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December 3, 2015

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DEC 04 2015

PUBLIC SERVICE
COMMISSION

Jeff Derouen
Executive Director
KY Public Service Commission
PO Box 615
Frankfort, KY 40602

RE: Bush Gardens Enterprises' Answers to Commission Staff's Initial Request for Information – CASE NO. 2015-00306

Mr. Derouen,

Bush Gardens Enterprises, LLC (“BGE”) is submitting its Answers to Commission Staff's Initial Request for Information. Per the Commission's instruction, we are submitting the original and five copies.

Please note the following information which is essential to the above referenced submittal:

- Electricity billing information through November 2015 is found as page 2 of Exhibit 3. We request the Commission to consider all 2014 information in Exhibit 3, as well as the more recent 2015 information. This 2015 information is most reflective of actual, current electricity costs.
- Some of the “eleventh hour” information referenced in Answer to No. 4(B) is marked “Exhibit 21” and is found independently stapled behind Exhibit 20. This Exhibit 21 includes the proofs of payment to Michael Conley available as of the time of this submittal. We request an extension to gather



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any additional proofs of payment to Michael Conley that the Commission might determine are necessary.

- Water is tested from Bush Gardens every quarter by independent water tester, McCoy Labs. This expense is essential to treatment plant operation and was accidentally omitted from the Application. We just realized this omission. Please find this cost information and payment notification from McCoy Labs independently stapled and marked "Exhibit 22," placed behind Exhibit 21, and consider these expenses when setting the initial rate.
- While compiling answers, we discovered maintenance expenses from 2015. Specifically, BGE replaced a motor and a blower in August of 2015. Please find cost information for this motor and blower independently stapled and marked "Exhibit 23," placed behind Exhibit 22. Please consider these expenses as a supplement to Answer No. 14(A) and consider these expenses with the Maintenance of Structures/Improvements.

Please do not hesitate to contact me if you have any questions.

Sincerely,



Aaron R. Davis

Enclosure

RECEIVED

DEC 04 2015

PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

APPLICATION OF BUSH GARDENS
ENTERPRISES, LLC FOR APPROVAL OF
INITIAL SEWER RATES PURSUANT TO THE
ALTERNATIVE RATE FILING PROCEDURES
FOR SMALL UTILITIES AND TARIFF

CASE NO. 2015-00306

ANSWERS TO COMMISSION STAFF'S INITIAL REQUESTS FOR INFORMATION

To: Jeff Derouen, Executive Director
Public Service Commission
211 Sower Boulevard
Frankfort, KY 40601

The following are Bush Gardens Enterprises, LLC's answers to the Commission Staff's Initial Requests for Information:

1. Refer to the Application, pages 1 of 27 and 2 of 27, Item 4. On page 1, Linda Bowling is identified as the "sewer treatment provider." On page 2, Item 4, it is stated that "The Operator's separate and independent economic duress prompted this pursuit."
 - a. State whether Linda Bowling as identified on page 1 is the "Operator" identified at page 2, Item 4.
 - b. If Linda Bowling is not the "Operator" identified on page 2, state the name of the "Operator."
 - c. Provide a detailed discussion of what is meant by "separate and independent economic duress."

ANSWER TO NO. 1A: Yes, Linda Bowling identified on page 1 as "Operator" is also the "Operator" on page 2.

ANSWER TO NO. 1B: Linda Bowling is the "Operator."

ANSWER TO NO. 1C: Linda Bowling is 68 years old and her personal income is limited to social security which is \$779/month. She is not currently employed anywhere and therefore she receives no wages from any labor. The treatment plant costs more to operate than the total of her personal income. This creates economic duress. She uses her husband's money to operate the plant. Her husband, David Bowling, is also 68 years old and his "working days" are limited and, therefore, it is urgent that this Bush Gardens treatment plant expense be resolved.

Witnesses prepared to Answer: Linda Bowling and David Bowling

2. Refer to the Application, page 1 of 27, Item 1. It states, "The Bush Gardens Subdivision sewer treatment plant ["Bush Gardens Plant"] has been in operation for nearly ten years."
 - a. State the name of the individual(s) and/or entity/entities that caused the Bush Gardens Plant and related appurtenances to be constructed.
 - b. State the date that the Bush Gardens Plant and related appurtenances were first placed into service.
 - c. State whether the Bush Gardens Plant was constructed as part of the development of the Bush Gardens Subdivision.
 - i. If it was not constructed as part of the development of the subdivision, state why it was constructed.
 - ii. State the number of vacant lots in the Bush Gardens Subdivision upon which the construction of new residential dwellings, or commercial property, may occur that will be served by the Bush Gardens Plant.
 - iii. Provide a discussion of the property that surrounds the Bush Gardens Subdivision and the possibility that the Bush Gardens Plant will provide sewer treatment services to either existing structures on this property, or new structures that may be constructed on this property in the future.

- d. Provide a detailed description of each major plant item of the Bush Gardens Plant and related appurtenances. This description should include, but not be limited, to:
 - i. the diameter and length of all collection and transmission main, and whether such main is gravity fed or force fed;
 - ii. the material from which the mains were manufactured, i.e., polyvinyl chloride, ductile iron, etc.;
 - iii. a description of all pumping stations, pumping equipment, and motors;
 - iv. the capacity of all holding tanks, aeration tanks, and wet wells;
 - v. the treatment process utilized at the plant; and
 - vi. the plant's maximum daily treatment capacity.
- e. State separately the total original cost to construct each of the major plant items described in response to Item 2.d. of this request.
- f. State how the original cost to construct the plant was funded.
- g. State whether the construction costs identified in Item 2.e. of this request were ever used to reduce the taxable income reported to either the federal or state taxing authorities by any or all of the individuals or entities identified in response to Item 2.a. of this request.
- h. For each year that the plant has operated, state separately the annual amount incurred for each expense category listed below, and provide a detailed explanation for each yearly account variance that exceeds 5 percent:
 - i. certified operator fees;
 - ii. chemicals (separated by chlorination and dechlorination);
 - iii. materials and supplies;
 - iv. sludge hauling (include the quantity hauled during each year as well as the cost); and
 - v. maintenance of structures and improvements.

ANSWER TO NO. 2A: David and Linda Bowling and Eric Ratliff. See Answer 2C below.

ANSWER TO NO. 2B: We do not know for sure. The earliest deed date conveying a home and property at Bush Gardens is November 2005. The sewer plant and related appurtenances were placed into service sometime before any of the homes sold. Therefore, it is estimated that plant was placed into service in 2004.

ANSWER TO NO. 2C: David and Linda Bowling owned the property where the Bush Gardens subdivision is located. Eric Ratliff, who was working for Big Sandy Housing Development approached the Bowlings about building a subdivision on the said property. The plan that followed was to construct approximately 20 houses in the subdivision. Regretfully, Mr. Ratliff and the Bowlings hypothesized that a sewer treatment plant might be the most feasible sewer option. Therefore, the Bush Gardens Treatment plant was constructed as part of the development for the Bush Gardens Subdivision.

ANSWER TO NO. 2C(1): Does not apply. See Answer to 2C.

ANSWER TO NO. 2C(2): There are twelve additional lots available for new residential development that could be connected to the Bush Garden sewer plant.

ANSWER TO NO. 2C(3): This sewer plant will never be used to service any structures, whether residential or commercial that are not considered in the twelve additional lots listed above in Answer to No. 2C(2).

ANSWER TO NO. 2D(1): The main line is 8 inch diameter and is gravity fed. The main line is approximately 800 feet in length. The main line runs along the right side of Tobacco Road, which runs through the middle of the subdivision. Each house is connected to the main line with its own 4 inch line.

ANSWER TO NO. 2D(2): Polyvinyl chloride.

ANSWER TO NO. 2D(3): There are no pumping stations in the Bush Gardens subdivision. The sewer treatment plant is exclusively gravity fed. The sewer treatment plant has one motor, one blower, a chlorinator, and de-chlorinator.

ANSWER TO NO. 2D(4): Each house has a septic tank of approximately 1,000 gallon volume. There are no wet wells at the Bush Garden subdivision. The sewer treatment plant is the aeration tank for the Bush Garden subdivision.

ANSWER TO NO. 2D(5): The septic tank for each home is designed to separate the solids from the liquid. The liquid discharge from each home's septic tank is gravity fed to the treatment plant where the aeration unit processes the sewage, purifying the liquid to discharge to Tom's Creek.

ANSWER TO NO. 2D(6): The plant's maximum daily treatment capacity is approximately 3,500 gallons.

ANSWER TO NO. 2E:

<u>Part</u>	<u>Quantity</u>	<u>Approximate Price</u>
1,000 septic tank	8	\$4,250
4" connection lines	600'	\$750
8" main line	800'	\$1,800
Tank (3,500 gallon) Including motor and blower	1	\$12,000
Chlorinator	1	\$250
De-chlorinator	1	\$250
4" SDR 35 discharge pipe	250'	\$200
Labor		\$5,500
Fence (Materials and Installation)	1	\$1,000

ANSWER TO NO. 2F: BGE objects to this request on the basis of relevance.

Notwithstanding this objection, the original cost to build the sewer plant came from original investment in the Bush Garden subdivision, provided by David and Linda Bowling.

ANSWER TO NO. 2G: None of the costs identified in item 2E above were ever used by anyone to reduce taxable income to any taxing authorities.

ANSWER TO NO. 2H: BGE objects to this request on the basis of relevance.

Notwithstanding this objection, please note the following subparts.

ANSWER TO NO. 2H(1): Michael Conley has been the certified operator for the treatment plant for approximately the last 3 years for \$325/month. Prior to Michael Conley, Larry Stambaugh was the certified operator for the treatment plant and his pay was \$150/month. Please see Exhibit 20 for receipts paid to Larry Stambaugh when he was not paid cash.

ANSWER TO NO. 2H(2): There are no records for chemical usage.

ANSWER TO NO. 2H(3): There are no records for materials and supplies.

ANSWER TO NO. 2H(4): There are no records for sludge hauling.

ANSWER TO NO. 2H(5): There are no records for maintenance of structures and improvements.

Witnesses prepared to Answer: Linda Bowling and David Bowling

3. Refer to the Application, page 2 of 27, Item 9, and page 13 of 27, Item d.- Insurance. On page 2, it is stated that "the Operator created BGE, secured liability insurance. . . ." and ". . . transferred the sewer treatment plant to BGE."

- a. State whether the Bush Gardens Plant, prior to its transfer to Bush Gardens, was covered by a general liability insurance policy that was secured by an affiliated company or individual.
- b. If the Bush Gardens Plant was covered by a policy of an affiliate prior to its transfer, provide a copy of the policy and the allocation of the policy's annual premium to all parties covered by the policy and explain why the Bush Gardens Plant could not continue to be covered by the same policy after its transfer to Bush Gardens.
- c. If the Bush Gardens Plant was not covered by a general liability insurance policy prior to its transfer to BGE, state the reasons why it must be covered by a policy after its transfer.

ANSWER TO NO. 3A: BGE objects to this request on the basis of relevance.

Notwithstanding this objection, prior to its transfer to Bush Gardens, the Bush Gardens sewer plant did not have general liability insurance.

ANSWER TO NO. 3B: Does not apply.

ANSWER TO NO. 3C: BGE objects to this request on the basis of Attorney/Client privilege. Notwithstanding this objection, Linda Bowling was advised by Attorney Aaron R. Davis to carry liability insurance on the Bush Garden treatment plant. This plant must be covered by general liability insurance because there is too much liability associated with the plant not to carry insurance. Among other things, this plant could be considered an attractive nuisance for children in the subdivision. Liability insurance is one way to protect innocent children at Bush Gardens subdivision. No longer carrying general liability insurance is simply not an option.

Witnesses prepared to Answer: Linda Bowling and David Bowling

4. Refer to the Application, pages 6 of 27, 10 of 27, and 12 of 27. On page 6, Item 9, Bush Gardens states that the calendar year ended December 31, 2014, is the test year upon

which it proposes to establish rates. On page 10, Bush Gardens states, "The rates are based on...actual expenses for the 2014 calendar year." On page 12, the amounts reported for all "Test Period" expenses are stated at \$0.

- a. Provide a revised copy of page 12 that lists as the "Test Period" expenses the "actual expenses" that are referred to on page 10.
- b. Provide supporting documentation, such as vendor invoices, for all historic expenses listed on the revised page 12 provided in response to Item 4.a. of this request

ANSWER TO NO. 4(A): See revised Page 12 attached as Exhibit 1.

ANSWER TO NO. 4(B): See attached Exhibits 2-8. (Please note that Exhibit 2 is only an additional copy of Michael Conley's bid information. It was realized in the eleventh hour of this submittal that proof of payment to Michael Conley had been accidentally omitted. Proof of payment to Michael Conley shall follow as an addendum to this submittal.)

Witnesses prepared to Answer: Linda Bowling and David Bowling

5.

- a. State the effective date of the first Kentucky Pollutant Discharge Elimination System ("KPDES") permit that was issued to the Bush Gardens Plant by the Kentucky Division of Water ("DOW").
- b. State the name of the certified operator retained to oversee the Bush Gardens Plant's operations for each year that a KPDES has been in effect.
- c. State the amount of the annual fees charged by the certified operators identified in Item 5.b. of this request for each year that they were retained.
- d. Provide a copy of all Notices of Violation issued to the Bush Gardens Plant by DOW.

ANSWER TO NO. 5(A): We have made requests from the Division of Water and have not yet received this information.

ANSWER TO NO. 5(B): Larry Stambaugh was the certified operator of the sewer treatment plant for several years. Larry Stambaugh operated the treatment plant until it incurred some violations around 2012. Because of these violations, BGE relieved Larry Stambaugh of his duties. Michael Conley has been the certified operator since Larry Stambaugh was relieved. We do not remember who was the certified operator of the treatment plant before Larry Stambaugh.

ANSWER TO NO. 5(C): Larry Stambaugh received \$150/month. Please see Exhibit 20 for receipts paid to Larry Stambaugh when he was not paid cash. Michael Conley receives \$335/month.

ANSWER TO NO. 5(D): Please see the notice of violations attached as Exhibit 9. We have requested all notice of violations from the Division of Water. Exhibit 9 is all that we have received to date.

Witnesses prepared to Answer: Linda Bowling and David Bowling

6. Refer to the Application, page 13 of 27, Item a.-Owner/Manager Fee, and page 15 of 27. On page 13, Bush Gardens is proposing to include in its pro forma operating expenses an Owner/Manager fee of \$3,600. On page 15, Bush Gardens calculates its requested Net Operating Income ("NOI") in the amount of \$2,242 (\$18,682, Revenues, - \$16,441, Operating Expenses).
 - a. Confirm that the proposed owner/manager fee will be paid to Lance Bowling
 - b. Provide a detailed list of the management duties that will be or are currently being performed by Mr. Bowling.
 - c. Does Mr. Bowling track the amount of hours he spends performing the daily management of Bush Gardens?

- i. If so, provide documentation to support the number of hours Mr. Bowling devotes to the management of Bush Gardens.
 - ii. If not, provide documentation to show that Mr. Bowling's proposed annual salary of \$3,600 is reasonable.
- d. On page 15, Bush Gardens demonstrates that the proposed rates will generate a NOI in the amount of \$2,241 that will be available for dividend payments to its owners. By adding this amount to the requested \$3,600 owner/manager fee, it is apparent that Bush Gardens requested revenues will result in overall compensation in the amount of \$5,841 to its owner (\$2,241 , NOI, + \$3,600, owner manager fee) . Given the relatively small size of Bush Gardens' operations and customer base, explain why this level of owner compensation is necessary, appropriate, and reasonable.

ANSWER TO NO. 6(A): The entire \$3,600 owner/manager fee on the application will be paid to the manager of Bush Gardens Enterprises, LLC.

ANSWER TO NO. 6(B): At this time, Lance Bowling is the manager of Bush Gardens Enterprises, LLC. Currently he oversees the operation of the plant and is responsible for overseeing and contracting any work done on the plant. In the future, the manager of this plant will be responsible for: Managing Bush Gardens Enterprises, LLC; taking care of all billing and collections; making trips to Bush Gardens to check on the plant; making other trips to Bush Gardens as necessary; and coordinating all repairs/replacements of parts on the plant.

