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AN ORDINANCE

AN ORDINANCE GRANTING A FRANCHISE TO
CENTRAL ILLINOIS LIGHT COMPANY

WHEREAS Central Illinois Light Company, an Illinois corporation, is now the owner of and in possession of an electric system located in the Village of Bellevue, County of Peoria, in the State of Illinois, and

WHEREAS said Central Illinois Light Company has applied to the Board of Trustees of the said Village of Bellevue for a franchise relating to the operation of said system, and

WHEREAS under proper terms and provisions it is deemed proper and advisable to grant a franchise to supply electric current for light, heat and power throughout the Village of Bellevue for public and private needs, and to grant said Company the right to use and occupy the streets, alleys, side-walks and public grounds within the control of said Village and within the present and future corporate limits;

THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF BELLEVUE, COUNTY OF PEORIA, STATE OF ILLINOIS:

SECTION I: That the right, privilege and authority be, and the same is hereby granted to Central Illinois Light Company, (hereinafter called the Grantee), a corporation duly organized under the laws of the State of Illinois, and to its successors and assigns, to establish, maintain and operate within the Village of Bellevue, its electric transmitting and distributing system for the purpose of furnishing electricity for light, heat and power, and for such other purposes as it may be adapted, to the inhabitants of said Village and the surrounding territory, and to the public generally, as they may desire to take the same; and to that end to establish, erect, maintain and operate within said Village of Bellevue, a plant or plants, and/or system or systems and connections with other plants to furnish, sell, distribute, deliver and dispose of electricity, and/or electric current for light, heat and power and for any other purpose or purposes for which such electricity, and/or electric current may prove to be adaptable to the Village of Bellevue, and the public generally;

and to that end there is hereby granted to the said Grantee, its successors and assigns, the right to enter into and upon, and to use the streets, avenues, alleys and public grounds, to construct, lay, establish, erect, maintain and operate aerial poles and other supports, cables, wires, and underground conduits, with all necessary braces, guys, cross-arms, anchors, transformers and other appliances that may prove adaptable for the carrying, distributing and operating of electricity through, in, along, under, over and across the streets, avenues, lanes, alleys and public places within the present, as well as the future, corporate limits of the Village of Bellevue, for the purpose of furnishing heat, power and light to the said Village of Bellevue and to the residents and others in the said Village of Bellevue and the surrounding territory and to the public generally, with right and privilege to re-enter, from time to time, for the purpose of such additions, extensions, connections, repairs, renewals and alterations as may be necessary for the proper maintenance and operation of said system or systems and connections or any portion thereof and provided always that such powers are to be exercised subject to all the provisions contained in the ordinances of the Village of Bellevue, now, or hereafter in force, and subject to all of the restrictions in this ordinance contained.

SECTION II: Said Grantee, in constructing, extending, or operating said system or systems, shall not, at any time, unreasonably obstruct any street, alley or public place in said village and whenever in constructing, extending, maintaining or operating said system or systems therein, it shall, as soon as practicable restore the same to its first and former condition, and shall, at all times, save, hold and keep the Village of Bellevue harmless from, and indemnify it against any and all damages which may accrue or be recovered against said Village, through the negligence or other wrongful conduct of the Grantee herein, or any of its employees, in the construction, operation, extension or maintenance of said system or systems. *

SECTION III: The rates to be charged for the supplying of electric current for light, heat and power, or other purposes, as herein contemplated, shall be those as may be established, from time to time, by the Illinois Commerce Commission. In the event that the Illinois Commerce Commission is abolished, the rates shall be such as the law may thereupon or may thereafter provide.

SECTION IV: The Grantee, its successors, and assigns, may, at any time make and enforce, as a part of the conditions upon which it will furnish electricity or electric current for light, heat and power or for any other purposes for which said service may prove to be adaptable, such reasonable rules and regulations as are not inconsistent with the terms and provisions of this ordinance.

SECTION V: All overhead wires and electrical conductors of the Grantee, its successors and/or assigns shall be maintained at an elevation above the street level that complies with the rules of the Illinois Commerce Commission for overhead electrical construction. The placing of all poles, mains, sub-mains and other appliances and apparatus laid in, along, under, over and across any of the streets, avenues, alleys, public places or highways of said Village, shall be under the control and supervision of the Board of Trustees of the Village of Bellevue, through its duly designated committee or officer.

SECTION VI: Subject to the supervision of the duly authorized committee or officer of the Board of Trustees of the Village of Bellevue, the Grantee is hereby granted the right and privilege to trim and remove trees, situated in whole or in part on any property belonging to or under the control and supervision of the Village of Bellevue, which may interfere or threaten to interfere with the construction, operation or maintenance of the Grantee's system or systems, provided, however, that nothing in this section contained shall authorize the said Grantee to enter upon any property privately owned in the Village of Bellevue for the purpose aforesaid, without express authority from the owner thereof.

REVISED - SECTION VII

SECTION VII: Whenever any person or persons shall desire to move any building or other structure across, along or upon any of the streets, alleys or public highways situated within the Village of Bellevue, after having obtained proper authority for such purpose from the Village of Bellevue, which operation will be interfered with by any of the wires or other electrical conductors of the Grantee, the Village Clerk of the Village of Bellevue shall give to the Grantee twenty-four hours' written notice, specifying the alley or alleys, street or streets, public highway or highways along, upon or across which said building or other structure will be moved, and thereupon, the Grantee herein shall temporarily remove or raise its said wires and electrical conductors along the route designated, when and as required, to permit the unobstructed moving of the building or structure aforesaid, provided, however, the person or persons desiring to move any building or structure in accordance with the provisions hereof shall first deposit with the Village Clerk of the Village of Bellevue an amount, based upon a written estimate submitted by the Grantee, sufficient to indemnify the said Grantee against loss of all labor employed and materials used or destroyed in complying with the provisions hereof, and the Village Clerk shall reimburse the Grantee an amount not to exceed the sum stated in the written estimate mentioned above for all labor employed and materials used or destroyed in complying with the provisions hereof.

(Franchise with the Village of Bellevue, Illinois)