

TOWN OF JONESVILLE WATER USERS AGREEMENT:

THIS AGREEMENT ENTERED INTO BETWEEN THE TOWN OF JONESVILLE, A MUNICIPAL CORPORATION, HEREINTO AFTER CALLED THE "TOWN" AND

USER(S), HEREINTO AFTER CALLED "USER".

WHEREAS, THE USER DESIRES TO PURCHASE WATER FROM THE TOWN, AND TO ENTER INTO WATER USERS AGREEMENT AS REQUIRED BY THE CODE OF THE TOWN OF JONESVILLE.

NOW THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS, PROMISES, AND AGREEMENTS HEREIN CONTAINED, IT IS HEREBY UNDERSTOOD AND AGREED BY THE PARTIES HERETO AS FOLLOWS:

THE TOWN SHALL FURNISH, SUBJECT TO THE LIMITATIONS SET OUT BY ITS BYLAWS AND RULES AND REGULATIONS NOW IN FORCE OR AS HEREAFTER AMENDED, SUCH QUANTITY OF WATER AS THE USER MAY DESIRE IN CONNECTION WITH THE USER'S OCCUPANCY OF THEIR PROPERTY LOCATED IN LEE COUNTY, MORE PARTICULARLY SHOWN ON THOSE CERTAIN PLATS ENTITLED WATER DISTRIBUTION SYSTEM,

THE USER AGREES TO BE FULLY RESPONSIBLE FOR THE SERVICE LINE FROM THE WATER METER TO THE DWELLING OR PLACE OF USE INCLUDING THE INSTALLATION OF AN APPROVED BACK FLOW DEVICE IF REQUIRED.

THE USER AGREES TO COMPLY WITH AND BE BOUND BY THE ARTICLES, BYLAWS, RULES AND REGULATIONS OF THE TOWN, NOW IN FORCE, OR AS HEREAFTER DULY AND LEGALLY SUPPLEMENTED, AMENDED, OR CHANGED. THE USER ALSO AGREES TO PAY FOR WATER AT SUCH RATES, TIME, AND PLACE AS SHALL BE DETERMINED BY THE TOWN, AND AGREES TO THE IMPOSITION OF SUCH PENALTIES FOR NONCOMPLIANCE AS ARE NOW SET OUT IN THE TOWN'S BYLAWS AND RULES AND REGULATIONS, OR WHICH MAY BE HEREAFTER ADOPTED AND IMPOSED BY THE TOWN.

THE TOWN SHALL HAVE FINAL AUTHORITY IN ANY QUESTION OF LOCATION OF ANY SERVICE LINE CONNECTION TO ITS WATER MAIN LINE; SHALL DETERMINE THE ALLOCATION OF WATER TO USERS IN THE EVENT OF A WATER SHORTAGE; AND MAY SHUT OFF WATER TO A USER WHO ALLOWS A CONNECTION OR EXTENSION TO BE MADE OF A USER'S SERVICE LINE FOR THE PURPOSE OF SUPPLYING WATER TO ANOTHER USER. IN THE EVENT THE TOTAL WATER SUPPLY SHALL BE INSUFFICIENT TO MEET ALL THE NEEDS OF THE USERS, OR IN THE EVENT OF A WATER SHORTAGE, THE TOWN MAY PRORATE THE WATER AVAILABLE AMONG THE VARIOUS USERS ON SUCH BASIS AS IS DEEMED EQUITABLE BY THE TOWN COUNCIL, AND MAY ALSO PRESCRIBE A SCHEDULE OF HOURS COVERING USE OF WATER FOR GARDEN PURPOSES; PROVIDED THAT, IF AT ANY TIME THE TOTAL WATER SUPPLY SHALL BE INSUFFICIENT TO MEET ALL THE NEEDS OF THE USERS, THE TOWN MUST FIRST SATISFY ALL THE NEEDS OF ALL USERS FOR DOMESTIC PURPOSES BEFORE SUPPLYING ANY WATER FOR LIVESTOCK PURPOSES AND

MUST SATISFY ALL THE NEEDS OF ALL THE USERS FOR DOMESTIC AND LIVESTOCK PURPOSES BEFORE SUPPLYING ANY WATER FOR GARDEN PURPOSES

THE FAILURE OF A USER TO PAY WATER CHARGES DULY IMPOSED SHALL RESULT IN THE AUTOMATIC IMPOSITION OF THE FOLLOWING PENALTIES:

1. THERE IS A DEPOSIT OF \$100.00 REQUIRED BEFORE WATER CAN BE TURNED ON AT THE PLACE OF RESIDENCE. THIS DEPOSIT IS REFUNDABLE AT THE END OF THE SERVICE WHEN ALL BILLS ARE PAID UP TO DATE. THE USER MAY APPLY THIS DEPOSIT TO THE REMAINING BALANCE DUE.
2. BILLS FOR CONTINUING WATER SERVICE SHALL BE DUE AND PAYABLE ON THE FIFTEENTH (15TH) OF EACH MONTH. A LATE CHARGE OF TEN PERCENT (10%) SHALL BE CHARGED IF BILLS ARE NOT PAID BY DUE DATE SHOWN ON BILL.
3. NONPAYMENT BY NOON ON THE TWENTY-FIFTH (25TH) OF THE MONTH WILL RESULT IN THE WATER BEING SHUT OFF FROM THE USERS PROPERTY.
4. IN THE EVENT IT BECOMES NECESSARY FOR THE TOWN TO SHUT OFF THE WATER FROM A USERS PROPERTY, A FEE OF ONE HUNDRED (\$100.00) WILL BE CHARGED FOR A RECONNECTION OF SERVICE.
5. ALL ACCOUNTS WILL REMAIN ACTIVE IF SERVICES ARE CONNECTED. THE USER WILL BE BILLED EVEN IF NO USAGE OF WATER, MINUS THE GARBAGE FEE. THE USER WILL BE RESPONSIBLE TO PAY WATER BILL BY THE DUE DATE.
6. IN THE EVENT IT BECOMES NECESSARY TO PULL AND TEST A METER, THERE WILL BE A CHARGE OF \$150.00 IF THE METER IS TESTED AND IS NOT DEFECTIVE. IF THE METER IS DEFECTIVE THERE WILL BE NO CHARGE FOR A NEW METER.
7. IN THE EVENT THE USER REQUESTS A WATER METER TO BE SHUT OFF FOR A PERIOD OF TIME (45 DAYS OR MORE), A DEPOSIT OF \$150.00 IS REQUIRED TO HAVE WATER RECONNECTED IF NO DEPOSIT IS ON FILE. CALL JONESVILLE TOWN HALL 276-346-1151 FOR SERVICES TO BE RECONNECTED. OFFICE HOURS ARE MONDAY-FRIDAY 8:00AM TO 4:30PM.

IN WITNESS WHEREOF, WE HAVE EXECUTED THIS AGREEMENT THIS _____ DAY OF _____, _____.

ATTEST: TOWN OF JONESVILLE

NAME

ADDRESS

PHONE

SIGNATURE OF USER (S)