

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF EDMONSON COUNTY)	
WATER DISTRICT TO ISSUE SECURITIES IN)	
THE APPROXIMATE PRINCIPAL AMOUNT OF)	
\$2,654,000 FOR THE PURPOSE OF REFUNDING)	CASE NO. 2004-00112
CERTAIN OUTSTANDING REVENUE BONDS OF)	
THE DISTRICT PURSUANT TO THE PROVISIONS)	
OF KRS 278.300 AND 807 KAR 5:001)	

ORDER

On March 26, 2004, Edmonson County Water District ("Edmonson District") applied to the Commission for the authority to obtain a loan from the Kentucky Rural Water Finance Corporation ("KRWFC") in the principal amount of \$2,654,000, subject to an adjustment of up to 10 percent. Edmonson District estimates that the proposed KRWFC loan will have a 25-year term with interest rates varying from 2.250 to 4.375 percent per annum.

Administrative Regulation 807 KAR 5:001, Section 6, requires that, "[w]henver in these rules it is provided that a financial exhibit shall be annexed to the application, the said exhibit shall cover operations for a twelve (12) month period, said period ending not more than ninety (90) days prior to the date the application is filed." Edmonson District partially complied with the requirements of this regulation by submitting financial statements (i.e., Statement of Income, Balance Sheet and Statement of Cash Flows) for the 12-month period ending on December 31, 2003. For the remainder of the financial

information Edmonson District submitted a motion requesting a deviation from the 90-day requirement of that administrative regulation.

In support of its request, Edmonson District states that there has been no change that is material in nature in the financial condition or operation of Edmonson District since December 31, 2002. Furthermore, because of the volatility of the bond market, Edmonson District claims that it cannot run the risk of delaying the closing of the 2004 KRWFC loan while more current financial data is compiled. Having considered Edmonson District's requested deviation, the Commission has determined that good cause for granting the deviation has been presented, and that there is sufficient financial information in the record for it to render a decision regarding the proposed KRWFC loan.

The proceeds of the KRWFC loan will be used to refinance (1) the Edmonson District Water System Revenue Bonds of 1989A, with an outstanding principal balance of approximately \$67,000; (2) the Edmonson District Water System Revenue Bonds of 1989B, with an outstanding principal balance of approximately \$901,000; (3) the Edmonson District Water System Revenue Bonds of 1990, with an outstanding principal balance of approximately \$519,500; (4) the Edmonson District Water System Revenue Bonds of 1992A, with an outstanding principal balance of approximately \$261,000; and (5) the Edmonson District Water System Revenue Bonds of 1992B, with an outstanding principal balance of approximately \$819,000 (collectively "Outstanding Bonds"). The U.S. Department of Agriculture acting through Rural Development is currently holding the Outstanding Bonds. Edmonson District estimates that its proposed refinancing will

result in total gross savings and net present value savings of \$395,245 and \$125,429, respectively.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, finds that Edmonson District's proposal to obtain the KRWFC loan, as described herein, for the purpose of refinancing its Outstanding Bonds is for a lawful object within its corporate purpose, is necessary, appropriate for and consistent with the proper performance of its service to the public, and should therefore be approved.

IT IS THEREFORE ORDERED that:

1. Edmonson District's motion to deviate from Administrative Regulation 807 KAR 5:001, Section 6, is granted.

2. Edmonson District is authorized to obtain the KRWFC loan for the purpose of refinancing its Outstanding Bonds, but only under such terms and conditions that will produce both positive gross savings and net present value savings from the refinancing.

3. If the actual terms and conditions of the KRWFC loan differ from those set forth in the application, Edmonson District shall, within 30 days of obtaining the loan authorized in this proceeding, file with the Commission amortization schedules and workpapers showing the actual gross savings and net present value savings that result from the refinancing.

4. Edmonson District shall, within 30 days of obtaining the KRWFC loan authorized herein, file with the Commission a statement in this proceeding setting forth the date the KRWFC loan was executed, the actual interest rate(s), and the principal amount.

5. The proceeds from the transaction authorized herein shall be used only for the lawful purposes specified in the application.

Nothing contained herein shall be construed as a finding of value for any purpose or as a warranty on the part of the Commonwealth of Kentucky or any agency thereof as to the securities authorized herein.

Done at Frankfort, Kentucky, this 23rd day of April, 2004.

By the Commission

ATTEST:


Executive Director