ANSWER TO NO. 6(C): No.

ANSWER TO NO. 6(C)(1): Does not apply.

ANSWER TO NO. 6(C)(2): We received this \$3,600 value from staff at the Public Service Commission as an estimate for a reasonable manager fee for a "small" utility. This salary amounts to \$300/month. The reasonableness of this value depends on whether

Bush Garden residents pay in full and on time. Considering the magnitude of expenses in our application, and the rate that is required to cover these expenses, we anticipate that the time collecting fees will amount to a full-time job. We can't imagine that anybody would accept this responsibility for \$300/month. Therefore, we conscripted Lance Bowling to manage this company. Lance is Linda and David's son and they feel that they can trust him to manage the company and, because they are his parents, he is willing to do the job for such a low rate of pay.

ANSWER TO NO. 6(D): The owner is not receiving any of the owner/manager fee. The "owner/manager" fee was inappropriately labeled. It should have said "manager" fee. The manager will receive the total \$3,600 fee which was incorrectly labeled as "owner/manager" fee in the application. Pursuant to the application, the owner will receive \$2,241 for compensation for the plant.

Witnesses prepared to Answer: Linda Bowling and David Bowling

7. Refer to the Application, page 13 of 27, Item b.-Power Bill
- a. Provide a copy of the purchased power invoices that total \$878.84.
 - b. If not provided on the invoices that are provided in response to Item of this request, provide the account number and service address for these invoices. Bush Gardens shall request confidential treatment of the account number pursuant to 807 KAR 5:001 , Section 13.
 - c. Provide a description of the use of the electrical power received by Bush Gardens in return for the payment of the invoices provided in response to Item 7.a. of this request.

ANSWER TO NO. 7(A): Please see the invoices from the power company, Big Sandy RECC, attached as Exhibit 3.

ANSWER TO NO. 7(B): Bush Gardens requests confidential treatment of the account number and service invoices attached to ANSWER NO. 7(A).

ANSWER TO NO. 7(C): This power bill reflects power usage from the motor and the night light at the Bush Garden Sewer plant.

Witnesses prepared to Answer: Linda Bowling and David Bowling

8. Refer to the Application, page 13 of 27, Item c.-Routine Maintenance, and page 14 of 27. Attached to the Application is a bid from Michael Conley to perform the routine maintenance for Bush Gardens for a monthly fee of \$325.
- a. Provide a copy of Mr. Conley's operators' wastewater certification.
 - b. Mr. Conley's bid states that he is to perform "[r]outine inspection of treatment plant and adding necessary chemicals." Provide the number of times Mr. Conley performs his routine inspection of the treatment plant in a seven-day week.
 - c. Provide a list of the licensed wastewater operators Bush Gardens contacted to operate the Bush Gardens Plant. Include copies of any bids that Bush Gardens received.

ANSWER TO NO. 8(A): Please see Mr. Conley's certification attached as Exhibit 10.

ANSWER TO NO. 8(B): Approximately once every seven days.

ANSWER TO NO. 8(C): After Bush Gardens treatment plant received a violation in or about 2012, certified operator Larry Stambaugh was dismissed. At that point, licensed operators Dickie Crum and Michael Conley were verbally contacted about operating the Bush Garden treatment plant. No written, formal bids were received. Michael Conley was hired because he was cheaper than Dickie Crum. We do not remember the price that Dickie Crum quoted.

Witnesses prepared to Answer: Linda Bowling and David Bowling

9. Refer to the Application, page 13 of 27, Item d.-Insurance.

- a. Provide a copy of the general liability policy that was purchased by Bush Gardens for the amount of \$2,882.
- b. Provide a copy of the canceled check that was used to pay the premium for the general liability policy.

ANSWER TO NO. 9(A): Please see general liability policy attached as Exhibit 11. Notice that the premium is actually \$2,724.80. This is cheaper than the value on the application. The reasoning for the variance from the application is that the original quote from the same company was \$2,882. Only a partial payment was made for the insurance and we accidentally used the original quote to determine the total policy price.

ANSWER TO NO. 9(B): Please see payment information attached as Exhibit 12.

Witnesses prepared to Answer: Linda Bowling and David Bowling

10. Refer to the Application, page 13 of 27, Item e.-Office Expenses. Bush Gardens bases its pro forma office expense on \$3.50 per customer.
 - a. Provide a breakdown of the cost per customer, \$3.50, into its major components.
 - b. Include documentation to support each major cost component identified in the response to Item 10.a. of this request.

ANSWER TO NO. 10(A):

<u>Item</u>	<u>Cost</u>
Envelope	\$0.11
Bill (includes paper (1 page) and ink - - is equal to the cost the Johnson County government charges to print documents for tax payers.)	\$0.50
Stamp	\$0.49
Lease office from Tri-County Concrete (includes office, water, electricity, telephone, filing cabinet, desk, chair)	\$2.40

ANSWER TO NO. 10(B): Please see the attached Exhibits 13-15.

Witnesses prepared to Answer: Linda Bowling and David Bowling

11. Refer to the Application, page 13 of 27, Item f.-Chemicals.

- a. Provide vendor invoices that support annual chemical costs in the amount of \$1,272. The invoices should include the type, quantity, and unit price of the chemicals purchased.
- b. Explain how Bush Gardens determines the quantity of the chemicals that are applied during the treatment process and the timing that those quantities are applied.

ANSWER TO NO. 11(A): Please see the actual chemical invoices attached as Exhibit 6.

ANSWER TO NO. 11(B): Operator Michael Conley adds chemicals as needed. These chemicals dissolve and dissolution time depends on the flow in the tank.

Witnesses prepared to Answer: Linda Bowling and David Bowling

12. Refer to the Application, page 13 of 27, Item g.-Sludge Hauling.

- a. Provide copies of vendor invoices to support Sludge Hauling in the amount of \$475. These invoices should detail the date, cost, and quantity of sludge hauled.
- b. State the area of the plant that excess sludge accumulates that must be removed and explain the reasons why this sludge accumulates.
- c. Explain how Bush Gardens determines that excessive sludge has accumulated to the point that it must be removed.

ANSWER TO NO. 12(A): Please see the invoice for sludge hauling attached as Exhibit 7. There is no way to determine the volume of the sludge hauled. Furthermore, the price to haul sludge is not related to quantity of the sludge.

ANSWER TO NO. 12(B): The area where the sludge accumulates is in the second stage of the plant, before the chlorine is added and this area is approximated 600-800 gallons in volume. This sludge accumulated mainly because Bush Garden residents don't have their tanks pumped when their tanks are full.

ANSWER TO NO. 12(C): When this sludge needs to be removed, it is visible to the operator.

Witnesses prepared to Answer: Linda Bowling and David Bowling

- 13.** Refer to the Application, page 13 of 27, Item h.-Regulatory Commission Expense.
- a. Provide a copy of the billing documents from DOW that support the amount of the \$2,200 KPDES permit fee.
 - b. Provide a copy of the cancelled check(s) used to pay the \$2,200 KPDES permit fee.

ANSWER TO NO. 13(A): Please see the attached Exhibit 8.

ANSWER TO NO. 13(B): At this time, the attached Exhibit 8 is all that we have been able to secure for proof of payment. Since Exhibit 8 is from the Kentucky Division of Environmental Protection, please let us know if additional proof of payment is needed.

Witnesses prepared to Answer: Linda Bowling and David Bowling

- 14.** Refer to the Application, page 13 of 27, Item i.-Maintain Structures and Improvements.
- a. Provide copies of vendor invoices that support the requested maintenance expense in the amount of \$1,240. These invoices shall include the vendor's name, a description of the services and/or products for which the invoice was issued, the date that the service and/or products were provided, and a notation that states the

date the invoice was paid and the check number used by Bush Gardens to pay the invoice.

- b. Provide an explanation of the need for the services and/or products that are included on each invoice provided in response to Item 14.a. of this request.

ANSWER TO NO. 14(A): Please see the attached Exhibit 4, an invoice from Tri-County. This invoice represents an estimate to replace approximately 250 feet of 4" SDR 35 pipe from the plant to Tom's Creek, which needs replaced. This pipe has somehow been damaged. Bush Gardens Enterprises, LLC has no funds to do this work until a rate is set. This \$1,240 is the price to do this work.

Furthermore, this \$1,240 value is listed as an annual expense on the application because it is representative of costs through the years replacing pumps, motors, blowers, piping, etc. which plant operators have replaced as needed to keep the plant operating and currently have documentation to prove.

ANSWER TO NO. 14(B): Please see the Answer to No. 14(A).

Witnesses prepared to Answer: Linda Bowling and David Bowling

15. Refer to the Application, page 13 of 27, Item j.-Depreciation.

- a. Provide documentation to support the "Cost-of-Plant" and the cost of the Fence in the amounts of \$25,000 and \$1,000, respectively.
- b. Provide a schedule of utility plant in service and related depreciation in the most detailed format available.

ANSWER TO NO. 15(A): We have no documentation to support the \$25,000 cost of the plant or the \$1,000 cost of the fence. These values were given as an estimate of the cost to purchase and construct this plant and fence when it was installed.

ANSWER TO NO. 15(B): There is no depreciation schedule. We ask the Commission to note that over half of the life of this plant is gone and BGE has no funds to replace this plant.

Witnesses prepared to Answer: Linda Bowling and David Bowling

16. Refer to the Application, page 13 of 27, Item k.-Property Tax.

- a. Provide a copy of the last property tax bill that was issued to the owner of the Bush Gardens Plant prior to its transfer to Bush Gardens. This property tax bill should include the plant's assessed tax value and the tax liability calculated on the assessed value.
- b. Confirm that the pro forma property tax of \$100 is an estimate that is not based on the actual original cost of the treatment plant.
- c. Provide the basis for the estimated property tax of \$100.

ANSWER TO NO. 16(A): Please see the attached Exhibit 16 which represents taxes on this plant and the surrounding approximately 70 acres. This acreage has not been re-evaluated since the treatment plant has been on this property. The Bush Gardens plant was excepted from this surrounding acreage when the plant property was transferred to BGE. A tax evaluation on the property, for the plant exclusively, should be available soon.

ANSWER TO NO. 16(B): Correct. The \$100 is an estimate of what the property tax will be for the plant "as is."

ANSWER TO NO. 16(C): We do not know what the property tax will be. We know that we will pay the property tax. We were careful not to omit this cost from the application.

Witnesses prepared to Answer: Linda Bowling and David Bowling

17. The "Statement of Disclosure of Related Party Transactions" states that structure and repairs of \$1,240 and chemicals of \$1,272 were obtained from a related party, Tri-County Concrete, Inc. Provide documentation to show that the cost of these related party transactions are reasonable.

ANSWER TO NO. 17: Please see the price quotes for chlorine and de-chlore from a competitor attached as Exhibit 17. Tri-County is in the business of excavating material and installing pipe, so Tri-County provided the estimate for the \$1,240 maintenance work currently needed. We have not had an opportunity to secure an additional quote for this maintenance work.

Witnesses prepared to Answer: Linda Bowling and David Bowling

18. Refer to the Application, pages 9 of 27, 11 of 27, and 22 of 27.

- a. Explain why the rate requested by Bush Garden is stated at \$194.61 on pages 9 and 11, but is stated at \$195.20 in the proposed tariff provided on page 22.
- b. State the amount of the rate for which Bush Gardens seeks approval from the Commission.

ANSWER TO NO. 18(A): We apologize for this inconsistency. This is a typo. The \$194.61 value is correct. Please consider \$195.20 on page 22 an error.

ANSWER TO NO. 18(B): As stated in answer 18(A), Bush Garden Enterprises requests approval for \$194.61.

Witnesses prepared to Answer: Linda Bowling and David Bowling

19. Refer to the Application, page 23 of 27.

- a. Provide cost justifications for the charges of Item C-Special Nonrecurring Charge Amounts, Connection Inspection Fee.

- b. Item D-Connection Inspection Charges, states "that all connections to the sewer line shall be inspected by the sewer utility at a charge of \$75." Is there an anticipation of adding new customers to the sewer line?

ANSWER TO NO. 19(A): This information actually came from a template recommended by Commission staff. To clear any confusion, there will be no inspection ordered on the existing eight residents of Bush Gardens. However, if new customers are added, connections to the treatment plant's mainline will have to be inspected by the KY State Plumbing Inspector and his charge is \$45/call. Please see attached Exhibit 19 that states the KY State Plumbing Inspector's fee. Items C and D on page 23 should be revised to reflect this KY State Plumbing Inspector fee of \$45.

ANSWER TO NO. 19(B): There is currently no expectation to add new customers to the sewer line. See Answer to No. 19(A).

Witnesses prepared to Answer: Linda Bowling and David Bowling

20. Refer to the Application, page 24 of 27, Item G.-Sewer Lines. Provide an explanation for the statement that "[i]f a governmental agency requires an inspection of the customer's plumbing, the Utility shall not connect the customer's service pipe until it has received notice from the inspection agency certifying that the customer's plumbing is satisfactory."

ANSWER TO NO. 20: As stated in answer 19(A) this verbiage came from a Commission supplied template. This inspection is only for any future connections to this treatment plant. No future connections are anticipated. If there are additions to the treatment plant, the home will have to be inspected by the KY State Plumbing Inspector. Thereafter, the KY State Plumbing Inspector will charge \$45 to inspect the connection to the treatment plant's mainline.

Witnesses prepared to Answer: Linda Bowling and David Bowling

- 21.** Refer to the Application, page 26 of 27, Item L.-Discontinuance of Service by Utility.
- a. Provide an explanation for the statement that "[t]he utility may refuse or discontinue service to an applicant or customer after proper notice, for failure to comply with its rules and regulations or state and municipal rules and regulations, when a customer or applicant refuses or neglects to provide reasonable access to the premises."
 - b. To what state or municipal rules are you specifically referring in this statement?
 - c. To what type of circumstance are you referring in the need for the utility to gain access to the customer's premises?
 - d. How will the customer be notified by the utility if any of these circumstances prompts the utility to seek to discontinue the customer's service?
 - e. What time line will be given to the customer to rectify any situation that has occurred in relation to this portion of the policies proposed by the utility?
 - f. How will the utility discontinue service?

ANSWER TO NO. 21(A): Connecting or disconnecting sewer service will require BGE representatives to come on to a resident's private property. Each deed allows a 5 foot easement for this connection/disconnection. Nonetheless, if a resident refuses to allow such access, his service may be discontinued.

ANSWER TO NO. 21(B): State regulations refer to all Kentucky rules and regulations and all Johnson County rules and regulations. There are currently no municipal rules that do apply; however, should the community of Sitka ever become a municipality or should any neighboring municipality ever incorporate the treatment plant, such municipality's rules and regulations will apply.

ANSWER TO NO. 21(C): To connect or disconnect sewer service.

ANSWER TO NO. 21(D): Written notice.

ANSWER TO NO. 21(E): The customer will have three days to rectify the situation.

ANSWER TO NO. 21(F): BGE will sever the sewer line immediately prior to entering the main line and will cap the severed line.

Witnesses prepared to Answer: Linda Bowling and David Bowling

CERTIFICATION

I, LINDA BOWLING, do hereby verify the contents of the above Complaint are true and correct to the best of my knowledge, information, and belief formed after a reasonable inquiry.


LINDA BOWLING

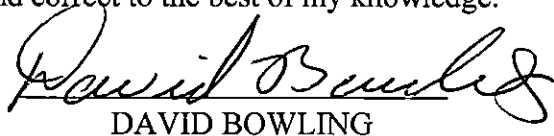
STATE OF KENTUCKY
COUNTY OF PIKE

Subscribed and sworn to before me by LINDA BOWLING on this 3rd
day of December, 2015.

MY COMMISSION EXPIRES: 12/5/18


NOTARY PUBLIC

I, DAVID BOWLING, do hereby verify the contents of the above Complaint are true and correct to the best of my knowledge.


DAVID BOWLING

STATE OF KENTUCKY
COUNTY OF PIKE

Subscribed and sworn to before me by DAVID BOWLING on this 3rd
day of December, 2015.

