

**BEFORE THE COUNTY JUDGE/EXECUTIVE  
OF DAVIESS COUNTY, KENTUCKY**

**IN THE MATTER OF:**

**PETITION OF SOUTHEAST DAVIESS COUNTY  
WATER DISTRICT TO ANNEX CERTAIN  
TERRITORY IN DAVIESS COUNTY, KENTUCKY  
PURSUANT TO KRS 74.110**

Comes Southeast Daviess County Water District, pursuant to the provisions of KRS 74.110, and petitions the Daviess County Judge/Executive as follows:

1. The Southeast Daviess County Water District (the “Southeast District”) was properly created and established by Order entered by the Daviess County Court on July 29, 1964.

2. The West Daviess County Water District (the “West District”) was properly created and established by Order entered by the Daviess County Court on January 11, 1966.

3. On August 18, 2020, the Southeast District and the West District entered into a Merger Agreement (the “Merger Agreement”) whereby the West District will merge with and into the Southeast District (the “Merger”). The Southeast District will be the surviving water district. In conjunction with the proposed Merger, the

Southeast District shall petition the Daviess County Judge/Executive to change its name to the “Daviess County Water District.”

4. One of the closing requirements set forth in Section 6.5 of the Merger Agreement is that the Southeast District must obtain an Order from the Daviess County Judge/Executive expanding the territorial boundaries of the Southeast District to include all the land encompassed within the current territorial boundary of the West District (the “West District Service Area”). A map depicting the West District Service Area is attached hereto and incorporated herein by reference as **Exhibit A**. Hence, the necessity for the Southeast District filing this Petition.

5. Currently, the West District is the only utility providing potable water service to the area sought to be annexed by the Southeast District.

6. The Southeast District and the West District cannot merge into a single, consolidated water district, nor can the Southeast District provide water service to the inhabitants of the West District Service Area, unless this annexation is granted.

7. The Southeast District states that it will be in the best interests of the public health, safety, and general welfare of the inhabitants of the territory sought to be annexed if this annexation is granted.

**WHEREFORE**, the Southeast District respectfully requests as follows: (a) that notice of this Petition be given in the manner provided in KRS 74.110(2) and KRS Chapter 424; (b) that this matter be set for a Hearing as provided in KRS 74.110(3);

(c) that the Daviess County Judge/Executive, after such proceedings, consider whether addition of the area sought to be annexed by the Southeast District is reasonably necessary; (d) that the Daviess County Judge/Executive enter an Order annexing the current West Daviess Service Area to the Southeast District, effective upon the Closing of the proposed Merger; and (e) that the Daviess County Judge/Executive enter an Order changing the name of the Southeast Daviess County Water District to the Daviess County Water District, effective upon the Closing of the proposed Merger.

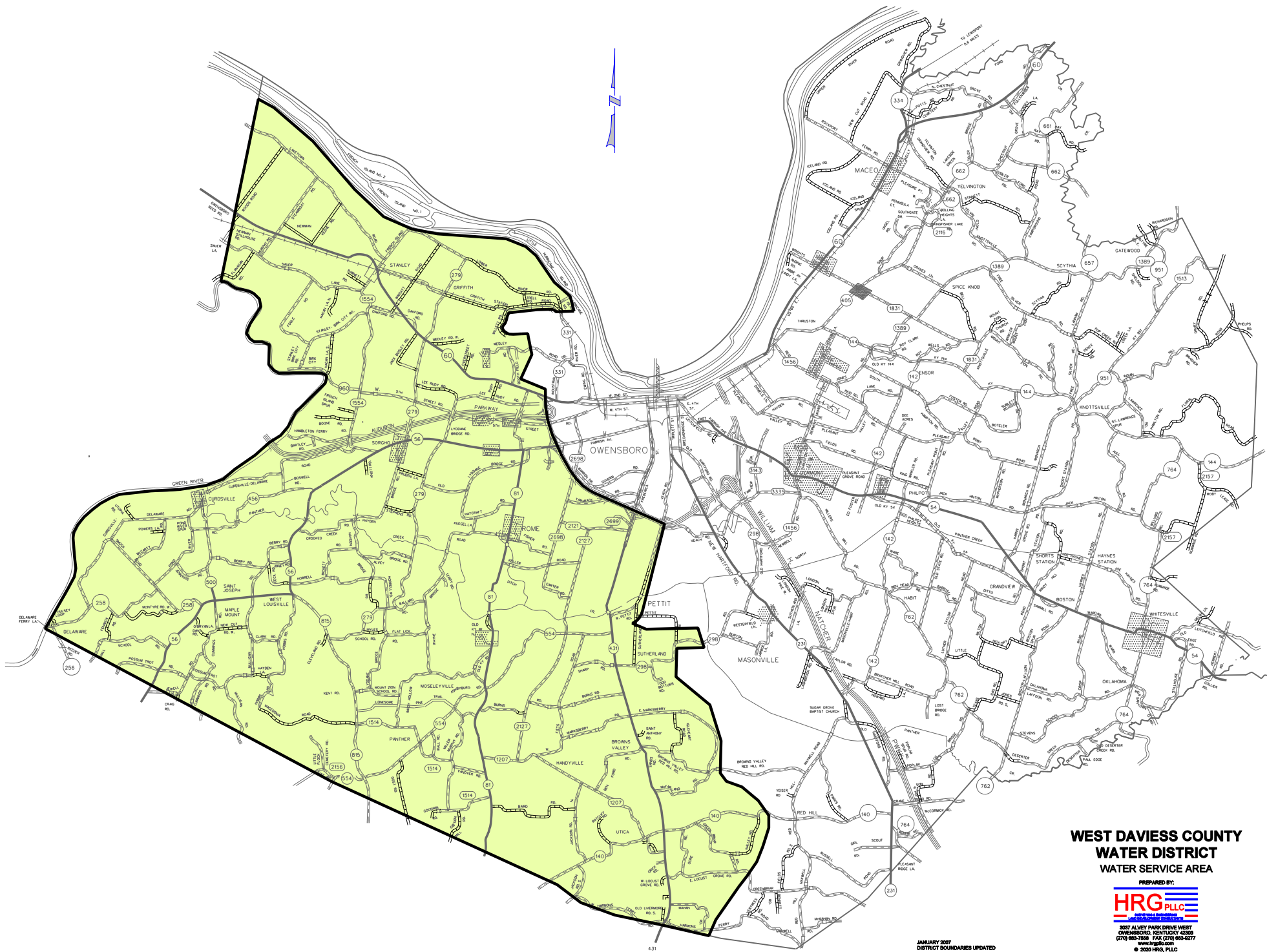
This October 20, 2020.

Respectfully submitted,

**SOUTHEAST DAVIESS COUNTY  
WATER DISTRICT**

BY: *Christina V. O'Bryan*  
Christina V. O'Bryan, Chairman

# **EXHIBIT A**



**WEST DAVIESS COUNTY  
WATER DISTRICT  
WATER SERVICE AREA**

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JANUARY 2021  
 DISTRICT BOUNDARIES UPDATED