

TOWN ORDINANCE NO. 48

GRANTING FRANCHISE TO THE ARIZONA OVERLAND TELEPHONE CO. FOR A TELEPHONE SYSTEM WITHIN THE TOWN OF JEROME, ARIZONA.

THE MAYOR AND COMMON COUNCIL OF THE TOWN OF JEROME DO ORDAIN AS FOLLOWS:

Section 1. That the Arizona Overland Telephone Company be hereby granted the right, privilege and franchise for a period of twentyfive years to erect, maintain, and operate in the streets, alleys and public highways within the corporate limits within the Town of Jerome, Arizona as herein after named, poles and wires suitable and necessary for the operation of a telephone system, subject to the regulations prescribed by the Mayor and Common Council of the Town of Jerome.

Section 2. Said Arizona Overland Telephone Co. may maintain an office and other needful and necessary appurtenances, and appliances to carry out the purposes of this franchise, provided all offices, buildings, or appliances erected by the said company shall conform to all ordinances now in existence of the Town of Jerome and the provisions of this ordinance.

Section 3. In consideration of this franchise being granted to said Arizona Overland Telephone Co. said Company agrees to furnish to the Town of Jerome free telephone service for the use of the various town office and departments, and further said town shall have the right to the free use of the poles for the purpose of a fire and police and fire alarm systems.

Section 4. This franchise is granted upon the expressed provision that it cannot be transferred either to successors or assigns of said telephone company without the written permission of the Mayor and Common Council of the town of Jerome, provided also that said franchise and the use thereof shall not be consolidated with any other Co. without the consent of the Mayor and Common Council of the Town of Jerome.

Section 5. No wire shall cross any property of any private owner without his consent, and all wires and poles shall be erected and maintained in a substantial and proper manner and said Common Council and Mayor of said town shall have the right to cause said Arizona Overland Telephone Co. to move the location of any poles whenever the public convenience shall require, at the expense of said telephone company, said poles shall be erected at the curb line of the sidewalk and shall be painted.

Section 6. Said telephone company shall make all necessary excavations for the purpose of erecting and maintaining poles or other supports for said wires, and said work shall be done in compliance with the necessary regulations, ordinances or orders which may, during the continuance of this franchise, be adopted from time to time by the mayor and Common Council of the Town of Jerome, all to be done at the expense of said telephone company.

Section 7. Said company is hereby give the right to arrange to send messages over any existing company's wires and said company may have the right, with the permission of any existing company to the use of the said existing company's wires or poles.

Section 8. Said company shall post in its principal office rates of toll for

messages and the same shall not be changed without the consent of the Mayor and Common Council of the Town of Jerome. Said company shall be subjected to all necessary future ordinances or orders in the reasonable regulation of said companies business and this franchise.

Section 9. This ordinance shall take effect and be in force from and after the passage and publication of said ordinance as required by law.

PASSED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF JEROME THIS 19th OF APRIL, 1909 BY THE FOLLOWING VOTE: AYES 3, NAYS 0.

PRESENTED TO THE MAYOR FOR HIS SIGNATURE AND BY HIM APPROVED THIS 19th DAY OF APRIL, 1909.

MAYOR

ATTEST:
TOWN CLERK

APPROVED AS TO FORM:
TOWN ATTORNEY