

BY-LAWS, RULES AND REGULATIONS OF THE
"WESTERN FLEMING COUNTY WATER DISTRICT"
OF FLEMING COUNTY, KENTUCKY, AS ADOPTED
ON SEPTEMBER 14, 2004

The Commission of the above- named Water District, at a meeting held on the date stated above, adopted the following By-Laws and Regulations:

BY-LAWS

ARTICLE 1. (NAME): The name of the District is set out in the caption hereof. The principal office of this District shall be located at the place indicated below in this Article, but the District may maintain offices and places of business at such other places within the State as the Commissioners may determine.

The principal office and place of business of this District and the place where water bills shall be paid, shall be as follows:

Western Fleming County Water District Office
1500 Ewing Road
P.O. Box 16
Ewing, KY. 41039
Office # (606) 267-2120
Fax# (606) 267-4423

ARTICLE 2. (SEAL):

The Seal of the District shall have inscribed thereon the name of the District and such other inscription as the Commissioners may designate and adopt. The Secretary of the District shall have custody of the Seal. Said Seal is affixed hereto at the place indicated in this Article.

(Seal of District)

ARTICLE 3. (MEMBERSHIP):

The customers are the members of this District. The duties of the members are set out hereinafter.

ARTICLE 4. (COMMISSIONERS):

The Commission is a body corporate as provided by KRS 74.070 and is created and its powers and duties are coincident with applicable Kentucky Statutes. The business and affairs of the District shall be conducted by Commissioners who have been appointed pursuant to statute. In view of the statutory requirements that the Commissioners of the District be selected by the county Judge/Executive of the County referred to in the caption hereof, the customers at the last monthly meeting held in the year prior to the selection of each Commissioner, may by motion of any customer, adopt a motion recommending the names of three or less members of the District for consideration by the County Judge/Executive (with the approval of the Fiscal Court), with the request that one of such members be selected as a Commissioner. Such meeting date shall be determined by the provisions of Article 5 of these By-Laws.

ARTICLE 5. (MEETING):

The Commissioners shall meet once a month, on the 3rd Wednesday, and at such other times as necessary to conduct business. The Chairman, Secretary, or any Commissioner may call such meetings by verbal or written notice to each member of the Commission, to each local newspaper of general circulation, to each news service and to each local radio or television station which has on file with the Commission a written request to be notified of special meetings of the Commission, in accordance with KRS 61.805-991, mailed or delivered at least 24 hours in advance of such meeting.

ARTICLE 6. (OFFICERS):

Officers shall be elected annually at the December meeting with a motion being made, but in the event the election is not so held, officers shall continue to hold office until an election is requested by one of the Commissioners.

ARTICLE 7. (VACANCIES):

Vacancies of the Commission shall be filled by the County Judge/Executive.

ARTICLE 8. (SECRETARY'S DUTY):

The Secretary of the Commission shall keep and preserve all documents of the District, including all contracts, plans, specifications, and applications for governmental assistance, shall record the Minutes of proceedings of the Commission and perform all duties customarily performed by a Secretary of a public body.

ARTICLE 9. (TREASURER'S DUTY):

The Treasurer of the Commission shall pay out the funds of the Commission only upon presentation of warrants signed by the Chairman and countersigned by the Secretary of the Commission. As compensation for his services the Treasurer shall receive an amount fixed by the Commission, not to exceed two hundred dollars. He shall execute bond to the Commission in an amount fixed by the Commission.

ARTICLE 10. (POWERS):

The Commission may acquire and install pipe and water lateral, and operate a water system for the district. The Commission shall be a body corporate for all purposes, and may make contracts for the water district with municipalities and persons for a water supply, and for the sale of water and for all other purposes connected with its business. It may prosecute and defend suits, hire necessary employees, including Commissioners, for duties to which their salary limitation herein shall not apply, and do all acts necessary to carry on the work. It may establish and revise a fiscal year. The Commission shall have all powers granted to Water Districts by the Kentucky Revised Statutes including those set out in KRS Chapter 74 and KRS Chapter 106, and Division of Water and Public Service Commission.

ARTICLE 11. (RATES):

The Commission may establish and revise water rates if approved by Public Service Commission and make reasonable regulations for the disposition and consumption of water.

