

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

CARROLL COUNTY WATER DISTRICT NO.1 )  
 )  
COMPLAINANT )  
 )  
VS. )  
 )  
WHITEHORSE DEVELOPMENT CO. )  
 )  
INTERVENING COMPLAINANT )  
 )  
VS. )  
 )  
GALLATIN COUNTY WATER DISTRICT )  
 )  
DEFENDANT )

RECEIVED  
OCT 11 2007  
PUBLIC SERVICE  
COMMISSION

CASE NO. 2007-00202

**CARROLL COUNTY WATER DISTRICT NO. 1'S RESPONSE**  
**TO MOTION TO INTERVENE FILED BY**  
**WHITEHORSE DEVELOPMENT CO.**

\*\* \*\* \* \* \* \* \*

Comes now Complainant Carroll County Water District No. 1, and for its Response to the Motion to Intervene filed by Whitehorse Development Co., states as follows:

1. The Complainant does not object to the Motion to Intervene filed by Whitehouse Development Co. if, in fact, they are the owner of the real estate which is the subject of this controversy. No deed evidencing ownership of the real estate which is the subject of this matter was attached to its Motion to Intervene;

2. Certain statements made in the Motion to Intervene filed by Whitehorse Development Co. were erroneous. First, Carroll County Water District No. 1 does have the capacity to serve the proposed development in accordance with the engineering plans which were attached

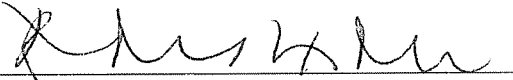
to the Motion to Intervene, and is ready, willing and able to serve the propose development. Second, providing water service to the new development will not require the construction of a water tank. The District will extend its existing line to the area to be served, and will not require a water tank to be installed to provide the water needs at the proposed site; and,

3. The Intervenor has failed to make application for water service at the proposed site. If the Intervenor, or a potential customer at the site, desires water service from the District, it needs to formally apply to the District for water service. The proposed service is within the territorial boundaries of the Carroll County Water District No. 1, and anyone wanting water within the boundaries of the District is required to apply to this District if it intends to have water service at the site. The District has instructed the Intervenor to do so, but as of the filing of this Response no application has been received.

WHEREFORE, the Carroll County Water District No. 1 files its Response with the Commission as stated herein.

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Attorneys for Complainant  
Carroll County Water District No. 1

By:   
Ruth H. Baxter

CERTIFICATE OF SERVICE

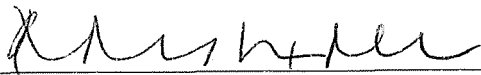
This is to certify that a true and correct copy of the foregoing Response was mailed postage prepaid, on this the 10<sup>th</sup> day of October, 2007, to:

Hon. Stephen P. Huddleston  
P.O. Box 807  
Warsaw, Kentucky 41095  
Attorney for Defendant

Hon. Dennis R. Williams  
Adams, Stepler, Woltermann & Dusing, P.L.L.C.  
40 West Pike Street  
P.O. Box 861  
Covington, Kentucky 41012-0861  
Attorneys for Intervenor

and the original to:

Commonwealth of Kentucky  
Public Service Commission  
211 Sower Boulevard  
P.O. Box 615  
Frankfort, Kentucky 40602-0615

By:   
Ruth H. Baxter  
Attorney for the Complainant  
Carroll County Water District No. #1