

BE IT ORDAINED by the Town of Mount Carmel, Tennessee, that;

WHEREAS, an application has been made to the Town of Mount Carmel, Tennessee, by THE FIRST UTILITY DISTRICT OF HAWKINS COUNTY, TENNESSEE, a corporation, duly organized under the Utility District Act of 1937, for permission to lay and maintain water pipe lines across, upon, underneath, and through the public streets, highways, alleys, lanes, bridges, viaducts, and other public ways and places within said Town of Mount Carmel, Tennessee, for the purpose of conveying water through said water lines; and

WHEREAS, the Board of Mayor and Aldermen of said Town, having duly convened and heard such application, a quorum being present, and having concluded that the grant thereof would be advantageous to said Town of Mount Carmel, Tennessee and its inhabitants;;

NOW THEREFORE, on motion made and carried, BE IT ORDAINED that said THE FIRST UTILITY DISTRICT OF HAWKINS COUNTY, TENNESSEE, (hereinafter called the "District") is hereby given and vested with the permission, right, authority, privilege and franchise to lay, repair, maintain, operate and conduct in the Town of Mount Carmel, Tennessee, a system of water pipe line, including any and all necessary appurtenances thereto, across, through, upon and underneath the surface of all public streets, highways, alleys, lanes, bridges, viaducts, and other public places within the Town of Mount Carmel, Tennessee, as they now exist or may hereafter be laid out or extended.

This permission, grant and privilege is made upon the following terms:

1. The aforesaid water pipe lines, including the appurtenances thereto, shall be so constructed as not unreasonably to interfere with the proper use of the public streets, highways, alleys, lanes, bridges, viaducts, and other public ways and places in the Town of Mount Carmel, Tennessee, and shall be maintained in reasonably good condition and repair.

2. Whenever the District shall cause any opening or alteration to be

made in any of the public streets, highways, alleys, lanes, bridges, viaducts and other public ways and places in the Town of Mount Carmel, Tennessee for the purpose of installing, maintaining, operating or repairing such water pipe line, the work shall be completed within a reasonable time, and the District shall upon the completion of such work restore such portion of the public streets, highways, alleys, etc., to as good condition as it was before the opening or alteration was made.

3. The District shall hold said Town of Mount Carmel, Tennessee, harmless from any and all liability or damages resulting from the negligence of the District in the installing, laying, maintenance, or operation of its water pipe lines and other appurtenances.

4. The rights hereby granted shall become effective upon passage of this ordinance, and shall continue for a period of twenty years thereafter.

5. The invalidity of any sentence, clause, or provision hereof shall not affect the validity of any of the remaining provisions hereof.

6. The consideration hereof is the expenditure by said District of the funds necessary for the construction, maintenance, and operation of said water lines.

Passed on first reading, June 21, 1966.

Passed on second reading, June 22, 1966.

Passed on third reading, June 27, 1966.

S/ Hubert L Reynolds
(acting) Recorder

APPROVED this 27 day of June, 1966.

S/ Thomas E. Dean, Jr.
Mayor

ORDINANCE

BE IT ORDAINED by the Town of Mount Carmel, Tennessee, that;

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Hubert L. Reynolds
ACTING Recorder

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Thomas E. Dean Jr.
Mayor