MY COMMISSION EXPIRES: 12/5/18


NOTARY PUBLIC

Respectfully submitted,



Aaron R. Davis, KBA #96155

Member of The Davis Firm, PLLC
Attorneys for Bush Gardens Enterprises, LLC
165 Evergreen Lane
Pikeville, KY 41501
Office: 606-432-3641
Cell: 606-899-1259
adavis@thedavisfirmpllc.com

Certificate of Service and Filing

Counsel certifies that an original and one copy of the foregoing were served and filed by ~~First Class U.S. Mail~~ ^{Original} postage pre-paid, to Jeff Derouen, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; counsel further states that true and accurate copies of the foregoing were mailed via First Class U.S. Mail, postage pre-paid, to:

Hon. Jack Conway, Attorney General
Hon. Angela M. Goad
Hon. Gregory T. Dutton
1024 Capital Center Drive, Suite 200
Frankfort, KY 40601-8204

This 3rd day of December, 2015.


Aaron R. Davis

Exhibit #1

STATEMENT OF ADJUSTED OPERATIONS - SEWER UTILITY

Account Titles	Test Period	Projected Adjustments	Ref.	Projected Operations
Operating Revenues				
Residential	\$0.00	\$0.00		\$0.00
Operating Expenses				
Owner/Manager Fee	\$3,600.00	\$0.00	(a)	\$3,600.00
Power	\$878.84	\$0.00	(b)	\$878.84
Routine Maint Fee	\$3,900.00	\$0.00	(c)	\$3,900.00
Insurance	\$2,882.00	\$0.00	(d)	\$2,882.00
Office Supplies	\$336.00	\$0.00	(e)	\$336.00
Chemicals	\$1,272.00	\$0.00	(f)	\$1,272.00
Sludge Hauling	\$475.00	\$0.00	(g)	\$475.00
Regulatory Commission Expense	\$440.00	\$0.00	(h)	\$440.00
Maintain Structures and Improvements	\$1,240.00	\$0.00	(i)	\$1,240.00
Total Operation and Maint Exp	\$15,023.84	\$0.00		\$15,023.84
Depreciation	\$1,316.67	\$0.00	(j)	\$1,316.67
Property Taxes	\$100.00	\$0.00	(k)	\$100.00
Total Operating Expenses	\$16,440.51	\$0.00		\$16,440.51
Net Operating Income	-\$16,440.51	\$0.00		-\$16,440.51

Exhibit #2

To: Bush Gardens Enterprises, LLC
1700 US Highway 23 S
Hagerhill, KY 41222

From: Michael Conley

Purpose: To maintain wastewater system at Bush Gardens Subdivision, Sitka, KY and to make necessary reports to the KY Department of Water.

Scope of Work:

1. Routine inspection of treatment plant and adding necessary chemicals
2. Checking and cleaning floats weekly
3. Checking and greasing aerators
4. Respond to odor complaints and take necessary action
5. Take DO and PH readings (or more often if signs of a problem appear)
6. Do all minor reports and coordinate with contractors on any major repairs (i.e.: breaks in line, pump repairs)
7. All materials needed will be approved and paid for by Bush Gardens Enterprises, LLC

Bid amount:
\$325.00 monthly

Michael Conley

Exhibit #3

Mbr Sep:	Search	Display	Standard	Customize				
Bill Date	Bill Amount	Read Date	Meter Read	KWH	Areas	Paid Date	Paid Amt	
11/01/14	79.20	11/01/14	15406	388	.00	11/25/14	-79.20	
10/01/14	71.89	10/01/14	15018	371	.00	10/17/14	-71.89	
09/01/14	76.13	09/01/14	14647	361	77.74	09/25/14	-153.87	
08/01/14	77.74	08/01/14	14266	370	.00		.00	
07/01/14	74.47	07/01/14	13916	338	.00	07/25/14	-74.47	
06/01/14	59.62	06/01/14	13578	170	.00	06/26/14	-59.62	
05/01/14	75.31	05/01/14	13408	372	75.92	06/02/14	-151.23	
04/01/14	75.92	04/01/14	13038	405	.00		.00	
03/01/14	72.58	03/01/14	12631	355	.00	03/28/14	-72.58	
02/01/14	81.70	02/01/14	12276	400	.00	02/27/14	-81.70	
01/01/14	74.88	01/01/14	11876	385	.00	01/15/14	-74.88	
12/01/13	79.56	12/01/13	11481	452	.00	12/18/13	-79.56	
11/01/13	82.88	10/31/13	11029	492	.00	11/07/13	-82.88	

Read Meter | Change Demand History | Change Member History | Print History

BOWLING DAVID L

Mbr Sep: 23967-004
 Status: Active Electric

Local Bkr: 202113
 Meter: 951705

Dist: 10
 Rate: 7
 Class: 21
 Cycle: 10

Notes Exist
 Add a Note

Payments(1)

Adjustments(0)

Misc

Read Date: 11/01/14 Read Type: 2 Days of Service: 31
 Bill Date: 11/01/14 Bill Type: 0 Average Temp: 0.1
 Due Date: 11/20/14 Multiplier:
 Current Read: 15406 Demand Read: 1380
 Previous Read: 15018 Actual Demand: 1360
 KWH: 388 Gross Demand: 1380
 kWh: 0 New Bill
 KVA: 000 Horsepower
 KVAR: 000

Energy: 107.85
 Fuel: -4.32
 Lgt Charge: .00
 Tax: 7.06
 Local Tax: 3.44
 Franch Tax: .00
 Gross Tax: .00
 Other Tax: .00
 Misc Chg: .00
 Other Chg: .00
 Equipment: .00
 Round Up: .00
 Contract: .00

Penalty: .00
 Other Amt 1: .00
 Other Amt 2: .00
 Other Amt 3: 11.09
 Interest: .00
 Member Fee: .00
 Cons Deposit: .00
 Other Deposit: .00
 Bill Amount: 125.14
 BS Amount: .00
 Areas: .00
 Ancillary: .00
 Net: .00

789-8804

Bill Date	Bill Amount	Read Date	Meters Read	KWH	Arraral	Paid Date	Paid Amt
12/01/14	70.81	12/01/14	15761	355	.00	12/19/14	-70.81
11/01/15	125.17	11/01/15	16159	381	.00	11/10/15	-125.17
10/01/15	110.26	10/01/15	18188	677	.00	10/27/15	-110.26
09/01/15	55.82	09/01/15	17511	46	.00	09/28/15	-55.82
08/01/15	48.52	08/01/15	17465	99	.00	08/17/15	-48.52
07/01/15	47.72	07/01/15	17366	77	.00	07/31/15	-47.72
06/01/15	51.86	06/01/15	17289	121	.00	06/29/15	-51.86
05/01/15	51.09	05/01/15	17188	176	.00	05/18/15	-51.09
04/01/15	60.51	04/01/15	16992	233	.00	04/30/15	-60.51
03/01/15	75.89	03/01/15	16759	338	.00	03/27/15	-75.89
02/01/15	71.56	02/01/15	16421	373	.00	02/11/15	-71.56
01/01/15	63.67	01/01/15	16048	287	.00	01/14/15	-63.67

Read Meter | Change Demand History | Change Member History | Print History

BOWLING DAVID L

Mbr Sep: 26957-004
 Status: Active Electric
 Location: 782113
 Meter: 8510708
 Rate: 10
 Class: 21
 Cycle: 10
 Ledger
 Notes Exist
 Add a Note
 Future Balance: .00

Payments(1)
 Read Date: 11/01/15
 Bill Date: 11/01/15
 Due Date: 11/28/15
 Current Read: 18149
 Previous Read: 18188
 KWH: 361
 Ltr KWH: 0
 KVA: 000
 KWAB: 000

Adjustments(0)
 Read Type: 2
 Bill Type: 0
 Demand Regr: 1360
 Actual Demand: 1360
 Billed Demand: 1360
 Horsepower: 00

Misc
 Date of Service: 31
 Average Term: 0.1
 Multiplier
 Now bill

Energy: 107.85
 Fuel: -4.32
 Lgt Charge: .00
 Tax: 7.08
 Local Tax: 3.44
 Franch Tax: .00
 Gross Tax: .00
 Other Tax: .00
 Misc Chg: .00
 Other Chg: .00
 Equipment: .00
 Round Up: .00
 Contract: .00

Penalty: .00
 Other Amt 1: .00
 Other Amt 2: .00
 Other Amt 3: 11.09
 Interest: .00
 Member Fee: .00
 Cons Deposit: .00
 Other Deposit: .00
 Bill Amount: 125.14
 BB Amount: .00
 Anears: .00
 Ancillary: .00
 Net: .00

Exhibit #4

Exhibit #5

(No Flat Cancellation)

COMMON POLICY DECLARATIONS

Policy No.
ENVP013997-00

Renewal of Number
New

INSURANCE IS PROVIDED BY
ROCKHILL INSURANCE COMPANY
KANSAS CITY, MISSOURI

Named Insured and Mailing Address

Agent

Linda Bowling

100 George Branch
East Point, KY 41216

Market Finders Insurance Corp.
PO Box 6549
Louisville, KY 40206

Policy Period: From 07/15/2015 To 07/15/2016

12:01 A.M. Standard Time at your Mailing address shown above.
(Unless otherwise Endorsed)

Business Description: Environmental Operations

Form of Business: Individual

IN RETURN FOR THE PAYMENT OF THE PREMIUM, AND SUBJECT TO ALL OF THE TERMS OF THIS POLICY, WE AGREE WITH YOU TO PROVIDE THE INSURANCE STATED IN THIS POLICY.

THIS POLICY CONSISTS OF THE FOLLOWING COVERAGE PARTS FOR WHICH A PREMIUM IS INDICATED. THIS PREMIUM MAY BE SUBJECT TO ADJUSTMENT.

COVERAGE PART	LIMITS OF INSURANCE:	COVERAGE PART (FORM NUMBER)
Commercial General Liability		CG 00 01 12/04
General Aggregate Limit:	2,000,000	
Products/Completed Operations Aggregate Limit:	2,000,000	
Personal and Advertising Injury Limit:	1,000,000	
Each Occurrence Limit:	1,000,000	
Damage to Premises Rented to You Limit:	50,000	
Medical Expense Limit:	5,000	
Contractors Pollution Liability Occurrence		RHIC 6201 01/11
Aggregate Limit:	2,000,000	
Each Contractors Pollution Condition Limit:	1,000,000	
Professional Liability		RHIC 6101 01/11
Aggregate Limit:	2,000,000	
Each Professional Services Incident Limit:	1,000,000	
<i>Covered Professional Services: "Professional Services" performed by the named insured for others for a fee.</i>		

This insurance has been placed with an insurer not licensed to transact business in the Commonwealth of Kentucky, but eligible as a surplus lines insurer. The insurer is not a member of the Kentucky Insurance Guaranty Association. Should the insurer become insolvent, the protection and benefits of the Kentucky Insurance Guaranty Association are not available.

THE COVERAGE PROVIDED BY THIS POLICY MAY NOT BE AS REQUESTED ON THE APPLICATION. IT IS YOUR RESPONSIBILITY TO CHECK AND CONFIRM THAT THIS POLICY DOES PROVIDE COVERAGE AS QUOTED AND AGREED UPON. IF THERE IS ANY DISCREPANCY PLEASE CONTACT US IMMEDIATELY

PREMIUM
\$2,500.00
TERRORISM (IF PURCHASED IS 100% MINIMUM EARNED) \$625.00
TOTAL MINIMUM & DEPOSIT PREMIUM N/A \$2,500.00

Premium shown is payable: at inception

Additional Form(s) and Endorsement(s) that are made a part of this policy at time of issue and that add, change, exclude or limit coverage are listed below.

*Omits applicable Forms and Endorsements if shown in specific Coverage Part/Coverage Form Declarations.
Date of Issue: 07/30/2015

Countersigned By

AUTHORIZED REPRESENTATIVE

THESE DECLARATIONS TOGETHER WITH THE COMMON POLICY CONDITIONS, COVERAGE PART DECLARATIONS, COVERAGE PART COVERAGE FORM(S) AND FORMS AND ENDORSEMENTS, IF ANY, ISSUED TO FORM A PART THEREOF, COMPLETE THE ABOVE NUMBERED POLICY.

RHIC 6000 (8/11)

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Page 1 of 3

APF 100.00
SLTX 78.00
KYSC 46.80
TOTAL PREMIUM \$2,724.80

Exhibit #6



8373

P. O. Box 248
Hagerhill, KY 41222
Phone (606) 789-8800
Fax (606) 789-8804

312 Cowpen Road
Pikeville, KY 41501
Phone (606) 437-MIXX (6499)

JOB INVOICE

Bill To Busch Gardens	Phone 4/7/15
Address	Customer Order No.
City	Order Taken By
Job Name and Location	Date Ordered
Description of Work	Date Promised <input type="checkbox"/> A.M. <input type="checkbox"/> P.M.
	<input type="checkbox"/> Day Work
	<input type="checkbox"/> Contract
	<input type="checkbox"/> Extra

Quan.	Description of Material Used	Price	Amount
2	45 lb Chlorine		300
1	45 lb Dechlor		150

Hours	Labor	Amount	Total Materials
	@		
	@		
	@		
	@		
			Tax 27 -
			Fuel Surcharge
			Total 477 -

I hereby acknowledge the satisfactory completion of the above described work
Signature _____ Date Completed _____



312 Cowpen Road
Pikeville, KY 41501
Phone (606) 437-MIXX (6499)

P. O. Box 248
Hagerhill, KY 41222
Phone (606) 789-8800
Fax (606) 789-8804

JOB INVOICE

Bill To Busch Gardens	Phone
Address	Customer Order No. 9/24/14
City	Order Taken By
Job Name and Location	Date Ordered
Description of Work	Date Promised <input type="checkbox"/> A.M. <input type="checkbox"/> P.M.
	<input type="checkbox"/> Day Work
	<input type="checkbox"/> Contract
	<input type="checkbox"/> Extra

Quan.	Description of Material Used	Price	Amount
1	45 lb Dechlor		150 -
	45 lb Chlorine		150 -

Hours	Labor	Amount	Total Materials
	@		
	@		
	@		
	@		
			Tax 18 -
			Fuel Surcharge
			Total 318 60

I hereby acknowledge the satisfactory completion of the above described work
Signature _____ Date Completed _____



P. O. Box 248
 Hagerhill, KY 41222
 Phone (606) 789-8800
 Fax (606) 789-8804

312 Cowpen Road
 Pikeville, KY 41501
 Phone (606) 437-MIXX (6499)

JOB INVOICE

Bill To <i>Busch Gardens</i>	Phone
Address	Customer Order No. <i>6/1/14</i>
City	Order Taken By
Job Name and Location	Date Ordered
Description of Work	Date Promised <input type="checkbox"/> A.M. <input type="checkbox"/> P.M.
	<input type="checkbox"/> Day Work
	<input type="checkbox"/> Contract
	<input type="checkbox"/> Extra

Quan.	Description of Material Used	Price	Amount
1	45lb Chlorine		150 -
1	45lb Dechlor		150 -

Hours	Labor	Amount	Total Materials
	@		Total Labor
	@		Sub Total
	@		Tax <i>18</i> -
	@		Fuel Surcharge
I hereby acknowledge the satisfactory completion of the above described work		TOTAL LABOR	Total <i>318</i> -
Signature	Date Completed		

Exhibit #7

Exhibit #8

Kentucky Department for Environmental Protection

200 Fair Oaks Lane
Frankfort, KY 40601

Telephone: () - FAX: () -

INVOICING PARTY:

Bush Gardens Subd
1559 Sitka Rd
Sitka, KY 41255

PERTAINING TO:

34976 - Bush Gardens Subd
1559 Sitka Rd
Sitka, KY 41255

INVOICE ID: 107141

INVOICE DATE: 10/21/2011

INVOICE DUE DATE: 11/20/2011

Payment not received by the department within 15 days of the due date will be charged a late payment fee as prescribed by DEQ statute. Any late payment fee shall be calculated from the due date indicated on the invoice.

