

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN ELECTRONIC INVESTIGATION INTO)	
MILBURN WATER DISTRICT TO DETERMINE)	
THE FEASIBILITY OF MERGER WITH A)	CASE NO.
PROXIMATE UTILITY PURSUANT TO KRS)	2021-00341
74.361 OR ABANDONMENT PURSUANT TO KRS)	
278.020(6), KRS 278.021)	

COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION
TO MILBURN WATER DISTRICT

Milburn Water District (Milburn District), pursuant to 807 KAR 5:001, shall file with the Commission an electronic version of the following information. The information requested is due on September 22, 2023. The Commission directs Milburn District to the Commission's July 22, 2021 Order in Case No. 2020-00085¹ regarding filings with the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked.

Each response shall include the question to which the response is made and shall include the name of the witness responsible for responding to the questions related to the information provided. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the

¹ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Milburn District shall make timely amendment to any prior response if Milburn District obtains information that indicates the response was incorrect or incomplete when made or, though correct or complete when made, is now incorrect or incomplete in any material respect.

For any request to which Milburn District fails or refuses to furnish all or part of the requested information, Milburn District shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention shall be given to copied and scanned material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations. When filing a paper containing personal information, Milburn District shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Refer to the Kentucky Infrastructure Authority Water Resource System project profile WX21039033, AC Line Rehabilitation, with funding sources as shown below.²

² <https://wris.ky.gov/Portal/DWPrjData/WX21039033> (last accessed Sept. 6, 2023).

Project Funding Sources					
Total Project Cost: \$1,500,000					
Total Committed Funding: \$467,970					
Funding Gap: \$1,032,030 (Partially Funded)					
Funding Source	Loan or Grant ID	Fiscal Year	Amount	Status	Applicable Date
21SB036 Cleaner Water Program (FY 2022)	21CWW026	2022	\$174,816	Committed	03-17-2022
22HB001 Cleaner Water Program (FY 2023)	22CWW273	2023	\$293,154	Committed	11-19-2022
Total Committed			\$467,970		

Provide the following information:

- a. Minutes of Board of Commissioners meeting that authorizes execution of each grant agreement.
 - b. Copy of executed grant agreement for each. If this is not available provide the date that it will be executed.
 - c. Detailed update of project status including description of project, status of plans and specifications approval from Division of Water, bidding status, and construction timeline.
 - d. Provide the date each of the grant awards must be expended.
 - e. Provide the sources of funding for the Funding Gap of \$1,032,030 that is noted above.
 - f. Provide any other information that is relevant to understanding the status of the project and the District's plans.
2. Refer to Annual Reports filed with the Commission for 2020, 2021, and 2022.
 - a. Provide a description and amount for each expenditure, whether operating or capital, that was paid by the Carlisle County Fiscal Court on behalf of Milburn District.

b. State whether the amounts provided in “2.a” are included in expenses or capital spending in the respective annual report.

c. State whether the corresponding funding is reported in the annual report and, if so, provide the line where it is reported.

d. Provide Board of Commissioners minutes for Milburn District for 2022 and year-to-date 2023.

3. Refer to Milburn District’s response to Commission Staff’s First Request for Information, Attachment – Milburn Water District loans from Documents from Citizens Deposit Bank. Provide the following information:

a. Minutes of Board of Commissioners meeting that authorizes execution of the \$12,195 Loan 74140 (Loan 74140) from Citizens Deposit Bank.

b. Explain what the funds of the Citizens Deposit Bank Loan 74140 were used for by Milburn District.

c. Provide the repayment status of the Citizens Deposit Bank Loan 74140.

4. Refer to Annual Reports filed with the Commission for 2018 and 2019. Provide the following information:

a. A copy of the executed note for the Bank Loan referenced in Notes Payable as being issued on September 20, 2018, for \$10,000.³

b. Minutes of Board of Commissioners meeting that authorizes execution of the referenced \$10,000 Bank Loan.

³ *Annual Report of Milburn Water District to the Kentucky Public Service Commission for the Year Ended December 31, 2018* at 34; *Annual Report of Milburn Water District to the Kentucky Public Service Commission for the Year Ended December 31, 2019* at 34.

c. Explain what the funds of the referenced \$10,000 Bank Loan were used for by Milburn District.

d. Provide the repayment status of the referenced \$10,000 Bank Loan.

A handwritten signature in blue ink, appearing to be 'Linda C. Bridwell', written over a horizontal line. To the right of the signature, the initials 'LFB' are written in blue ink.

Linda C. Bridwell, PE
Executive Director
Public Service Commission
P.O. Box 615
Frankfort, KY 40602

DATED SEP 07 2023

cc: Parties of Record

Case No. 2021-00341

*Graves County Water District
P. O. Box 329
301 East Broadway
Mayfield, KY 42066

*Graves County Water District
Graves County Water District
P. O. Box 329
301 East Broadway
Mayfield, KY 42066

*S. Boyd Neely, Jr.
Neely, Brien, Wilson, & Toombs, PLLC
238 North 7th Street
P.O. Box 708
Mayfield, KENTUCKY 42066

*Gerald E Wuetcher
Attorney at Law
STOLL KEENON OGDEN PLLC
300 West Vine Street
Suite 2100
Lexington, KENTUCKY 40507-1801

*Milburn Water District
7731 State Route 80 East
Arlington, KY 42021

*Milburn Water District
Milburn Water District
7731 State Route 80 East
Arlington, KY 42021