

**GARFIELD COUNTY ORDINANCE NO. 2015-1**

**AN ORDINANCE GRANTING TO GARKANE ENERGY COOPERATIVE, INC.  
ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC LIGHT, HEAT  
AND POWER FRANCHISE**

The Board of County Commissioners of Garfield County, Utah, ORDAINS as follows:

Section 1. That there is hereby granted to Garkane Energy Cooperative, Inc., its successors and assigns (herein called the Grantee), the full and complete authority, right, privilege, and franchise, for fifty years from date hereof, to construct, operate and maintain electric power lines and facilities together with all the necessary and desirable appurtenances (including but not necessarily limited to underground conduits, poles, towers, and wires as well as telephone wires and other compatible communications equipment and facilities), for the transmission and distribution in and through said County of electricity to present and future residents and inhabitants thereof and all other persons and corporations desirous of using the same, along, in, upon and across the present and existing roads, highways and public places of said County.

Section 2. Poles and towers shall be so erected as to interfere as little as in reasonably possible with traffic over said roads and highways. The location of all poles, towers and appurtenances shall be fixed under the supervision of the Board of County Commissioners of said County, but not so as to unreasonably interfere with the proper operation of said lines.

Section 3. All lines constructed under this grant shall be constructed in accordance with established practices with respect to electrical construction.

Section 4. The County shall in no way be liable or responsible for any accident or damage that may occur in the construction, operation or maintenance by the Grantee of its lines and appurtenances  
Hereunder, and the acceptance of this franchise shall be deemed an agreement on the part of said Grantee, its successors and assigns, to indemnify said County and hold it harmless against any and all liability, loss, cost, damage or expense, which may accrue to said County by reason of the neglect,  
Default or misconduct of the Grantee in the construction, operation or maintenance of its lines and appurtenances hereunder.

Section 5. The Grantee shall file its written acceptance of the franchise with the Clerk of the Board of County Commissioners within thirty days after its passage.

Section 6. This ordinance shall take effect as soon as it shall be published as required by law, deposited and recorded in the offices of the County Clerk, and accepted as required herein.

PASSED, APPROVED, ADOPTED and ORDAINED this \_\_\_\_ day of \_\_\_\_\_, 2015

GARFIELD COUNTY:

By: \_\_\_\_\_  
LELAND POLLOCK, GARFIELD COUNTY CHAIR

ATTEST:

\_\_\_\_\_  
CAMILLE A. MOORE, CLERK/AUDITOR