

ORDINANCE NO. 52

AN ORDINANCE

Authorizing

PAUL'S PROPANE GAS

its successors and assigns

To Construct, Operate and  
Maintain a gas supply and  
distribution system in the

Village of Gifford

County of Champaign

and State of Illinois

PASSED October 4 1962

ORDINANCE NO. 52

AN ORDINANCE AUTHORIZING PAUL'S PROPANE GAS  
ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, OPERATE AND  
MAINTAIN A GAS SUPPLY AND DISTRIBUTION SYSTEM IN THE  
VILLAGE OF GIFFORD, COUNTY OF CHAMPAIGN AND STATE OF  
ILLINOIS.

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

Section 1. There is hereby given and granted  
to Paul's Propane Gas, its successors and assigns here-  
inafter referred to as Grantee, the right, privilege  
and authority to construct, maintain and operate within  
the corporate limits, as the same now exists or may here-  
after be extended by the Village of Gifford, hereinafter  
referred to as Municipality, a gas supply and distribution  
system in, along, under and across the streets, avenues,  
alleys and public places in said Municipality for the  
distribution and sale of gas, together with the right,  
privilege and authority to construct and maintain all  
necessary gas mains, regulators, valves and apparatus  
in, along, under and across said streets, avenues, alleys  
and public places for such purposes.

Section 2. All gas mains and other equipment  
placed or installed under this Ordinance shall be so  
placed, whether in streets, avenues, alleys or public  
places as not to interfere unnecessarily with travel in  
such streets, avenues, alleys or other public places.  
All gas mains and other equipment placed or installed  
under this Ordinance shall be so located as not to in-  
jure unnecessarily any pipes, conduits, sewers, drains or  
other like public improvements and said Grantee shall  
forthwith repair any damage caused to such improvements  
to the satisfaction of the official or officials of said  
Municipality having charge of the supervision thereof and  
in default thereof, said Municipality may repair such  
damage and charge the cost thereof to, and collect the  
same, from the Grantee.

Section 3. All gas mains and other equipment  
placed or installed by Grantee under this Ordinance,  
shall insofar as practicable, be installed in alleys and  
side streets under the direction of the official or  
officials of said Municipality having charge of the Super-  
vision thereof; and Grantee shall, in constructing, main-  
taining and operating said gas mains and other equipment,

notify the Village Clerk before any excavation is made in any street or alley in the Village and shall save, and keep harmless the said Municipality from any loss or damage to life or property occasioned by reason thereof, and shall at all times have on file with the Village Clerk of the Municipality a Certificate of Insurance with an insurance company acceptable to the Municipality adequately insuring the Grantee's liability for injuries which may result to persons or property from the constructing, maintaining and operating of said gas supply and distribution system in the Municipality.

Section 4. The charges to be made by the Grantee for public service rendered by it under this Ordinance shall be such as are approved from time to time by the Illinois Commerce Commission of the State of Illinois or such other duly constituted governmental authority as shall have jurisdiction thereof.

Section 5. All provisions of this Ordinance which are obligatory upon and which inure to the benefit of said Grantee shall also be obligatory upon and shall inure to the benefit of Grantee's successors or assigns, and the word "Grantee" whenever used in this Ordinance shall mean and include not only Paul's Propane Gas, but also its successors and assigns.

Section 6. All rights, privileges or authority granted by this Ordinance shall, upon its acceptance by Grantee in the manner hereinafter provided, be and remain in full force and effect for and during the term of twenty (20) years from and after its passage and approval.

Section 7. As a part of the consideration for the rights, privileges and authority granted by this Ordinance, the Grantee shall pay to the Municipality on the 1st day of January and the 1st day of July of each year in which this Ordinance is in effect the sum of Forty (40¢) Cents per meter for all customers service meters in use on such date in the distribution system covered by this Ordinance.

Section 8. No right, privilege or authority given or granted by this Ordinance shall become effective until there shall have been filed with the Village Clerk of said Municipality the written acceptance of said Ordinance by Paul's Propane Gas. Such acceptance shall be so filed within thirty days from the passage of this Ordinance and when so filed, shall, together with the making of the semi-annual customers service meters payments and the operation by the Grantee, or

its successors or assigns, under the terms of said Ordinance, constitute full consideration for the rights, privileges and authority hereby granted.

Section 9. This Ordinance shall be in full force and effect from and after its passage, approval, and if necessary, its recordation.

VILLAGE OF GIFFORD

Ray S Barnes

PASSED: October 4, 1962

APPROVED: October 4, 1962

RECORDED: \_\_\_\_\_

ATTEST:

W. J. [Signature]  
Village Clerk