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AN ORDINANCE GRANTING TO FORT BEND TELEPHONE COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, PRIVILEGE AND FRANCHISE TO ERECT, CONSTRUCT, MAINTAIN, OPERATE, USE, EXTEND, REMOVE, REPLACE AND REPAIR, IN, UNDER, UPON, OVER AND ACROSS AND ALONG ANY AND ALL OF THE PRESENT AND FUTURE STREETS, SQUARES, PARKS, LANES AND ALLEYS OF THE TOWN OF BEASLEY, TEXAS, A SYSTEM OF POLES, POLE LINES, WIRES, GUYS, CONDUITS AND OTHER DESIRABLE INSTRUMENTALITIES AND APPURTENANCES NECESSARY OR PROPER FOR USE IN CONDUCTING A TELEPHONE AND COMMUNICATION SYSTEM TO THE MUNICIPALITY AND INHABITANTS OF SAID TOWN OF BEASLEY, OR ANY OTHER PERSON OR PERSONS: AND PROVIDING FOR A RENTAL CHARGE FOR THE USE OF SAID STREETS, ETC., BY SAID COMPANY.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF BEASLEY, TEXAS:

SECTION 1. The word "Grantee" herein shall denote Fort Bend Telephone Company of Rosenberg, Texas, its successors and assigns; and the word "Grantor" shall denote the Town of Beasley, Texas.

SECTION 2. That the Town of Beasley does hereby grant unto the said Grantee, its successors and assigns, the right, privilege and franchise to erect, construct, maintain, operate, use, extend, remove, replace and repair in, under, upon, over, across and along any and all of the present and future streets, squares, parks, lanes and alleys owned or controlled by the Town of Beasley, a system of poles, pole lines, transmission lines, wires, guys, conduits and other desirable instrumentalities and appurtenances necessary or proper for the purpose of carrying on and operating a telephone and communication system in and to the municipality and inhabitants of the Town of Beasley, or other person or persons, firms or corporations, and for any purpose for which telephonic communications may be used; to carry, conduct, supply and distribute telephone and communication

service by means of said poles, pole lines, transmission lines, conduits, or other instrumentalities, and to sell telephone service to the inhabitants of said Town of Beasley, or other person or persons, firms or corporations.

SECTION 3. Poles, pole lines, guys, conduits and other instrumentalities used by Grantee shall be so erected as to interfere as little as possible with traffic over the streets and alleys and the use of the same by the municipality and inhabitants of the Town of Beasley.

SECTION 4. The service furnished hereunder to said Town and its inhabitants shall be first class in all respects, considering all circumstances, and shall be subject to such reasonable rules and regulations as Grantee may make from time to time. Grantee may require reasonable security for the payment of its bills.

SECTION 5. Grantee shall hold the Town harmless for all expense or liability for any act or neglect of Grantee hereunder.

SECTION 6. Nothing herein contained shall ever be held or construed as conferring upon the Grantee any exclusive rights or privileges of any nature whatsoever.

SECTION 7. That on or prior to July 28 of each and every year, beginning July 28, 1971, Grantee agrees to pay to the Grantor a sum equal to 2% on the gross annual rental of all telephones located within the

corporate limits of the Town of Beasley for a term of 50 years, as an annual rental for the use of said streets, alleys, lanes, etc. for poles, pole lines, transmission lines, conduits or other instrumentalities serving the municipality and/or its inhabitants. Upon payments of the said rentals Grantee shall be authorized to use and occupy said streets, alleys, lanes, etc., in carrying on its business for a period of 12 months from July 28 to July 28 of _____ each year.

The rentals so charged is not charged as a tax but is made for the privilege now enjoyed and to be enjoyed by Grantee of using said streets, alleys, lanes, etc., in the conduct of its business and such charges are additional to all ad valorem taxes whatsoever against said Grantee. No additional tax, levy or charge shall ever be made against the Grantee for the use of said streets, alleys, lanes, etc. by said Grantee.

SECTION 8. This ordinance shall be in force and effect from and after its passage; and, upon the filing of a written acceptance with the Secretary of said Town of Beasley, Texas, by Grantee within sixty (60) days after the final passage of this ordinance, same shall then become a binding contract and shall exist for a period of Fifty (50) years.

PASSED and duly enacted as an ordinance of the Town of Beasley, Texas, in accordance with the laws of the State of Texas, and the Charter of said Town of Beasley, on this the 18th day of August, A.D. 1970.

