

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF FLEMING COUNTY WATER)	
ASSOCIATION, INC. OF FLEMINGSBURG, KENTUCKY)	
FOR ORDER APPROVING CONSTRUCTION, FINANCING,)	CASE NO.
CERTIFICATE OF PUBLIC CONVENIENCE AND)	92-009
NECESSITY)	

O R D E R

On January 2, 1992, Fleming County Water Association, Inc. ("Fleming Water") filed an application for a Certificate of Public Convenience and Necessity to construct a \$823,000 waterworks improvement project and for approval of its plan of financing for this project. This project will provide service to 120 additional customers. Project funding includes a \$504,000 loan from the Farmers Home Administration ("FmHA"), a \$271,000 grant from FmHA, and \$48,000 from applicants for service in the proposed project area. The loan will be for a 40-year period at an interest rate of 5 percent per annum.

Due to the uncertainty of when the minimum filing requirements would be met, this application was dismissed without prejudice by Order entered March 27, 1992. Additional information concerning the proposed construction was filed with the Commission on May 5, 1992 and May 18, 1992.

The Commission, on its own motion, has reopened this case to receive the additional information.

Fleming Water's application was made pursuant to KRS 278.023 which requires the Commission to accept agreements between water associations and FmHA and to issue the necessary orders to implement the terms of such agreements within 30 days of satisfactory completion of the minimum filing requirements. Given that minimum filing requirements were met in this case on May 18, 1992, KRS 278.023 does not grant the Commission any discretionary authority to modify or reject any portion of this agreement.

IT IS THEREFORE ORDERED that:

1. Fleming Water is hereby granted a Certificate of Public Convenience and Necessity for the proposed construction project.

2. Fleming Water's proposed plan of financing with FmHA is accepted.

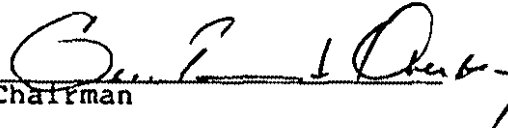
3. Fleming Water shall file a copy of the "as-built" drawings and a certified statement that the construction has been satisfactorily completed in accordance with the contract plans and specifications within 60 days of the substantial completion of the construction certificated herein.

4. Fleming Water shall monitor the adequacies of the expanded water distribution system after construction. If the level of service is inadequate or declining or the pressure to any customer falls outside the requirements of 807 KAR 5:066, Section 6(1), Fleming Water shall take immediate action to bring the system into compliance with Commission regulations.

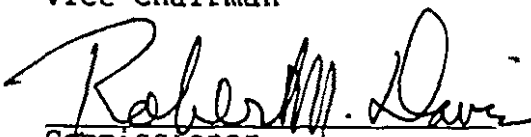
Nothing contained herein shall be deemed a warranty of the Commonwealth of Kentucky, or any agency thereof, of the financing herein accepted.

Done at Frankfort, Kentucky, this 15th day of June, 1992.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director, Acting