

AMENDMENT OF AGREEMENT

THIS AMENDMENT to the agreement between the following parties dated the 31st day of January, 1966, is made and entered into this 13<sup>th</sup> day of January, 1976, by and between the City of Shelbyville, Kentucky, acting by and through its duly authorized agency, THE SHELBYVILLE MUNICIPAL WATER AND SEWER COMMISSION, hereinafter referred to as the "Commission", and THE WEST SHELBY WATER DISTRICT, hereinafter referred to as the "District",

WITNESSETH:

THAT WHEREAS, the quantity of water needed by the District's water customers has materially increased since the signing of the agreement dated January 31, 1966, and is expected to continue to increase by reason of continuing residential, commercial and industrial development within the area served and to be served by the District, and

WHEREAS, the production capacity of the Commission has also materially increased since 1966,

NOW THEREFORE, in consideration of the mutual benefits to be derived herefrom, it is agreed that:

1. On the second page of said agreement dated the 31st day of January, 1966, paragraph numbered one, be and is hereby amended to read:

1. To furnish and sell treated water (of the same type and quality as it furnishes its other water customers) to the District at the point of delivery hereinafter specified, during the term of this contract or any renewal or extension thereof in such quantity as may be required by the District (not to exceed ten million ( 10,000,000) gallons per month).

2. The District shall construct overhead storage facilities equal to its average daily water sales within twelve months after reaching an average monthly water sales figure of five million (5,000,000) gallons

computed over a six-month period. Upon notice by the Commission to the District in writing that said average monthly water sales have reached five million (5,000,000) gallons, the said twelve-month period shall begin to run and the construction required shall be completed before expiration of said twelve-month period.

All other terms and conditions of said agreement of January 31, 1966, shall remain in full force and effect and are hereby reaffirmed.

IN WITNESS WHEREOF, this Amendment of Agreement is duly executed in counterparts by the Commission pursuant to its Order No. 630 enacted on the 23rd day of January, 1973, by the District, pursuant to resolution of its Board of Commissioners dated 23rd day of January, 1973.

The City of Shelbyville, Kentucky,  
acting by and through its

MUNICIPAL WATER AND SEWER  
COMMISSION

by: Charles L. Long  
Chairman

Attest:

Mary L. McCoy  
Secretary

WEST SHELBY WATER DISTRICT

by: Wilson L. Hurrell  
Chairman

Attest:

Thomas Backer  
Secretary