ASSESSMENTS

Wastewater, APE20110001, KPDES app small nonPOTW

INVOICED AMOUNT

\$440.00

CREDITS

Payment (10/21/2011)

\$440.00

Total Credits:

\$440.00

BALANCE DUE

\$0.00

Kentucky Department for Environmental Protection

200 Fair Oaks Lane
Frankfort, KY 40601

Telephone: () - FAX: () -

INVOICING PARTY:

Bush Gardens Subd
1559 Sitka Rd
Sitka, KY 41255

PERTAINING TO:

34976 - Bush Gardens Subd
1559 Sitka Rd
Sitka, KY 41255

INVOICE ID: 107141

INVOICE DATE: 10/21/2011

INVOICE DUE DATE: 11/20/2011

Payment not received by the department within 15 days of the due date will be charged a late payment fee as prescribed by DEQ statute. Any late payment fee shall be calculated from the due date indicated on the invoice.

\$440.00

Kentucky Department for Environmental Protection

200 Fair Oaks Lane

Frankfort, KY 40601

Telephone: () - FAX: () -

Please include with payment.

INVOICING PARTY:

Bush Gardens Subd

1559 Sitka Rd

Sitka, KY 41255

PERTAINING TO:

34976 - Bush Gardens Subd

1559 Sitka Rd

Sitka, KY 41255

Please make any corrections to Invoicing Address, if needed.

INVOICE ID:

107141

INVOICE DATE: 10/21/2011

Balance Due: \$0.00

Amount Enclosed: \$ _____

If amount enclosed is different from Balance Due, please provide written explanation.

Please make checks payable to: Kentucky State Treasurer

Mail payments to:

200 Fair Oaks Lane

Frankfort, KY 40601

FEDERAL TAX ID #: 61-0600439

Kentucky Department for Environmental Protection

200 Fair Oaks Lane
Frankfort, KY 40601

Telephone: () - FAX: () -

INVOICING PARTY:
Bush Gardens Subd
1559 Sitka Rd
Sitka, KY 41255

PERTAINING TO:
34976 - Bush Gardens Subd
1559 Sitka Rd
Sitka, KY 41255

INVOICE ID: 107142

INVOICE DATE: 10/21/2011

INVOICE DUE DATE: 11/20/2011

Payment not received by the department within 15 days of the due date will be charged a late payment fee as prescribed by DEQ statute. Any late payment fee shall be calculated from the due date indicated on the invoice.

ASSESSMENTS

Wastewater, APE20110001, KPDES remainder small nonPOTW

INVOICED AMOUNT \$1,760.00

CREDITS

Payment (10/21/2011)	\$10.00	
Payment (09/11/2012)	\$600.00	
Payment (09/28/2012)	\$600.00	
Payment (10/10/2012)	\$550.00	
Total Credits:		\$1,760.00

BALANCE DUE **\$0.00**

Kentucky Department for Environmental Protection

200 Fair Oaks Lane
Frankfort, KY 40601

Telephone: () - FAX: () -

INVOICING PARTY:

Bush Gardens Subd
1559 Sitka Rd
Sitka, KY 41255

PERTAINING TO:

34976 - Bush Gardens Subd
1559 Sitka Rd
Sitka, KY 41255

INVOICE ID: 107142

INVOICE DATE: 10/21/2011

INVOICE DUE DATE: 11/20/2011

Payment not received by the department within 15 days of the due date will be charged a late payment fee as prescribed by DEQ statute. Any late payment fee shall be calculated from the due date indicated on the invoice.

\$1,760.00

Kentucky Department for Environmental Protection

200 Fair Oaks Lane
Frankfort, KY 40601

Telephone: () - FAX: () -

Please include with payment.

INVOICING PARTY:

Bush Gardens Subd
1559 Sitka Rd
Sitka, KY 41255

PERTAINING TO:

34976 - Bush Gardens Subd
1559 Sitka Rd
Sitka, KY 41255

Please make any corrections to Invoicing Address, if needed.

INVOICE ID:

107142

INVOICE DATE: 10/21/2011

Balance Due: \$0.00

Amount Enclosed: \$ _____

If amount enclosed is different from Balance Due, please provide written explanation.

Please make checks payable to: Kentucky State Treasurer

Mail payments to:

200 Fair Oaks Lane
Frankfort, KY 40601

FEDERAL TAX ID #: 61-0600439

Exhibit #9



STEVEN L. BESHEAR
GOVERNOR

LEONARD K. PETERS
SECRETARY

ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION

Division of Water
233 Birch St
Hazard, KY 41701-2115
www.kentucky.gov

June 25, 2015

Certified No. 7009 2820 0003 6159 0189
Return Receipt Requested

Bush Gardens Subd
Attn: Linda Bowling
PO Box 248
Hagerhill, KY 41222

Re: Notice of Violation
AI ID: 34976
AI Name: Bush Gardens Subd
Activity ID: ENV20150001
Permit No. KY0103853
Johnson County, KY

Dear Bush Gardens Subd:

The Kentucky Department for Environmental Protection (DEP) has issued the enclosed Notice of Violation for violations discovered at your facility. Please review this Notice of Violation carefully to ensure that all remedial measures are completed by the specified deadlines.

This NOV is being issued as a result of an inspection conducted on 04/13/2015.

All laboratory analyses required to demonstrate compliance with the conditions of this permit shall be performed by a Division of Water (DOW) certified general wastewater laboratory and field-only laboratory. Compliance with this requirement shall commence on January 1, 2015 for analyses performed by a general wastewater laboratory and January 1, 2016 for a field-only wastewater laboratories. The deadline for submitting a completed application is October 1, 2014 for a general wastewater laboratory and October 1, 2015 for a field-only wastewater laboratory.

For information or questions regarding the certification process, contact Frank Hall at 502-564-3410 or email at DOWLabCertification@ky.gov. Required documents can be found at <http://water.ky.gov/permitting/Pages/WasteWaterCertification.aspx>.

Your cooperation and attention to this matter is appreciated. If you have any questions, please contact me at 606-435-6022.

Sincerely,

Joshua George,

COMMONWEALTH OF KENTUCKY
ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
Division of Water

NOTICE OF VIOLATION

To: Bush Gardens Subd
Attn: Linda Bowling
PO Box 248
Hagerhill, KY 41222

AI Name: Bush Gardens Subd AI ID: 34976 Activity ID: ENV20150001

Discovery ID: CIN20150001 County: Johnson

Enforcement Case ID:

Date(s) Violation(s) Observed: 04/13/2015

This is to advise that you are in violation of the provisions cited below:

1 Violation Description for Subject Item GINS000000001 Wasterwater/Inspection/Field Staff/WWTP(KPDES Individual):

Proper Operation and Maintenance. The permittee shall at all times properly operate and maintain all facilities and systems of treatment and control and related appurtenances which are installed or used by the permittee to achieve compliance with the conditions of this permit. Proper operation and maintenance also includes adequate laboratory controls, and appropriate quality assurance procedures. This provision requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit. [401 KAR 5:065 Section 2(1)] As in [40 C.F.R. 122.41(e)].

Description of Non Compliance:

The facility is not being properly operated and maintained as required. At the time of the inspection the facility was operating. The aeration basin was aerating. The basin appeared light in color and appeared to be underloaded. The clarifier was being aerated due to an air line leak leading to the skimmer. The clarifier was not able to function properly due to the mixing caused by the air leak. Solids were settling out in the chlorine contact chamber. The discharge pipe for the plant has been broken. The plant now discharges onto the ground near the plant. The effluent is ponding and causing the area to stand in water. Nearby residents spoke with us during the inspection and expressed concerns of odor and disease transmission through mosquitoes and insects. The KPDES permit indicates the facility should discharge directly into Tom's Creek. The effluent pipe should be repaired to alleviate these issues.

The remedial measure(s), and date(s) to be completed by are as follows:

The permittee must, at all times, properly operate & maintain the facility. The facility must be operated so that the effluent meets all KPDES permit limits. The effluent shall be discharged to the tributary named in the permit and should not be discharged onto the ground. With proper approval(s) from the Division of Water, upgrade/update the facility in order to meet the regulatory requirements and facility permit conditions. By July 31, 2015, the permittee shall submit a written notification to the undersigned that the permittee complies with all requirements of its permit. Failure to comply with the remedial measures or repeated violations of this requirement may subject you and/or your company to an immediate referral to the Division of Enforcement. [401 KAR 5:065 Section 2(1)]

Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations violated. In addition, violations may be concurrently enjoined. Compliance with remedial measures and their deadlines does not provide exemption from liability for violations during the period of remediation, nor prevent additional remedial measures from being required.

If you have questions or need further information, write or call the undersigned:

Division of Water
Hazard Regional Office
233 Birch St
Hazard, KY 41701-2115
606-435-6022 (8:00 AM – 4:30 PM)
Joshua George, Environmental Inspector

Joshua George

Issued By:

Joshua George, Environmental Inspector
Date: June 25, 2015

Damon D White

Issued By:

Damon White, Environmental Control Supervisor
Date: June 25, 2015

How Delivered: Certified Mail Certified/Registered # 7009 2820 0003 6159 0189

Energy and Environment Cabinet
Department for Environmental Protection
Division of Water
Wastewater Inspection Report

AI ID: 34976 **AI Type:** RESIDENCE- Subdivision (nec)
AI Name: Bush Gardens Subd
AI Address: 1559 Sitka Rd
City: Sitka, **State:** Kentucky **Zip:** 41255
County: Johnson **Regional Office:** Hazard Regional Office
Latitude: 37.888111 **Longitude:** -82.822194
Site Contact: Mike Conley
Title: Operator **Phone #:**
Inspection Type: WW Routine-Min Nmun **Activity #:** CIN20150001
Incident IDs:
Inspection Start Date: April 13, 2015 **Time:** 10:45 AM **End Date:** April 13, 2015 **Time:** 11:30 AM
Site/Permit ID: KY0103853

Lead DEP Investigator: Joshua George
Other DEP Investigators:
External Investigators:
Persons Interviewed: Mike Conley

General Comments: An inspection was conducted at the Bush Gardens WWTP. The facility is a 0.008 MGD extended aeration package treatment plant. Mike Conley, the certified operator, was not present at the time of the inspection. At the time of the inspection the facility was operating. The aeration basin was aerating. The basin appeared light in color and appeared to be underloaded. The clarifier was being aerated due to an air line leak leading to the skimmer. The clarifier was not able to function properly due to the mixing caused by the air leak. Solids were settling out in the chlorine contact chamber. Chlorine and de-chlorination tablets were present in the system. The discharge pipe for the plant has been broken. The plant now discharges onto the ground near the plant. The effluent is ponding and causing the area to stand in water. Nearby residents spoke with us during the inspection and expressed concerns of odor and disease transmission through mosquitoes and insects. The KPDES permit indicates the facility should discharge directly into Tom's Creek. The effluent pipe should be repaired to alleviate these issues. No DMR excursions were noted for the past two quarters. The KPDES permit was reviewed and is valid through December 31, 2017.

Overall Compliance Status: Out of Compliance- NOV

Investigation Results

SI: AIOO34976

SI Description:

Inspector Comment:

SI: GINS1 KPDES Individual

SI Description: Wasterwater/Inspection/Field Staff/WWTP

Inspector Comment:

Requirement: Does the facility hold the proper KPDES permit?. [401 KAR 5:055 Section 2]

Compliance Status: C-No Violations observed

Comment: The KPDES permit was reviewed and is valid through December 31, 2017.

Requirement: Is the facility being operated under the supervision of a properly certified operator? [401 KAR 5:010 Section 1]. [401 KAR 5:010 Section 1]

Compliance Status: C-No Violations observed

Comment: Mike Conley is the certified Class III operator, #12880.

Requirement: Is the collection system under the primary responsibility of an individual who holds an active collection system certification at the level appropriate for the size of the treatment facility receiving the waste? [401 KAR 5:010 Section 2]. [401 KAR 5:010 Section 2]

Compliance Status: N-Not Applicable

Comment:

Requirement: Is the facility being properly operated and maintained as specified in regulation 5:065? This includes:
(a) proper operation and maintenance of all facilities, systems of treatment and control, and related appurtenances which are installed or used by the permittee to achieve compliance with permit conditions;
(b) proper operation and maintenance also includes adequate laboratory controls, and appropriate quality assurance procedures;
(c) this provision also requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit. [401 KAR 5:065 Section 2(1)]. [401 KAR 5:065 Section 2(1)]

Compliance Status: V-Out of Compliance-NOV

Comment: The facility is not being properly operated and maintained as required. At the time of the inspection the facility was operating. The aeration basin was aerating. The basin appeared light in color and appeared to be underloaded. The clarifier was being aerated due to an air line leak leading to the skimmer. The clarifier was not able to function properly due to the mixing caused by the air leak. Solids were settling out in the chlorine contact chamber. The discharge pipe for the plant has been broken. The plant now discharges onto the ground near the plant. The effluent is ponding and causing the area to stand in water. Nearby residents spoke with us during the inspection and expressed concerns of odor and disease transmission through mosquitoes and insects. The KPDES permit indicates the facility should discharge directly into Tom's Creek. The effluent pipe should be repaired to alleviate these issues.

Requirement: Are the disinfection unit(s) maintained and operated properly to allow for compliance with permit conditions? [401 KAR 5:005 Section 11]. [401 KAR 5:005 Section 11]

Compliance Status: C-No Violations observed

Comment: Solids were settling out in the chlorine contact chamber. Chlorine and de-chlorination tablets were present in the system.

Requirement: Have pollutants entered the waters of the Commonwealth? [KRS 224.70-110]. [KRS 224.70-110]

Compliance Status: C-No Violations observed

Comment: There was no evidence that pollutants had entered the receiving stream.

Requirement: Have surface waters been aesthetically or otherwise degraded? [401 KAR 10:031 Section 2]. [401 KAR 10:031 Section 2]

Compliance Status: C-No Violations observed

Comment: No visible degradation was observed in the receiving stream. The plant effluent is ponding around the plant.

Documentation

- | | |
|--|--|
| <input checked="" type="checkbox"/> Photos taken | <input type="checkbox"/> Record of visual determination of opacity |
| <input type="checkbox"/> Documents obtained from facility | <input type="checkbox"/> Samples taken by DEP |
| <input type="checkbox"/> Samples taken by outside source | <input type="checkbox"/> Regional office instrument readings taken |
| <input type="checkbox"/> Request for Submission of Documents | <input type="checkbox"/> Other documentation |

Inspector:

Joshua George

Date:

06/24/2015

Received By: _____ **Title:** _____ **Date:** _____

Delivery Method: Certified Mail

Certified Mail Number: 7009 2820 0003 6159 0189



STEVEN L. BESHEAR
GOVERNOR

LEONARD K. PETERS
SECRETARY

ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION

Division of Water
233 Birch St
Hazard, KY 417012115
www.kentucky.gov

October 16, 2014

Mr. David L Bowling
Bush Gardens Subd
P.O. Box 248
Hager Hill, Kentucky 41222

RE: Bush Gardens Subd -- 34976
Permit No.: KY0103853
Johnson County, Kentucky
Activity ID: CIN20140003

Dear Mr. David L Bowling :

Attached for your information and records is a copy of the WW CEI-Minor Mun performed at Bush Gardens Subd on October 15, 2014.

The plant was found to be in satisfactory condition at the time of inspection. The plant did have two permit violations during the period reviewed. During the second quarter the plant was out of compliance on TSS and ammonia. All laboratory analyses required to demonstrate compliance with the conditions of this permit shall be performed by a Division of Water (DOW) certified general wastewater laboratory and field-only laboratory. Compliance with this requirement shall commence on January 1, 2015 for analyses performed by a general wastewater laboratory and January 1, 2016 for a field-only wastewater laboratories. The deadline for submitting a completed application is October 1, 2014 for a general wastewater laboratory and October 1, 2015 for a field-only wastewater laboratory.

If you have any questions or comments concerning this inspection, please contact the Hazard Regional Office at: (606) 435-6022.

