

ADDENDUM NO. 3

This addendum made and entered this the 7<sup>th</sup> day of July, 1992, by and between the CITY OF HARRODSBURG, KENTUCKY, a Municipal Corporation of the fourth class, acting by and through its Mayor and pursuant to the authority of the Board of Commissioners of the City of Harrodsburg, hereinafter referred to as CITY, and LAKE VILLAGE WATER ASSOCIATION, acting by and through its Chairman and Board of Commissioners, pursuant to authority of its Board of Commissioners, hereinafter referred to as ASSOCIATION, with both parties being organized pursuant to the laws of the Commonwealth of Kentucky, WITNESSETH:

WHEREAS, the parties entered into an Agreement dated December 14, 1982, providing for the purchase of water by the ASSOCIATION from the CITY; and

WHEREAS, by Addendum No. 1 dated August 19, 1985 the original Agreement of August 19, 1982 was extended for 10 years with three 10 year options in favor of Lake Village through August 19, 2022; and

WHEREAS, by Addendum No. 2 dated October 6, 1987 the quantity of water the City agreed to furnish and sell the Association per month was increased from 4,000,000 gallon to 6,000,000 gallon per month; and

WHEREAS, the ASSOCIATION is now requested by its lender (FmHA) to obtain a forty (40) year Agreement to purchase said water and the Association has been requested to increase the quantity of water it can purchase to 20,000,000 gallons per month; and

WHEREAS, both parties desire to continue a good working relationship, and the City is of the opinion it can comply with the Association's requests.

THEREFORE, in consideration of the mutual promises and obligations in the original Agreement, dated December 14, 1982, and others which followed as mentioned herein, the parties agree as follows:

I. Numerical paragraph number 2 of the original Agreement dated December 14, 1982, which was amended by Addendum No. 2 dated October 6, 1987 is further amended, to read as follows:

PUBLIC SERVICE COMMISSION  
OF KENTUCKY

EFFECTIVE

SEP 22 1994

PURSUANT TO 807 KAR 5.011,  
SECTION 9(1)

BY: Jordan C. Neal  
FOR THE PUBLIC SERVICE COMMISSION

2. The City shall furnish and sell to the Association up to ~~6,000,000~~ 20,000,000 gallons of water per month. In the event the available supply of purified water obtainable through the City's intake and purification plant should fall short of the City's own needs and demands, including that of the North Mercer Water District, the City may give reasonable notice to the Association, and thereafter, provide such amounts as the City can provide, after meeting the service obligations of its own customers, including North Mercer Water District.

II. Numerical paragraph number 12 of the original Agreement, dated December 14, 1982, as amended by Addendum No. 1 dated August 19, 1985 is hereby amended to read as follows:

12. This contract shall extend for a term of 10 years beginning December 1, 1992. At the expiration of the 10-year term the ASSOCIATION shall have the option to extend the term thereof for three additional 10-year terms; which options shall be automatically extended by the ASSOCIATION unless the ASSOCIATION, not less than 90 days prior to the expiration of any then current 10-year term, serves written notice by registered mail upon the then Mayor of the CITY of the ASSOCIATION'S intention not to exercise said option. Said options shall be upon the same terms and conditions as this contract.

III. In all other respects the aforesaid documents remain unchanged and in full force and effect.

Approved by City of Harrodsburg Board of Commissioners on JUNE 23, 1992.

Approved by Lake Village Water Association Board of Commissioners on July 7, 1992.

CITY OF HARRODSBURG

By: Charles W. Carr  
Charles W. Carr

ATTESTED: Marquita E. Carey  
Marquita E. Carey, CLK

contracts\city-lake.add

LAKE VILLAGE WATER ASSOCIATION

By: Chairman  
Chairman

ATTESTED: Secretary-Treas.  
~~clerk~~ Secretary-Treas.

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

SEP 22 1994

PURSUANT TO 807 KAR 5011,  
SECTION 9(1)

BY: Jordan C. Neel  
FOR THE PUBLIC SERVICE COMMISSION