EXTENSION TO FRANCHISE

WHEREAS, RCW 36.55 authorizes the Board of County Commissioners to grant franchises to persons or private or municipal corporations to use the right-of-way of county roads in their respective counties for the construction and maintenance of waterworks, gas pipes, telephone, telegraph, and electric light lines, sewers and any other such facilities; and

WHEREAS, County Code Titles 5 & 12 provides for the regulation of use of County Rights of Way for utilities located in or using County Rights of Way; and

WHEREAS, Lewis County entered into a 49 year Franchise Agreement with Washington Water Power Company, Washington Natural Gas Company and El Paso Natural Gas Company, dated March 15, 1965 to construct, operate, maintain, and/or replace water mains with necessary service lines for the Jackson Prairie Gas Storage Project on certain roads described as follows:

> Beginning at a point on the west right of way line of the Jackson Prairie road approximately on the north line of Section 28, Township 12N, R1W, W.M.; thence extending Southerly along the westerly side of said road through Sections 28 and 33, T12N, R1W, W.M., to the easterly line of the St. Francis Xavier Mission Donation Land Claim; thence continuing southeasterly along the northeasterly side of the County Road adjacent to westerly boundary of the Airport property to the southwesterly corner thereof; thence leaving said county road. Also crossing the Singleton-Spencer County road where it bisects the West line of Government Lot 5, Section 4,T11N, R1W, W.M., and

WHEREAS, Puget Sound Energy is the Operating Agent of the Jackson Prairie Gas Storage Project, which Project is owned by Puget Sound Energy, Avista Corp. and Northwest Pipeline, GP, and, as Operating Agent is authorized to enter into a new franchise agreement on behalf of itself and co-owners Avista Corp. and Northwest Pipeline, GP; and

WHEREAS, Puget Sound Energy has applied for a new franchise to replace the franchise granted in 1965; and

WHEREAS, the County and Puget Sound Energy require additional time beyond the termination date of the 1965 franchise agreement to negotiate the terms of a new franchise; and

WHEREAS, PSE has submitted a list of key franchise issues and a proposed meeting schedule for discussion; and

WHEREAS, to be compliant with RCW 36.55 and Lewis County Codes 5 & 12, the parties propose to extend the terms of said franchise agreement in its current format during this time of negotiation.

WITNESSETH:

NOW, THEREFORE, in consideration of the mutual promises and covenants herein contained, including but not limited to general compliance with the meeting schedule submitted for the discussion of key issues, IT IS HEREBY AGREED that the 49 year Franchise Agreement dated March 15, 1965 to construct, operate, maintain, and/or replace water mains with necessary service lines for the Jackson Prairie Gas Storage Project on certain roads shall hereby be extended through December 31, 2015 and retroactive to March 15, 2014 .

All terms and conditions forming a part of the original Franchise and all established practices related to such franchises shall remain in full force and effect during the period of extension.

AGREED TO AND ACCEPTED BY:

PUGET SOUND ENERGY

By: Amy L. Torsley

Title: Municipal Manager

BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON

Edna J. Fund, Chair

P. W. Schulte , Vice Chair

Gary Stamper, Commissioner