Sincerely,

Lee Pigman
Environmental Inspector
Hazard Regional Office
Division of Water

DLP

Energy and Environment Cabinet
Department for Environmental Protection
Division of Water
Wastewater Inspection Report

AI ID: 34976 **AI Type:** RESIDENCE- Subdivision (nec)
AI Name: Bush Gardens Subd
AI Address: 1559 Sitka Rd
City: Sitka, **State:** Kentucky **Zip:** 41255
County: Johnson **Regional Office:** Hazard Regional Office
Latitude: 37.888111 **Longitude:** -82.822194
Site Contact: Dave & Linda Bowling
Title: Owner **Phone #:**
Inspection Type: WW CEI-Minor Mun **Activity #:** CIN20140003
Incident IDs:
Inspection Start Date: October 15, 2014 **Time:** 01:00 PM **End Date:** October 15, 2014 **Time:** 01:45 PM
Site/Permit ID: KY0103853

Lead DEP Investigator: Lee Pigman
Other DEP Investigators: David Slone; Ronnie Shell
External Investigators:
Persons Interviewed:

General Comments: The plant receives very little flow. The clarifier and the effluent were murky and solids appeared to be passing through the chlorine contact unit. The color of the aeration unit was light but did not appear septic. The DMR review indicated the plant had two permit violations during last year. The facility was out of compliance on BOD and TSS during the second quarter of 2014.

Overall Compliance Status: Out of Comp- Viol documented

Investigation Results

SI: AIOO34976

SI Description:

Inspector Comment:

Requirement: Does the facility hold the proper KPDES permit?. [401 KAR 5:055 Section 2]

Compliance Status: C-No Violations observed

Comment: Permit is valid thru Dec 31 2017

Requirement: Have all required permits been obtained from the Division of Water prior to the construction or modification of the facility? [401 KAR 5:005 Section 1]

Compliance Status: C-No Violations observed

Comment:

Requirement: Is the facility being operated under the supervision of a properly certified operator? [401 KAR 5:010 Section 1]

Compliance Status: C-No Violations observed

Comment:

Requirement: Is the collection system under the primary responsibility of an individual who holds an active collection system certification at the level appropriate for the size of the treatment facility receiving the waste? [401 KAR 5:010 Section 2]

Compliance Status: N-Not Applicable

Comment: The collection system does not require a certified operator due to the size of the system.

Requirement: Does the permittee retain records of all monitoring information including: the date, exact place, and time of sampling or measurements; the name of the individual who performed the sampling or measurements; the dates and times analyses were performed; the name of the individual who performed the analyses; the analytical techniques

or methods used; the results of the analyses; all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation; copies of all reports required by this permit; and records of all data used to complete the application for this permit, for the period required by the cabinet and at a minimum of at least three (3) years from the date of the sample, measurement, report, or application? [401 KAR 5:065 Section 2(1)]

Compliance Status: C-No Violations observed

Comment:

Requirement: Is the facility required to prepare and implement a groundwater protection plan (GPP) as specified in regulation 401 KAR 5:037? If yes, does the facility have a GPP? [401 KAR 5:037 Section 3]

Compliance Status: C-No Violations observed

Comment:

Requirement: Is the permittee reporting monitoring results to the cabinet at the intervals specified in the permit? [401 KAR 5:065 Section 2(1)]

Compliance Status: C-No Violations observed

Comment:

Requirement: Are the monitoring results reported to the cabinet on a Discharge Monitoring Report (DMR)? [401 KAR 5:065 Section 2(1)]

Compliance Status: C-No Violations observed

Comment:

Requirement: If the permittee monitors any pollutant more frequently than required by the permit, using test procedures approved under 40 CFR Part 136 or as specified in the permit, are the results of this monitoring included in the calculation and reporting of the data submitted in the DMR? [401 KAR 5:065 Section 2(1)]

Compliance Status: C-No Violations observed

Comment:

Requirement: Are the calculations for all limitations which require averaging of measurements utilizing an arithmetic mean unless otherwise specified by the Cabinet in the permit? [401 KAR 5:065 Section 2(1)]

Compliance Status: C-No Violations observed

Comment:

Requirement: Is the permittee in compliance for the reporting of spills, bypasses, and non-compliance according 401 KAR 5:065 Section 2(1)

Compliance Status: C-No Violations observed

Comment:

Requirement: Did the facility notify the Division of Water by the most rapid means available whenever, by reason of emergency or accident, a spill or discharge occurs which results in pollution of the waters of the Commonwealth? [401 KAR 5:015 Section 2]

Compliance Status: C-No Violations observed

Comment:

Requirement: Is the facility being properly operated and maintained as specified in regulation 5:065? This includes:
(a) proper operation and maintenance of all facilities, systems of treatment and control, and related appurtenances which are installed or used by the permittee to achieve compliance with permit conditions;
(b) proper operation and maintenance also includes adequate laboratory controls, and appropriate quality assurance procedures;
(c) this provision also requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit. [401 KAR 5:065 Section 2(1)]

Compliance Status: C-No Violations observed

Comment:

Requirement: Are the disinfection unit(s) maintained and operated properly to allow for compliance with permit conditions? [401 KAR 5:005 Section 11]

Compliance Status: C-No Violations observed

Comment:

Requirement: Does the flow measuring device measure all flow received at the WWTP? For large wastewater facilities (average daily design capacity >50, 000 gpd), is flow measured by an indicating, recording, and totalizing flow measuring device? [401 KAR 5:005 Section 12]

Compliance Status: N-Not Applicable

Comment:

Requirement: Is a source of water provided for cleanup? If potable water is used, is a backflow preventor installed to

protect the water supply? [401 KAR 5:005 Section 10(6)]

Compliance Status: C-No Violations observed

Comment:

Requirement: Has fencing with a lockable gate been installed around the wastewater treatment plant? [401 KAR 5:005 Section 10(7)]

Compliance Status: C-No Violations observed

Comment:

Requirement: Has an all-weather access road been installed to allow access to the wastewater treatment plant? Is the road adequately maintained to allow access to the facility for operation and maintenance activity? [401 KAR 5:005 Section 10(8)]

Compliance Status: C-No Violations observed

Comment:

Requirement: Sewage sludge. Did the facility meet the requirements governing the disposal of sewage sludge from publicly owned treatment works, in accordance with 40 CFR Part 503? [401 KAR 5:065 Section 2(4)]

Compliance Status: N-Not Applicable

Comment:

Requirement: Is the effluent in compliance with KPDES permit limitations? Do the Discharge Monitoring Reports indicate KPDES permit violations? [401 KAR 5:065 Section 2(1)]. [401 KAR 5:065 Section 2(1)]

Compliance Status: D-Out of Compliance-Violations Documented

Comment: The facility has failed to comply with the effluent limitations contained in the permit. The facility was out of compliance on BOD and TSS during the second quarter of 2014.

Requirement: Are samples taken in compliance with the monitoring requirements and taken at the following location(s): nearest accessible point after final treatment, but prior to actual discharge or mixing with receiving waters? Are the samples representative of plant flow? Are flow proportioned samples obtained when required by the KPDES permit? Are grab samples collected according to the KPDES permit requirements? Are composite samples collected and analyzed according to the KPDES permit conditions? Are samples collected according to KPDES permit requirements? [401 KAR 5:065 Section 2(1)]

Compliance Status: C-No Violations observed

Comment:

Requirement: Are the facility sample collection procedures adequate? Are the samples collected in proper containers, preserved, and refrigerated properly? Are all samples analyzed within the allowed holding times? [401 KAR 5:065 Section 2(1)]

Compliance Status: C-No Violations observed

Comment:

Requirement: Is the facility sampling in accordance with sampling requirements specified for biomonitoring in the KPDES permit conditions? [401 KAR 5:065 Section 2(1)]

Compliance Status: C-No Violations observed

Comment:

Requirement: Have pollutants entered the waters of the Commonwealth? [KRS 224.70-110]

Compliance Status: C-No Violations observed

Comment:

Requirement: Have surface waters been aesthetically or otherwise degraded? [401 KAR 10:031 Section 2]

Compliance Status: C-No Violations observed

Comment:

Requirement: Is the permittee in compliance with all permit conditions? [401 KAR 5:065 Section 2]

Compliance Status: C-No Violations observed

Comment:

Documentation

- | | |
|--|--|
| <input type="checkbox"/> Photos taken | <input type="checkbox"/> Record of visual determination of opacity |
| <input type="checkbox"/> Documents obtained from facility | <input type="checkbox"/> Samples taken by DEP |
| <input type="checkbox"/> Samples taken by outside source | <input type="checkbox"/> Regional office instrument readings taken |
| <input type="checkbox"/> Request for Submission of Documents | <input type="checkbox"/> Other documentation |

Inspector:

Donna Lee Pignone

Date: 11/14/14

Received By: _____ **Title:** _____ **Date:** _____

Delivery Method:

Certified Mail Number:

STEVEN L. BESHEAR
GOVERNOR



LEONARD K. PETERS
SECRETARY

ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF ENFORCEMENT
300 FAIR OAKS LANE
FRANKFORT KENTUCKY 40601
www.kentucky.gov

February 25, 2013

CERTIFIED MAIL No. 7011 3500 0002 9112 6213
Return Receipt Requested

Bush Gardens Subdivision
Linda Bowling
PO Box 248
Hagerhill, KY 41222

Re: Notice of Violation
AI ID: 34976
AI Name: Bush Gardens Subd
Activity ID: ENV20120002
Facility No. KY0103853
Johnson County, KY

Dear Ms. Bowling:

The Kentucky Department for Environmental Protection (DEP) has issued the enclosed Notice of Violation for violations discovered at your facility. Please review this Notice of Violation carefully to ensure that all remedial measures are completed by the specified deadlines.

Your cooperation and attention to this matter is appreciated. If you have any questions, please contact me at (502) 564-2150, extension 3230.

Sincerely,

A handwritten signature in black ink, appearing to read "Michelle M. Rice".

Michelle M. Rice, Enforcement Specialist
Compliance and Operations Branch

MMR/ra

Enclosure

**COMMONWEALTH OF KENTUCKY
ENERGY and ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
Division of Enforcement**

NOTICE OF VIOLATION

To: Bush Gardens Subdivision
Linda Bowling
PO Box 248
Hagerhill, KY 41222

AI Name: Bush Gardens Subd **AI ID:** 34976 **Activity ID:** ENV20120002
County: Johnson
Facility Number: KY0103853
Date(s) Violation(s) Observed: 12/10/2012

This is to advise that you are in violation of the provisions cited below:

1 Violation Description for Subject Item AIOO0000034976():

No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

Description of Non Compliance:

Failing to comply with 401 KAR 5:065, which cites 40 CFR 122.41(a), by failing to comply with the terms and conditions of KPDES Permit No. KY0103853, Outfall 001-1, for Total Ammonia Nitrogen (TAN) during the 1st Quarter (January - March) and the 3rd Quarter (July - September) 2012. The permitted limits for TAN Concentration during the months of November through April are a monthly average of 10 mg/l and a daily maximum of 15 mg/l. The reported result was a monthly average of 14.50 mg/l for the 1st Quarter 2012. The permitted limits for TAN Concentration during the months of May through October are a monthly average of 4 mg/l and a daily maximum of 6 mg/l. The reported results were a monthly average of 6.98 mg/l and a daily maximum of 6.98 mg/l for the 3rd Quarter 2012.

The remedial measure(s), and date(s) to be completed by are as follows:

Bush Gardens Subdivision shall develop and submit a Corrective Action Plan: **Due 4/1/2013**. This plan shall provide a detailed written explanation of reasons for the violation, what is being done to maintain compliance at the facility, and a proposed schedule specifying when the corrective actions are to be completed. The KDEP will continue to monitor your DMRs. [KRS 224.70-110]

2 Violation Description for Subject Item AIOO0000034976():

No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

Description of Non Compliance:

Failing to comply with 401 KAR 5:065, which cites 40 CFR 122.41(a), by failing to comply with the terms and conditions of KPDES Permit No. KY0103853, Outfall 001-1, for Total Suspended Solids (TSS) during the 2nd Quarter (April - June) 2012. The permitted limits for TSS Concentration are a 30-day average of 30 mg/l and a maximum weekly average of 45 mg/l. The reported result was a 30-day average of 37 mg/l.

The remedial measure(s), and date(s) to be completed by are as follows:

Bush Gardens Subdivision shall develop and submit a Corrective Action Plan: **Due 4/1/2013**. This plan shall provide a detailed written explanation of reasons for the violation, what is being done to maintain compliance at the facility, and a proposed schedule specifying when the corrective actions are to be completed. The KDEP will continue to monitor your DMRs. [KRS 224.70-110]

3 Violation Description for Subject Item AIOO0000034976():

No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

Description of Non Compliance:

Failing to comply with 401 KAR 5:065, which cites 40 CFR 122.41(a), by failing to comply with the terms and conditions of KPDES Permit No. KY0103853, Outfall 001-1, for E. Coli during the 2nd Quarter (April - June) 2012. The permitted limits for E. Coli Concentration are a 30-day geometric mean of 130 per 100ml and a 7-day geometric mean of 240 per 100ml. The reported results were a 30-day geometric mean of 2420 per 100ml and a 7-day geometric mean of 2420 per 100ml.

The remedial measure(s), and date(s) to be completed by are as follows:

Bush Gardens Subdivision shall develop and submit a Corrective Action Plan: **Due 4/1/2013**. This plan shall provide a detailed written explanation of reasons for the violation, what is being done to maintain compliance at the facility, and a proposed schedule specifying when the corrective actions are to be completed. The KDEP will continue to monitor your DMRs. [KRS 224.70-110]

4 Violation Description for Subject Item AIOO0000034976():

No person shall, directly or indirectly, throw, drain, run or otherwise discharge into any of the waters of the Commonwealth, or cause, permit or suffer to be thrown, drained, run or otherwise discharged into such waters any pollutant, or any substance that shall cause or contribute to the pollution of the waters of the Commonwealth in contravention of the standards adopted by the cabinet or in contravention of any of the rules, regulations, permits, or orders of the cabinet or in contravention of any of the provisions of this chapter. [KRS 224.70-110]

Description of Non Compliance:

Failing to comply with 401 KAR 5:065, which cites 40 CFR 122.41(a), by failing to comply with the terms and conditions of KPDES Permit No. KY0103853, Outfall 001-1, for Biochemical Oxygen Demand (BOD) during the 2nd Quarter (April - June) 2012. The permitted limits for BOD Concentration are a 30-day average of 30 mg/l and a maximum weekly average of 45 mg/l. The reported result was a 30-day average of 42 mg/l.

The remedial measure(s), and date(s) to be completed by are as follows:

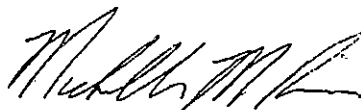
Bush Gardens Subdivision shall develop and submit a Corrective Action Plan: **Due 4/1/2013**. This plan shall provide a detailed written explanation of reasons for the violation, what is being done to maintain compliance at the facility, and a proposed schedule specifying when the corrective actions are to be completed. The KDEP will continue to monitor your DMRs. [KRS 224.70-110]

Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations violated. In addition, violations may be concurrently enjoined. Compliance with remedial measures and their deadlines does not provide exemption from liability for violations during the period of remediation, nor prevent additional remedial measures from being required.

If you have questions or need further information, write or call the undersigned:

Department for Environmental Protection
Division of Enforcement
300 Fair Oaks Lane
Frankfort, KY 40601
502-564-2150 extension 3230 (8:15 AM – 4:15 PM)
Michelle Rice, Enforcement Specialist

Issued By:



Michelle M. Rice
Environmental Enforcement Specialist
Compliance and Operations Branch
Date: February 25, 2013

How Delivered: Certified Mail Certified/Registered # 7011 3500 0002 9112 6213

**COMMONWEALTH OF KENTUCKY
ENVIRONMENTAL AND PUBLIC PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
Division of Water**

NOTICE OF VIOLATION

To: Mrs. Linda Bowling
PO Box 230
Hagerhill, KY 41222

AI Name: Bush Gardens Subd **AI ID:** 34976 **Activity ID:** ENV20070002

County: Johnson

Enforcement Case ID:

Date(s) Violation(s) Observed: 07/24/2007

This is to advise that you are in violation of the provisions cited below:

1 Violation Description for Subject Item GINS000000001Wasterwater/Inspection/Field Staff/WWTP(KPDES Individual):

Proper Operation and Maintenance. The permittee shall at all times properly operate and maintain all facilities and systems of treatment and control and related appurtenances which are installed or used by the permittee to achieve compliance with the conditions of this permit. Proper operation and maintenance also includes adequate laboratory controls, and appropriate quality assurance procedures. This provision requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit. [401 KAR 5:065 Section 1(5)]

Description of Non Compliance:

Skimmer was not operating at the time of inspection. Excessive solids have built up in both the clarifier and disinfection chamber.

