An Ordinance granting to Chas. R. Collins, his heirs and assigns, the right, privilege and franchise to construct, maintain and operate gas works for manufactured and/or natural gas and also to lay gas pipes and mains in the streets, avenues, lanes, alleys, highways and other public places of the City of Kent.

The City Council of the City of Kent do ordain as follows:

Sec. 1. That Chas. R. Collins, his heirs and assigns, is hereby granted the right, privilege and franchise to construct, maintain and operate within the corporate limits of the City of Kent, such works as may be necessary or convenient for the manufacture or production of manufactured gas and/or natural gas to supply said City and its inhabitants and any other persons with such gas for lighting, fuel and all other purposes.

Sec. 2. That said Chas. R. Collins, his heirs and assigns, is hereby also granted the right, privilege and franchise, of laying down, relaying, connecting, disconnecting, repairing and maintaining such and so many pipes, conduits and mains, along, through and under the avenues, streets, lanes, alleys, highways and other public places in the said City of Kent, as may be necessary, convenient or proper for supplying such gas for lighting, fuel and all other purposes to the said City and its inhabitants, and any other persons, and for that purpose to make any and all connections which may be necessary, convenient, or proper between said pipes, conduits, and mains, and the dwellings and other buildings of consumers of such gas, and also the right, privilege and franchise of supplying such gas for lighting, fuel and all other purposes to said City and its inhabitants and any other persons, either from works erected, constructed and maintained in said City, or elsewhere.

Sec. 3. That in the work of breaking the soil, pavement or
sidewalk of the avenues, streets, lanes, alleys, highways and other public places in the City of Kent for the purpose of laying, relaying, connecting, disconnecting and repairing said mains and pipes, and making connections between the same and the dwellings and other buildings of consumers, the said Chas. R. Collins, his heirs and assigns, shall be governed by and conform to the general ordinances of Kent in force at the time said work is done, regulating the opening and breaking of the avenues, streets, lanes, alleys, highways, and other public places, and he or they, shall at his or their expense, with all convenient speed, complete the work for which the soil shall have been broken and forthwith replace the earth and street improvements and restore the said avenues, streets, lanes, alleys, highways and other public places so opened, to the same condition as they were prior to the doing of such work.

Sec. 4. That the City of Kent hereby reserves the right to require a plat showing the location of the pipe upon any avenue, street, lane, alley, highway or other public place in which said grantee purposes to lay and maintain under this franchise, and said grantee shall have access to all records or other documents in the office of the City Clerk and the office of the City Engineer for the purpose of preparing such plat.

Sec. 5. That whenever the establishment of grades, sewers, drains or other municipal improvements shall render necessary the removal or relaying of said mains or pipes, said grantee his heirs and assigns, shall, upon fifteen (15) days written notice, given by the proper city officer or officers, remove and relay the same at the expense of said grantee, his heirs and assigns, and upon his or their failure so to do, the said City officer of officers may remove the same, and neither said City nor its officer or officers shall be held liable for damages to said grantee, his heirs and assigns, arising from such removal.

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Sec. 6. That the said Chas. R. Collins, his heirs and assigns shall commence work under this franchise within six months from the time this ordinance goes into effect and shall within eighteen months from the aforesaid time, have in operation a system of gas mains and pipes at least four miles in length actually delivering gas within the corporate limits of the City of Kent, provided, however, that in the event that said grantee, his heirs or assigns be prevented from, or delayed in, commencing or completing said work within the times herein specified by any litigation or other cause beyond his or their control, the time for the performance of said work shall be extended for a period equal to the period of such interference or delay.

Sec. 7. That the said Chas. R. Collins, his heirs and assigns shall be liable for all damages which may be caused by reason of any person, animal or property being injured through any negligence on the part of the grantee, his heirs and assigns, and shall hold the City of Kent harmless and free from any and all such claims arising from the construction, maintenance and operation of the works, pipes and appurtenances contemplated by this franchise.

Sec. 8. That nothing shall be construed in this franchise to give the said Chas. R. Collins, his heirs and assigns, the exclusive right to maintain and operate a gas plant or system in the City of Kent.

Sec. 9. That all the rights, privileges and franchises herein conferred upon and granted to the said Chas. R. Collins, his heirs and assigns, shall continue for fifty (50) years from the time this ordinance goes into effect, subject, however, to the conditions herein specifically set forth.

Sec. 10. That the said Chas. R. Collins, his heirs and assigns shall, within thirty days from the effective date of this ordinance, file with the City Clerk, his acceptance of the rights and franchises herein granted and subject to the conditions herein.
Sec. 11. The grantee, his heirs and assigns shall before commencing work under this franchise, file with the City Clerk of the City of Kent, a policy of Public Liability Insurance, written by an insurance company authorized to engage in the insurance business in the State of Washington, which shall insure the City of Kent against all claims, damages and causes of action arising on account of the negligence of the grantee, his heirs and assigns, or his or their agents or employees, in laying said gas mains, gas pipes or conduits, in the streets or other public places in the City of Kent. Said policy shall insure the City of Kent in the maximum sum of Twenty-five Thousand ($25,000) Dollars for injury to one (1) person, and in the maximum sum of Fifty Thousand Dollars ($50,000) for injuries to more than one person arising out of the same accident, and shall be kept continually in full force and effect until the construction work is completed, but not less than eighteen (18) months from the effective date of this ordinance.

Sec. 12. This ordinance shall take effect and be in force five days from and after its publication as provided by law.

Passed the City Council this 21 day of Jan 1927.

Approved this 27 day of Jan 1927.

Attest: 

City Clerk

Approved as to form:

City Attorney

Date of publication:
Sec. 1. The Trustees, the Trustees may specify aptly below com-
memorize work under the Trustees', the with the City Clerk of the
City of Kent, a copy of the Public Liability Insurance, witness by a
be Insurance company appointed or engage in the Insurance business
in the State of Illinois, which apall assume the City of Kent respon-
sibility, guarantees and assumes the action arising from accident or the
inference to the Trustees', the writing and execute, to file of copy
as an employee, to find and take action, here before or guarantee,
the premises of the City of Kent. Every
the employee assume the City of Kent in the maximum sum of Twenty-
ive thousand dollars. (25,000) Dollars for injury to one (1) person, and in
the maximum sum of Fifty Thousand Dollars (50,000) for injury to two
people from one person action on the same accident, and apply
be kept continuously in full force and effect until the construction
work is completed, and not less than eighty (10) months from the
effective date of this ordinance.
Sec. 2. This ordinance shall take effect any other law to the
five years from and after its publication as provided by law.
Passed the City Council this ___ day of ___.
Approved this ___ day of ___.
[Signature]
Granting Franchise
to Charles R.
Callum for Operation
of Ice Works