

Contract No. 1145.78  
Tract No. WBR-211, -1477  
Map No. 40C  
Mgmt. Area Knoxville

Tennessee Valley Authority

LICENSE AGREEMENT FOR OCCUPANCY AND USE OF LAND FOR RIGHT-OF-WAY

THIS AGREEMENT, made and entered into this 13 day of March, 1958, by and between TENNESSEE VALLEY AUTHORITY (hereinafter called "Authority"), a corporation created by the Tennessee Valley Authority Act of 1933, and Harriman Utility Board (hereinafter called "Licensee"), a (corporation, ~~partnership~~, ~~individual~~), whose address is Harriman, Tennessee.

W I T N E S S E T H:

IN CONSIDERATION of the mutual covenants hereinafter stated, the parties hereto agree as follows:

1. The Authority hereby grants to the Licensee a license to occupy and use, subject to all of the terms and conditions hereinafter stated, the following described premises:

A strip of land 20' wide and approximately 70' long, being a part of Tract WBR-211; and a strip of land 20' wide and approximately 80' long, being a part of Tract WBR-1477; all shown on Map 40C.

Said premises are more specifically described and designated on the sketch map labeled "Exhibit A," which is attached hereto and made a part hereof.

2. The premises may be occupied and used by the Licensee solely for the purpose of placing, constructing, operating and maintaining thereon an electric distribution line, during the period beginning March 13, 1958, and continuing until this agreement is terminated as provided in Article 6 hereof.

~~3. The Licensee shall pay the Authority for this license at the rate of \_\_\_\_\_ Dollars (\$\_\_\_\_\_) per year, payable in advance. The first payment shall be made on the date specified in Article 2 hereof and shall cover the period from and including that date to but not including the first day of the following calendar year. Subsequent payments shall be made in advance promptly upon the first day of each calendar year. Payment for any period less than one (1) year shall be apportioned on a 365-day basis, and upon any termination of this agreement the Authority shall refund the unearned portion of the fee paid in advance; provided, however, that no payments nor refunds shall be made in amounts less than One Dollar (\$1.00).~~

4. In all matters relating to this license the Manager of Properties, Tennessee Valley Authority, Knoxville, Tennessee shall act for the Authority, unless or until the Authority shall designate a different representative or address.

5. It is understood and agreed that all the terms and conditions of this license including those contained in Article 6 to 18 inclusive, on the reverse side hereof, shall be binding upon the parties hereto.

IN WITNESS WHEREOF, the parties have executed this instrument on the day and year first above written.

Harriman Utility Board  
by C. B. Kins, Mgr.  
Licensee

TENNESSEE VALLEY AUTHORITY

By J. M. Richardson





TENNESSEE VALLEY AUTHORITY			
RESERVOIR PROPERTY MANAGEMENT			
<i>Marble Bar</i> — — — RESERVOIR			
LICENSEE OR LESSEE		SERIAL NO.	APPLIC. NO.
KIND OF LICENSE OR LEASE		NO. OF YEARS	
<i>Power Distribution Line</i>			
CASH	IMPROVEMENTS	RECORDED BY	MAPPED BY
SCALE	APPROVED BY	DATE	MAP NO. <i>400</i>



TENNESSEE VALLEY AUTHORITY  
KNOXVILLE, TENNESSEE

April 2, 1958

Mr. C. E. Perkins, Manager  
Harriman Utility Board  
Harriman, Tennessee

Dear Mr. Perkins:

This is with reference to your letter of March 24, 1958, and Land Use License Agreement, Contract No. 1145.78, covering your power distribution line crossing Watts Bar Reservoir at mile 11 on the Emory River. We have changed the agreement to conform with the correction given in your letter. Therefore, we are enclosing an original and three copies of a corrected Land Use License Agreement, Contract No. 1145.78.

Upon your review and approval of the enclosed, please execute the original and all copies, retain the blue copy for your files and return the original and two remaining copies to this office. Also, please return the copy you hold of the incorrect agreement.

Very truly yours,

TENNESSEE VALLEY AUTHORITY

*C. Wilson House*

C. Wilson House  
District Manager  
Office of Power

Enclosures: 4



March 24, 1958

Mr. C. Wilson House, Dist. Mgr.  
Tennessee Valley Authority  
Knoxville, Tennessee

Dear Mr. House:

Attached are signed copies of Land Use License Agreement, contract #1145.78, covering a distribution line crossing the Emory River at mile 11.

