

ORDINANCE NO. 15

AN ORDINANCE GRANTING CERTAIN PRIVILEGES TO A.E. STARK
HIS HEIRS, LEGAL REPRESENTATIVES, SUCCESSORS AND
ASSIGNS IN THE TOWN OF ARriba, STATE OF COLORADO.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF ARriba
COLORADO.

Section One:- That from and after the
date of the passage of this Ordinance and for the full and
complete of twenty years, A.E. Stark, his heirs, legal repre-
sentatives, successors and assigns (herein after termed the
grantee) shall have and is hereby granted the right, privi-
ledge, and license to erect in, upon, across, along and
under all streets and alleys of the town of Arriba such poles,
posts, wires and fixtures and construct such underground
conduits as may be necessary for the operation of a telephone
exchange in the said Town.

Section Two:- That the right and privi-
ledge is hereby granted to said grantee, upon, along, or under-
all streets and alleys and public ways, and to all extensions
of the same, for the placing of poles, posts, underground con-
duits, man holes, cables and wires and other necessary fixtures
for maintaining and operating said telephone exchange and lines
connected therewith, provided: however, that no pole or poles

or other fixtures shall be placed where the same will interfere with any gas lamp, electric light, or water piping, nor shall any such pole or other fixtures be placed in any street except at the outer edge of the sidewalk or in any alley except close to the line of the lot abutting on said alley, and then in such a manner as not to interfere with vehicles passing through such alley, or with any other necessary of the same.

Section Three ; - The privilege, franchise and license hereby granted and the construction of the said telephone line shall be at all times subject to such police power, dominion and regulation as the Board of Trustees of said town may by resolution or ordinance hereafter provide, and the Board of Trustees of said town reserves to itself the the right to require said grantee at any time to elevate or lower the wires connected therewith at any place in said town to such height above the surface of the street as it may deem necessary, which right may be exercised by said Board of Trustees by resolution prescribing the height of the lowest wires above the surface of the street in any specified locality.

Section Four ; - The town of Arriba shall have the privilege of stringing and maintaining upon the poles of the grantee within the town limits at any time, the wire and pole fixtures necessary for a fire alarm system, such wires to be strung under the supervision of the foreman of said grantee.

Section Five ; - The said grantee shall before he enters upon the enjoyment of the franchise herein granted, execute and deliver to the town of Arriba a bond in the penal sum of \$2,000.00 with good and sufficient surety to be approved by the Board of Trustees on condition that it will hold the town of Arriba harmless from any damage occasioned by the granting of this franchise, or from any damage occasioned by negligence or want of care on the part of said grantee in the construction or maintenance of his telephone system within said Town.

Introduced and read this 4th day of October, A. D. 1920.
Adopted and approved this 1st day of November, A.D. 1920.

Attest:

W. B. Dwyer
Town Clerk

John Free
Mayor