

ADDENDUM TO WATER PURCHASE CONTRACT

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PUBLIC SERVICE COMMISSION

ADDENDUM NO. 2

THIS ADDENDUM TO WATER PURCHASE CONTRACT is made and entered into on 8/5, 1994, between the City of Liberty, City Hall, Liberty, Casey County, Kentucky 42539, hereinafter referred to as the "Seller", and the East Casey County Water District, P.O. Box 306, Liberty, Casey County, Kentucky 42539, hereinafter referred to as the "Purchaser".

PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

SEP 02 1994

WITNESSETH:

Whereas, the Seller and the Purchaser entered Water Purchase Contract dated September 5, 1986 to Water Purchase Contract dated March 13, 1990.

PURSUANT TO 807 KAR 5011, SECTION 2(1) BY: [Signature] FOR THE PUBLIC SERVICE COMMISSION

Whereas, the Purchaser intends to improve and expand a water supply distribution system which will serve water users within the area described in plans now on file in the office of the Purchaser; and

Whereas, the United States of America, Department of Agriculture, Farmers Home Administration, requires a water purchase contract which will insure that the Seller owns and operates a water supply distribution system with a capacity currently capable of serving the present and the estimated number of water users to be served by the Purchaser for an additional forty (40) year period,

Now, in consideration of the mutual agreements set forth below, the Seller and the Purchaser agree as follows:

1. Section A.1. of the Water Purchaser Contract dated September 5, 1986 and addendum dated March 13, 1990 is amended to read as follows: The Seller agrees to furnish the Purchaser at the point of delivery hereinafter specified, during the terms of this contract or any renewal or extension thereof, potable treated water meeting applicable purity standards of the United States of America and the Commonwealth of Kentucky in such quantity as may be required by the Purchaser not to exceed two hundred seventy-five thousand (275,000) gallons per day.

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2. Section C.1. of the Water Purchase Contract dated September 5, 1986 and addendum dated March 13, 1990 is amended to read as follows: It is further mutually agreed between the Seller and the Purchaser that the original Water Purchase Contract dated September 5, 1986, and addendum dated March 13, 1990 and this Addendum to Water Purchase Contract dated ^{APRIL} ~~March~~ 5, 1994, shall extend for a term of forty (40) years from the date of the initial delivery of any water for the improved and expanded water distribution system as shown by the first bill submitted by the Seller to the Purchaser and, thereafter may be renewed or extended for such term, or terms, as may be agreed upon by the Seller and the Purchaser.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
PURSUANT TO 807 KAR 5011.
SECTION 9 (1)
BY: *[Signature]*

3. With the exceptions stated in paragraphs 1 and 2 above, the terms and conditions of the original Water Purchase Contract dated September 5, 1986 and addendum dated March 13, 1990 is ratified and affirmed.

R E S O L U T I O N

SEP 02 1994

CITY OF LIBERTY
LIBERTY, KENTUCKY

PURSUANT TO 807 KAR 5.011,
SECTION 9(1)

BY *[Signature]*

At the regular monthly meeting of the City Council of the City of Liberty, held at the City Hall, Liberty, Kentucky, on Monday, May 11, 1992, with a quorum present and voting, the City Council of the City of Liberty, upon Motion of Councilman, CLARK DURHAM, seconded by Councilman, DAVID COFFMAN, with all members voting in favor, the following RESOLUTION was passed:

WHEREAS, the City of Liberty owns and operates a water treatment plant,

AND WHEREAS, the City of Liberty has heretofore supplied East Casey County Water District with treated water for its distribution system,

AND WHEREAS, East Casey County Water District has requested an additional quantity of water from the City of Liberty and for an extended period of time,

IT IS HEREBY RESOLVED that the City of Liberty shall furnish to East Casey County Water District, for distribution, an additional SEVENTY-FIVE THOUSAND (75,000) gallons per day thereby making a total quantity in the amount of TWO HUNDRED SEVENTY-FIVE THOUSAND (275,000) gallons per day and the said City shall furnish that quantity of water for a period of FORTY (40) years from date of October 11, 1993.

[Signature]
JOHN C. GRIDER, MAYOR

ATTEST: *[Signature]*
SHARLEEN RODGERS, CLERK