Please refer to Exhibit "A" and note 'red line'. The power line will cross here instead of as shown on drawing. You, if you wish, can substitute a corrected drawing in this contract and mail me a copy to include with our copy of this contract.

Thanks for your cooperation in the above matter.

Yours very truly,

HARRIMAN UTILITY BOARD

C. E. Perkins, Mgr.

CEP/scl



TENNESSEE VALLEY AUTHORITY  
KNOXVILLE, TENNESSEE

March 14, 1958

HUB  
File

Mr. C. E. Perkins, Manager  
Harriman Utility Board  
Harriman, Tennessee

Dear Mr. Perkins:

This is with reference to your proposed 13.2 kv power distribution line crossing the Emory River at mile 11.

The enclosed consists of an Approval of Plans by our 26a Committee and a Land Use License Agreement. You will please note the Approval of Plans is accompanied by a cover letter of instructions for handling. The Land Use License Agreement, Contract No. 1145.78, covering the crossing of TVA lands consists of an original and three copies. Upon your approval of the agreement, please execute all copies, retain the blue copy for your files and return the original and remaining copies to this office.

Very truly yours,

TENNESSEE VALLEY AUTHORITY

*C. Wilson House*

C. Wilson House  
District Manager  
Office of Power

Enclosures



Contract No. 1145.78  
 Tract No. WBR-211, -1477, -1779  
 Map No. 40C  
 Mgmt. Area Knoxville

Tennessee Valley Authority

LICENSE AGREEMENT FOR OCCUPANCY AND USE OF LAND FOR RIGHT-OF-WAY

THIS AGREEMENT, made and entered into this 13 day of March, 1958, by and between TENNESSEE VALLEY AUTHORITY (hereinafter called "Authority"), a corporation created by the Tennessee Valley Authority Act of 1933, and Harriman Utility Board (hereinafter called "Licensee"), a (corporation, partnership, individual), whose address is Harriman, Tennessee.

W I T N E S S E T H:

IN CONSIDERATION of the mutual covenants hereinafter stated, the parties hereto agree as follows:

1. The Authority hereby grants to the Licensee a license to occupy and use, subject to all of the terms and conditions hereinafter stated, the following described premises:

A strip of land 20' wide and approximately 70' long, being a part of Tract WBR-211; a strip of land 20' wide and approximately 30' long, being a part of Tract WBR-1477; and a strip of land 20' wide and approximately 200' long, being a part of Tract WBR-1779, all shown on Map 40C.  
 Said premises are more specifically described and designated on the sketch map labeled "Exhibit A," which is attached hereto and made a part hereof.

2. The premises may be occupied and used by the Licensee solely for the purpose of placing, constructing, operating and maintaining thereon an electric distribution line, during the period beginning March 13, 1958, and continuing until this agreement is terminated as provided in Article 6 hereof.

~~3. The licensee shall pay the Authority for this license at the rate of Dollars \$           per year, payable in advance. The first payment shall be made on the date specified in Article 2 hereof and shall cover the period from and including that date to but not including the first day of the following calendar year. Subsequent payments shall be made in advance promptly upon the first day of each calendar year. Payment for any period less than one (1) year shall be apportioned on a 365-day basis, and upon any termination of this agreement the Authority shall refund the unearned portion of the fee paid in advance, provided, however, that no payments nor refunds shall be made in amounts less than One Dollar (\$1.00).~~

4. In all matters relating to this license the Manager of Properties, Tennessee Valley Authority, Knoxville, Tennessee shall act for the Authority, unless or until the Authority shall designate a different representative or address.

5. It is understood and agreed that all the terms and conditions of this license including those contained in Article 6 to 18 inclusive, on the reverse side hereof, shall be binding upon the parties hereto.

IN WITNESS WHEREOF, the parties have executed this instrument on the day and year first above written.