ARTICLE 12. (MISCELLANEOUS):

The Commission may require a water line or system operating in the District as provided by KRS 74.100.

ARTICLE 13. (CONDEMNATION):

The Commission may condemn rights of way as provided in KRS 416.010 to 416.080 and KRS 106.220 and 106.240.

ARTICLE 14. (CONSENT OF FMHA REQUIRED TO CHANGE BOUNDARIES):

So long as the United States is the owner or insurer of any bonds issued by the District, the Commission will not, without the consent of the Farmers Home Administration, United States Department of Agriculture, take any action with respect to diminishing the territorial limits of the District and will notify the Farmers Home Administration of any proposal or petition to diminish the territorial limits of the District as soon as the Commission has acquired knowledge thereof.

ARTICLE 15. (TYPES OF BONDS):

The Commission may finance the acquisition and the construction of authorized works of improvement by the issuance of (1) special assessment bonds, (2) revenue bonds, or (3) a combined special assessment and revenue bond, payable primarily from water revenue, supplemented when necessary by special assessments. If the combination special assessment and revenue bond is used, the special assessment will not be levied nor will the lien thereof attach until such time as it is necessary to make up any deficit in the water revenue to meet annual obligations.

ARTICLE 16. (REFUNDING BONDS):

The Commission may issue refunding bonds as provided by KRS 74.320 and 74.330 and KRS Chapter 106.

ARTICLE 17. (TIME RECORDS AS TO DISTRICT EMPLOYEES):

The Commission shall keep an account of the time spent by all employees employed on an hourly basis and each item of expense incurred in connection with the District.

ARTICLE 18. (FEES AND COMPENSATION OF DISTRICT OFFICERS):

The fees of officers for services rendered in such capacity shall be the same as fees now allowed by law for similar services in other cases. Such fees shall be taxed as a part of the costs and paid on order of the court. Fees or compensation for any service not otherwise provided for shall be fixed and paid by the Commission.

ARTICLE 19. (AWARD OF CONSTRUCTION CONTRACTS):

The Commission shall let construction contracts as provided by KRS 74.260, KRS 74.270, KRS Chapter 106, and KRS Chapter 424.

ARTICLE 20. (ARRANGEMENTS FOR WORK AND SERVICES RENDERED TO THE DISTRICT):

The Commissioners shall secure personnel to repair and maintain water district property including mains, lines, meters, storage tanks, etc., when necessary, shall secure personnel to read meters and shall secure personnel to bill customers. The Commissioners shall retain an attorney to represent the District, and may enter into contracts for services labor and materials as provided in KRS Chapters 74 and 106, for any of the purposes enumerated therein.

ARTICLE 21. (CONTRACTS AND SERVICE ARRANGEMENTS):

The Commission may make all provisions concerning contracts for sale of water, connection charges, and other disposition of District services and assets, including the plan of collecting proceeds thereof. The system manager may at his discretion discontinue delivery of water to any delinquent customer. The District will install, maintain, and operate a main distribution pipe line or lines from the source of water supply and service lines from the main distribution pipe line or lines to the property line of each customer of the District, if the District Commission determines it is feasible to serve such customer, at which points, designated as delivery points, meters to be purchased, installed, owned, and maintained by the District shall be placed. The cost of service line or lines from the main distribution pipe line or lines of the District to the property line of each customer shall be paid by the District or the customer, or both, in a manner to be determined by the Commission at the time of installation depending upon the length of the service line from its main distribution line or lines, such cut-off valve to be owned and maintained by the District and to be installed on some portion of the service line owned by the District. The District shall have the sole and exclusive right to the use and operation of such cut-off valve.

Each service line shall connect with the District's water system at the nearest available point to the place of desired use by the customer if the District's water system shall be of sufficient capacity to permit the delivery of water through a service line at that point without interfering with the delivery of water through a prior service line. If the District's water system shall be inadequate to permit the delivery of water through a service line installed at such point without interfering with the delivery of water through a prior service line, then such service line shall be installed at a point to be designated by the Commission. Each customer will be required to install and own the service line from the meter to the place of use on his premises and to maintain such portion of the service line.

