

THE VILLAGE OF PERRINGTON ORDAINS:

Section 1. Subject to all the terms and conditions mentioned in this ordinance, consent is hereby given to Michigan Consolidated Gas Company, a corporation organized under the laws of the State of Michigan, and to its successors and assigns, to lay, maintain, operate and use gas pipes, mains, conductors, service pipes and other necessary equipment in the highways, streets, alleys and other public places in the Village of Perrington, Gratiot County, Michigan, and a franchise is hereby granted to Michigan Consolidated Gas Company, its successors and assigns, to transact a local business in said Village of Perrington, for the purpose of conveying gas into and through, and supplying and selling gas in said Village and all other matters incidental thereto.

Section 2. This franchise is conditioned on the commencement of construction by Michigan Consolidated Gas Company of a gas distribution system within the boundaries of the Village of Perrington on or before December 31, 1964. If such construction does not commence on or before that date this franchise shall terminate as more specifically provided in Section 6 hereof. Upon commencement of the installation of a gas distribution system within the time specified, the Company shall proceed to complete the same as soon thereafter as reasonably practicable; provided, however, that the Company shall not be held responsible for delays due to weather or labor conditions, inability to procure necessary materials, or other causes beyond its control; and provided further, that such initial installation and all extensions shall be subject to the Main Extension provisions contained in the

Company's Rules and Regulations for Gas Service as approved by the Michigan Public Service Commission.

Section 3. Michigan Consolidated Gas Company, its successors and assigns, shall not unnecessarily obstruct the passage of any of the highways, streets, alleys or other public places within said Village and shall within a reasonable time after making an opening or excavation, repair the same and leave it in as good condition as before the opening or excavation was made. The Company, its successors and assigns, shall use due care in exercising the privileges herein contained and shall be liable to said Village for all damages and costs which may be recovered against said Village arising from the default, carelessness or negligence of the Company or its officers, agents and servants.

No road, street, alley or highway shall be opened for the laying of trunk lines or lateral mains except upon application to the Village Council, or other authority having jurisdiction in the premises, stating the nature of the proposed work and the route. Upon receipt of such application, it shall be the duty of the Village Council, or such other authority as may have jurisdiction, to issue a permit to the Company to do the work proposed.

Section 4. The Company is now under the jurisdiction of the Michigan Public Service Commission to the extent provided by statute, and the rates to be charged for gas, and the standards and conditions of service and operation hereunder, shall be the same as now set forth in the Company's Schedule of Rules, Regulations and Rates as applicable in the City of Greenville, or that shall hereafter be validly prescribed for the Village of Perrington under the

orders, rules and regulations of the Michigan Public Service Commission or other authority having jurisdiction in the premises.

Section 5. The words "Michigan Consolidated Gas Company" and "the Company", wherever used herein, are intended and shall be held and construed to mean and include both Michigan Consolidated Gas Company and its successors and assigns, whether so expressed or not.

Section 6. This ordinance shall take effect immediately after the the date of publication thereof, which shall be within one (1) week of the date of its passage, and shall continue in effect for a period of thirty (30) years thereafter, subject to revocation at the will of the Village at any time during said thirty (30) year period and subject to the condition that if the Company shall fail to commence the installation of a gas distribution system within the time provided in Section 2 hereof, then this ordinance and the franchise hereby granted shall, without further action on the part of the Village become null and void and of no further force or effect; provided, however, that when this ordinance shall become effective the Village Clerk shall deliver to the Company a certified copy of the ordinance accompanied by written evidence of publication and recording thereof as required by law and that Michigan Consolidated Gas Company shall, within sixty (60) days after the date of the adoption of this ordinance, file with the Village Clerk its written acceptance of the conditions and provisions hereof.

STATE OF MICHIGAN)
COUNTY OF GRATIOT) ss.
VILLAGE OF PERRINGTON)

I, the undersigned, being the duly elected, qualified and acting Clerk of the Village of Perrington, County of Gratiot and State of Michigan, do hereby certify that the attached Ordinance No. 11 is a true and correct copy of an Ordinance adopted by the Village of Perrington at a meeting of the Village Council legally called and held on the 22nd day of October, 1963.

I further certify that said Ordinance was properly enrolled and authenticated in the Record of Ordinances book of the Village of Perrington in the manner required by law.

I further certify that a true and correct copy of said Ordinance No. 11 was published according to law in the Gratiot County Herald, a newspaper of general circulation in the Village of Perrington, on the 31st day of October, 1963.

I do further certify that on October 29, 1963 there was entered in the Record of Ordinances book, immediately below the record of said Ordinance, a certificate indicating the date of publication of said Ordinance and the name of the newspaper in which such publication was made.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Village of Perrington, this 29th day of October, 1963.

Mary E. Andrews
Clerk of the Village of Perrington,

(S E A L)



HUGH C. DALY
EXECUTIVE VICE PRESIDENT

MICHIGAN CONSOLIDATED GAS COMPANY

December 19, 1963

The Honorable President and
Village Council of the Village of Perrington
Perrington, Michigan

Gentlemen:

Michigan Consolidated Gas Company assents to and accepts the provisions and conditions of Ordinance No. 11 of the Village of Perrington granting a gas franchise to Michigan Consolidated Gas Company, its successors and assigns, adopted by the Village Council at a meeting held on October 22, 1963.

Yours Very Truly,

MICHIGAN CONSOLIDATED GAS COMPANY

By

Hugh C. Daly
Executive Vice President