

AN ORDINANCE

CANCELING STREET LIGHTING AGREEMENT OF DECEMBER 16, 1954

WHEREAS, there is now existing between the Village of Gifford, Champaign County, Illinois, and Central Illinois Public Service Company, an Illinois corporation, an agreement bearing date December 16, 1954, and authorized by Ordinance of said Village passed and approved on December 16, 1954, for the installation, maintenance and operation by said Company of a street lighting system in and for said Village for a period of ten (10) years next following the date of the passage of said Ordinance; and

WHEREAS, in the opinion of the President and Board of Trustees the existence of said agreement for the full ten-year period therein stipulated prevents the Village from making certain arrangements advantageous to it in disposing of certain securities desired to be issued by said Village; and

WHEREAS, said Company has expressed its willingness to aid the Village by the cancelation of said agreement; therefore

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF GIFFORD, CHAMPAIGN COUNTY, ILLINOIS:

Section 1. That the following agreement with the Central Illinois Public Service Company be entered into for and on behalf of said Village:

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Section 2. The respective officers in said agreement named are hereby authorized and directed to execute and deliver said agreement for and on behalf of said Village of Gifford.

Section 3. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

Section 4. This ordinance shall be in full force and effect from and after its passage and approval.

Passed Sept 25<sup>th</sup>, 1961.

Approved Sept 25<sup>th</sup>, 1961.

VILLAGE OF GIFFORD

Ray S. Barnes  
President

Recorded Sept 25<sup>th</sup>, 1961.

Attest:

William J. [Signature]  
Village Clerk

AGREEMENT

THIS AGREEMENT, made and entered into this 25 day of September, 1961, by and between Central Illinois Public Service Company, a corporation duly organized and existing under the laws of the State of Illinois, hereinafter referred to as the "Company", and the Village of Gifford, a municipal corporation situated in the County of Champaign and State of Illinois, hereinafter referred to as the "Municipality",

WITNESSETH:

For and in consideration of the mutual agreements hereinafter set forth, and of the sum of more than One Dollar in hand paid to each of the parties hereto by the other, receipt and sufficiency of which said considerations are by each of said parties hereby acknowledged, the parties hereto do hereby expressly covenant and agree to and with each other that the agreement authorized on behalf of said Municipality by Ordinance of said Municipality passed and approved December 16, 1954, and on December 16, 1954 entered into by the said parties, shall be and it is in all respects canceled and annulled as of the date of this agreement, and each of said parties shall be and is fully released and discharged by the other as of said date from all duties and obligations therein expressed; provided, however, that any unpaid balance for service heretofore rendered by the Company in accordance with the terms of said agreement of December 16, 1954, shall be paid for by said Municipality as therein provided.

IN WITNESS WHEREOF the said Central Illinois Public Service Company has caused this agreement to be signed by its President or a Vice President, attested by its Secretary or an Assistant Secretary, and its corporate seal to be hereunto affixed, and

the said Village of Gifford has caused this agreement to be signed by its President, attested by its Village Clerk and its corporate seal to be hereunto affixed, in duplicate, on the day and year first above written.

CENTRAL ILLINOIS PUBLIC SERVICE COMPANY

By   
Vice President

(Corporate Seal)

Attest:

Assistant Secretary

VILLAGE OF GIFFORD

By   
President

(Corporate Seal)

Attest:

Village Clerk