Each customer shall be entitled to purchase from the District pursuant to such agreements as may from time to time be provided and required by the Commission such water as the customer may desire, subject, however, to provisions of these By-Laws and to such rules and regulations as may be prescribed by the Commission, provided, however, that should a customer sell or dispose of a portion of his property or subdivide the same, he or the new owner of each such new tract may not demand water and taps without paying connection fees for each such tract to be served.

In the event the total water supply shall be insufficient to meet all the needs of the customers or in the event there is a shortage of water, wholesale customers (Fleming Co. Water Assoc., Nicholas Co. Water, Southern Mason Water, and Buffalo Trail Water) will be shut off until the problem is fixed. The Commission may prorate the water available among the various customers on such basis as is deemed equitable by the Commission, and may also prescribe a schedule of hours covering use of water and require adherence thereto or prohibit the use of water for specified purposes.

ARTICLE 22. (INSURANCE):

The Commission is authorized to secure insurance on storage tanks, if any, and such other properties as the District owns, against fire, windstorms, and other calamity, and liability insurance, in such amounts and with such companies as other privately owned water systems ordinarily carry.

ARTICLE 23. (DISTRICT OWNERSHIP OF LINES AND METERS):

The District shall own all lines and meters held by or for it, in the absence of a written agreement to the contrary.

ARTICLE 24. (ENGINEERING SERVICES; INSPECTIONS AND REPORTS):

The Commission shall secure engineering services for an annual engineering inspection and report dealing with operation and maintenance practice if the Commission desires or if so required by any bondholder or the Federal Government as insurer of the bonds.

ARTICLE 25. (CONTRACTS FOR SALE OF WATER):

The Commission may contract with any person or entity for the sale of water and if such person or entity is metered within the District boundaries, he or it is a customer of the District for such time as he or it pays the District bills pertaining to such metered connection.

ARTICLE 26. (RESTRICTIONS ON AMENDMENTS TO BY-LAWS):

The By-Laws shall not be amended without the permission of the majority of holders of outstanding bonds, plus the Farmers Home Administration, United States Department of Agriculture, so long as the United States is the owner or insurer of any bonds issued by the District and so long as any of the bonds remain unpaid.

ARTICLE 27. (KENTUCKY LAWS INCORPORATED BY REFERENCE):

All applicable Kentucky Statutes which now or may hereafter exist are incorporated herein and made a part of these By-Laws, and the Commissioners may use any powers therein contained in addition to those herein set out. Any provisions herein in violation of the Kentucky Revised Statutes which is now or may hereafter be in effect is null and void, the remainder of these By-Laws to continue in full force and effect.

ARTICLE 28. (AUDITS):

An annual audit on a fiscal year basis will be made of the books and accounts pertinent to said project by competent auditor. No later than 60 days after the close of each fiscal year copies of such audit reports certified by such accountant shall be promptly mailed to the Farmers Home Administration without request and to any bondholder that may have requested same in writing.

FLEMING COUNTY JUDGE EXECUTIVE



201 COURT SQUARE
FLEMINGSBURG, KY 41041

LARRY H. FOXWORTHY

PHONE: 606-845-8801
FAX: 606-845-1312

December 9, 2005

Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, KY 40602-0615

RE: Case No. 2005-00462

Dear Director O'Donnell:

The term for the Western Fleming Co. Water District Chairman is a four year term with dates of service from May 2005 until May 2009.

FLEMING COUNTY JUDGE EXECUTIVE

LARRY H. FOXWORTHY



201 COURT SQUARE
FLEMINGSBURG, KY 41041

PHONE: 606-845-8801
FAX: 606-845-1312

November 1, 2005

Jerry Neal
4428 Hilltop Road
Ewing, KY 41039

Re: Western Fleming Water District Board Appointment

Dear Jerry:

This letter is to inform you of the Fiscal Court's decision not to re-appoint you to the Western Fleming Water District Board.

Your appointment was from January 20, 1992 until May 19, 2005. The Fiscal Court was not properly notified in May of 1997 of your term's expiration, therefore the re-appointment was not done until November.

On behalf of Fleming County Fiscal Court, we would like to thank you for all of your dedicated service to the community over the past years and your commitment to serve on this board.