Harriman Utility Board  
by C. B. Perkins, Mgr  
 Licensee

TENNESSEE VALLEY AUTHORITY

By T. M. Richardson



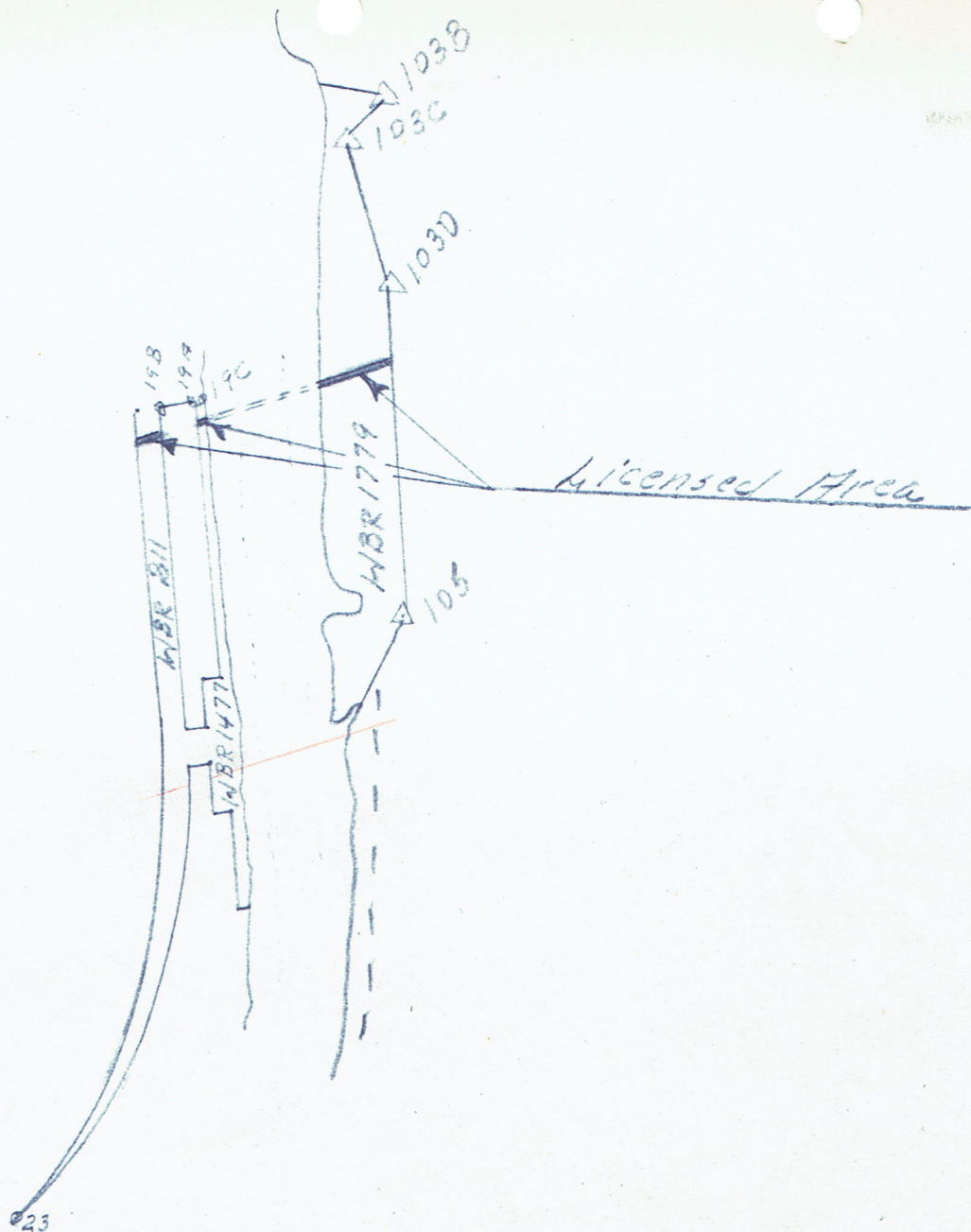


Exhibit "A"

TENNESSEE VALLEY AUTHORITY			
RESERVOIR PROPERTY MANAGEMENT			
Hatch Bay -- RESERVOIR			
LICENSEE OR LESSEE		SERIAL NO.	APPLIC. NO.
KIND OF LICENSE OR LEASE		NO. OF YEARS	
Power Distribution Line			
CASH	IMPROVEMENTS	RECORDED BY	MAPPED BY
SCALE	APPROVED BY	DATE	MAP NO. 400



TENNESSEE VALLEY AUTHORITY  
KNOXVILLE, TENNESSEE

March 12, 1958

Mr. C. E. Perkins, Manager  
Harriman Utility Board  
Harriman, Tennessee

Dear Mr. Perkins:

Enclosed are two copies of an Approval of Plans approved by our Board of Directors on March 6, 1958, covering the construction of a 13.2 kv distribution line crossing Emory River mile 11.0 Watts Bar Reservoir.

Will you please indicate your acceptance of this Approval of Plans by signing and returning the extra copy for our files? As you will note from Section 8, this Approval of Plans is not valid until accepted by you.

