



CITY OF
REXBURG
America's Family Community

ORDINANCE NO. 313

AN ORDINANCE GRANTING TO THE UTAH POWER AND LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC LIGHT, HEAT, AND POWER FRANCHISE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF REXBURG:

SECTION I: That there is here by granted to UTAH POWER AND LIGHT CO. Its successors and assigns (herewith called "grantee") the right privilege, or franchise, until July 19, 1983, to construct, maintain, and operate in the present and future streets, alleys, and public places, in the city of Rexburg, Idaho, and its successors, electric light and power lines, together with all the necessary or desirable appurtenances(including underground conduits, poles, towers, wires, transmissions lines, and telegraph and telephone lines for its own use)for the purpose of supplying electricity to said city, the inhabitants thereof, and persons and corporations beyond the limits thereof, for light, heat, power, and other purposes.

SECTION II: Poles and towers shall be so erected as to interfere as little as possible with traffic over said streets and alleys. The location of all poles , towers and conduits shall be fixed under the supervision of the council of the City, but not so as to unreasonably interfere with the proper operation of the said lines.

SECTION III: All lines constructed under the grant shall be constructed in accordance with established practices with respect to electric constructions.

SECTION IV: The city shall in no way be liable or responsible for any accident, or damage that may occur in the construction , operation, or maintenance by the grantee or its lines and appurtenances hereunder and the acceptance of this franchise shall be deemed an agreement on the part of said grantee, its successors and assigns, to indemnify said city and hold harmless against any and all liability , loss, cost, damage , or expense which may accrue to said City by reason of the neglect, default, or misconduct of the grantee in the construction , operation, or maintenance of its lines and appurtenances hereunder.

SECTION V: The grantee shall file its written acceptance of this franchise with the clerk of the city within (30) days after its passage.

SECTION VI: This Ordinance shall take effect, upon approval of the Mayor, acceptance as required herein, and publication within one month after its passage as required by law.

Passed the 19th day of July, 1933.

ATTEST

T.G. Richman

City Clerk

Arthur Porter

Mayor