Sincerely,

A handwritten signature in cursive script that reads "Larry H. Foxworthy".

Larry H. Foxworthy
Fleming County Judge Executive

Cc: District Board Members
Molly Ruark, Office Manager

LF 2003
Revised 8/98

Western Fleming Water		District Board Membership	
Designated Meeting Date, Time, & Place _____			
President/Chair: Jerry Neal		Term Expires (Mo/Day/Yr): November 2005	
P. O. Box/Street 4428 Hilltop Rd.		First Full Term	
City: Ewing, KY 41039		Second Full Term	
Zip Code: 41039		Third or more Full Term	x
Telephone: 606-267-4331		Filling Unexpired Term	
Vice President		Term Expires (Mo/Day/Yr):	
P. O. Box/Street		First Full Term	
City:		Second Full Term	
Zip Code:		Third or more Full Term	
Telephone:		Filling Unexpired Term	
Secretary: Vernon Barton		Term Expires (Mo/Day/Yr): January 2005	
P. O. Box/Street 5068 Ewing Road		First Full Term	
City: Ewing, KY		Second Full Term	
Zip Code: 41039		Third or more Full Term	x
Telephone: 606-267-6002		Filling Unexpired Term	
Treasurer: James Houston		Term Expires (Mo/Day/Yr): December 2006	
P. O. Box/Street 1353 Fleming Creek Rd		First Full Term	
City: Ewing, KY		Second Full Term	
Zip Code: 41039		Third or more Full Term	x
Telephone: 606-267-4572		Filling Unexpired Term	
Member: Billy W. McIntyre		Term Expires (Mo/Day/Yr): June 2005	
P. O. Box/Street 11049 Elizaville Rd.		First Full Term	
City: Ewing, KY		Second Full Term	
Zip Code: 41039		Third or more Full Term	x
Telephone: 606-267-6541		Filling Unexpired Term	

LF 2003
Revised 8/98

Member: Fred Rose	Term Expires (Mo/Day/Yr): June 2007
P. O. Box/Street 4796 Elizaville Rd	First Full Term
City: Ewing, KY 41039	Second Full Term
Zip Code: 41039	Third or more Full Term <input checked="" type="checkbox"/>
Telephone: 606-267-4121	Filling Unexpired Term
Member:	Term Expires (Mo/Day/Yr):
P. O. Box/Street	First Full Term
City:	Second Full Term
Zip Code:	Third or more Full Term
Telephone:	Filling Unexpired Term
Member:	Term Expires (Mo/Day/Yr):
P. O. Box/Street	First Full Term
City:	Second Full Term
Zip Code:	Third or more Full Term
Telephone:	Filling Unexpired Term
Member:	Term Expires (Mo/Day/Yr):
P. O. Box/Street	First Full Term
City:	Second Full Term
Zip Code:	Third or more Full Term
Telephone:	Filling Unexpired Term
Member:	Term Expires (Mo/Day/Yr):
P. O. Box/Street	First Full Term
City:	Second Full Term
Zip Code:	Third or more Full Term
Telephone:	Filling Unexpired Term

WESTERN FLEMING COUNTY WATER DISTRICT BOARD MEMBERS
APPOINTMENTS.

VERNON BARTON - JAN. 1998 THRU JAN. 2001
APRIL 16 2001 THRU JAN. 2005
FEB. 14 2005 THRU FEB. 14 2009

JAMES HUSTON - FEB. 1995 THRU FEB. 1998
JAN. 1999 THRU JAN. 2003
DEC. 2006

BILLY McINTYRE - JUNE 1998 THRU JUNE 2001
JULY 16 2001 THRU JUNE 2005
MAY 17 2005 THRU MAY 17 2009

FRED ROSE - DEC. 14 1999 THRU JUNE 2003
MAY 20 2003 THRU MAY 20 2007

AT A REGULAR MEETING OF THE FLEMING COUNTY FISCAL COURT HELD TUESDAY, OCTOBER 18, 2005 AT 9:00 AM WITH JUDGE LARRY H. FOXWORTHY PRESIDING AND THE FOLLOWING MAGISTRATES PRESENT: RAY MONEY, STEVE CALL, LARRY DEARING, KENNY SOUDER, ROGER JOLLEY, AND CHRIS HICKERSON.

