations authorized hereunder.
- sec(9) That upon the acceptance of the terms hereof by the Company, the same shall constitute a contract between it and said Village.
- sec(10) That this Ordinance shall take effect and be in force at the earliest period allowed by Law.

DONE AT THE COUNCIL CHAMBER, THIS 17 DAY OF May 1917

E. J. Espy

CLERK

Ernest Montgomery MAYOR