

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE WATER SUPPLY CONTRACT BETWEEN THE CITY OF ABILENE AND THE CITY OF CLYDE, TEXAS.

WHEREAS, the City has heretofore entered into a Water Supply Contract in June, 1990; and,

WHEREAS, the City of Clyde has requested an amendment to the Water Supply Contract attached hereto and made a part hereof for all purposes in order that it may serve more customers; and,

WHEREAS, the City Council of the City of Abilene is of the opinion that the terms of the amendment are fair and should be entered into between the City of Abilene and the City of Clyde; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1. That the attached contract amendment for supplying water be, and the same is hereby approved.

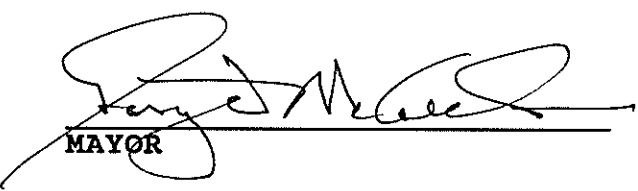
PART 2. That the Mayor be, and is hereby, authorized to sign said contract on behalf of the City of Abilene.

PART 3. That this resolution shall then take effect immediately from and after its passage.

ADOPTED this 13 day of January, A.D., 1994.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:


CITY ATTORNEY

WATER SUPPLY CONTRACT AMENDMENT

THE STATE OF TEXAS}
COUNTY OF TAYLOR }

WHEREAS, the City of Abilene and the City of Clyde have heretofore on the 28th day of June, 1990, entered into a Water Supply Contract which obligated the City to supply a specified amount of water to the City of Clyde; and,

WHEREAS, the City of Clyde desires to extend the term of the Contract to September 30, 2034; and,

WHEREAS, the City of Abilene and the City of Clyde desire that the original Water Supply Contract be amended to provide for the extended term; now, therefore,

This contract made and entered into on this 28 day of June, A.D., 1990, by and between the City of Abilene, a municipal corporation, situated in Taylor and Jones Counties, Texas, henceforth referred to a "CITY" and acting by and through its Mayor, having been duly authorized to act by the City Council of the City of Abilene, and the City of Clyde, Texas, a municipal corporation of Callahan County, Texas, henceforth referred to as "Purchaser", acting by and through its Mayor, authorized to so act by the City Council of the Purchaser.

WITNESSETH:

For and in consideration of One Dollar (\$1.00) and the mutual benefits hereinafter stated, the City and the Purchaser entered into a Water Supply Contract dated June 28, 1990, by and between the parties above indicated, which amendments and additions are as follows:

That Part I. General Provisions of the above described contract

shall be amended to read as follows:

D. Duration, Termination

This Contract shall be effective for a period of forty-four (44) years, more or less, beginning June 28, 1990, through September 30, 2034.

All other provisions of the General Provisions and the remainder of the Contract shall remain in effect and force as stated therein.

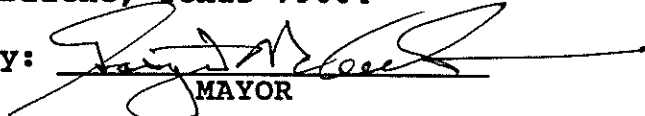
IN WITNESS WHEREOF, the parties here acting under the authority of their respective governing bodies have caused this agreement to be duly executed on the day and year as first above written.

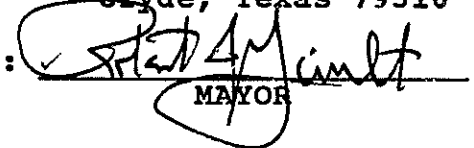
CITY OF ABILENE, TEXAS

CITY OF CLYDE, TEXAS

Business Address:
c/o Director of Water Utilities
P. O. Box 60
Abilene, Texas 79604

Business Address:
c/o Mayor
Drawer TT
Clyde, Texas 79510

By: 
MAYOR

By: 
MAYOR

ATTEST:

ATTEST:

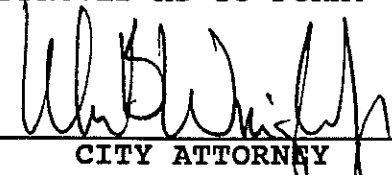

CITY SECRETARY


CITY SECRETARY (CITY SEAL)

APPROVED AS TO FORM:

APPROVED AS TO FORM:


CITY ATTORNEY


CITY ATTORNEY

This Contract Amendment is approved on behalf of the FmHA this _____ day of _____, 19____.

By: _____

Title: _____