As required by Section 3 of this Approval of Plans, will you kindly inform this office of the date of beginning and of completion of this project?

Very truly yours,

TENNESSEE VALLEY AUTHORITY

*C. J. Barker*

*for* Reed A. Elliot, Chairman  
Committee for Administration  
of Section 26a.

Enclosure



APPROVAL OF PLANS  
OF  
HARRIMAN UTILITY BOARD  
FOR  
CONSTRUCTION, MAINTENANCE AND OPERATION OF  
A 13.2 KV DISTRIBUTION LINE CROSSING  
EMORY RIVER MILE 11.0, WATTS BAR RESERVOIR

Pursuant to the authority vested in it by Section 26a of the Tennessee Valley Authority Act, as amended, the Tennessee Valley Authority hereby approves the plans submitted by

Harriman Utility Board  
(hereinafter called "applicant"),  
covering the construction, maintenance and operation of  
a 13.2 kv distribution line crossing  
in the location and according to the plans which are attached hereto  
as Exhibit A and made a part hereof. The approval is granted  
upon the following terms and conditions.

1. Applicant shall obtain all such licenses and permits as may be required by federal or state law.
2. No changes in the plans submitted by the applicant shall be made unless and until such changes have been submitted in writing to the Chairman of the Committee for Administration of Section 26a of TVA and applicant has received either a revised approval or a notice in writing from the Chairman of the Committee authorizing construction in accordance with the revised plans and advising the applicant that formal approval of the revised plans is unnecessary.
3. Applicant shall notify the Chairman of the Committee for Administration of Section 26a in writing of the time of commencement of work and shall also notify him promptly in writing of any suspension of work if for a period of more than one month, resumption of work and its completion.
4. If any future operations of the United States or TVA, or agents of either, require an alteration in the structure or work herein authorized, or if the Board of Directors of TVA shall find at any time that it has an adverse effect upon navigation, flood control or public lands or reservations, applicant shall, upon due notice in writing from TVA, remove or alter the structure or work, or obstructions caused thereby, without expense to the United States or TVA, and if upon the expiration or revocation of this Approval of Plans, the structure, fill, excavation or other work hereby authorized shall not be completed, applicant shall, without expense to the United States or TVA and to such extent and in such time and manner as TVA may require, remove all or any portion of the uncompleted structure or fill and restore to its former condition the navigable capacity of the watercourse. No claim shall be made against the United States or TVA on account of any such removal or alteration.



5. This Approval of Plans does not constitute a conveyance by TVA or by the Federal Government of any property or interest in any property covered by or used in connection with this project nor does it constitute a waiver on the part of the Federal Government of any of its rights in such property.

6. This Approval of Plans does not give any property rights in real estate or material and does not authorize any injury to private property or invasion of private or public rights. It merely constitutes a finding that the facility, if constructed at the location specified in the plans submitted and in accordance with said plans, would not at this time constitute an obstruction unduly affecting navigation, flood control, or public lands or reservations.

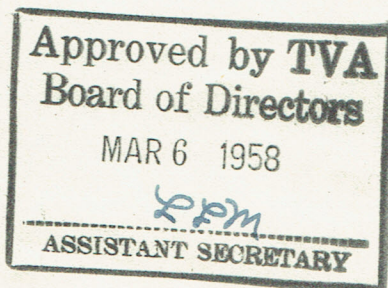
7. In issuing this Approval of Plans, TVA makes no representations that the structures herein authorized or property used or stored in connection therewith will not be subject to damage due to fluctuations in elevations of the water surface of the river or reservoir. By the acceptance of this approval, applicant covenants and agrees to make no claim against TVA or the United States by reason of any such damage, and to indemnify and save harmless TVA and the United States from any and all claims by other persons arising out of any such damage.

8. This approval shall not become effective until accepted by the applicant.

The Tennessee Valley Authority has accordingly caused this Approval of Plans to be executed on this 6 day of March, 1958. Unless the construction of the project herein approved shall be initiated before a year from the date of approval has elapsed, this approval shall automatically expire and future construction thereafter even of the same character shall require a new approval.

TENNESSEE VALLEY AUTHORITY

Accepted: Harriam Utility Board C. E. Perkins, Mgr J. H. Hagan  
Applicant General Manager





APPLICATION FOR  
13.2 KV FEEDER TO SEWER PLANT  
BY HARRIMAN UTILITY BOARD  
OVER EMORY RIVER AT MILE  
# 11 IN HARRIMAN, TENN.

DATE: JAN 7, 1958

DWG. No 2

