

THIRD ADDENDUM
TO WATER SERVICE AREA AGREEMENT

THIS Third Addendum to the Water Service Area Agreement USDA Loan Involved, including Compensation for Territory and Facilities and Permanent Water Service Territories, as entered into by the parties December 17, 2013 (“Agreement”) is made this 5th day of May, 2023, by and between the City of Bel Aire, a duly organized Municipal Corporation (“City”), and Sedgwick County Rural Water District No. 1 (“District”).

WHEREAS, Paragraph 4 of the Agreements sets forth provisions for the City to purchase water distribution areas within District territory within that area identified within Exhibit “A” attached to and made a part of the Agreement.

WHEREAS, at this time the City requests that the following water service area(s) be released by District to the City in anticipation of current or impending development by the City, all as more specifically designated by the attached map:

1. The 72.6 acres located south of the Union Pacific rail line in the Southwest Quarter of Section 21; and
2. The 71.06 acres on the East side of the Northeast Quarter of Section 17.

NOW, THEREFORE, in acknowledgment of consideration set out below, the parties hereto agree as follows:

- A. District agrees to release the following acreage to the City:

Parcel 1. The 72.6 acres located south of the Union Pacific rail line in the Southwest Quarter of Section 21, containing a 4” line and Benefit Unit #97; and

Parcel 2. The 71.06 acres on the East side of the Northeast Quarter of Section 17.

For parcel 1, City shall pay to District \$500 per acre ($\$500 \times 72.6 \text{ acres} = \$36,300$), City agrees to pay \$1 per inch per foot for the distribution line, and \$12,500 for the current Benefit Unit Customer located thereon, once the City takes over.

For parcel 2, City shall pay to District \$650 per acre, \$1.30 per inch per foot for the distribution line, and \$13,000 for each Benefit Unit Customer located thereon, based on the tract being developed for heavy commercial requiring buildings to be sprinkled for fire.

From this point, tracts requested by “City” to transfer Water District service area, that are approved by District, shall require compensation at \$650 per acre and \$1.30 per inch per foot for distribution lines and \$13,000 for each Benefit Unit Customer, until modified in future by the parties.

IN WITNESS WHEREOF, the parties hereto have executed this Addendum the date and year first ascribed above.

CITY

By: _____
Jim Benage, Mayor
City of Bel Aire, Kansas

ATTEST:

By: _____
Melissa Krehbiel, City Clerk

RURAL WATER DISTRICT #1
SEDGWICK COUNTY, KANSAS

By: Curt Robertson
Curt Robertson, Chairman