

AMENDMENT TO CONTRACT FOR SERVICE AND SALE OF WATER

THIS AMENDMENT TO CONTRACT FOR SERVICE AND SALE OF WATER (hereinafter referred to as "the Agreement") is made and entered into the 5<sup>th</sup> day of October, 2007, between **THE RICHMOND UTILITIES BOARD**, an agency of the City of Richmond established by Ordinance No. A-106, with principal offices located at 300 Hallie Irvine Street, Richmond, Kentucky (hereinafter referred to as "the City") and **MADISON COUNTY**, a body politic of the Commonwealth of Kentucky, with principal offices located at Madison County Courthouse, Richmond, Kentucky 40475 (hereinafter referred to as "the County," and **MADISON COUNTY UTILITY DISTRICT**, with principal offices located at P.O. Box 670, Keeneland Drive, Richmond, Kentucky 40475 (hereinafter referred to as "the Water District").

WITNESSETH:

WHEREAS, the City, the Water District and the County entered into a Contract for Service and sale of Water on April 9, 2007 (hereinafter referred to as "the Contract"; and

WHEREAS, the parties have decided it is in their best interests to amend certain sections of the Contract as set forth below.

NOW THEREFORE, the Parties agree to amend the Contract as follows:

**SECTION III: TERRITORIES**

1. **Territories**. Numerical paragraph 2, subparagraph d is amended as follows:

d. **Specific Residential Properties**. The City agrees to pay to the Water District the amount of Three Hundred and Sixty-Seven Dollars and 92/100 (\$367.92) per lot in exchange for the right to serve the property within Union Crossing(332 lots), and Page Estates (later to be Orchard Hills) (342 lots) for a purchase price total of Two Hundred Forty-Seven Thousand Nine Hundred and Seventy-Eight Dollars and 08/100 (\$247,978.08). The purchase price shall be paid as follows: A payment of One Hundred and Seventy-Five Thousand Dollars(\$175,000.00) which was paid on July 1, 2007; then a final payment of Seventy-Two Thousand Nine Hundred and Seventy-Eight Dollars and 08/100 (\$72,978.08) to be paid on January 1, 2008. Said properties are described as follows: Union Crossing is located near the Robert R. Martin Bypass, and is more particularly described in Deed Book 541 at page 562 in the Madison County Clerk's Office and Page Estates is more particularly described as Tract 1 on the plat of the Minor Consolidation Plat for Raymond Anderson recorded in Plat Cabinet 23 at page 162 in the Madison County Clerk's Office.

**SECTION IV: MISCELLANEOUS**

2. **Effective Date**. This Agreement shall become effective upon execution of the parties.



IN WITNESS WHEREOF, the parties have hereunto set their hands in duplicate hereof the day and year first written above.

THE RICHMOND UTILITIES BOARD

MADISON COUNTY

BY: Gary C Abney  
GARY ABNEY, Chairman

BY: [Signature]  
KENT CLARK, Judge Executive

ATTEST: [Signature]  
HENRY COMBS, Secretary

ATTEST: [Signature]

MADISON COUNTY UTILITY DISTRICT

BY: [Signature] - Chairman  
JAMES R. CARR, Chairman

ATTEST: [Signature]

STATE OF KENTUCKY    )  
                                  ) SS  
COUNTY OF MADISON    )

SUBSCRIBED AND SWORN TO before me this 26 day of September, 2007,  
by ~~Constance Lawson, Mayor~~, City of Richmond, Kentucky, on behalf of the City of Richmond.  
Gary Abney, Chairman Richmond Utilities,  
My commission expires: 05/15/10

[Signature]  
NOTARY PUBLIC  
KENTUCKY STATE AT LARGE



STATE OF KENTUCKY )  
 ) SCT.  
COUNTY OF MADISON )

SUBSCRIBED AND SWORN TO before me on this 5 day of Oct, 2007 by Kent Clark, Judge Executive on behalf of the MADISON COUNTY.

My commission expires: 2 11 2009

Clark  
NOTARY PUBLIC  
KENTUCKY STATE AT LARGE

STATE OF KENTUCKY )  
 ) SCT.  
COUNTY OF MADISON )

SUBSCRIBED AND SWORN TO before me on this 5 day of Oct, 2007 by James R. Carr on behalf of the MADISON COUNTY UTILITY DISTRICT.

My commission expires: 2 11 2009

Clark  
NOTARY PUBLIC  
KENTUCKY STATE AT LARGE

