

WATER USERS AGREEMENT

advance that the system is of sufficient capacity to permit delivery of water at the point.

The User agrees to comply with and be bound by the Rules and Regulations of the Owner and of the Public Service Commission of West Virginia, now in force, or as hereafter duly and legally supplemented, amended or changed. The User also agrees to pay for water at such rate, time and place as shall be determined by the Owner and agrees to the imposition of such penalties for noncompliance as are now set out in the Owner's and the Public Service Commission's Rules and Regulations, or which may be hereafter adopted and imposed by the Owner.

The rate structure for water use will be established and approved by the Owner or the West Virginia Public Service Commission, as legally applicable, and published as a tariff. Public Service Commission Rules and Regulations and rate structure tariffs are available for inspection at the Owner's office. (In the event of a water shortage or other emergency, the emergency actions as prescribed in the above rules and regulations will be enforced.)

The Owner shall purchase and install a cutoff valve and a water meter in each service. The Owner shall have exclusive right to use such cutoff valve and water meter.

The Owner shall have final authority in any question of location of any service line connection to its distribution system, and may terminate service to a User who allow a connection of an extension to be made of the service line for the purpose of supplying water to another user.

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The User agrees that no other present or future source of water will be connected to any waterlines served by the Owner's waterlines and will disconnect from his/her present water supply prior to connecting to and switching to the Owner's system and shall eliminate their present or future cross-connections in his/her system.

The User shall connect his/her service lines to the Owner's distribution system and shall commence to use water from the system on the date the water is made available to the User by the Owner. Water charges to the User shall commence on the date service is made available, regardless of whether the User connects to the system.

The User hereby agrees to pay a security deposit (\$80) to establish a water account. The security deposit is refundable according to West Virginia Public Service Commission rules.

The User hereby agrees to pay, at least, the minimum water bill for a period of three (3) years from the date service is available, regardless of whether the User actually uses such service. The owner will render water bills monthly to reflect the minimum water bill or actual gallons used, whichever is greater. The failure of a customer to pay water charges duly imposed and rendered shall result in the automatic imposition of the following penalties:

1. Nonpayment within twenty (20) days from the billing date will be subject to a penalty of ten percent (10%) of the delinquent account.