The remedial measure(s), and date(s) to be completed by are as follows:

Properly operate and maintain the wastewater treatment facility according to Division of Water regulations and conditions of the KPDES permit. Come into compliance immediately upon receipt of this notice. [401 KAR 5:065 Section 1(5)]

2 Violation Description for Subject Item GINS000000001Wasterwater/Inspection/Field Staff/WWTP(KPDES Individual):

All wastewater treatment plants shall have a disinfection process which meets the following requirements: An ultraviolet disinfection system designed to treat the anticipated peak hourly flow; a chlorination system with a flow or demand proportional feed system. The chlorine contact tank shall have a minimum detention time of thirty (30) minutes based on the average flow, or fifteen (15) minutes based on the peak hourly flow, whichever requires the larger tank size. wastewater treatment plants shall also have a dechlorination system with a flow or demand proportional feed system if necessary to meet the effluent limits; or a chlorination system with a manually controlled feed system and a flow equalization basin designed to eliminate the diurnal flow variations. [401 KAR 5:005 Section 11(1)]

Description of Non Compliance:

Excessive amount of solids have built up inside the disinfection unit.

The remedial measure(s), and date(s) to be completed by are as follows:

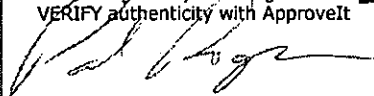
Properly maintain the disinfection unit serving this wastewater treatment facility according to Division of Water regulations and conditions of the KPDES permit. Come into compliance immediately upon receipt of this notice. [401 KAR 5:005 Section 11(1)]

Violations of the above cited statute(s) and/or regulation(s) are subject to a civil penalty per day per violation. Violations carry civil penalties of up to \$25,000 per day per violation depending on the statutes/regulations violated. In addition, violations may be concurrently enjoined. Compliance with remedial measures and their deadlines does not provide exemption from liability for violations during the period of remediation, nor prevent additional remedial measures from being required.

If you have questions or need further information, write or call the undersigned:

Division of Water
Hazard Regional Office
233 Birch St
Hazard, KY 41701
606 435-6022 (8:00 AM – 4:30 PM)
Paul Rogers, Environmental Inspector

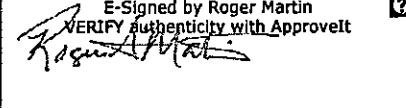
E-Signed by Paul Rogers
VERIFY authenticity with ApproveIt



Issued By:

Paul Rogers, Environmental Inspector
Date: July 24, 2007

E-Signed by Roger Martin
VERIFY authenticity with ApproveIt



Issued By:

Roger Martin, Environmental Control Supervisor
Date: July 24, 2007

How Delivered: Certified Letter

Certified/Registered # 7000 1670 0008 4231 0700

Environmental and Public Protection Cabinet
Department for Environmental Protection
Division of Water
Wastewater Inspection Report

AI ID: 34976 **AI Type:** RESIDENCE- Subdivision (nec)
AI Name: Bush Gardens Subd
AI Address: 1559 Sitka Rd
City: Sitka, **State:** Kentucky **Zip:** 41255
County: Johnson **Regional Office:** Hazard Regional Office
Latitude: 37.888111 **Longitude:** -82.822194
Site Contact: Linda Bowling
Title: Operator **Phone #:** 606 789-6800
Inspection Type: WW Routine-Min Nmun **Activity #:** CIN20070002
Incident IDs:
Inspection Start Date: July 24, 2007 **Time:** 08:30 AM **End Date:** July 24, 2007 **Time:** 09:15 AM
Site/Permit ID: KY0103853

Lead DEP Investigator: Paul Rogers
Other DEP Investigators:
External Investigators:
Persons Interviewed:

General Comments: Routine inspection conducted on 07/24/2007 on the wastewater treatment plant serving the Bush Gardens subdivision on Tobacco Road near Sikta, in Johnson County. The facility now has a properly certified operator in Linda Bowling. The facility was in operation at the time of inspection. Fencing was in place around the facility. Aeration basin had good coloration. Chlorine tablets were present in the chlorine tubes. However, the facility had the following problems at the time of inspection. The skimmer was not operating, allowing an excessive amount of solids to build up in the clarifier. Excessive solids were also observed throughout the disinfection chamber. Weeds were beginning to grow inside the disinfection chamber and inside the aeration basin. A notice of violation will be issued.
Overall Compliance Status: Out of Compliance- NOV

Investigation Results

SI: AIOO34976

SI: GINS1 Routine inspection conducted on 07/24/2007 on the wastewater treatment plant serving the Bush Gardens subdivision on Tobacco Road near Sikta, in Johnson County. The facility now has a properly certified operator in Linda Bowling. The facility was in operation at the time of inspection. Fencing was in place around the facility. Aeration basin had good coloration. Chlorine tablets were present in the chlorine tubes. However, the facility had the following problems at the time of inspection. The skimmer was not operating, allowing an excessive amount of solids to build up in the clarifier. Excessive solids were also observed throughout the disinfection chamber. Weeds were beginning to grow inside the disinfection chamber and inside the aeration basin. A notice of violation will be issued.

Requirement: R/OC (1) - Is the facility being operated under the supervision of a properly certified operator?. [401 KAR 5:010 Section 2(1)]

Compliance Status: No Violations observed

Comment: Linda Bowling is the certified operator for this facility.

Requirement: R/OM (1) - Is the facility being properly operated and maintained as specified in regulation 5:065?

This includes:

(a) proper operation

and maintenance of all facilities, systems of treatment and control, and related appurtenances which are installed or used by the permittee to achieve compliance with permit conditions;

(b) proper operation and maintenance also includes adequate laboratory controls, and appropriate quality assurance

procedures; (c) this provision also requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit. [401 KAR 5:065 Section 1(5)]

Compliance Status: Out of Compliance-NOV

Comment: Skimmer was not operating at the time of inspection. Excessived solids have built up in both the clarifier and disinfection chamber.

Requirement: R/OM (2) - Are the disinfection unit(s) maintained and operated properly to allow for compliance with permit conditions? . [401 KAR 5:005 Section 11(1)]

Compliance Status: Out of Compliance-NOV

Comment: Excessive amount of soilds have built up inside the disinfection unit.

Requirement: R/DE (1) - Is the effluent causing degradation of the waters of the Commonwealth 401 KAR 5:031 Section 2 (1) (a, b, c, & d). [401 KAR 5:031 Section 2]

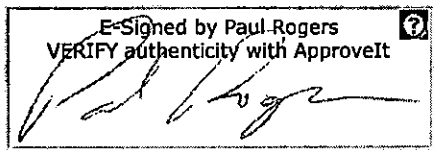
Compliance Status: No Violations observed

Comment: Effluent appeared clear and did not have an objectionable odor.

Documentation

- Photos taken
- Documents obtained from facility
- Samples taken by outside source
- Request for Submission of Documents
- Record of visual determination of opacity
- Samples taken by DEP
- Regional office instrument readings taken
- Other documentation

Inspector:



Date: 7/24/2007

Received By: _____ **Title:** _____ **Date:** _____

Delivery Method: Certified Letter

Certified Mail Number: 7000 1670 0008 4231 0700



ERNIE FLETCHER
GOVERNOR

ENVIRONMENTAL AND PUBLIC PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION

TERESA J. HILL
SECRETARY

Division of Water
233 Birch St
Hazard, KY 41701
www.kentucky.gov

April 20, 2007

Certified No. 7000 1670 0008 4231 0762
Return Receipt Requested

Mr. David Bowling
PO Box 230
Hagerhill, KY 41222

Re: Notice of Violation
AI ID: 34976
AI Name: Bush Gardens Subd
Activity ID: ENV20070001
Permit No. KY0103853
Johnson County, KY

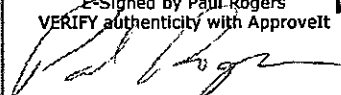
Dear Mr. David Bowling:

The Kentucky Department for Environmental Protection (DEP) has issued the enclosed Notice of Violation for violations discovered at your facility. Please review this Notice of Violation carefully to ensure that all remedial measures are completed by the specified deadlines.

Due to the history of this facility, this issue has been referred to the Division of Enforcement. Your cooperation and attention to this matter is appreciated. If you have any questions, please contact me at 606 435-6022

Sincerely,

E-Signed by Paul Rogers
VERIFY authenticity with ApproveIt



Paul Rogers,
Environmental Inspector
Division of Water

Enclosure

ERNIE FLETCHER
GOVERNOR



LAJUANA S. WILCHER
SECRETARY

COMMONWEALTH OF KENTUCKY
ENVIRONMENTAL AND PUBLIC PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
HAZARD REGIONAL OFFICE
233 BIRCH STREET STE 1 & 2
HAZARD, KY 41701-2179
Phone (606) 435-6022
Fax (606) 435-6025

February 14, 2005

Mr. Dave Bowling
P. O. Box 230
Hagar Hill, KY 41222

Re: Bush Gardens
Routine
KPDES # KY0103853

Dear Mr. Bowling:

A routine inspection was conducted on the wastewater treatment plant serving the above referenced facility on February 14, 2005. As a result of that inspection and a review of the facility files, the following problems were found which need your attention.

- The facility was not operating at the time of the inspection.

If you have any questions concerning the inspection report, please contact this office at (606) 435-6022.

Sincerely

A handwritten signature in cursive script that reads "Denver Lee Pigman".

Denver Lee Pigman, Inspector III
Hazard Regional Office
Division of Water

DLP
Enclosures
C Central Office



Environmental and Public Protection Cabinet
Department for Environmental Protection
Division of Water
Wastewater Inspection Report

AI ID: 34976 **AI Type:** RESIDENCE- Subdivision (nec)

AI Name: Bush Gardens Subd

AI Address: KY 1559

City: Sitka, **State:** Kentucky **Zip:** 41255

County: Johnson **Regional Office:** Hazard Regional Office

Latitude: 37.888111 **Longitude:** -82.822194

Site Contact:

Title: **Phone #:**

Inspection Type: WW Routine - Minor Non-municipal

Activity #: CIN20030002

Incident IDs:

Inspection Start Date: February 7, 2005 **Time:** 12:00 AM **End Date:** February 7, 2005 **Time:** 12:00 AM

Site/Permit ID: KY0103853

Lead DEP Investigator: Lee Pigman

Other DEP Investigators:

External Investigators:

Persons Interviewed:

General Comments: The facility was not operating at the time of the inspection.

Overall Compliance Status: Out of Comp- LOW

Investigation Results

SI: AIO034976

SI: GINS1

Requirement: C/A (2) - Have all required permits been obtained from the Division of Water prior to the construction, modification, or operation of the facility? . [401 KAR 5:005 Section 1]

Compliance Status: No Violations observed

Comment:

Requirement: R/OC (1) - Is the facility being operated under the supervision of a properly certified operator?. [401 KAR 5:010 Section 2(1)]

Compliance Status: Not Evaluated

Comment:

Requirement: R/OM (1) - Is the facility being properly operated and maintained as specified in regulation 5:065? This includes:
(a) proper operation and maintenance of all facilities, systems of treatment and control, and related appurtenances which are installed or used by the permittee to achieve compliance with permit conditions;
(b) proper operation and maintenance also includes adequate laboratory controls, and appropriate quality assurance procedures;
(c) this provision also requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit. [401 KAR 5:065 Section 1(5)]

Compliance Status: Out of Comp-LOW non-recurrent Adm. or O&M

Comment: The facility was not operating at the time of the inspection. The facility is to be properly maintained and operated in accordance with permit conditions.

Requirement: R/OM (2) - Are the disinfection unit(s) maintained and operated properly to allow for compliance with permit conditions? . [401 KAR 5:005 Section 11(1)]

Compliance Status: Out of Comp-LOW non-recurrent Adm. or O&M

Comment: At the time of the inspection no chlorination was being provided.

Requirement: R/DE (1) - Is the effluent causing degradation of the waters of the Commonwealth 401 KAR 5:031 Section 2 (1) (a, b, c, & d). [401 KAR 5:031 Section 2]

Compliance Status: Out of Comp-LOW non-recurrent Adm. or O&M

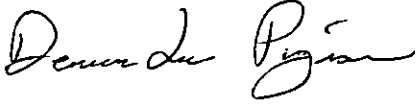
Comment: Failure to meet permit conditions.

Documentation

- Photos taken
- Documents obtained from facility
- Samples taken by outside source
- Request for Submission of Documents

- Record of visual determination of opacity
- Samples taken by DEP
- Regional office instrument readings taken
- Other documentation

Inspector:



Date: 2/7/05

Received By: _____ **Title:** _____ **Date:** _____

Delivery Method:

Certified Mail Number:

Exhibit #10



06/30
2017

Expiration Date:

IS A DULY LICENSED OPERATOR BY THE
COMMONWEALTH OF KENTUCKY
WW Treatment III
12880

Michael A Conley

Certifies that

ENERGY AND ENVIRONMENT CABINET

31282

Agency Interest #

Agency Interest #

31282

ENERGY AND ENVIRONMENT CABINET

Certifies that

Michael A Conley

IS A DULY LICENSED OPERATOR BY THE
COMMONWEALTH OF KENTUCKY
WW Collection III 22061

Expiration Date:

06/30
2017



Exhibit #11

(No Flat Cancellation)
COMMON POLICY DECLARATIONS

Policy No.
 ENVP013997-00

Renewal of Number
 New

INSURANCE IS PROVIDED BY

ROCKHILL INSURANCE COMPANY
 KANSAS CITY, MISSOURI

Named Insured and Mailing Address

Agent

Linda Bowling
 100 George Branch
 East Point, KY 41216

Market Finders Insurance Corp.
 PO Box 6549
 Louisville, KY 40206

Policy Period: From 07/15/2015 To 07/15/2016

12:01 A.M. Standard Time at your Mailing address shown above.
 (Unless otherwise Endorsed)

Business Description: Environmental Operations

Form of Business: Individual

IN RETURN FOR THE PAYMENT OF THE PREMIUM, AND SUBJECT TO ALL OF THE TERMS OF THIS POLICY, WE AGREE WITH YOU TO PROVIDE THE INSURANCE STATED IN THIS POLICY.

THIS POLICY CONSISTS OF THE FOLLOWING COVERAGE PARTS FOR WHICH A PREMIUM IS INDICATED. THIS PREMIUM MAY BE SUBJECT TO ADJUSTMENT.

COVERAGE PART	LIMITS OF INSURANCE:	COVERAGE PART (FORM NUMBER)
Commercial General Liability		
General Aggregate Limit:	2,000,000	CG 00 01 12/04
Products/Completed Operations Aggregate Limit:	2,000,000	
Personal and Advertising Injury Limit:	1,000,000	
Each Occurrence Limit:	1,000,000	
Damage to Premises Rented to You Limit:	50,000	
Medical Expense Limit:	5,000	
Contractors Pollution Liability Occurrence		
Aggregate Limit:	2,000,000	RHIC 6201 01/11
Each Contractors Pollution Condition Limit:	1,000,000	
Professional Liability		
Aggregate Limit:	2,000,000	RHIC 6101 01/11
Each Professional Services Incident Limit:	1,000,000	

Covered Professional Services: "Professional Services" performed by the named insured for others for a fee.

This insurance has been placed with an insurer not licensed to transact business in the Commonwealth of Kentucky, but eligible as a surplus lines insurer. The insurer is not a member of the Kentucky Insurance Guaranty Association. Should the insurer become insolvent, the protection and benefits of the Kentucky Insurance Guaranty Association are not available.