VOTE: UNAN. MOTION BY: RAY MONEY SECOND BY: KENNY SOUDER TO APPROVE THE CLAIMS.

VOTE: UNAN. MOTION BY: CHRIS HICKERSON SECOND BY: LARRY DEARING TO APPROVE THE MINUTES.

VOTE: UNAN. MOTION BY: CHRIS HICKERSON SECOND BY: KENNY SOUDER TO APPROVE THE HOSPITAL REPORT.

THE AMBULANCE REPORT WAS NOT PRESENTED.

RAY BOGUCKI CAME BEFORE THE COURT TO DISCUSS REED HOLLOW ROAD. HE STATED THAT THE COURT PROPERLY ADOPTED THE ROAD IN 1993 AND APPROVED TO EXTEND THE ROAD IN SEPTEMBER 2004 DUE TO AN E-911 MAPPING ERROR. HE REQUESTED THE COURT TO REAFFIRM THEIR DECISION MADE IN SEPTEMBER 2004 AND MAINTAIN IT AS A COUNTY ROAD. THE COURT WILL DISCUSS THIS WITH THE COUNTY ATTORNEY AND MAKE A DECISION AT A SPECIAL MEETING IN NOVEMBER.

DOUG PADGET FROM BTADD CAME BEFORE THE COURT TO DISCUSS COUNTY PLANNING AND ZONING.

VOTE: UNAN. MOTION BY: CHRIS HICKERSON SECOND BY: RAY MONEY TO START THE PROCEDURE TO ESTABLISH COUNTY PLANNING AND ZONING. BUFFALO TRACE WILL BE IN CONTACT WITH THE COUNTY ATTORNEY REGARDING THIS PROCEDURE.

THE ORDINANCE REGULATING THE CONSTRUCTION OF FENCES, STRUCTURES, AND ENTRANCES ON A COUNTY ROAD WAS TABLED UNTIL THE NEXT MEETING.

THE BIDS FOR THE WIRELESS SURVEILLANCE MONITORING SYSTEM WERE OPENED AND AS FOLLOWS: FLEMING MASON SERVICE CORPORATION \$40,315.00, RCS COMMUNICATIONS \$31,560.00, AND SECURE CONCEPTS \$35,043.00. THE BID FROM JMK ELECTRIC WAS RECEIVED AFTER THE DEADLINE AND WAS NOT OPENED. THE BIDS WILL BE REVIEWED BY THE COUNTY ATTORNEY AND EM DIRECTOR DWAYNE PRICE. THE BID WILL BE

AWARDED TO RCS COMMUNICATIONS IF IT MEETS THE REQUIREMENTS.

THE BIDS FOR THE VOTING MACHINES WERE OPENED AND AS FOLLOWS: HARP ENTERPRISES \$112,880.00, AND ACCU POLL \$113,546.00.

VOTE: UNAN. MOTION BY: CHRIS HICKERSON SECOND BY: ROGER JOLLEY TO AWARD THE BID TO HARP ENTERPRISES FOR THE VOTING MACHINES.

SEVERAL MEMBERS FROM WESTERN FLEMING WATER SPOKE TO THE COURT ON BEHALF OF THE APPOINTMENT TO THE BOARD. SOME MEMBERS EXPRESSED CONCERNS ABOUT A MEMBER ON THE BOARD. THE JUDGE MADE THE RECOMMENDATION TO APPOINT LARRY INGRAM TO THE WESTERN FLEMING WATER BOARD. NO ACTION WAS TAKEN DUE TO A LACK OF MOTION FROM THE COURT. THE JUDGE MAY RECOMMEND ANOTHER APPOINTMENT TO THE COURT WITHIN 90 DAYS OR IT WILL BE THE DECISION OF THE PUBLIC SERVICE COMMISSION.

VOTE: UNAN. MOTION BY: LARRY DEARING SECOND BY: KENNY SOUDER TO APPROVE THE RESOLUTION CONCURRING WITH THE FLEMINGSBURG WASTEWATER FACILITIES PLAN OF THE CITY OF FLEMINGSBURG, KENTUCKY.

THE ROAD SUPERVISOR GAVE THE COURT AN UPDATE ON PAVING.

