Ordinance No. 204

An Ordinance granting the public utilities corporation of Arkansas an extension of time for filing its bond to insure the prompt installation of a Gas Distributing System in the City of Atkins, Arkansas, and for beginning work and completing said system, as required in Section Ten of Ordinance No. 201 of the Ordinances of Atkins, Arkansas.

Be it ordained by the council of the City of Atkins, Arkansas:

Be it ordained by the people of Atkins, Arkansas:

Whereas, on the 28th day of October, 1926, ordinance No. 201 was passed by the City Council of Atkins, Arkansas, and approved granting to the public utilities corporation of Arkansas, an exclusive franchise for the distribution and sale of gas within the City of Atkins for a period of twenty-five years from the date of passage of said ordinance, and,

Whereas, Section X of said ordinance provides that the grantee shall file a plat of the proposed system to be installed in the City of Atkins, with the Recorder of said City witin six months of the first day of November, 1926, and upon the filing of said plat shall also file with the Recorder of said City a bond, executed by the grantee as principal and a reputable surety company as surety to the City of Atkins, in the penal sum of Twenty Thousand ($20,000.00) Dollars to assure the prompt installation of the proposed system immediately after the filing of said plat and bond and, that upon filing of said plat and bond and, that upon filing of said plat and bond and within six months of the first day of November, 1926, the grantee shall actually begin construction of the system for furnishing gas hereunder, and shall continue the construction thereof with reasonable expedition and in a workmanlike manner, until it is completed said system to be completed, however, not later than the first day of November, 1927.

Whereas, Section X of said ordinance further provides that upon the grantee's failure to comply with anyone of the above mentioned conditions of said Section, the said franchise grated by said ordinance shall be, by that fact, rendered null and void and the rights of all persons thereunder shall immediately terminate, and,

Whereas, the public utilities corporation of Arkansas has encountered unanticipated difficulties in obtaining a supply of gas sufficient to justify that transportation of gas to, and the distribution of gas within the City of Atkins, Arkansas, at this time, and,

Whereas, it is deserved by the City Council of ATkins, Arkansas, the people of ATkins, Arkansas, and the public utilities Corporation of Arkansas, that said corporation make further attempts to obtain an adequate supply of natural gas in the Clarksville gas field, or vicinity, by a gas well, or wells, drilled by it or the Empire Gas and Fuel Co. to justify the construction of a gas distributing system within said City.

Now, therefore, be it ordained that the time for filing the plat and bond above mentioned, and the beginning of work on the distributing system be, and it is hereby extended from May 1, 1927, as provided in Section X of said ordinance, to November 1, 1927, and that the time for the completion of the gas distributing system within the City of Atkins, Arkansas, be and it is hereby extended from Nov. 1, 1927, as provided in Section X of said ordinance, to May 1, 1928, the said ordinance No. 201 to remain in full force and effect as to all of its terms, with the extension of time above provided for.

The public utilities corporation of Arkansas shall accept this extension of time by written notice to that effect addressed to the City Council of Atkins, Arkansas, filed with the City Recorder of Atkins, Arkansas, within five days of the passage and approval of this ordinance.

Passed and approved on this the 29th day of April, 1927.

E. A. Williams, Mayor

E. L. Hendrick, City Recorder