

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF TODD COUNTY WATER DISTRICT)
OF TODD AND LOGAN COUNTIES, KENTUCKY, FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE AND) CASE NO.
NECESSITY TO CONSTRUCT, AND FINANCE PURSUANT) 96-063
TO THE PROVISIONS OF KRS 278.023)

O R D E R

On February 20, 1996, Todd County Water District ("Todd Water") filed an application for a Certificate of Public Convenience and Necessity to construct a \$1,116,500 waterworks improvement project and for approval of its plan of financing for this project. This project will provide service to 110 additional customers. Project funding includes a \$528,000 bond issue to be purchased pursuant to an agreement with the U. S. Department of Agriculture's Rural Utilities Service ("RUS"), formerly known as the Rural Economic and Community Development Service, a \$550,000 grant from RUS, and \$38,500 from applicants for service in the proposed project area.

Todd Water's application was made pursuant to KRS 278.023, which requires the Commission to accept agreements between water utilities and the U. S. Department of Agriculture or the U. S. Department of Housing and Urban Development 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 February 20, 1996, 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. Todd Water is hereby granted a Certificate of Public Convenience and Necessity for the proposed construction project.

2. Todd Water's proposed plan of financing with RUS is accepted.

3. Todd Water is authorized to issue bonds not to exceed \$528,000.

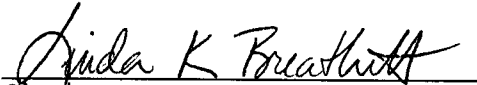
4. Todd Water shall file a copy of the "as-built" drawings and a certified statement that the construction has been satisfactorily completed in accordance with the contract plans and specifications within 60 days of the substantial completion of the construction certificated herein.

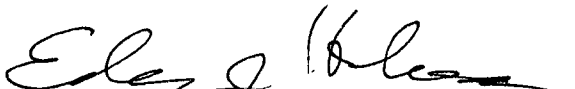
5. Todd Water shall monitor the adequacies of the expanded water distribution system after construction. If the level of service is inadequate or declining or the pressure to any customer falls outside the requirements of 807 KAR 5:066, Section 5(1), Todd Water shall take immediate action to bring the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

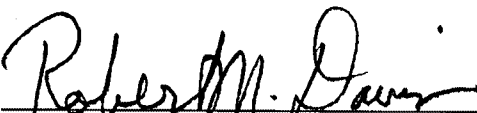
Nothing contained herein shall be deemed a warranty of the Commonwealth of Kentucky, or any agency thereof, of the financing herein accepted.

Done at Frankfort, Kentucky, this 15th day of March, 1996.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director