

SALT RIVER ELECTRIC
Name of Issuing Corporation

P.S.C No. 10

Original Sheet No. 110

Canceling P.S.C. No. 9

1st Revised Sheet No. 61

CLASSIFICATION OF SERVICE

CABLE TELEVISION ATTACHMENT

SCHEDULE

APPLICABILITY

In all territory served by the Cooperative on poles owned and used by the Cooperative for their electric plant.

AVAILABILITY

To add qualified CATV operators having the right to receive service.

RENTAL CHARGE

The monthly rental charge shall be as follows:

Two-party pole attachment	\$ 0.84	per pole per month
Three-party pole attachment	\$ 0.49	per pole per month
Two-party pole attachment using grounds	\$ 0.87	per pole per month
Three-party pole attachment using grounds	\$ 0.51	per pole per month
Two-party anchor attachment	\$ 0.93	per anchor per month
Three-party anchor attachment	\$ 0.61	per anchor per month
Pedestal attachment	\$ 0.43	per pedestal per month

BILLING

Rental charges shall be billed monthly on the number of pole attachments as of the last day of the month. The rental charges are net, the gross being five percent (5%) higher than the current monthly bill is not paid within fifteen days from the date of the bill, the gross rate shall apply.

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Name of officer

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SALT RIVER ELECTRIC
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SCHEDULE (continued)

SPECIFICATIONS

- A. The attachment to poles covered by this tariff shall at all times conform to the requirements of the National Electrical Safety Code, 1981 edition, and subsequent revisions thereof, except where the lawful requirements of public authorities may be more stringent, in which case the latter will govern.
- B. The strength of poles covered by this agreement shall be sufficient to withstand the transverse and vertical load imposed upon them under the storm loading of the National Electrical Safety Code assumed for the area in which they are located.

ESTABLISHING POLE USE

- A. Before the CATV operations shall make use of any of the poles of the Cooperative under this tariff, they shall notify the Cooperative of their intent in writing and shall comply with the procedures established by the Cooperative. The CATV operator shall furnish the Cooperative detailed construction plans and drawings for each pole line, together with necessary maps, indicating specifically the poles of the Cooperative, the number and character of the attachments to be placed on such poles, and rearrangements of the Cooperative's fixtures and equipment necessary for the attachment, any relocation or replacements of existing poles, and any additional poles that CATV intends to install.

The Cooperative shall, on the basis of such detailed construction plans and drawings, submit to the CATV operators a cost estimate (including overhead and less salvage value of materials) of all changes that may be required in each such pole line. Upon written notice by the CATV operators to the

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SECTION 9 (1)

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BY: [Signature]
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Title General Manager

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CABLE TELEVISION ATTACHMENTS SCHEDULE (continued)

Cooperative that the cost estimate is approved, the Cooperative shall proceed with the necessary changes in pole lines by cost estimate. Upon completion of all changes, the CATV operators shall have the right hereunder to make attachments in accordance with the terms of the application of this tariff. The CATV operators shall, at their own expense, make attachments in such manner as not to interfere with the service of the Cooperative.

B. Upon completion of all changes, the CATV operators shall pay to the Cooperative the actual cost (including overhead and less salvage value of materials) of making such changes. The obligations of the CATV operators hereunder shall not be limited to amounts on estimates made by the Cooperative hereunder. All itemized statement of the actual cost of all changes shall be submitted by the Cooperative to the CATV operators.

C. Any reclearing of existing right-of-way and any tree trimming necessary for the establishment of pole line attachments hereunder shall be performed by the CATV operators.

D. All poles to which attachments have been made under this tariff shall remain the property of the Cooperative, and any payments made by the CATV operators for changes in pole lines under this tariff shall not entitle the CATV operator to ownership of any of said poles.

E. Any changes necessary for correction of substandard installation made by the CATV operators ^{PUBLIC SERVICE COMMISSION OF KENTUCKY} if intent had not been requested, shall be billed ^{IF POSSIBLE} equal to twice the charges that would have been imposed if the attachments had been properly authorized.

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CLASSIFICATION OF SERVICE

CABLE TELEVISION ATTACHMENT

SCHEDULE (continued)

EASEMENTS AND RIGHT-OF-WAYS

The Cooperative does not warrant nor assure to the CATV operators any right-of-way privileges or easements, and if the CATV operators shall at any time be prevented from placing or maintaining its attachments on the Cooperative's pole, no liability on account thereof shall attach to the Cooperative. Each party shall be responsible for obtaining its own easements and right-of-ways.