THE COVERAGE PROVIDED BY THIS POLICY MAY NOT BE AS REQUESTED ON THE APPLICATION. IT IS YOUR RESPONSIBILITY TO CHECK AND CONFIRM THAT THIS POLICY DOES PROVIDE COVERAGE AS QUOTED AND AGREED UPON. IF THERE IS ANY DISCREPANCY PLEASE CONTACT US IMMEDIATELY

	PREMIUM
(25 % MINIMUM EARNED PREMIUM)	\$2,500.00
TERRORISM (IF PURCHASED IS 100% MINIMUM EARNED)	\$625.00
TOTAL MINIMUM & DEPOSIT PREMIUM	N/A
	\$2,500.00

Premium shown is payable: at inception

Additional Form(s) and Endorsement(s) that are made a part of this policy at time of issue and that add, change, exclude or limit coverage are listed below.

*Omits applicable Forms and Endorsements if shown in specific Coverage Part/Coverage Form Declarations.
 Date of Issue: 07/30/2015

Countersigned By



AUTHORIZED REPRESENTATIVE

THESE DECLARATIONS TOGETHER WITH THE COMMON POLICY CONDITIONS, COVERAGE PART DECLARATIONS, COVERAGE PART COVERAGE FORM(S) AND FORMS AND ENDORSEMENTS, IF ANY, ISSUED TO FORM A PART THEREOF, COMPLETE THE ABOVE NUMBERED POLICY.

RHIC 6000 (8/11)

Includes copyrighted material of Insurance Services Office, Inc. with its permission

Page 1 of 3

TOTAL PREMIUM \$2,724.80

DEDUCTIBLES

Commercial General Liability
 Contractors Pollution Liability Occurrence
 Professional Liability

See form CG 03 00 01/96
 \$2,500.00
 \$2,500.00

Each Pollution Condition
 Each Incident

RETROACTIVE DATES

Commercial General Liability
 Contractors Pollution Liability Occurrence
 Professional Liability

NONE
 NONE
 07/15/2015

"This insurance does not apply before the Retroactive Date, if any, shown above. If no Retroactive Date is shown above, the Retroactive Date is the beginning of the policy period for this insurance."

THE FOLLOWING FORMS AND ENDORSEMENTS ARE MADE A PART OF THIS POLICY AT THE TIME OF ISSUE; THEY MAY ADD, DELETE OR LIMIT COVERAGE:

Common Forms

IL P 001 01/04 Advisory Notice to Policyholders
 RHIC 6512 01/14 Notice To Policyholders
 RHIC 6000 08/11 Common Policy Declarations
 RHIC 1101 03/11 Signature Endorsement
 RHIC 6061 01/11 Common Policy Conditions
 RHIC 6028 01/08 Service of Suit
 RHIC 6027 01/08 Policy Aggregate Limit Provision
 IL 00 21 07/02 Nuclear Energy Liability Exclusion Endorsement (Broad Form)
 RHIC 6068 09/12 Policy Period Minimum Premium and Minimum Earned Premium Endorsement
 RHIC 6014 01/08 Limitation of Coverage to Designated Operations
 RHIC 6050 08/08 Exclusion - Designated Organization(s)
 RHIC 6062 01/11 Supplemental Exclusions
 RHIC 1112 01/09 Cancellation / Non-Renewal

Commercial General Liability

CG 00 01 12/04 Commercial General Liability Coverage Form - Occurrence Form
 CG 03 00 01/96 Deductible Liability Endorsement
 CG 22 33 07/98 Exclusion - Testing or Consulting Errors and Omissions
 CG 21 49 09/99 Total Pollution Exclusion Endorsement
 CG 20 10 07/04 Additional Insured - Owners, Lessees or Contractors - Scheduled Person or Organization
 CG 00 67 03/05 Exclusion-Violation of Statutes that Govern Emails, Fax, Phone Calls or Other Methods of Sending Material or
 RHIC 1017 12/09 Exclusion - Punitive or Exemplary Damages
 RHIC 6058 01/10 Amended Waiver of Subrogation
 CG 22 43 07/98 Exclusion - Engineers, Architects or Surveyors
 CG 21 86 12/04 Exclusion - Exterior Insulation and Finish Systems
 RHIC 6032 02/12 Exclusion - Professional Services
 RHIC 6048 02/12 Primary/Non-Contributory Coverage - Blanket - When req. by written contract
 RHIC 6501 04/08 Exclusion of Certified Acts of Terrorism
 RHIC 6514 01/14 Conditional Exclusion of Terrorism
 CG 20 37 07/04 Additional Insured - Owners, Lessees or Contractors - Completed Ops
 RHIC 6056 01/11 Toxic Drywall Exclusion
 RHIC 1126 01/14 Independent and/or Subcontractor Restriction - Deductible Form

Contractors Pollution Liability Occurrence

RHIC 6201 01/11 Contractors Pollution Liability Coverage Form - Occurrence
 RHIC 6226 06/11 Additional Insured - Owners, Lessees or Contractors (Broad Wording)
 RHIC 6058 01/10 Amended Waiver of Subrogation
 RHIC 6048 02/12 Primary/Non-Contributory Coverage - Blanket - When req. by written contract
 RHIC 6501 04/08 Exclusion of Certified Acts of Terrorism

RHIC 6514 01/14 Conditional Exclusion of Terrorism

RHIC 6240 01/11 Toxic Drywall Exclusion

Professional Liability

RHIC 6101 01/11 Professional Liability Coverage Form - Claims Made

RHIC 6105 06/11 Additional Insured - Owners, Lessees or Contractors

RHIC 6116 04/08 War or Terrorism Exclusion

Exhibit #12



2408 Sir Barton Way, #375
 Lexington, KY 40509-2267
 (859) 264-9400
 (888) 538-0421

Linda Bowling
 100 George Branch
 East Point, KY41216

Receipt #	48,469
Issued	07/15/2015
Receipt For	Linda Bowling
Page	1 of 1 59529

Payment Information	
Payment type	Check (740)
Payment Total	756.20
Issued By: King, Julette	

Policy #	Invoice #	Description	Amount
ENVP01399700	597893	Market Finders ins pmt	756.20
			Total
			756.20

LINDA J BOWLING 08-07
100 GEORGE BRANCH
EAST POINT, KY 41218-8707

73-288/421

740

DATE 7/15/15 

PAY TO THE
ORDER OF

Elite ins

\$ 756.²⁰

Seven hundred fifty six ²⁰/₁₀₀

DOLLARS  



MEMO

Bookkeeping

Linda Bowling

Exhibit #13



Email

[Redacted] [Edit](#)

STEP 1. SHIP TO STORE INFO

[Redacted]

[EDIT](#)

STEP 2. PAYMENT & BILLING INFORMATION

CREDIT CARD

PAY WITH VISA CHECKOUT

Card Number* CID#* ?



Expiration Date*

1 (Jan) 2015 -

Save this card Make this my Primary Credit Card

Other Payment Options*

- Staples Gift Card
- Staples Rebate Card
- Pre-Paid Card

Billing Address

First Name* Last Name*

Company Name (optional)

Street Address*

Apt, Suite, Bldg. (optional)

City* Please Select...

Zip Code*

Phone Number* Extension

COUPONS AND REWARDS

Please enter your 5- or 16-digit coupon code or select redeemable rewards..

[ADD/EDIT COUPONS & REWARDS](#)

CART SUMMARY [Edit](#)

PICK UP (1 item)

Available in 1 Business Day

Staples Easy
Close #10
Security-Tint \$10.49
Envelopes, Qty. 1
100/Box
(394057/19037)

Order Subtotal: \$10.49
Shipping: Free
Estimated tax: \$0.63

TOTAL: \$11.12

Optional Information

Staples Rewards Number

[Redacted]

Exhibit #14

- Johnson County Court Clerk

Price charged per page, per copy: \$0.50

- The office Lease from Tri-County
includes office space, water, electricity,
telephone, filing cabinet, desk, chair, etc.

Total Annual
Lease
\$230.40

Exhibit #15



Home

Forever 49-cents

Stamps

Sort by: Date Available

Viewing 1 - 30 of 62

SEE ALL

By Type

Date Available

Forever 49-cents

Under 49-cents

Over 49-cents

Sheets

Books

Rolls

Commemoratives

Top Subscriptions

By Theme

History

Holiday

Love / Wedding

Nature

Patriotic

People

Other

Search Store

example SKU: 463540



Shipping Supplies

Cards & Envelopes

Gifts

Gifts

2015 Holiday Store



A Charlie Brown Christmas
Forever 49¢

\$9.80



forever / USA

Geometric Snowflakes
Forever 49¢

\$9.80



Winter Fun
Forever 49¢

\$9.80



2014 Poinsettia
Forever 49¢

\$9.80



Christmas Magi
Forever 49¢

\$9.80



Holy Family (2013 Issue)
Forever 49¢

\$1.96 - \$9.80

Exhibit #16

2015 Johnson County Property Tax Statement

Johnson County Sheriff, 339 Main St., Paintsville, KY 41240

Account: 14245-1
District: COUNTY

BILL: 1638

Description	Rate per \$100	Assessed Value	Tax
STATE Real Estate	0.1220	14,500	\$17.89
COUNTY Real Estate	0.0880	14,500	\$12.76
JOHNSON SCHOOL Real Estate	0.4730	14,500	\$68.59
Library(Real)	0.0850	14,500	\$12.33
Library(Real)	0.0850	14,500	\$12.33
Extension (Real)	0.0322	14,500	\$4.67
Health(Real)	0.0800	14,500	\$11.70
FIRE PROTECTION	2.0000	60	\$1.20
SOIL CONSERVATION	0.0070	14,500	\$1.02

Description: 71.03 ACRES
Map No.: 042-00-00-047.00
Location: GUM BRANCH

Deed Book-Page:



Dwayne Price
Johnson County Sheriff
339 Main St.
Paintsville, KY 41240

Return This Card with Payment.

Make check payable to:
Johnson County Sheriff

Description: 71.03 ACRES
Map No.: 042-00-00-047.00
Location: GUM BRANCH

Deed Book-Page:



** Additional penalty if paid after April 15, 2016. **

2% Discount: November 1, 2015 - November 30, 2015	\$124.42
Face: December 1, 2015 - December 31, 2015	\$126.96
5% Penalty: January 1, 2016 - January 31, 2016	\$133.31
21% Penalty: February 1, 2016 - April 15, 2016	\$153.63

Amount Due: **\$17.89**

Include a self-addressed stamped envelope for receipt.
Contact Sheriff's Office for details at (606) 789-3411.
Visit our website at <http://sheriff.johnsoncounty.ky.gov>
for property tax information and to view your bill online.

2% Discount: November 1, 2015 - November 30, 2015	\$124.42
Face: December 1, 2015 - December 31, 2015	\$126.96
5% Penalty: January 1, 2016 - January 31, 2016	\$133.31
21% Penalty: February 1, 2016 - April 15, 2016	\$153.63

Amount Due: **\$17.89**

** Additional penalty if paid after April 15, 2016. **

Exhibit #17



ORDER BY 2 PM CST FOR SAME DAY SHIPPING!

NO SALES TAX ON ORDERS OUTSIDE IL

OVER 25 YEARS EXPERIENCE



Authorized Dealer



View Cart/Checkout

Have A Question? LIVE SUPPORT



Low Prices! Largest Selection! Best Service!

1-877-925-5132 OFFICE HOURS: MON-FRI 7:30AM - 4:30PM

Free Shipping On Most Items!

Septic Store Home Customer Service Promotions Company Policies Our Company

ORDER ONLINE ANYTIME OR CALL OUR SALES STAFF TO PLACE AN ORDER BETWEEN 7:30AM & 4:30PM CST MON-FRI TOLL FREE: 1-877-925-5132 MOST ORDERS PLACED BEFORE 2:00PM CST WILL BE SHIPPED THE SAME DAY

Enter Keyword or Item # Search

SHOP BY DEPARTMENT

SEPTIC CHLORINE TABLETS AND OTHER CARE PRODUCTS

- Septic Air Pumps
- Alternative Air Pumps
- Rebuilt Septic Air Pumps
- Septic Air Pump Parts
- Septic Tank Aerator
- Submersible Pumps
- Complete Pump Stations
- Septic Tank Alarms
- Control Panels
- Float Switches
- Junction Boxes
- Septic Tank Risers
- Septic Tank Covers
- Septic Tank Filters
- Septic Care Products
- Septic Chlorine Tablets
- Vent Pipe Odor Filters
- Distribution Boxes
- Aerobic System Parts
- Infiltrator Chambers
- Drainage Products
- CUSTOMER SERVICE**
- Account Login
- Contact Us
- Shipping Details
- Knowledge Base
- Contractor Pricing
- Customer Reviews
- Whale of a Deal

Septic Chlorine Tablets are not the same as swimming pool tablets. Chlorine Tablets for Septic Systems are much stronger in nature. Septic Solutions' provides all types of Septic Chlorine Tablets, Septic Dechlorination Tablets, and Other Septic Care Products and Septic Additives for all types of Septic Systems. Septic Solutions® offers FAST and FREE Shipping on all Septic Care Products. If you are looking for Aerobic Bacteria, Septic Bacteria Booster, Septic Tank Treatments, or even Root Killer see the link below.

WARNING: DO NOT use swimming pool chlorine tablets in your disinfection system. The chlorine in these tablets are made from trichlorisocyanuric acid. Swimming pool tablets dissolve more slowly than calcium hypochlorite and do not thoroughly disinfect the effluent. Additionally, there is a danger of explosion using swimming pool tablets since the tablets will release an explosive gas called nitrogen chloride due to the fact that they are not totally immersed in water at all times while in use. They are not approved by EPA for wastewater effluent disinfection.

Please Note: Shipping cannot be upgraded for these items because they are hazardous material. These items ship from another facility so they may not arrive on the same day if you order multiple items. Also these items cannot be returned. All sales are final.

PRO CHLOR TABLETS - A COST EFFECTIVE SOLUTION FOR SEPTIC CHLORINATION

PRO CHLOR SEPTIC CHLORINE TABLETS

Septic Chlorine Tablets are NOT the same as swimming pool chlorine tablets. Swimming pool tablets are not adequate for wastewater treatment.

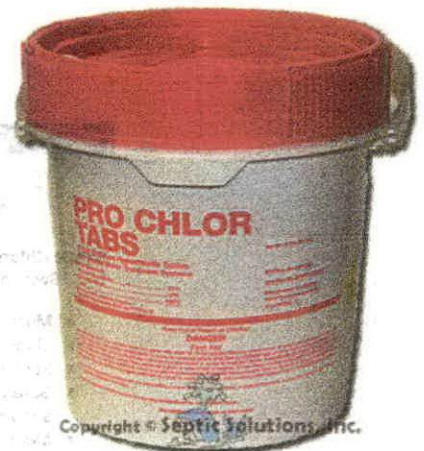
AVAILABILITY: IN STOCK



Features

- 65% Calcium Hypochlorite
- Designed specifically for use with septic systems.
- 2 5/8" Diameter; Required on most open discharge systems.
- Tablets dissolve gradually and uniformly
- Safer alternative to liquid or gas chlorine
- Cost Effective and Reliable
- Approved by NSF and EPA

Item# 47102 2 LB. PACK SALE \$39.00 Quantity: <input type="text" value="1"/> Add To Cart	Item# 47005 5 LB. PAIL SALE \$78.00 Quantity: <input type="text" value="1"/> Add To Cart	Item# 47010 10 LB. PAIL SALE \$97.00 Quantity: <input type="text" value="1"/> Add To Cart
Item# 47025 25 LB. PAIL SALE \$146.00 Quantity: <input type="text" value="1"/> Add To Cart	Item# 47045 45 LB. PAIL SALE \$206.00 Quantity: <input type="text" value="1"/> Add To Cart	Item# 47100 100 LB. PAIL SALE \$535.00 Quantity: <input type="text" value="1"/> Add To Cart



Copyright © Septic Solutions, Inc.

65% CALCIUM HYPOCHLORITE

2 pound pack = 6 tablets
 5 pound pail = approx. 16 tablets
 10 pound pail = approx. 32 tablets

Item# BLUECRYSTAL - 10 lb. Pail

\$118.00

Quantity:

[▶ Add To Cart](#)

The potent Blue Crystal formulation reduces 99% of bacteria within the first ten minutes of contact

[Blue Crystal Specifications](#)

CAN'T FIND WHAT YOU'RE LOOKING FOR? CALL 1-877-925-5132 FOR CUSTOMER SUPPORT!

