

AMENDMENT TO CONTRACT FOR SERVICE AND SALE OF WATER

THIS AMENDMENT TO CONTRACT FOR SERVICE AND SALE OF WATER (hereinafter referred to as "the Amendment") is made and entered into the 18 day of February, 2009, 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") **KIRKSVILLE WATER ASSOCIATION, a Kentucky non-profit corporation**, with principal offices located at 297 Michelle Drive, Richmond, KY 40475 (hereinafter referred to as "KWA").

WITNESSETH:

WHEREAS, the City and KWA entered into a *Contract for Service and sale of Water* on March 28, 2008 (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:


1. **Section I: Sale of Water to the Water District** numerical paragraph , subparagraph is amended as follows:

4. **Rates.** The Parties agree that KWA shall pay to the City, not later than the 15th of each month for water delivered, at the current rate of \$2.08 per 100 cubic feet. The Parties further agree that rates shall be adjusted annually on July 1 to begin on July 1, 2009 to reflect Richmond Utilities increase in costs for operation. The Parties agree that an annual rate increase in amount equal to or less than three percent (3%) shall be presumed reasonable by the parties with regard to any proceedings in the Kentucky Public Service Commission or in any forum.

2. **Section IV: Miscellaneous**, numerical paragraph 2 is amended as follows:

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

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
7/1/2009
PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

By 
Executive Director

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

THE RICHMOND UTILITIES BOARD

KIRKSVILLE WATER ASSOCIATION

BY: *Gary C. Abney*
GARY ABNEY, Chairman

BY: *Billy C. May*
BILLY MAY, President

ATTEST: *Henry Combs*
HENRY COMBS, Secretary

ATTEST: *Armon Sanders*
ARMON SANDERS, Secretary

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
7/1/2009
PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

By *Jeff D. Brown*
Executive Director

STATE OF KENTUCKY)
) SS
COUNTY OF MADISON)

SUBSCRIBED AND SWORN TO before me this 2nd day of February, 2009,
by Gary Abney, Chairman, on behalf of the Richmond Utilities Board.

My commission expires: 05/15/10

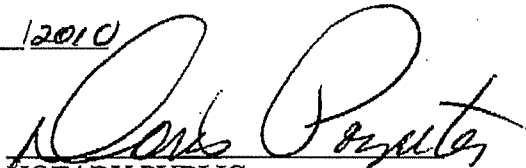


NOTARY PUBLIC


STATE OF KENTUCKY)
) SCT.
COUNTY OF MADISON)

SUBSCRIBED AND SWORN TO before me on this 18th day of
February 2009 by Billy May, President, on behalf of the KIRKSVILLE WATER
ASSOCIATION.

My commission expires: 11/19/2010



NOTARY PUBLIC
KENTUCKY STATE AT LARGE

PUBLIC SERVICE COMMISSION
OF KENTUCKY
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7/1/2009
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SECTION 9 (1)
By 

Executive Director