

EXHIBIT E



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL RESOURCES
Post Office Box 1467
Harrisburg, Pennsylvania 17120

Bureau of Water Resources Management

Municipal Authority of the Borough of Greenville
Mercer County

Permit No. WA-74B

WATER ALLOCATION PERMIT

The Department of Environmental Resources, established by the Act of December 3, 1970 (71 P.S. 51 et. seq.) and transferring the functions of the Water and Power Resources Board, under and by virtue of the authority vested in and imposed upon it by an Act of the General Assembly of Pennsylvania, entitled "An Act relating to the acquisition of rights to divert water from rivers, streams, natural lakes, ponds, or other surface waters within the Commonwealth or partly within and partly without the Commonwealth" etc., approved the 24th day of June, one thousand nine hundred and thirty-nine, P.L. 842 (Act No. 365) hereby grants leave to the **Municipal Authority of the Borough of Greenville** with its principal offices located in **Greenville, Pennsylvania**, to acquire and use for public water supply purposes, subject to such existing rights and uses as may now be lawful, water rights in the following designated waters of the Commonwealth: **the right to withdraw up to a maximum of 1.65 million gallons per day from the Shenango River at the Authority's proposed intake.**

This permit is issued in response to an application filed with the Department of Environmental Resources on the **18th day of July, A.D. 1988**, and with the understanding that the proposed source of water supply shall be developed as set forth in said application and in accompanying data filed with and made a part thereof, subject, however, to the provisions of the Act of June 24th, 1939, P.L. 842 (No. 365), and the following conditions, regulations and restrictions:

1. This permit does not give any property rights, either in real estate or material, nor any exclusive privileges, nor shall it be construed to grant or confer any right, title, easement or interest in, to or over any land belonging to the Commonwealth of Pennsylvania; neither does it authorize any injury to private property nor invasion of private rights, nor any infringement of Federal, State or Local laws or regulations; nor does it obviate the necessity of obtaining Federal assent when necessary;
2. The duration of this permit shall be for a period of **50 years** only, provided, however, that should the permittee for any reason whatsoever fail to take and use the water or water rights for which this permit is issued within a period of four years, or cease to take and use the water hereby allocated for any period of seven consecutive years, then this permit shall cease and be null and void; unless upon application by the permittee an extension of such period is granted by the Department of Environmental Resources;
3. The construction of the works necessary for the development of the supply of water allocated under this permit shall begin within two years from the date of this permit and shall be completed within two years thereafter, a total period of four years; unless upon application by the permittee an extension of such period is granted by the Department;

4. The permittee shall obtain, within two years from the date of this permit, a Public Water Supply Permit from the Department of Environmental Resources' Meadville Regional Office. Failure to secure the required permit within the required time period shall cause this permit to be null and void; unless upon application by the permittee an extension of such period is granted by the Department of Environmental Resources;
5. The permittee shall install accurate measuring and recording instruments or devices to determine the amount of water withdrawn from the Shenango River. The design and layout of said measuring devices shall be submitted to and be approved by the Department of Environmental Resources before installation. Records of daily flow readings shall be submitted to the Department monthly, and the original field records shall be available at all times for inspection by representatives of the Department. The required measuring devices shall be installed prior to and readings shall begin upon the use of the Shenango River for public water supply purposes;
6. The permittee shall adopt and implement a continuous water conservation program for all types of use within the area served by this permit. This program shall include, but is not limited to:
 - a. An ongoing program for installing meters at all new customer connections;
 - b. An ongoing program for regularly testing and repairing or replacing all meters;
 - c. An ongoing leakage/loss control program;
 - d. A water conservation education program;
 - e. A program for reducing customer demand for water by requiring the installation of water saving plumbing devices in all new accounts or promoting the adoption of water conservation ordinances by all municipalities served;

The permittee's water conservation program shall comply with the recommendations of the Department contained in the report on this allocation and transmitted to the permittee by letter dated August 5, 1988;

7. The permittee shall submit a permit compliance report to the Department of Environmental Resources' State Water Plan Division, on forms provided by the Department, annually, on or before the anniversary date of this permit, unless otherwise specified;
8. The permittee shall not supply any new or additional quantity of water to any public water supply agency until that agency shall have first obtained from the Department of Environmental Resources a subsidiary water allocation permit for the specific withdrawal;
9. Water Allocation Permit WA-74A, issued to the Municipal Authority of the Borough of Greenville on November 20, 1959 and granting 1.2 mgd from an unnamed stream in Hempfield Township and from the Little Shenango River in Greenville Borough, both in Mercer County, is hereby revoked and shall be returned to the Department of Environmental Resources once the Shenango River source is on line;

10. This permit is subject to review and possible modification of said rights, conditions, or restrictions at a later date or dates, as provided in Section 7 of the Act of June 24, 1939, P.L. 842 (No. 365).

Date: 2/16/89

DEPARTMENT OF ENVIRONMENTAL RESOURCES

By: John E. McSparran
John E. McSparran, Director
Bureau of Water Resources Management

ATTEST:

William A. Gast
William A. Gast, Chief
State Water Plan Division