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MAINTENANCE OF POLES, ATTACHMENTS AND OPERATION

A. Whenever right-of-way consideration or public regulations make relocation of pole, or poles necessary, such relocation shall be made by the Cooperative at its own expense, except that each party shall bear the cost of transferring its own attachments.

B. Whenever it is necessary to replace or relocate an attachment, the Cooperative shall, before making such replacement or relocation, give forty-eight (48) hours notice (except in cases of emergency) to the CATV operators, specifying in said notice the time of such proposed replacement or relocation, and the CATV operators shall, at the time so specified, transfer its attachment to the new or relocated pole. Should the CATV operators fail to transfer its attachments to the new or relocated pole at the time specified for such transfer of attachments, the Cooperative may elect to do such work and the CATV operators shall pay the Cooperative the cost thereof. Should the CATV operators fail to transfer its attachments to the new or relocated pole at the time specified for such transfer of attachments and the Cooperative elects not to transfer the CATV facilities to the new pole the CATV operators shall be responsible for removing the Cooperative's old pole when the CATV operators do make the transfer.

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CABLE TELEVISION ATTACHMENT

SCHEDULE (continued)

- C. Any existing attachment of CATV which does not conform to the specifications as set out in this tariff hereof shall be brought into conformity therewith as soon as practical. The Cooperative, because of the importance of its service, reserves the right to inspect each new installation of the CATV operator on its poles and in the vicinity of its lines and appurtenances. Such inspection, made or not, shall not operate to relieve the CATV operators of any responsibility, obligations, or liability assumed under the tariff.
- D. The Cooperative reserves to itself, its successor and assigns, the right to maintain its poles and to operate its facilities thereon in such manner as will, in its own judgment, best enable it to fulfill its own service requirements. The Cooperative shall not be liable to the CATV operators for any interruption of service of CATV operator or for interference with the operation of the cables, wires and appliances of the CATV operators arising in any manner out of the use of the Cooperative's poles hereunder.
- E. The Cooperative shall exercise reasonable care to avoid damaging of facilities of the CATV operator, make an immediate report to the CATV operator of the occurrence of any such damage caused by its employees, agents or contractors, and except for removal for non-payment or for failure to post or maintain the required "performance bond," agrees to reimburse the CATV operator for all reasonable cost incurred by the CATV operator for the physical repair of the facilities damaged by the negligence of the Cooperative.

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CLASSIFICATION OF SERVICE

CABLE TELEVISION ATTACHMENT

SCHEDULE (continued)

INSPECTIONS

A. Periodic Inspections - Any unauthorized or unreported attachment by CATV operator will be billed at a rate of two times the amount equal to the rate that would have been due had the installation been made the day after the last previously required inspection.

B. Make-Ready Inspection - Any "make-ready" inspection or "walk-through" inspection required of the Cooperative will be paid for by the CATV operators at a rate equal to the Cooperative's actual expenses, plus appropriate overhead charges.

INSURANCE BOND

A. The CATV operator agrees to defend, indemnify and save harmless the Cooperative from any and all damages, loss, claim demand, suit, liability, penalty, or forfeiture of every kind in nature, including, but not limited to cost and expenses of defending against the same and payment of any settlement where judgement therefore, by reasons of: (a) injuries or death to persons, (b) damages to or destruction of properties, (c) pollution, contamination of or other adverse affects on the environment or (d) violations of governmental laws, regulations, or orders whether suffered directly by the Cooperative itself, or indirectly by reasons of claims, demands or suits against it by third parties, resulting or alleged to have resulted from acts or missions of the CATV operators, its employees, agents, or other representatives or from their presence on the premises of the Cooperative's, either solely or in concurrence with any alleged joint negligence of the Cooperative. The Cooperative shall be liable for sole active

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SCHEDULE (continued)

B. The CATV operators will provide coverage from a company authorized to do business in the Commonwealth of Kentucky.

1. Protection for its employees to the extend required by Worker's Compensation Law of Kentucky.
2. Public liability coverage with separate coverage for each town or city in which the CATV operators operate under this contract shall have limits for bodily injury or death of not less than \$1 million each occurrence, limits for property damage of not less than \$1 million each occurrence and \$1 million aggregate for accidents during the policy period. This required insurance may be in a policy or policies of insurance, primary and excess including the umbrella or catastrophe form.