VOTE: UNAN. MOTION BY: KENNY SOUDER SECOND BY: RAY MONEY TO APPROVE TO APPLY THE FLEMINGSBURG-FLEMING COUNTY INDUSTRIAL AUTHORITY UNEXPENDED KIA FUNDS IN THE AMOUNT OF \$4625.00 TO THE CDBG LOAN WITH THE COUNTY.

VOTE: UNAN. MOTION BY: CHRIS HICKERSON SECOND BY: LARRY DEARING TO APPROVE THE TREASURER'S MONTHLY REPORT.

VOTE: UNAN. MOTION BY: LARRY DEARING SECOND BY: KENNY SOUDER TO APPROVE THE TREASURER'S QUARTERLY REPORT.

VOTE: UNAN. MOTION BY: CHRIS HICKERSON SECOND BY: RAY MONEY TO APPROVE THE FOLLOWING CASH TRANSFERS: \$17,000.00 FROM GENERAL TO JAIL, \$2500.00 FROM GENERAL TO DISPATCH, AND \$4625.00 FROM GENERAL TO REV. LOAN.

VOTE: UNAN. MOTION BY: LARRY DEARING SECOND BY: RAY MONEY TO APPROVE THE SHERIFF'S MONTHLY REPORT.

THE SHERIFF PRESENTED THE 2006 BUDGET FOR THE COURT TO REVIEW AND DISCUSS AT THE NEXT COURT MEETING.

VOTE: UNAN. MOTION BY: LARRY DEARING SECOND BY: CHRIS HICKERSON TO APPROVE THE COUNTY CLERK'S MONTHLY REPORT.

VOTE: UNAN. MOTION BY: KENNY SOUDER SECOND BY: LARRY DEARING TO APPROVE THE JAILER'S MONTHLY REPORT.

VOTE: UNAN. MOTION BY: RAY MONEY SECOND BY: STEVE CALL TO ADJOURN THE MEETING.

RAY MONEY
STEVE CALL
LARRY DEARING
ROGER JOLLEY
KENNY SOUDER
CHRIS HICKERSON
LARRY H. FOXWORTHY

AT A SPECIAL MEETING OF THE FLEMING COUNTY FISCAL COURT HELD TUESDAY, NOVEMBER 1, 2005 AT 9:00 AM WITH JUDGE LARRY H. FOXWORTHY PRESIDING AND THE FOLLOWING MAGISTRATES PRESENT: RAY MONEY, STEVE CALL, LARRY DEARING, ROGER JOLLEY, KENNY SOUDER, AND CHRIS HICKERSON.

VOTE: UNAN. MOTION BY: CHRIS HICKERSON SECOND BY: RAY MONEY TO APPROVE THE SHERIFF'S 2006 BUDGET.

THE SURVEILLANCE BID WAS TABLED UNTIL THE EM DIRECTOR CAN FULLY REVIEW THE BID.

VOTE: MOTION BY: RAY MONEY SECOND BY: LARRY DEARING TO APPROVE THE JUDGE'S RECOMMENDATION TO APPOINT LARRY INGRAM TO THE WESTERN FLEMING WATER BOARD FOR A FOUR YEAR TERM.
YES- RAY MONEY AND LARRY DEARING
NO- STEVE CALL, KENNY SOUDER, ROGER JOLLEY, AND CHRIS HICKERSON
MOTION FAILED

THE COURT RECESSED AT 9:50 AND RECONVENED AT 10:20 AT REED HOLLOW ROAD. THE MAGISTRATES VIEWED THE ROAD PRIOR TO MAKING THEIR DECISION. THE MEETING RECONVENED AT 11:15 AT THE COURTROOM.

VOTE: UNAN. MOTION BY: KENNY SOUDER SECOND BY: RAY MONEY TO GO INTO EXECUTIVE SESSION 61.810c.

VOTE: UNAN. MOTION BY: LARRY DEARING SECOND BY: KENNY SOUDER TO GO OUT OF EXECUTIVE SESSION 61.810c.

