

AMENDED WATER PURCHASE AGREEMENT

THIS AMENDED WATER PURCHASE AGREEMENT, made and entered into as of the 10 day of May, 1983, by and between HENRY COUNTY (KENTUCKY) WATER DISTRICT NO. 2, the "District," and the CITY OF NEW CASTLE, KENTUCKY, the "City,"

WITNESSETH:

WHEREAS, the parties hereto have entered into an Agreement dated August 2, 1967, providing for the sale of water by the District to the City for a period ending 40 years from the date of first delivery of water by the District to the City, which beginning date was on or about March 1, 1969, and

WHEREAS, the parties desire to amend said Agreement to conform to the requirements of the Farmers Home Administration of the United States Department of Agriculture, which contemplates purchasing Bonds to be issued by the City,

NOW, THEREFORE, IT IS MUTUALLY AGREED AND COVENANTED BETWEEN THE PARTIES, that said existing Water Purchase Agreement is hereby amended as follows:

1. The District agrees to continue supplying water to the City pursuant to the terms and conditions of its existing contractual arrangement with the City for the period ending January 1, 2025, the date of final maturity of the proposed Bonds to be issued by the City.

2. The parties agree that all rights of the City under said Agreement, as amended hereby, are pledged to the purchaser of \$230,000 of New Castle Water and Sewer Revenue Bonds of 1983-4, which purchaser is contemplated to be the

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SECTION 9(1)  
BY: Carole S. Paul  
FOR THE CITY OF NEW CASTLE

Farmers Home Administration of the United States Department of Agriculture, as part of the security for said Bonds, and that this pledge shall apply to and for the benefit of the holders of said Bonds, including any purchaser from and/or assignee of the FmHA as to such Bonds. Nothing contained in this paragraph shall be construed to impose any greater obligation on the District than is otherwise set out in the aforesaid Agreement and in this Amended Agreement.

IN TESTIMONY WHEREOF, witness the duly authorized signatures of the parties hereto as of the date first above written.

HENRY COUNTY WATER DISTRICT NO. 2

By

William T. Jenkins  
Chairman

Attest:

Donald W. Helman  
Secretary

CITY OF NEW CASTLE, KENTUCKY

By

Earl J. Smith  
Mayor

Attest:

Anna Peel  
City Clerk

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BY: Jackson C. Cook  
FOR THE PUBLIC SERVICE COMMISSION