

ORDINANCE NO. _____

AN ORDINANCE ASSIGNING THE CITY OF COLLEGE STATION'S FRANCHISE AGREEMENT WITH MITCHEL GAS SERVICES L.P. FOR OIL AND GAS PIPELINE OPERATION TO ETC TEXAS PIPELINE, LTD (A WHOLLY OWNED SUBSIDIARY OF LAGRANGE ACQUISITION,L.P.).

WHEREAS, the City Council of the City of College Station granted a franchise to Ferguson Crossing Pipeline Company in October, 1991;

WHEREAS, the City Council of the City of College Station substituted and approved Mitchell Gas Services L.P. as successor in interest for Franchise No. 1923 in August, 2001;

WHEREAS, the City Council of the City of College Station granted a five year extension of Franchise No. 1923 in August, 2001;

WHEREAS, the name of Mitchell Gas Services, L.P. was changed to Devon Gas Services, L.P. in September, 2003; and

WHEREAS, Devon Gas Services, L.P. desires the assignment of Franchise No. 1923 as extended by Ordinance No. 2516 to ETC Texas Pipeline, LTD contingent on final closing on the sale of its Texas Chalk and Madison Gas Gathering Systems and processing facilities a portion of which lies within the corporate limits of the City of College Station; now, therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

- PART 1: That ETC Texas Pipeline, LTD, is hereby conditionally substituted and approved as successor in interest to and having all rights, obligations and privileges as set out in Franchise No. 1923 as extended by Ordinance No. 2516.
- PART 2: That the assignment of Franchise No. 1923 to ETC Texas Pipeline, LTD, is contingent upon the successful purchase of Devon Gas Services, L.P.'s Texas Chalk and Madison Gas Gathering Systems and processing facilities by ETC Texas Pipeline, LTD.
- PART 3: That the assignment is conditioned upon ETC Texas Pipeline, LTD., assuming all rights, obligations and privileges as set out in Franchise No. 1923 as extended by Ordinance No. 2516.
- PART 4: That this ordinance shall become effective ten (10) days after the date of passage by the City Council, as provided by Section 35 of the Charter of the City of College Station.

PASSED, ADOPTED AND APPROVED this 21st day of October, 2004

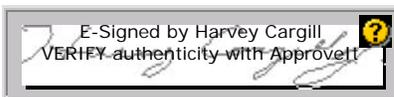
ATTEST:

APPROVED:

CONNIE HOOKS, City Secretary

RON SILVIA, Mayor

APPROVED:



City Attorney