

An ordinance of the Council of the Borough of New Milford, Susquehanna County, Pennsylvania, granting to New Milford Municipal Authority Certain rights and privileges in, along, over and under streets, roads, lanes, courts, public squares, alleys, highways and other properties of this Borough for use in Connection with the Water System of said Authority, which is to be leased to this Borough; and providing for regulating the manner in which such rights and privileges shall be exercised.

WHEREAS, New Milford Municipal Authority (the Authority) proposes to acquire the existing water facilities of The New Milford Water Company, a Pennsylvania public utility corporation, including all related facilities, (the "Water System"), in and for rendering water service in, adjacent to and for this Borough, and to lease said Water System to this Borough for operation and use.

NOW THEREFORE, Be it enacted and ordained, by the Council of the Borough of New Milford, Susquehanna County, Pennsylvania as follows:

SECTION 1. This Borough does grant to the Authority, its successors and assigns, all easements, rights of way and other rights and privileges necessary and desirable in, along, over and under streets, roads, lanes, courts, public squares, alleys, highways and other properties of this Borough together with free ingress, egress and regress therein and thereto, along with other persons having interests, rights or privileges therein, for use in connection with constructing, replacing, repairing, altering, maintaining and operating the Water System, as the same shall exist from time to time.

SECTION 2. The rights and privileges granted to the Authority under Section 1 shall be exercised by the Authority under and subject to such reasonable rules, regulations, and conditions as shall be adopted and specified, from time to time, by this Borough ; and this Borough does reserve the right to adopt and specify, from time to time, such reasonable rules, regulations and conditions in connection with exercise by the Authority of such rights and privileges.

ORDINANCE NO. 119 (cont'd)

SECTION 3. This Ordinance shall become effective immediately.

SECTION 4. In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Ordinance, it being the intent of this Borough that such remainder shall be and shall remain in full force and effect.

SECTION 5. All ordinances or parts of ordinances inconsistent herewith expressly are repealed.

Duly Enacted and Ordained, this 17th day of January, 1972.

Carlton Bailey President

Paul R. Walworth Mayor

Agnes M. Jones Secretary