

Ordinance No. 105

A Bill for Ordinance No 105  
An Ordinance to Authorize the Grand Valley Gas and Oil Company (A Corporation) to operate gas and oil pipe lines within the corporate limits of the City of Grand Junction Colorado and to sell and deliver gas, oil and kindred substances for illuminating, heating, Power and general commercial uses to consumers thereof in said City, and for such purpose to own and control wells and refineries, and to own, lay and repair pipe lines in and through the streets and alleys thereof.

Be it ordained by the city Council of the City of Grand Junction in the state of Colorado.

Sec 1 That the Grand Valley Gas and Oil Company a corporation organized and existing under and by virtue of the laws of the State of Colorado, its successors, legal representatives and assigns, be and are hereby granted, subject to the conditions stipulations limitations and requirements hereinafter recited, the right and privilege, to construct, own, operate and maintain within the corporate limits of the City of Grand Junction, a system or systems of pipe lines for the purpose of transporting and delivering to consumers thereof in said City, oil, gas and kindred natural products for illuminating, heating, power and general commercial uses, and for such purposes to construct, own, maintain, operate and repair in and through the streets, alleys, Avenues and parks of said city a system of pipe lines, with distributing stations and plants for the term of Twenty (20) years from the date of the adoption of this ordinance, subject to the requirements here in contained.

Sec 2 The supply of oil and gas, or either shall be obtained by sinking a well or wells near the City of Grand Junction or in any part of the County of Mesa, state of Colorado, and the pipes to be used in distributing any

of the commodities herein specified shall be of solid steel, wrought or cast iron, and shall be of such dimensions as to enable the company, its successors or assigns, to give proper, reasonable and safe service in its undertaking to supply the inhabitants thereof with gas or oil, or either thereof.

The said gas lines shall not be laid more than (18) eighteen inches below the surface of the ground.

Sec 3 No wells or wells shall be sunk by the said company, its successors or assigns, in or upon any place within this city, nor within such proximity to the same as to in any way interfere with the proper and ordinary use thereof.

Sec 4 The right to prohibit the maintaining and operating of gas or oil refineries within the corporate limits of said city, is hereby expressly reserved to the said city.

Sec 5 The work of laying, maintaining, and repairing any and all such pipes or lines as are permitted under this ordinance shall be done by the said company, its successors or assigns, in such manner as to cause the least possible inconvenience to the free use and occupancy of the streets, alleys, sidewalks, avenues and public grounds, and so as not to interfere with any water mains or pipe, now in such streets, or with the sewers or drains of said city; and all excavations occasioned in doing such work shall be re-filled, graded, settled and repaired by the said company, its successors and assigns, at its own expense and cost as soon as practicable under all circumstances, and no excavation or opening shall be allowed to remain open at any time longer than twenty four (24) hours, nor shall any excavation or opening be and

remain in or upon any of the said streets, alleys, Avenues or public grounds at any time unless the same be guarded with reasonable and proper signals.

The said Company, its successors and assigns, shall be and remain solely and exclusively responsible for all damages to persons and property that may occur by reason of any negligence, carelessness or unskillfulness in the carrying on of such work, or in subsequent repairs or changes therein, and the said company, its successors and assigns, shall hold safe and harmless the said City of Grand Junction in its municipal capacity for any and all losses or damages of any kind and description by reason thereof and the City Council of the City of Grand Junction may, in its discretion at any time during the term of this franchise require of the said company, its successors or assigns a bond in any sum not exceeding ten thousand dollars (\$10,000) indemnifying said City against losses, and conditional as directed by the City Council.

Sec 6

The said City of Grand Junction shall have the right at any time during the said twenty (20) years to purchase or condemn said works at its actual cash value, and at a price excluding all value for the franchise or right of way through the streets, and also excluding any value by virtue of any contract or private rental entered into with the municipality in excess of the value of the work.

Sec 7

The said company, its successors or assigns, shall file with the City Clerk of the City of Grand Junction a schedule of prices to be charged for oil or gas, or other commodities sold or furnished by it to the inhabitants of the

said city, as soon as established, and from time to time thereafter, provided, the city council of the city of Grand Junction shall have the right to establish a maximum rate of charge at which the said company, its successors or assigns may sell and deliver to the inhabitants of said city any of the commodities herein specified, which may be sold and delivered by the said company during the term of this franchise, provided, further, that the said maximum rate or rates so established by the said city council shall be a reasonable rate.

Sec 8 The said company shall, within ten (10) days after the passage of this ordinance file with the City Clerk its acceptance in writing in writing of all of the terms, conditions and provisions hereof, which said acceptance shall be recorded in the book of Ordinances of this city.

The said company shall, before the first day of January, 1902, begin in good faith the sinking of a well or wells in Mesa County, Colorado and shall prosecute the work with reasonable diligence, and should the said company, its successors or assigns, fail to have a well producing a reasonable amount of gas, oil or other natural products, at or adjacent to the City of Grand Junction, within one year from the date of the passage of this ordinance, then and in that case the rights and privileges hereby granted shall forever cease and determine.

Sec 9 The City Council of the city of Grand Junction shall, from time to time, pass such ordinances as may be necessary for the proper protection of the property, rights and privileges of the said company.

its successors and assigns and shall also adopt such reasonable regulations as may be necessary for the protection and safety of persons and property, both in the said City

Sec 10 The right to construct, own, and operate any of the utilities herein mentioned by the said City of Grand Junction is expressly reserved to said City.

Passed and adopted by the City Council of the City of Grand Junction this 30 day of July, A. D. 1901.

J. M. Sampson  
Mayor

Attested by the City Clerk of the City of Grand Junction, Colorado, with the Corporate seal of said City hereto attached, this 30 day of July, A. D. 1901.

Truman H. Peterson  
City Clerk of Grand Junction, Colorado.

First Published in the Daily Sentinel July 17 A. D. 1901 by order of the City Council and in accordance with the law

This is to certify that the Grand Valley Gas and Oil Company, a Corporation, has, and by these presents does accept, each and all of the provisions, conditions and stipulations, contained in Ordinance 910, 105 of the City of Grand Junction, Colorado, passed and adopted the 30 day of July A. D. 1901. This acceptance of the terms

of the said ordinance is certified  
by Order of the Board of Directors  
of the said company.

Dated at Grand Junction  
Colorado this 7th day of August  
A.D. 1901

The Grand Valley Gas and Oil Co.  
By C. H. Hetchum  
President

Attest  
J. H. Cunningham  
Secretary

And I Truman H. Hetchum City Clerk  
of said City do hereby certify that previous  
to the passage and adoption of the above  
and foregoing ordinance the same was  
at a regular meeting of the City Council  
held on the 16 day of July A.D. 1901 and introduced  
and read and on the 17 day of July A.D. 1901 the  
same was published in *The Daily Sentinel*  
a paper of general circulation in said  
City

Witness my hand and the seal of said  
City this 16 day of August A.D. 1901.

Truman H. Hetchum  
City Clerk



Two notices from the Grand  
Valley Gas and Oil Company. One notifying  
the City Council of the commencement of work  
on a gas well the other the completion of a  
gas well. Both notices are on the back of this  
book on page 400 + 401