



**KENTUCKY
POWER**

A unit of American Electric Power

Kentucky Power
101A Enterprise Drive
P O Box 5190
Frankfort, KY 40602-5190
KentuckyPower.com

Jeff R. Derouen, Executive Director
Kentucky Public Service Commission
211 Sower Blvd.
P. O. Box 615
Frankfort, Kentucky 40602-0615

December 16, 2011

Gentlemen:

RE: Case No. 2011-00066

As directed by the Commission's Order dated March 4, 2011, in Case No. 2011-00066, Kentucky Power is attaching two copies of the Ordinance/Acceptance granting Kentucky Power a ten-year electric franchise in the city of Catlettsburg, Boyd County, Kentucky.

If you have any questions, please call me at 502-696-7010.

Sincerely,

Lila P. Munsey
Manager, Regulatory Services

Attachment

RECEIVED

DEC 16 2011

PUBLIC SERVICE
COMMISSION

ACCEPTANCE

TO THE MAYOR AND CITY COUNCIL
THE CITY OF CATLETTSBURG, KENTUCKY

WHEREAS, on the 16th day of August, 2011, the CITY COUNCIL OF THE CITY
OF CATLETTSBURG, KENTUCKY passed ORDINANCE NO. 10, 2011, entitled:

ORDINANCE NO. 10, 2011

An Ordinance of the City Council of the City of Catlettsburg, Kentucky, Granting to Kentucky Power Company, Its Successors and Assigns, a Ten (10) Year Franchise, Privilege, Right and Authority to Acquire, Maintain, Construct and Operate In, Above, Under, Across and Along the Streets, Thoroughfares, Alleys, Sidewalks, Bridges, Public Ways and Other Public Places of the City of Catlettsburg, Kentucky, and Its Successors and Assigns, Lines, Poles and Equipment for the Transportation, Transmission and Distribution of Electric Energy to the City of Catlettsburg and the Inhabitants Thereof and the Persons and Corporations Beyond the Limits Thereof for Light, Heat, Power and Other Purposes and for the Transmission, Transportation and Distribution of Same Within, Through or Across Said City.

WHEREAS, the undersigned, KENTUCKY POWER COMPANY, is willing to accept said Ordinance granting said franchise in accordance with the terms and conditions therein set forth.

NOW, THEREFORE, the said KENTUCKY POWER COMPANY assents to and accepts the terms and provisions of said Ordinance and agrees to be bound and abide by said terms and provisions as set forth in said Ordinance.

IN WITNESS WHEREOF, the said KENTUCKY POWER COMPANY, a Kentucky corporation, has caused its name to be hereunto affixed by Gregory G. Pauley, its President and Chief Operating Officer, on this 19th day of September, 2011.

KENTUCKY POWER COMPANY

By Gregory G. Pauley
Gregory G. Pauley
President and Chief Operating Officer

STATE OF KENTUCKY

COUNTY OF FRANKLIN

I, a Notary Public in and for the County and State aforesaid, do hereby certify that the foregoing Acceptance was this day acknowledged before me by Gregory G. Pauley, President and Chief Operating Officer of Kentucky Power Company, to be his free act and deed in said capacity, this 19th day of September, 2011.

My commission expires January 23, 2013.

Judith K. Resquist
Notary Public, State-at-Large, Kentucky

I, Helen Barker, Clerk of the City of Catlettsburg, Kentucky, do hereby certify that the above is a true copy of the Acceptance by KENTUCKY POWER COMPANY of an electric franchise Ordinance passed by the CITY COUNCIL of said City on the 16th day of August, 2011.

Received and filed this 13 day of October, 2011.

