The following Ordinance was offered by Mary Billberry who moved its adoption.

ORDINANCE NO. -280

AN ORDINANCE

An Ordinance supplementing and amending Ordinance No. 270, dated 10-21-02, the "Franchise Ordinance"), which Franchise Ordinance provides for, among other things, a grant to Entergy Louisiana, Inc. (the "Company"), its successors and assigns of a franchise, right, and privilege for a period of twenty-five (25) years from the date of adoption thereof, to distribute, deliver, sell and supply, in such a manner as it chooses, electric service throughout the Town of Dubach (the "Municipality"), which Franchise Ordinance provides for the payment in the amount of two percent (2%) of the gross receipts of Company from the sale of electric service at retail for residential and commercial purposes within the corporate limit of the Municipality (the Company's "gross receipts"), and which Franchise Ordinance further provides that, following the adoption of an appropriate Ordinance and the receipt of written notification from the Mayor of the Municipality, the Company shall pay an additional two percent (2%) of the Company's gross receipts (Additional Franchise Fee").

SECTION 1; Be it ordained by the Mayor and Council of the Municipality in regular session duly convened, that the Company, its successors and assigns, shall pay to the Municipality, upon the adoption of this Ordinance and receipt of written notification from the Mayor of the Municipality, and subject to the terms and conditions set forth in Section 4 (B) of the Franchise Ordinance and other applicable provisions thereof, the Additional Franchise Fee. The Company shall include in its franchise fee calculation such Additional Franchise Fee commencing with respect to gross receipts received by the Company pursuant to bills rendered during the first calendar quarter following the adoption of this Ordinance, and the receipt of

written notification from the Mayor of the Municipality. Pursuant to the October 11, 1988

General Order of the Louisiana Public Service Commission ("LPSC") and pursuant to Section

4(B) of the Franchise Ordinance, the Company shall collect from residential and commercial customers located within the corporate limits of the Municipality such additional percent of gross receipts as is not included in the Company's base rates through a line item included in bills rendered for electric service. The Company agrees that, in the event the LPSC approves the recovery of the Additional Franchise Fee through base rates, the Company shall remove the line item notation relating to the Additional Franchise Fee from the bills rendered to customers for electric service at such time as base rate recovery of the Additional Franchise Fee becomes effective.

SECTION 2: Be it further ordained that the sole purpose of this Ordinance is to amend and supplement the Franchise Ordinance with respect to the payment of the Additional Franchise Fee. Except as expressly modified herein, the Franchise Ordinance shall remain in full force and effect for the remainder of its term.

WHEREUPON, in open session said Ordinance was read and considered section		
by section and as a whole.		
R. C. Sparks	_seconded the motion to adopt the Ordinance.	
The Mayor then ordered a vote of the yeas and nays on its final passage, and upon		
roll call such voted were as follows:		
For the Adoption of the Ordinance:	YEAS:	
Mary Billberry	Hattie Graham	
Davie Powell	R. C. Sparks	

Against the adoption of the Ordinance: NAYS:	
Present but not voting: ABSTAINED:	
) .
Not present: ABSENT:	
L. L. Carrico	
Whereupon the Mayor declared such legally passed and add	opted on this the
19thday of, 2004.	
Approved: <u>Margaret Rogers</u> Justina Hensley, certify that the foregoing is a true a	nd correct copy of the
original Ordinance adopted by the Mayor and Council of the Town of Dul	bach, Louisiana, at a
lawful meeting held on the 19th day of day of	
July, 2004, with a quorum present, and that the same	is now in full force
and effect.	
Justina Hens Recorder Clerk	luj

Dubach, Louisiana