

NOTICE

Notice is hereby given to the legal electors of the City of Overbrook, Kansas, that the governing body of said city proposes to pass an ordinance granting an electric franchise to The Kansas Power and Light Company, said ordinance being in form as follows:

ORDINANCE NO. 9

AN ORDINANCE, granting to The Kansas Power and Light Company, a Kansas corporation, its successors and assigns, an electric franchise, prescribing the terms thereof and relating thereto, and repealing all ordinances or parts of ordinances inconsistent with or in conflict with the terms hereof.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OVERBROOK, KANSAS:

Section 1. That in consideration of the benefits to be derived by the City of Overbrook, Kansas, and its inhabitants, there is hereby granted The Kansas Power and Light Company, a Kansas corporation, herein-after sometimes designated as "Company", said Company being a corporation operating a system for the transmission of electric current between two or more incorporated cities in the State of Kansas, into and through which it has built transmission lines, the right, privilege and authority for a period of twen-

(20) years from the _____ day of _____, 194____, to occupy and use the several streets, avenues, alleys, bridges, parks, parkings and public places of said City, for the placing and maintaining of equipment and property necessary to carry on the business of selling and distributing electricity for all purposes to the City of Overbrook, Kansas, and its inhabitants, and through said City and beyond the limits thereof; to obtain said electricity from any source available; and to do all things necessary or proper to carry on said business in the City of Overbrook, Kansas.

Section 2. As consideration for the granting of this franchise, and in lieu of any occupation tax, license or rental charge by the City of Overbrook, Kansas, the Company shall furnish without cost to the said City an overhead series street lighting service of 22 - 250 candle power lamps burning approximately 4,000 hours per year. The said free street lighting shall begin upon completion of the street lighting system in said City, and continue throughout the remaining term of this franchise.

Section 3. That the Company, its successors and assigns, in the construction, maintenance, and operation of its electric transmission, distribution, and street lighting system, shall use all reasonable and proper precaution to avoid damage

or injury to persons or property, and shall hold and save harmless the City of Overbrook, Kansas, from any and all damage, injury and expense caused by the sole negligence of said Company, its successors and assigns, or its or their agents or servants.

Section 4. That within sixty (60) days from and after the passage and approval of this ordinance, said Company shall file with the City Clerk of said City of Overbrook, Kansas, its unconditioned written acceptance of this ordinance.

Section 5. That any and all ordinances in conflict with the terms hereof are hereby repealed.

Section 6. That this ordinance shall become effective and be in force and shall be and become a binding contract between the parties hereto, their successors and assigns, from and after its passage, approval, publication as required by law, and acceptance by Company.

Section 7. This franchise is granted pursuant to the provisions of Section 12-824 G. S. Kansas 1935.

Passed and approved this _____ day of _____, 194____.

Mayor

Attest:

City Clerk

This notice executed at the City of Overbrook, Kansas, this 6th day of April, 1949.

WILLARD COBB

Mayor
(14,15,16,17)