Helen Barker

Helen Barker, Clerk
City of Catlettsburg, Kentucky

ORDINANCE NO. 10 , 2011

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**BE IT ORDAINED BY THE CITY OF Catlettsburg, BOYD COUNTY,
KENTUCKY, AS FOLLOWS:**

SECTION 1

Kentucky Power Company, its successors and assigns, hereinafter called grantee, is granted the franchise, privilege, right and authority to acquire, maintain, construct and operate in, above, under, across and along the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places (as the same now exist or may hereafter be laid out) of the City of Catlettsburg, Boyd County, Kentucky, lines, poles and equipment for the transportation, transmission and distribution of electric energy, either by means of overhead or underground conductors, with all the necessary or desirable appurtenances, for the purpose of supplying electric energy to said City and the inhabitants thereof, and persons and corporations beyond the limits thereof, for light, heat, power and any other purpose or purposes for which electric energy is now or may hereafter be used, and for the transmission of the same within, through or across said City.

SECTION 2. Said lines and appurtenances shall be constructed so as to interfere as little as possible with the traveling public in its use of the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places.

SECTION 3. The franchise, privilege, right and authority shall be in full force and effect for a period of ten (10) years from the date of passage of this Ordinance.

SECTION 4. The grantee of this franchise shall save the City harmless from any and all liability arising in any way from negligence of the grantee in the erection, maintenance or operation of said lines and appurtenances.

SECTION 5. The grantee of this franchise shall have the right and privilege to take up such portion or part of any pavement and make such excavation in the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of the City of Catlettsburg as may be deemed necessary for the construction and maintenance of its lines, wires or cables, but, whenever the grantee of this franchise shall begin the erection of any lines or other equipment, it shall promptly and diligently prosecute the work to completion, and leave the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places where such work is done in as good condition of repair as before such work was commenced.

SECTION 6. Wherever in this franchise either the City of Catlettsburg or the grantee thereof is referred to, it shall be deemed to include the respective successors and assigns, of either, and all rights, privileges and obligations contained in this franchise shall be binding upon, and inure to the benefit of, the respective successors and assigns, of the City and said grantee, whether so expressed or not.

SECTION 7. The grantee of this franchise may make such rules and regulations covering the furnishing of said electric energy as may be fair and reasonable and consistent with the standard practice of the grantee. Said grantee may charge such rates for electric service as shall be fair and reasonable. The said grantee shall render service under said franchise of like quality, that is, adequate, efficient and reasonable, to that now being rendered to said City.

SECTION 8. The consideration paid and agreed to be paid in its bid by the grantee for the franchise, privilege, right and authority provided for herein, shall be complete compensation and consideration for said franchise, privilege, right and authority, and for the use and occupancy of the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of the City, in lieu of any street or alley rental or of any charge for the use or occupancy of said streets,

thoroughfares, alleys, sidewalks, bridges, public ways and other public places of said City, and in lieu of any pole tax or meter tax.

SECTION 9. The Ordinance granting this franchise shall be accepted by the grantee thereof within sixty (60) days from the date of its passage.

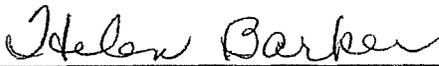
SECTION 10. All Ordinances and parts of Ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 11. This Ordinance shall be in full force and effect upon its passage by the City Council.



Pauline Hunt, Mayor

ATTEST:



Helen Barker, Clerk

Introduction and First Reading July 19, 2011.

Second Reading: August 16, 2011.

Adopted by the City Council of the City of
Catlettsburg, Kentucky

the 16 day of August, 2011.

Published September 16, 2011

ACCEPTANCE

TO THE MAYOR AND CITY COUNCIL
THE CITY OF CATLETTSBURG, KENTUCKY

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WHEREAS, the undersigned, KENTUCKY POWER COMPANY, is willing to accept said Ordinance granting said franchise in accordance with the terms and conditions therein set forth.

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KENTUCKY POWER COMPANY

By Gregory G. Pauley
Gregory G. Pauley
President and Chief Operating Officer

STATE OF KENTUCKY

COUNTY OF FRANKLIN

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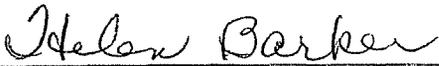
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