

WATER SUPPLY AGREEMENT

THIS AGREEMENT made and entered into as of the 8<sup>th</sup> day of June, 1990, by and between VILLAGE OF NILES, an Illinois municipal corporation (hereinafter sometimes called "Village") and NORTH SUBURBAN PUBLIC UTILITY COMPANY, an Illinois corporation (hereinafter sometimes called "NSPUC"),

W I T N E S S E T H:

WHEREAS, the Village owns and operates a municipal water supply and distribution system, with a Lake Michigan water source of supply delivered to the Village under a contract with the City of Chicago; and

WHEREAS, NSPUC is a public utility company regulated by the Illinois Commerce Commission which owns and operates a water supply and distribution system and provides public utility water service in the vicinities of the corporate limits of the Village, the Village of Glenview, the City of Des Plaines and the Village of Morton Grove; and

WHEREAS, NSPUC is desirous of obtaining a supply of Lake Michigan water in accordance with its water allocation as established by the Illinois Department of Transportation in its Order LMO 87-1 dated March 16, 1987, a copy of which is attached hereto as Exhibit A, to meet the requirements of its water system; and

WHEREAS, NSPUC desires the Village to provide all of the water supply requirements of NSPUC's water system, and the Village is willing to provide NSPUC with an adequate supply of Lake Michigan water through the Village's present water transmission system and extensions thereof from its source of supply with the City of Chicago, under the terms and conditions hereinafter set forth.

NOW, THEREFORE, for and in consideration of the mutual covenants hereinafter contained and for other good and valuable

Exhibit A