VOTE: MOTION BY: KENNY SOUDER SECOND BY: LARRY DEARING OUR RECORDS DO NOT INDICATE REED HOLLOW ROAD WAS PROPERLY ADOPTED IN 1993 WHEN IT WAS PLACED ON THE COUNTY ROAD AID MAP NOR DO WE HAVE ANY EVIDENCE THAT IT HAS BEEN MAINTAINED BY THE COUNTY FOR THE LAST SEVERAL YEARS. THEREFORE, WE TAKE THE POSITION IT IS NOT A COUNTY ROAD.
YES- RAY MONEY, LARRY DEARING, KENNY SOUDER, & JUDGE FOXWORTHY
NO- STEVE CALL, ROGER JOLLEY, & CHRIS HICKERSON
MOTION CARRIED

VOTE: UNAN. MOTION BY: LARRY DEARING SECOND BY: RAY MONEY TO ADJOURN THE MEETING.

RAY MONEY
STEVE CALL
LARRY DEARING
KENNY SOUDER
ROGER JOLLEY
CHRIS HICKERSON
LARRY H. FOXWORTHY



Western Fleming County Water District



1500 Ewing Road
P.O. Box 16
Ewing, KY 41039
Phone: 606-267-2120 • Fax: 606-267-4423

December 8, 2005

Beth O'Donnell
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, KY 40602-0615

RE: Case No. 2005-00462

Dear Ms. O'Donnell:

As Commissioners of the Western Fleming County Water District Board, we feel that we need to explain why it is in the best interest of the District that Jerry Neal not be re-appointed.

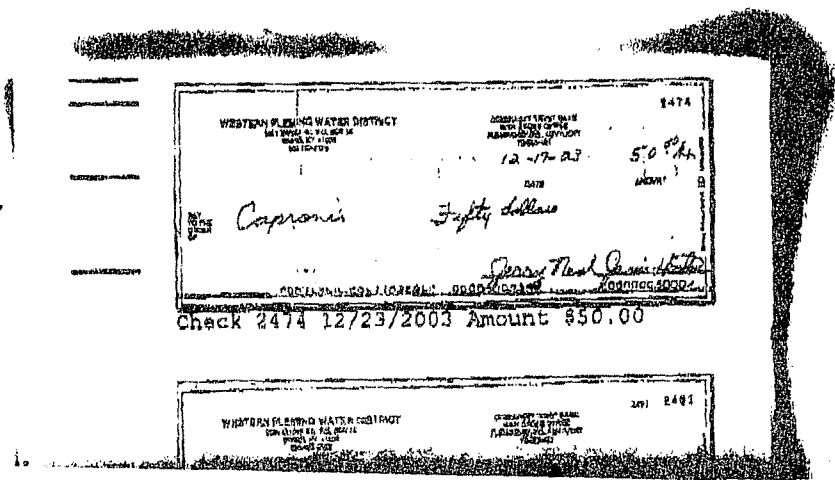
He has made some transactions that the rest of the Commissioners were not aware of. We feel that he has taken Western Fleming Co. Water District in the wrong direction concerning the Greater Fleming County Regional Water. This has caused a lot of problems for our customers with having bad water since May 2005. He also has a problem with communicating with Employees, Commissioners and our Engineers (Quest Engineers) and that is why we agree with Judge Larry Foxworthy's decision not to re-appoint him to the board.

We hope this will help in making the right decision and if you have any questions please feel free to call Vernon Barton at (606) 267-6002, Fred Rose at (606) 267-4121, and Billy McIntyre at (606) 267-6541 or the water office at (606) 267-2120.

Sincerely,

Vernon Barton
Wm. Fred Rose Jr.
Billy W. McIntyre

Commissioners of WFCWD



WESTERN FLEMING WATER DISTRICT . . . 7725

NOV 29 2003

FOR Robert Westerman \$2,200.00

TO THE ORDER OF Community Trust

James Hunter Jerry Nade

WESTERN FLEMING WATER DISTRICT

Check 7725 8/29/2003 Amount \$2,200.00

WESTERN FLEMING WATER DISTRICT
 200 CHURCH ST. BOX 10
 WINDY HILL, KY 40380

CHECK NO. 2475
 DATE 11/7/03

Harold D. & Marilyn Harman
 Four thousand four hundred and seventy five and 00/100

