FRANCHISE

WHEREAS, Arizona Electric Power Cooperative, Inc., an Arizona corporation, engaged in the business of supplying electricity in the County of Gila, State of Arizona, has duly filed and presented to the Board of Supervisors of the County of Gila, State of Arizona, its petition praying that it be granted license and franchise for the purpose of constructing andmaintaining electric lines and related fixtures along, under and across each and all of the public streets, thoroughfares, alleys, roadways and highways in the Southeast Quarter of Section Eleven, and the Southwest Quarter of Section Twelve, and the East One-half of the West One-half and the West One-half of the East One-half of Section Thirteen, and the Northeast Quarter of Section Twenty-four, Township Five South, Range Fifteen East, Gila and Salt River Meridian, Gila County, Arizona, said electric lines and related fixtures to be used for the purpose of transmitting, distributing and selling electricity for all purposes; and

WHEREAS, upon filing said petition, the said Board of Supervisors ordered the public notice of the intention of said Board to make such grant to be given by publishing the notice in a weekly newspaper of general circulation, published in Gila County, State of Arizona, and that 9:30 a.m. on the 3rd day of June, 1991, at the Gila County Courthouse, 1400 East Ash Street, Globe, Arizona, was set as the time and place for the consideration of the granting of said franchise and license.

NOW, THEREFORE, the said petition coming on regularly for hearing on this 3rd day of June, 1991, and it appearing from the

affidavit of the publisher of The Moccasin that due and regular notice of said time and place set for the consideration of the action has been published for at least once a week for three (3) consecutive weeks prior to the said date for the hearing, and the matter being called at 9:30 a.m., and an opportunity having been given to all interested parties to be heard,

NOW, THEREFORE, it is ordered that said Franchise be, and the same is hereby granted to Arizona Electric Power Cooperative, Inc., its successors and assigns, for a period of twenty-five (25) years, for the purpose of constructing and maintaining electric lines and related fixtures along, under and across, each and all of the public streets, thoroughfares, alleys, roadways and highways, situated on the real property described above, said electric lines and related fixtures to be used for the purpose of transmitting, distributing and selling electricity for all purposes.

PROVIDING, that in granting this franchise, the Board of Supervisors reserves the right to impose such restrictions and limitations in the use of said public streets, alleys and highways as may be deemed best for the public safety and welfare; and

BE IT FURTHER PROVIDED, that the Grantee herein named, from and after the date hereof, shall bear and pay all expenses including damage and compensation for any alteration of the course, direction, surface, grade or alignment of said public streets, alleys and highways necessarily made by said Grantee or its

successors and assigns, or by the County of Gila on behalf of said Grantee or its successors or assigns, for the purpose of such franchise, and that said Grantee or its successors and assigns, shall, at all times during the maintenance of said electric lines and related fixtures, be subject to reasonable regulations for the maintenance by said Grantee or its successors or assigns, of such portion of said public streets, alleys and highways as may be used for said purposes of this franchise.

IN WITNESS WHEREOF, the Board of Supervisors of the County of Gila, State of Arizona, by its Chairman and its Deputy Clerk, thereunto duly authorized, has hereunto set its hand and caused its official seal to be affixed this 3rd day of June, 1991.

GILA COUNTY BOARD OF SUPERVISORS

Chairman

ATTEST:

Deputy Clerk

No Chg.
2:25
C

603039

STATE OF ARIZONA, County of Gila, ss:
I do hereby certify that the within instrument was filed and recorded at request of Gila County Board of Supervisors

Date Jun 4, 1991 Time 2:25 P. M., Docket 832, Official Records Page s 919-921
Records of Gila County, Arizona.
WITNESS my hand and official seal the day and year first above written.

Gila County Board of Supervisors

MARY V. DE PAOLI, County Recorder
By Mary V. De Paoli, Recorder