

MEMORANDUM OF FINAL CLOSING

RE: Case No. 2023-00143

This Memorandum of Final Closing is executed this the 15th Day of August, 2024, by the Hardin County Water District, No. 1, (“**HCWD1**”) in connection with the closing of the Assets identified under the Acquisition Agreement for the Water and Wastewater System of the City of West Point dated as of April 25, 2023 (the “**Acquisition Agreement**”),

RECITALS:

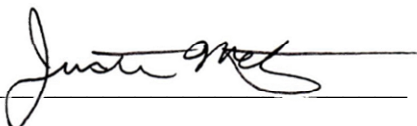
WHEREAS, on April 25, 2023, HCWD1 and the City of West Point (the “**City**”) (collectively as the “**Parties**”) entered into the Acquisition Agreement for the sale and purchase of the City’s water and wastewater system; and

WHEREAS, on May 5, 2023 the Parties filed a Joint Application with the Kentucky Public Service Commission (the “**Commission**”) under Case No. 2023-00143 requesting a Certificate of Public Convenience and Necessity (“**CPCN**”) for HCWD1 to acquire the City’s water and wastewater system. On September 20, 2023, the Commission entered an Order approving a CPCN for HCWD1 to proceed with closing and amend its tariff accordingly, notifying the Commission within 10 days of Closing; and

WHEREAS, on October 24, 2023, HCWD1 filed with a Commission a Memorandum of Partial Closing, where the only outstanding items to consider this matter final and closed were the acquisition and recording of easements in favor HCWD1. Completion of necessary surveys and recording of easements has now been completed.

NOW THEREFORE, HCWD1 states to the Commission as follows:

1. All terms, conditions and covenants of the Parties contained in the Acquisition Agreement have been fully satisfied.
2. This “Memorandum of Final Closing” is tendered as the final submission by HCWD1 on this matter, unless further filing is directed by the Commission.


Justin Metz, Interim General Manager