Before beginning operations under this tariff, the CATV operators shall cause to be furnished to the Cooperative a certificate for such coverage, evidencing the existence of such coverage. Each policy required hereunder shall contain a contractual endorsement written as follows:

"The insurance or bond provided herein shall also be for the benefit of Salt River Electric Cooperative Corporation, so as to guarantee, within the coverage limits, the performance by the insured of any indemnity agreement set forth in this tariff. This insurance or bond may not be canceled for any cause without thirty (30) days advance notice being first given to Salt River Electric Cooperative Corporation."

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CLASSIFICATION OF SERVICE

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SCHEDULE (continued)

CHANGE OF USE PROVISION

When the Cooperative subsequently requires a change in its poles or attachments for reasons unrelated to CATV operators, the CATV operator shall be given forty-eight (48) hours notice of the proposed change (except in case of emergency). If the CATV operator is unable or unwilling to meet the Cooperative's time schedule for such changes, the Cooperative may do the work and charge the CATV operator its reasonable cost for performing the change of CATV attachments.

ABANDONMENT

A. If the Cooperative desires at any time to abandon any poles to which CATV operator has attachments, it shall give the CATV operator notice in writing to that effect at least thirty (30) days prior to the date on which it intends to abandon such pole. If, at the expiration of said period, the Cooperative shall have no attachment on such poles, but the CATV operator shall not have removed all of its attachment therefrom, such pole shall thereupon become the property of the CATV operator, and the CATV operator shall save harmless the Cooperative from all obligations, liability, damages, cost, expenses, or charges incurred thereafter; and shall pay the Cooperative for such pole an amount equal to the Cooperative's depreciated cost thereof. The Cooperative shall further evidence transfer to the CATV operator of title to the pole by means of a bill of sale.

B. The CATV operator may at any time abandon the use of the attached pole by giving due notice thereof in writing to the Cooperative and by removing therefrom any and all attachments it may have thereon. The CATV operator shall in such case pay to the Cooperative the full ^{PUBLIC SERVICE COMMISSION} ~~of Kentucky~~ ^{EFFECTIVE} for said pole for the then current month.

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CABLE TELEVISION ATTACHMENT

SCHEDULE (continued)

RIGHT OF OTHERS

Upon notice from the Cooperative to the CATV operator that the use of any pole or poles is forbidden by municipal or other public authorities or by property owners, the permit governing the use of such poles shall immediately terminate and the CATV operator shall remove its facilities from the affected pole or poles at once. No refund or any rental will be due on account of any removal resulting from such forbidden use.

PAYMENT OF TAXES

Each party shall pay all taxes and assessments lawfully levied on its own property upon said attachment poles, and the taxes and the assessments which are levied on said property shall be paid by the owner thereof, but any tax fee, or charge levied on the Cooperative's poles solely because of their use by the CATV operator shall be paid by the CATV operators.

BOND OR DEPOSITOR PERFORMANCE

The CATV operators shall furnish bond or satisfactory evidence of contractual insurance coverage for the purpose hereinafter specified in the amount of Twenty-Five Thousand Dollars (\$25,000) until such time as the CATV operator shall occupy twenty-five hundred (2500) poles of the Cooperative and thereafter the amount shall be increased to increments of One Thousand Dollars (\$1,000) for each one hundred (100) poles (or fraction thereof) occupied by the CATV operator, evidence of which shall be presented to the Cooperative fifteen (15) days prior to beginning construction. Such bond or insurance shall contain the provision that it shall not be terminated prior to six (6) months after receipt of such notice, the Cooperative shall request the CATV operator to immediately remove its cables, poles, and all other facilities from all poles of the Cooperative. If the CATV operator should fail to

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SCHEDULE (continued)

complete the removal of all its facilities from the poles of the Cooperative within thirty (30) days after receipt of such request from the Cooperative, then the Cooperative shall have the right to remove them at the cost and expense of the CATV operator and without liable for any damage to the CATV operator's wires, cables, fixtures, or appurtenances. Such bond or insurance shall guarantee the payment of any sums which may become due to the Cooperative for rentals, inspections or work performed for the benefit of the CATV operator under this tariff, including the removal of attachments upon termination of service by any of its provisions.

After the CATV operator has been a customer of the Cooperative and not in default for a period of two (2) years, the Cooperative shall reduce the bond by 50%, or, at the Cooperative's option, require a deposit in keeping with 807 KAR 5:006, Section 7.

USE OF ANCHORS

The Cooperative reserves the right to prohibit the use of any existing anchors by CATV operator where the strength or conditions of said anchors cannot be readily identified by visual inspection.

DISCONTINUANCE OF SERVICE

The Cooperative may refuse or discontinue serving an applicant or customer under the conditions set out in 807 KAR 5:006, Section 11.

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