

STATE OF MISSOURI)  
In the Recorder's Office  
COUNTY OF OSAGE)

FILED FOR RECORD  
NO. 1901

INDEXED

I, Charlene J. Eisterhold, Recorder of said County, do hereby certify that the within instrument of writing was, on the 8th September, 2005, at 8 o'clock 15 minutes A M., duly filed for record in this office, and is recorded in the Records of this office in Book 358 Page 446-447.  
In Witness Where of, I have hereunto set my hand and affixed my official seal, at Linn, Missouri.

CHARLENE J. EISTERHOLD, RECORDER

*Cindy Hoffman* DEPUTY

**ORDINANCE NO. 05-2**

AN AMENDMENT TO ORDINANCE NO. 04-1 WHICH PRESCRIBES REGULATIONS AND RATES TO BE CHARGED FOR THE FACILITIES AND SERVICES MADE AVAILABLE BY THE SEWERAGE SYSTEM OF THE CITY OF WESTPHALIA, MISSOURI; PRESCRIBING THE MANNER OF PAYMENTS OF ACCOUNTS WHEN DUE; PROVIDING FOR DISCONNECTION FOR NON-PAYMENT OF ACCOUNTS AND A RECONNECTION CHARGE; PROVIDING THAT SEWAGE CHARGES SHALL BE ADMINISTERED BY THE PUBLIC WATER SUPPLY DISTRICT #2; AND PROVIDING THE MANNER BY WHICH SEWER MAINS SHALL BE EXTENDED.

BE IT ORDAINED BY THE BOARD OF ALDERMAN FOR THE CITY OF WESTPHALIA AS FOLLOWS:


Section 1. Article I, Section 1, of Ordinance 04-1 is repealed in its entirety and a new Section 1 is enacted in lieu thereof as follows:

ARTICLE I

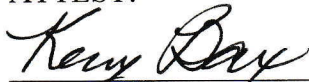
Section 1. From and after the first day of the month following the delivery of the principal amount of the sanitary sewer system revenue bonds of the City of Westphalia, Missouri, the initial monthly rates required and which shall be charged and collected by the City of Westphalia, Missouri for sewage service furnished by the sanitary sewer system of said City shall be the monthly rate of an \$18.50 minimum, plus \$1.70 per 1,000 gallons of water usage per month. As provided herein, a sewer customer's water usage per month shall be determined by averaging the customer's water usage for the months of October, November and December of

2004. Customers who do not yet have water usage rates for the months of October, November and December in 2004 shall pay their sewer service bill through their third consecutive full month of sewer system service based on their actual water usage each month and upon the completion of their third consecutive full month of usage, such customers shall pay for water usage based on an average of their actual water usage for their first three full consecutive months of water use. Customers who do not have a water meter for reading water usage shall pay the total flat rate of \$25.00 for sanitary sewer system services. Each February, a customer's average water usage for purposes of calculating the customer's monthly sewer service rate shall be adjusted to reflect the customer's average water usage in October, November and December of the prior year and such sewer service rate shall be effective from February through January of the following year.

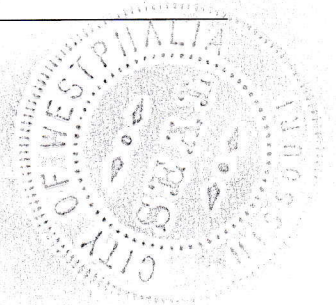
DULY PASSED on this 29<sup>th</sup> day of August, 2005.

  
Christopher Dickneite  
Mayor

ATTEST:


  
Kerry Bax  
City Clerk

(SEAL)




STATEMENT OF THE AYES AND NAYS:

APPROVED this 29<sup>th</sup> day of August, 2005.

  
Christopher Dickneite  
Mayor

ATTEST:

  
Kerry Bax  
City Clerk

3 - Ayes  
0 - Nays  
1 - Absent