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## CITY OF FORT SMITH Terms of Water Service for TEMPORARY WATER SERVICE CONSTRUCTION ACCOUNT

### Service Address

Effective January 2, 2006, all who shall become customers of the Fort Smith water system in the area transferred by South Sebastian County Water User’s Association to the City of Fort Smith for water service (“the Transferred Area”), except for qualifying conditions related to the customer’s property becoming annexed into the City of Fort Smith, shall be subject to the following terms of service.

1. Water service will be provided on a non-discriminatory basis subject to the deposit, payment of monthly billing regulations, water conservation ordinances, and other water system regulations adopted by the water system by the Ordinances and policies of the City of Fort Smith.
2. Until modified by the City of Fort Smith, the following meter and water volume rates shall be charged for supplied water:

	Residential	2” Meter	3” Meter
First 1,000 gallons	\$16.00	\$20.00	\$23.00
Next 4,000 gallons	\$5.00/1,000 gallons	\$5.00/1,000 gallons	\$5.00/1,000 gallons
Next 5,000 gallons	\$4.50/1,000 gallons	\$4.50/1,000 gallons	\$4.50/1,000 gallons
Next 10,000 gallons	\$3.75/1,000 gallons	\$3.75/1,000 gallons	\$3.75/1,000 gallons
Over 20,000 gallons	\$3.25/1,000 gallons	\$3.25/1,000 gallons	\$3.25/1,000 gallons

### Users Connected after 10/25/99

First 1,000 gallons	\$18.00
Next 4,000 gallons	\$5.50/1,000 gallons
Next 5,000 gallons	\$5.25/1,000 gallons
Next 40,000 gallons	\$4.75/1,000 gallons
Next 50,000 gallons	\$4.25/1,000 gallons

Fort Smith reserves the right to convert the rates from a “gallons” volume basis to a “hundred cubic feet” volume basis.

3. Services shall be subject to disconnection for non-payment of water billing, non-payment of permit fees, failure to install or maintain plumbing system in compliance with the State Plumbing Code and for any other reason established by the Ordinances and policies of the City of Fort Smith, subject to administrative due process review according to procedures established by the City Administrator of the City of Fort Smith.

4. Water service is subject to disruption due to public health reasons, emergencies including firefighting, and repair and construction activities of the water system as determined by the Director of Utilities of the City of Fort Smith or his designated agents.

5. The City of Fort Smith makes no warranty, express or implied, with reference to water volume, water pressure or water quality. Fort Smith notes that its system is subject to regulation by the Arkansas Department of Health pursuant to regulations, if any, which apply to municipal water systems.

6. All structures connected to the Fort Smith water system are subject to the plumbing requirements established by the Arkansas Plumbing Code as promulgated by the Arkansas Department of Health. The customer agrees to be bound by the provision adopted, from time to time, by the governing body of the City of Fort Smith and codified in Division 1, Article VI of Chapter 6 of the Fort Smith Municipal Code.

7. Whether the forgoing terms of service continue to apply after a user's property is annexed into the City of Fort Smith will be determined by the policies and Ordinances of Fort Smith which may differentiate between terms and customers.

Today's Date

Customer or Customers Authorized Representative

Print Name

Title

Company Name

City Representative

Department Number