BIO-NEUTRALIZER DECHLORINATION TABLETS

- Efficient and cost-effective at removing chlorine
- Insure the effective reduction of chlorine residual while maintaining overall effluent quality
- Non-hazardous sodium sulfite tablets
- Instantaneously reduce free and combined chlorine in water or wastewater to non-detectable levels without effecting dissolved oxygen..



35% SODIUM SULFITE TABLETS

FOR USE WITH ALL SEPTIC
AND AERATION SYSTEMS.

Packaged in a 25 pound and 45 pound resealable,
safety latch pail for convenient use or resale

[Bio-Perc Specifications](#)

AVAILABILITY: IN STOCK

FREE SHIPPING!

Item#BIO-NEUT-25 - 25 lb. pail

SALE \$115.00

Quantity:

[▶ Add To Cart](#)

Item#BIO-NEUT-45 - 45 lb. pail

SALE \$156.00

Quantity:

[▶ Add To Cart](#)

OVER 25 YEARS EXPERIENCE IN THE SEPTIC WASTEWATER INDUSTRY

BIO-MAX DECHLORINATION TABLETS

The most concentrated source of sodium sulfite available in tablet form, Bio-Max dechlorination tablets eliminate total and combined chlorine in the most demanding applications. One 48 pound pail contains 154 tablets. Tablets are shrink wrapped in plastic sleeves to insure product integrity and chemical strength even after prolonged storage.



48 lb Pail = 154 Tablets

HIGH SODIUM SULFITE
CONCENTRATION

[Bio-Max Specifications](#)

AVAILABILITY: IN STOCK

FREE SHIPPING!

Item#BIO-MAX-48 - 48 lb. Pail

SALE \$176.00

Quantity:

[▶ Add To Cart](#)

CALL OUR KNOWLEDGABLE & EXPERIENCED SALES STAFF TOLL FREE AT 1-877-925-5132!

BIO-GEM ORGANIC DIGESTER

Eliminates grease, fats and oils in wastewater treatment systems. Convenient package size for easy use and storage. Price below reflects four individual one-gallon plastic containers per case.

For a 1000 gal. residential septic tank,
the dosing rate is 10 oz. per month



**SOLD IN CASE QUANTITIES
4 ONE-GALLON BOTTLES PER CASE**

FOR USE WITH ALL
SEPTIC & AERATION SYSTEMS

[Bio-Gem MSDS Information](#)

AVAILABILITY: IN STOCK

FREE SHIPPING!

Item# BIO-GEM

\$129.00 per case

Quantity:

[▶ Add To Cart](#)

Exhibit #18

CURRENT AND PROPOSED RATES
(List Applicant's Current and Proposed Rates)

	Current	Proposed	Difference	
	Rate	Rate	\$	\$
Flat Residential Monthly Rate	N/A	\$194.61	N/A	N/A

Exhibit #19

789-8804

The Base fee for a State
Plumbing Construction Permit is \$45
which will include a single sewer
hook up.

J Dale Godsey
State Plumbing Inspector

Exhibit #20

10:56 AM

12/02/15

Tri County Concrete Inc
Checks for Larry Stambaugh
All Transactions

<u>Num</u>	<u>Date</u>	<u>Account</u>	<u>Amount</u>
6741	08/16/2011	General Acct. City ...	150.00
6430	06/10/2011	General Acct. City ...	150.00
6390	06/02/2011	General Acct. City ...	120.00
6320	05/13/2011	General Acct. City ...	150.00
6175	04/11/2011	General Acct. City ...	150.00
6051	03/11/2011	General Acct. City ...	150.00
5929	02/10/2011	General Acct. City ...	150.00
5799	01/11/2011	General Acct. City ...	150.00
5714	12/15/2010	General Acct. City ...	150.00
5603	11/15/2010	General Acct. City ...	150.00
5400	10/11/2010	General Acct. City ...	150.00
5319	09/22/2010	General Acct. City ...	150.00
5244	09/08/2010	General Acct. City ...	150.00
5110	08/10/2010	General Acct. City ...	150.00
4962	07/13/2010	General Acct. City ...	150.00
4743	06/04/2010	General Acct. City ...	150.00
4494	04/02/2010	General Acct. City ...	150.00
4422	03/15/2010	General Acct. City ...	150.00
4320	02/17/2010	General Acct. City ...	150.00
4122	12/07/2009	General Acct. City ...	150.00
2586	10/14/2008	General Acct. City ...	0.00
2586	10/14/2008	General Acct. City ...	150.00
Total			<u>3,120.00</u>

Exhibit 21

Tri County Concrete, Inc./GENERAL ACCOUNT

7428

1-17-2012

300.⁰⁰

misc only

Tri County Concrete, Inc./GENERAL ACCOUNT

7428



Tri County Concrete, Inc./GENERAL ACCOUNT

7558

Mike Conley

2/9/12

\$30.00

Tri County Concrete, Inc./GENERAL ACCOUNT

7558



Tri County Concrete, Inc./GENERAL ACCOUNT

7698

Smith Septic #150.00
3/20/12

Pump Busch Garden
Aerator

Tri County Concrete, Inc./GENERAL ACCOUNT

7698



44517

Tri County Concrete, Inc./GENERAL ACCOUNT

Mike Conley

5/11/2012

007938

300.00

General Acct. City Nat

300.00

Tri County Concrete, Inc./GENERAL ACCOUNT

Mike Conley

5/11/2012

007938

300.00

General Acct. City Nat

300.00

Tri County Concrete, Inc./GENERAL ACCOUNT

Mike Conley

5/11/2012

007939
125.00

General Acct. City Nat donation/ perma USA fishing tourney

125.00

Tri County Concrete, Inc./GENERAL ACCOUNT

Mike Conley

5/11/2012

007939
125.00

General Acct. City Nat donation/ perma USA fishing tourney

125.00



Tri County Concrete, Inc./GENERAL ACCOUNT

Mike Conley

7/3/2012

008169

300.00

General Acct. City Nat

300.00

Tri County Concrete, Inc./GENERAL ACCOUNT

Mike Conley

7/3/2012

008169

300.00

General Acct. City Nat

300.00



Tri County Concrete, Inc./GENERAL ACCOUNT

Mike Conley

10/10/2012

008605
300.00

General Acct. City Nat

300.00

Tri County Concrete, Inc./GENERAL ACCOUNT

Mike Conley

10/10/2012

008605
300.00

General Acct. City Nat

300.00



TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

010943

9-2-2014

Mike Conly
325.00

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

010943



TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

008853

Mike Conley

11-30-12
300.-

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

008853



TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

Mike Conley
Cost of Goods Sold:Septic:Treatment pla

11/1/2013

010041
300.00

General Acct. City Nat

300.00

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

Mike Conley
Cost of Goods Sold:Septic:Treatment pla

11/1/2013

010041
300.00

General Acct. City Nat

300.00



TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

011227

Mike Conley

\$325.-

12/4/14

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

011227



TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

011689

Mike
Collins

Bush
Yardage
Sub
325.00

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

011689



80842

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

Mike Conley
Cost of Goods Sold:Septic:Treatment pla

3/9/2015

011436
325.00

General Acct. City Nat

325.00

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

Mike Conley
Cost of Goods Sold:Septic:Treatment pla

3/9/2015

011436
325.00

General Acct. City Nat

325.00



TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

011527

325.00

5/1/15

Mike Carney
225

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

011527



TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

011597

Mike Conley 325.⁰⁰

6-1-15

Bush Dodder
Triton

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

011597

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

008737

Mike
Cove
30 2-1
15-8-12

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

008737



10:52 AM

12/03/16

Tri County Concrete Inc
All Payments Issued for Mike Conley-Svcs
All Transactions

Type	Num	Date	Amount
✓ Check	11227	12/04/2014	325.00
✓ Check	10943	09/02/2014	325.00
Check	10668	06/05/2014	325.00
Check	10669	06/05/2014	150.00
Check	10463	04/07/2014	325.00
Check	10218	01/03/2014	325.00

11:00 AM
12/03/15

Tri County Concrete Inc
Transaction Journal
All Transactions

<u>Trans #</u>	<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Class</u>	<u>Debit</u>	<u>Credit</u>
40841	Check	12/04/2014	11227	Mike Conley-Svcs Mike Conley-Svcs		General Acct. City ... Treatment plant svcs		325.00	325.00
								<u>325.00</u>	<u>325.00</u>
TOTAL								<u>325.00</u>	<u>325.00</u>

11:01 AM

12/03/15

Tri County Concrete Inc
Transaction Journal
All Transactions

<u>Trans #</u>	<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Class</u>	<u>Debit</u>	<u>Credit</u>
39753	Check	09/02/2014	10943	Mike Conley-Svcs Mike Conley-Svcs		General Acct. City ... Treatment plant svcs		325.00	325.00
								<u>325.00</u>	<u>325.00</u>
TOTAL								<u>325.00</u>	<u>325.00</u>

11:03 AM
12/03/15

Tri County Concrete Inc
Transaction Journal
All Transactions

<u>Trans #</u>	<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Class</u>	<u>Debit</u>	<u>Credit</u>
38830	Check	06/05/2014	10668	Mike Conley-Svcs Mike Conley-Svcs		General Acct. City ... Treatment plant svcs		325.00	325.00
								325.00	325.00
TOTAL								325.00	325.00

11:03 AM
12/03/15

Tri County Concrete Inc Transaction Journal All Transactions

<u>Trans #</u>	<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Class</u>	<u>Debit</u>	<u>Credit</u>
38831	Check	06/05/2014	10669	Mike Conley-Svcs Mike Conley-Svcs		General Acct. City ... Treatment plant svcs		150.00 150.00	150.00 150.00
TOTAL								150.00	150.00

11:09 AM
12/03/15

Tri County Concrete Inc
Transaction Journal
All Transactions

<u>Trans #</u>	<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Class</u>	<u>Debit</u>	<u>Credit</u>
38229	Check	04/07/2014	10463	Mike Conley-Svcs Mike Conley-Svcs		General Acct. City ... Treatment plant svcs		325.00	325.00
								325.00	325.00
								<u>325.00</u>	<u>325.00</u>
TOTAL									

11:09 AM

12/03/15

Tri County Concrete Inc
Transaction Journal
All Transactions

<u>Trans #</u>	<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Class</u>	<u>Debit</u>	<u>Credit</u>
37672	Check	01/03/2014	10218	Mike Conley-Svcs Mike Conley-Svcs		General Acct. City ... Treatment plant svcs		325.00	325.00
								325.00	325.00
TOTAL								325.00	325.00

LINDA J BOWLING
PH. 606-886-0059
100 GEORGE BRANCH
EAST POINT, KY 41216-8707

73-269/421

759

DATE 10/1/15



SECURITY SQUARE
PRINTED IN THE USA



PAY TO
THE ORDER OF

Mike Conley

\$ 325.00

three hundred twenty five and 00/100

Heat
Reactive
Ink



MEMO


Bank of

L. J. Bowling


LOOK FOR FRAUD-DETECTING FEATURES INCLUDING THE SECURITY SQUARE AND HEAT REACTIVE INK. DETAILS ON BACK

LINDA J BOWLING
 PH. 606-886-0059
 100 GEORGE BRANCH
 EAST POINT, KY 41216-8707

73-269/421 769

DATE 10/30/15 PM 

PAY TO Mike Conley \$ 325.⁰⁰
 THE ORDER OF three hundred twenty five DOLLARS 00/100

 **Community Trust Bank**
 North Mayo Bank Office • Pikeville, Kentucky

MEMO operator Lila Bowling

LOOK FOR FRAUD-DETERRING FEATURES INCLUDING THE SECURITY SQUARE AND HEAT REACTIVE INK. DETAILS ON BACK

Exhibit 22

McCoy & McCoy Laboratories
P.O. Box 907
Madisonville, KY 42431
(270) 821-7375

Statement Date: 12/3/15
Account No: BU6358

Bush Gardens Subdivision
Linda Bowling
100 George Branch
East Point, KY 41216

DATE	DESCRIPTION	CHARGES	CREDITS	ACCOUNT BALANCE
01/07/14	Invoice 1241639	\$121.00		\$121.00
01/17/14	Payment by credit card		\$121.00	\$0.00
03/31/14	Invoice 1246456	\$121.00		\$121.00
04/04/14	Payment by credit card		\$121.00	\$0.00
07/10/14	Invoice 1252333	\$121.00		\$121.00
07/11/14	Payment by credit card		\$121.00	\$0.00
10/06/14	Invoice 10/6/14	\$121.00		\$121.00
10/09/14	Payment by credit card		\$121.00	\$0.00
01/05/15	Invoice 1263244	\$121.00		\$121.00
04/06/15	Payment by credit card		\$121.00	\$0.00
04/09/15	Invoice 1269748	\$121.00		\$121.00
04/13/15	Payment by credit card		\$121.00	\$0.00
07/08/15	Invoice 1276811	\$121.00		\$121.00
07/10/15	Payment by credit card		\$121.00	\$0.00
10/07/15	Invoice 1284036	\$121.00		\$121.00
10/12/15	Payment by credit card		\$121.00	\$0.00

Exhibit 23

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

Mike Conly

011775

8/4/15

571.00


Bush Gardens
Treat with plant
nutrients

TRI COUNTY CONCRETE, INC./GENERAL ACCOUNT

011775



011775


YTH COUNTY CONCRETE, INC.
 GENERAL ACCOUNT
 PO BOX 20
 HADENHILL, KY 40322
 502-751-5320

CB # 11775000000000000000
 PAYOR # 17 0127
 23-0120

8/4/15

PAY TO THE ORDER OF Mike Conley \$ 571.00

Five hundred and seventy one and 00/100 DOLLARS

MEMO Loose Rock

5 Check 11775 Amount \$571.00 Date 8/4/2015

North American Electric, Inc.

6995 Resource Drive
Suite 101,
Reno, NV 89506

Phone (662) 429-8049
Fax (662) 429-8546
E-Mail sales@naemotors.com

Packing List

Order 0125610
Date 7/20/2015

Sold To

PTJ Industrial
2520 Singing Hills Drive
Sparks, NV 89436

Ship To

ERIN BOWLING
153 GEORGE BR
East Point, KY 41216

Purchase Order	Ship VIA	Reference	Sales Rep	Entered By
----------------	----------	-----------	-----------	------------

2960

UPS Ground - Reno

H

MN

Product	Description	Whse	Weight	Quantity	B/O	Shipped
F56CH2S4C	2Hp, 4P, 56CH, 1Ph, 115/208-230v, TEFC, Rem Ft	200	47.00	1	0	1.00

Serial Number: WL099NK00029

Total Weight:

47.00

Total Pieces:

1.00

*Bush Gardens
Sub-aluminum*

7

550.00

clicked OWH


Blower

RECEIPT		DATE <i>8/21/15</i>	No. <i>110355</i>
RECEIVED FROM <i>Lila Bowly</i>		\$ <i>550.00</i>	
<input type="radio"/> FOR RENT <input checked="" type="radio"/> FOR <i>Blower for Bush Gardens</i>		DOLLARS	
ACCOUNT	<i>550.00</i>	<input type="radio"/> CASH <input type="radio"/> CHECK <input type="radio"/> MONEY ORDER <input type="radio"/> CREDIT CARD	FROM <i>Lila</i> TO <i>clicked OWH</i> BY _____

LINDA J BOWLING
PH. 606-886-0059
100 GEORGE BRANCH
EAST POINT, KY 41216-8707

73-269/421

753

DATE 8/21/15  MF

SECURE CHECKS
Part of the Bank's Security



PAY TO THE ORDER OF

Dekei Crum

\$ 550.⁰⁰

Five hundred & fifty ~~00~~ 00 DOLLARS

Heat Reactive Ink



MEMO Blowing for Buck Henry Linda Bowling MF

LOOK FOR FRAUD-DETECTING FEATURES INCLUDING THE SECURITY SQUARE AND HEAT REACTIVE INK. DETAILS ON BACK.