Manum Hartmann
Mayor

Erwin Landermann Jr.
Alderman

S. L. Gibson
Alderman

Milton Leche
Alderman

Clinton Parad
Alderman

William Ercher
Alderman

ATTEST:

Pearlie Belkens
Secretary

I hereby certify that the foregoing is a true and correct copy of an ordinance passed and appearing in the Minutes of the Board of Aldermen of the Town of Beasley Meeting held on the 18th day of August, A.D. 1970, and is recorded in Vol. 1, Page 6 of the Minutes of said Board of Aldermen of the Town of Beasley.

Pearlie Belkens
Secretary of the Board of Aldermen
of the Town of Beasley, Texas.



The Fort Bend Telephone Company accepts the ordinance
passed by the Board of Aldermen of the town of Beasley, Texas,
on the 26th day of August, 1970.

FORT BEND TELEPHONE COMPANY

By: Wayde W. Butler
President

AN ORDINANCE OF THE TOWN OF BEASLEY, TEXAS, PRESCRIBING RATES AND CHARGES FOR LOCAL EXCHANGE TELEPHONE SERVICE FURNISHED BY FORT BEND TELEPHONE COMPANY.

WHEREAS, Fort Bend Telephone Company has appeared before the Board of Aldermen of the Town of Beasley, Texas, and has shown that the Company has for a number of years operated a telephone company in the area now incorporated into the Town of Beasley and has a telephone exchange office within the city limits and has been charging certain stipulated rates for its services;

AND, WHEREAS, said Company has requested that a rate ordinance be passed by the Board of Aldermen of Beasley, Texas, establishing as rates to be charged in the Town of Beasley the same rates presently in effect for such services;

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF BEASLEY, TEXAS:

Section 1: Fort Bend Telephone Company shall place in effect the following schedule of rates on its first billing date after final passage of this ordinance:

<u>Class of Service</u>	<u>Monthly Rate</u>
Business telephone one party flat rate	\$11.50
Residence telephone one party flat rate	6.75
Business telephone two party flat rate	9.50
Residence telephone two party flat rate	6.25
Coin Telephones	.10
Business extensions	1.50
Residence extensions	1.00

Section 2: Nothing in this ordinance contained shall be construed now or hereafter as limiting or modifying, in any manner, the right and power of the town under the law to regulate the rates and charges of Fort Bend Telephone Company.

Section 3: The Fort Bend Telephone Company agrees to furnish the central office equipment for a fire alarm system for the Town of Beasley for a period of 5 years. This equipment is to be furnished without cost to the Town upon the condition that the Fort Bend Telephone Company will have no liability of any kind as a result of the failure of the system to operate. The alarm service will be furnished to 10 firemen designated by the Town for as long as the firemen named live within the City limits of Beasley and have (1) one party service.

Passed, approved and accepted this the 18th day of August, 1970.

Marvin Hartmann
Mayor, Town of Beasley

Ewin Randerman Jr.
Alderman

S. L. Gibson
Alderman

Milton Kocher
Alderman

Clinton Conrad
Alderman

William Gracher
Alderman

ATTEST:

Pearlie Behrens
Secretary



THE STATE OF TEXAS

COUNTY OF FORT BEND

Before me, the undersigned authority, a Notary Public in and for the State and County aforesaid, on this day personally appeared Pearlie Behrens, known to me to be a credible person, who upon oath deposes and says:

I am the Secretary of the Town of Beasley, Texas, a municipality incorporated under the provisions of Chapter 11 of Title 28 of the Texas Civil Statutes, and have acted in such capacity during the period of time covered by this affidavit. On the 18th day of August, 1970, the Board of Aldermen of said Town of Beasley, at a regular meeting of said Board, enacted an Ordinance granting unto Fort Bend Telephone Company a franchise under which such corporation may use the streets, alleys, and other public places within the corporate limits of said Town of Beasley in accordance with the terms and conditions in such ordinance provided. After the enactment of the above described ordinance, the full text thereof was published by posting the same for at least ten days (between the 31st day of August, 1970, and the 12th day of September, 1970.) in the following three places in said Town of Beasley:

1. Beasley Lumber Company-103 S. 4th St., Beasley, Texas
2. Beasley Post Office- 114 S. 4th Street, Beasley, Texas
3. Eddie Walzel Grocery- 7425 Highway 59, Beasley, Texas

PS

(Name)

Subscribed and sworn to before me, the undersigned Notary Public, by Pearlie Behrens, on this 14th day of September, 1970, to certify which witness my hand and seal of Office.

Notary Public in and for
Fort Bend County, Texas

(SEAL)