

ACCEPTANCE

TO THE MAYOR AND CITY COUNCIL
THE CITY OF ELKHORN CITY
PIKE COUNTY, KENTUCKY

WHEREAS, on the 9th day of January, 2007, the City Council of the City of Elkhorn City,
Pike County, Kentucky, passed Ordinance 01 entitled:

ORDINANCE NO. 01

An Ordinance of the City Council of the City of Elkhorn City, Kentucky, granting to Kentucky Power Company, its successors and assigns, a twenty (20) 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 Elkhorn City, Kentucky, and its successors and assigns, lines, poles, and equipment for the transportation, transmission and distribution of electric energy to the City of Elkhorn City 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 hereby assents to and accepts the terms and provisions of said Ordinance and agrees to be bound and abide by said terms and provisions as in said Ordinance set forth.

IN WITNESS WHEREOF, said Kentucky Power Company, a Kentucky corporation, has caused its name to be hereunto affixed by its President, its seal to be affixed and the same to be attested by its Assistant Secretary on this the 26th day of February, 2007



KENTUCKY POWER COMPANY

BY T. C. Mosher
TIMOTHY C. MOSHER,
KENTUCKY POWER COMPANY
PRESIDENT AND COO

ATTEST:

Errol K. Wagner
ERROL K. WAGNER,
ASSISTANT SECRETARY,
KENTUCKY POWER COMPANY

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 Timothy C. Mosher, its President and COO and Errol K. Wagner, its Assistant Secretary, to be his free act and deed and the act and deed of Kentucky Power Company this 27th day of February 2007.

My Commission expires January 14, 2009

Judy K. Jackett Rosquist
Notary Public, State-at-Large, Kentucky



CERTIFICATION

I, Crissy Derry, Clerk of the City of Elkhorn City, 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 13 day of February, 2007. Received and filed this the 2 day of March, 2007.

Crissy Derry
CLERK,
CITY OF ELKHORN CITY, KENTUCKY

(KPC83)

