

*Original for file*

ORDINANCE NO. 3

AN ORDINANCE TO AUTHORIZE WAUPACA GAS COMPANY, A DIVISION OF MILWAUKEE GAS LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, MAINTAIN AND OPERATE A GAS DISTRIBUTION SYSTEM AND TO LAY PIPES IN THE STREETS, ALLEYS, LANES, ROADS, HIGHWAYS, BRIDGES, PARKS, AND PUBLIC PLACES IN THE TOWN OF FARMINGTON, WAUPACA COUNTY, WISCONSIN, FOR SUCH PURPOSE.

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The Town Board of the Town of Farmington, Waupaca County, Wisconsin, does hereby ordain as follows:

SECTION I

The Town of Farmington, Waupaca County, Wisconsin, does hereby grant to Waupaca Gas Company, a division of Milwaukee Gas Light Company, (herein called "the Company"), a corporation organized and existing under the laws of the State of Wisconsin, its successors and assigns, upon the conditions hereinafter set forth, the exclusive right, authority and permission to construct, maintain, operate, enlarge, and repair in the Town of Farmington, a system for the furnishing and distribution of natural gas and natural gaseous fuels, and to use the highways, roads, streets, alleys, lanes, boulevards, parks, public ways, public grounds and bridges in said Town of Farmington, for constructing, maintaining, operating, enlarging, and repairing its transmission and distribution pipelines with all the necessary, usual, or convenient manholes, valves, passage ways, and appurtenances for the purpose of supplying and selling natural gases and natural gaseous fuels to said Town of Farmington, and its residents and to any building, structure, factory, processing plant, industry, or public or private house or any gas user therein.

PROVIDED, however, that this franchise is granted subject to such reasonable rules and regulations as the Town Board of said Town of Farmington may be ordinance from time to time prescribe.

SECTION II

This franchise shall be void: (a) if the Company, its successors and assigns, is unable to secure within four years an allocation of natural gas sufficient to permit it to distribute and sell natural gas in the Town of Farmington; or (b) if facilities are not constructed and gas is not ready

for distribution in the Town within five years from the adoption of this ordinance, or within such additional period the Company may reasonably require after securing from the Public Service Commission of Wisconsin a certificate authorizing the Company to transact such public utility business and to construct and operate the above described gas distribution system; provided, however, that unless such a certificate from the Public Service Commission of Wisconsin is issued within five years of the date hereof, this franchise shall be void.

Entered and adopted this 29<sup>th</sup> day of March, 1960.

Thos. Jensen  
Town Chairman

W. Fred Jensen  
Supervisor

Alfred Kragh  
Supervisor

ATTEST:

P. J. Ewald  
Town Clerk