4475.00

Grantal J. Harman

⑆001475⑆ ⑆041101010⑆ ⑆000000000⑆

Check 2475 11/7/2003 Amount \$4,575.00

WESTERN FLEMING WATER DISTRICT
 1000 WEST MAIN STREET
 CANTON, MISSISSIPPI 39046
 PHONE: 662-234-2222 FAX: 662-234-2223

MEMORANDUM TO THE CASHIER
 DATE: Jan 6, 05
 AMOUNT: \$25.00

FOR: *Franklin Thomas*
 PAY TO: *Franklin Thomas*

REASON FOR DISBURSEMENT: *Check # 3166*

CHECK 3166 1/11/2005 AMOUNT \$25.00

Donna Mae Spence-Hicks

WESTERN FLEMING WATER DISTRICT
 1000 WEST MAIN STREET
 CANTON, MISSISSIPPI 39046
 PHONE: 662-234-2222 FAX: 662-234-2223

MEMORANDUM TO THE CASHIER
 DATE: *1/20/2005*
 AMOUNT: \$150.00

FOR: *Travis Donald*
 PAY TO: *Travis Donald*

REASON FOR DISBURSEMENT: *Check # 3164*

CHECK 3164 1/20/2005 AMOUNT \$150.00

Donna Mae Spence-Hicks

WESTERN FLEMING WATER DISTRICT
 1000 WEST MAIN STREET
 CANTON, MISSISSIPPI 39046
 PHONE: 662-234-2222 FAX: 662-234-2223

MEMORANDUM TO THE CASHIER
 DATE: *1/6/2005*
 AMOUNT: \$55,000.00

FOR: *Brown Road*
 PAY TO: *Brown Road*

REASON FOR DISBURSEMENT: *Check # 3165*

CHECK 3165 1/6/2005 AMOUNT \$55,000.00

Donna Mae Spence-Hicks

WESTERN FLEMING WATER DISTRICT
 1000 WEST MAIN STREET
 CANTON, MISSISSIPPI 39046
 PHONE: 662-234-2222 FAX: 662-234-2223

MEMORANDUM TO THE CASHIER
 DATE: *1/6/2005*
 AMOUNT: \$16.00

FOR: *Stanning County State*
 PAY TO: *Stanning County State*

REASON FOR DISBURSEMENT: *Check # 3163*

CHECK 3163 1/6/2005 AMOUNT \$16.00

Donna Mae Spence-Hicks

WESTERN FLEMING WATER DISTRICT C/O FINANCIAL DEPT P.O. BOX 100 MADISON, KY 40402	6062674423 JAN 27 2005 0296 PAID BY 02/20
Pay to the order of <u>County of Harrison</u> \$21.20 Cash on Hand	\$21.20 0001405K 0001405K 0001405K 0001405K 0001405K

Check 3195 2/1/2005 Amount \$21.20

WESTERN FLEMING WATER DISTRICT C/O FINANCIAL DEPT P.O. BOX 100 MADISON, KY 40402	6062674423 JAN 27 2005 0296 PAID BY 02/20
Pay to the order of <u>County of Harrison</u> \$21.20 Cash on Hand	\$21.20 0001405K 0001405K 0001405K 0001405K 0001405K

WESTERN FLEMING WATER DISTRICT
 18478
 3510
 RECEIVED FROM
 ALLYSON B. GIBSON
 11/05/05
 Sept 15, 2005
 SAN
 576.85
 San's Club
 8/10
 [Signature]
 APPROVED: [Signature] DATE: 9/19/2005

Check 3510 9/19/2005 Amount \$26.85

Check 3509 9/22/2005 Amount \$847.52

WESTERN FLEMING WATER DISTRICT 2000 11th St COLUMBIA, MO 65201	WESTERN FLEMING WATER DISTRICT 2000 11th St COLUMBIA, MO 65201	3511
Date: Sept 21 2005 Amount: \$ 122.60		
To the Order of Supply one hundred and twenty two and 00/100		
Signature: <i>[Signature]</i> Title: <i>[Title]</i>		
MICR Line: ⑆000111⑆ 401130264⑆ 000000111⑆ ⑆0000011200⑆		

Check 3511 9/21/2005 Amount \$122.60