

WATER SERVICE AGREEMENT

THIS AGREEMENT made, dated, and signed this 11th day of April, 1995, by and between James B. Price and Marilyn E. Price, whose address is 6642 Chele Circle, Huntington Beach, California, 92647, (hereinafter referred to as "Developers"), and the Sheridan Area Water Supply Joint Powers Board (hereinafter referred to as "Board").

WITNESSETH:

WHEREAS, Developers are the owners of Lot 13, Beaver Flats Subdivision of Sheridan County, Wyoming; and,

WHEREAS, Developers desire to obtain water service from Board for subject property.

NOW, THEREFORE, IT IS HEREBY AGREED AMONG THE PARTIES AS FOLLOWS:

1. Developers shall install all necessary water mains, service lines, and related appurtenances to provide water service to Lot 13, Beaver Flats Subdivision. All work shall be constructed in accordance with plans and specifications approved by the Board and the Wyoming Department of Environmental Quality.

Upon acceptance of the work, all water mains and related appurtenances shall become the property and responsibility of the Board. Similarly, all water meters shall become the property and responsibility of the Board. All service lines and related appurtenances shall become the property and responsibility of the owners of the respective lots receiving water service, in accordance with the Board's rules and regulations.

2. Developers shall provide to the Board any and all easements necessary for the purveyance of water service by the Board at no cost to the Board.

3. Developers shall pay to the Board the then-current water tap installation fee for Lot 13 at the time of application for water service.

4. The Board shall have the right to inspect all water main and water service line construction. All work must be accepted and approved by the Board prior to receipt of water service.

5. All water meters shall be obtained from the Board and installed according to the regulations of the Board.

6. All land use, subdivision and zoning within Lot 13, Beaver Flats Subdivision, shall be in accordance with the Sheridan County land use and subdivision rules, regulations and resolutions, including the Sheridan County Subdivision Resolution.

7. Developers agree to abide by the rules and regulations of the Board.

8. The Board agrees to assess and collect a recapture fee to be paid prior to connection by any other persons or parties to any water main constructed by Developers. This recapture fee shall be in addition to a water tap installation fee, and shall be assessed and collected against those persons or parties who desire to connect to said water main to serve their lands abutting Place Street. The amount assessed and collected by the Board, and remitted to Developers, shall be \$10.00 per lineal foot of Place Street frontage that is adjacent to the main installed by Developers. No recapture fee shall be due to Developers from those persons or parties that extend the water main from its point of terminus upon completion of the work by Developers.

This Agreement shall be binding upon all heirs, successors in interest, and assigns.


IN WITNESS WHEREOF, the parties to this agreement execute it as of the date first above written.

Attest:

SHERIDAN AREA WATER SUPPLY
JOINT POWERS BOARD

By:


Garey E. Ketcham
Secretary


Della M. Herbst
Chairman

DEVELOPERS

James B. Price
James B. Price

Marilyn E. Price
Marilyn E. Price

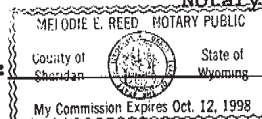
STATE OF WYOMING)
 : ss.
County of Sheridan)

The foregoing instrument was acknowledged before me by
JAMES B. AND MARILYN E. PRICE
this 5th day of APRIL,
1995.

Witness my hand and official seal.

Melodie E. Reed
Notary Public

My Commission Expires:



STATE OF WYOMING)
 : ss.
County of Sheridan)

The foregoing instrument was acknowledged before me by
DELLA HERBST
this 11th day of APRIL,
1995.

Witness my hand and official seal.

Melodie E. Reed
Notary Public

My Commission Expires:

