

THIS CONTRACT AND AGREEMENT, made and entered into this the 19th day of

October, 2009, by and between THE ALLEN COUNTY WATER DISTRICT, acting by and through its Chairman, John H. Jones, pursuant to authority vested in him by the Board of Commissioners of the Allen County Water District at a meeting held on the 6th day of October, 2009, P O Box 58, Scottsville, Kentucky 42164, party of the first part, and THE CITY OF SCOTTSVILLE, Kentucky, acting by and through its Mayor, Rob Cline, pursuant to authority vested in him by the City Council at a meeting held on the 12th day of October, 2009, party of the second part,

WITNESSETH:

(1) For the purpose of amending the WATER PURCHASE CONTRACT entered into between the ALLEN COUNTY WATER DISTRICT, SELLER, and THE CITY OF SCOTTSVILLE, KENTUCKY, BUYER, under date of April 17, 2000, (copy of which is attached) to reflect the Wholesale Water Increase from the City of Glasgow, Kentucky, to the Allen County Water District which was effective on July 1, 2009, the parties do hereby agree as follows:

(a) That the Wholesale Water Rate heretofore paid by the City of Scottsville, BUYER, to the Allen County Water District, SELLER, for the purchase of potable treated water be and it is hereby increased from \$2.34 per one thousand gallons to \$3.31 per one thousand gallons, effective September 1, 2009. See Allen County Water District Tariff attached. 807 KAR 278:015 and 807 KAR 5:011.

(Memo: For the Calendar Year ending 12.31/2008, the City of Scottsville Purchased approximately 22,750,000 of water from the Allen County Water District at \$2.34 per gallon, pursuant to the Water Purchase Contract, dated April 17, 2000. This Amendment increases the rate From \$2.34 per one thousand gallons to \$3.31 per one thousand gallons.)

(b) As hereinabove stated this increase in Wholesale Water Rate from the Allen County Water District to the City of Scottsville is to reflect and to be commensurate with the increase in Wholesale Water Rates from the Glasgow Water Company to the Allen County Water District. Reference is made to KRS 278.015.

(2) For the purpose of amending the Water Purchase Contract entered into

SECRET & SECRET
ATTORNEYS AT LAW
210 W. MAIN STREET
SCOTTSVILLE, KENTUCKY 42164
PHONE: 237-3616

between the City of Scottsville, Seller, and the Allen County Water District, Buyer, dated May 19, 1992, (copy of which is attached) to reflect the Wholesale Water Increase, agreed to by and between the

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9/1/2009
PURSUANT TO 807 KAR 5:011
SECTION 9 (1)**
By 
Executive Director

parties, (as a result of the Wholesale Water Increase from the City of Glasgow, Kentucky , to the Allen County Water District), the parties do hereby agree as follows:

(a) That the Wholesale Water Rate heretofore paid by the Allen County Water District, Buyer, to the City of Scottsville, Kentucky, Seller, for the purchase of potable treated water, be and it is hereby increased from \$2.03 per one thousand gallons to \$3.31 per one thousand gallons, effective October 1, 2009. See Mayor's Letter to the Allen County Water District, dated September 21, 2009, copy attached.

(Memo: For the Calendar year ending 12/31/2008, the Allen County Water District purchased approximately 9,149,275 gallons of water from the City of Scottsville @ \$2.03 per one thousand gallons, pursuant to Agreement by and between the parties, dated May 19, 1992)

(b) This increase in the water rate paid by the Allen County Water District to the City of Scottsville is pursuant to the agreement by the Allen County Water District to pay the increase without requiring the City of Scottsville to "justify" its increase as required by 807 KAR 5:011.

IN TESTIMONY WHEREOF, the parties hereto acting under authority of their respective governing bodies, have caused this Contract to be duly executed this the 19 day of OCT, 2009.

ALLEN COUNTY WATER DISTRICT

BY: John H. Jones
John H. Jones, Chairman

ATTEST:

Dee Dee Allen
SECRETARY

THE CITY OF SCOTTSVILLE, KENTUCKY

BY: Rob H. Cline
ROB CLINE, MAYOR

ATTEST:

Laura Davis
CITY CLERK

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By [Signature]
Executive Director