

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

CHARLES AND CAROLYN POPE, ET AL.)	
)	
COMPLAINANTS)	
)	
VS.)	CASE NO. 91-281
)	
NICHOLAS COUNTY WATER DISTRICT)	
)	
DEFENDANT)	

O R D E R

On December 11, 1991, the Commission issued an Order requiring the parties in this case to notify the Commission if they agree to the terms of the Settlement Agreement as modified by its Order of December 6, 1991. On February 3, 1992, Nicholas County Water District ("Nicholas County") filed a response to the Commission's request. To date, Complainants have failed to respond to the Commission's Order.

Based upon the foregoing, the Commission finds:

1. Nicholas County has connected Complainants to its distribution system and is providing water service.
2. Nicholas County has installed two flushing devices, but has not installed a fire hydrant because the water line sizes and flow would render it incapable of providing fire protection.
3. All issues raised in this complaint have been satisfactorily resolved.

IT IS THEREFORE ORDERED:

1. The Settlement Agreement at numerical paragraph 3 shall be amended to read "Nicholas County will install, at no cost to Complainants, some type of flushing device, but not a fire hydrant."

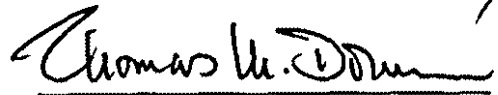
2. The Settlement Agreement is approved in its entirety as amended.

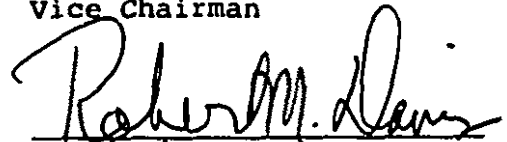
3. This case is dismissed with prejudice.

Done at Frankfort, Kentucky, this 28th day of February, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director