

EAST CLARK COUNTY WATER DISTRICT
P. O. BOX 112
WINCHESTER, KY 40392
859-745-1458

Public Service Commission
Executive Director
Mr. Jeff Derouen
P.O. Box 615
Frankfort, KY 40602

RECEIVED

JUL 12 2012

PUBLIC SERVICE
COMMISSION

July 9, 2012

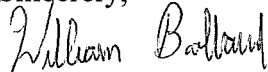
REF: Case NO. 2011-00271
KY 15 Elevated Tank

Dear Mr. Derouen:

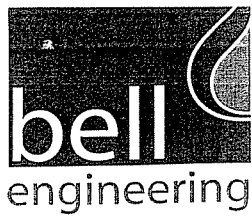
The East Clark County Water District is submitting the Engineer's Certification for the referenced project, as well as a copy of the as-built plans.

Should you have any questions please call me at the number listed above.

Sincerely,



William Ballard, Manger
East Clark County Water District



July 6, 2012

Lissa Doss
DEP Division of Water
200 Fair Oaks Drive
Frankfort, KY 40601

**RE: Engineer's Certification
New KY 15 Elevated Storage Tank
AI # 33859, AP20110003
East Clark County Water District, PWSID: 0250981
Clark County, Kentucky**

Dear Ms. Doss:

The Engineer's Certification for the referenced project is attached.

If you have any questions please do not hesitate to call.

Sincerely,
Bell Engineering

A handwritten signature in black ink that reads "R. Michael Williams". The signature is written in a cursive style with a large initial "R".

R. Michael Williams, P.E.
Project Manager

Enclosures

C: William Ballard, General Manager East Clark County Water District
Phoenix Fabricators & Erectors, Inc.

Exhibit E
SUGGESTED FORMAT
(for use with E-510, 2002 Edition)

This is **EXHIBIT E**, consisting of 2 pages, referred to in and part of the **Agreement between Owner and Engineer for Professional Services** dated 4/1/11.

NOTICE OF ACCEPTABILITY OF WORK

PROJECT: Ecton Road Water Booster Station Upgrade
Amendment No. 1, KY 15 500,000 Gallon Elevated Storage Tank

OWNER: East Clark County Water District

OWNER'S CONSTRUCTION CONTRACT IDENTIFICATION: 415-10-03

EFFECTIVE DATE OF THE CONSTRUCTION AGREEMENT: September 15, 2011

CONSTRUCTION CONTRACT DATE: September 15, 2011

ENGINEER: Bell Engineering

To: East Clark County Water District
OWNER

And To: DEP Division of Water
AGENCY

And To: Phoenix Fabricators & Erectors, Inc.
CONTRACTOR

The Engineer hereby gives notice to the above Owner, Agency, and Contractor that the completed Work furnished and performed by Contractor under the above Contract is acceptable, expressly subject to the provisions of the related Contract Documents, the Agreement between Owner and Engineer for Professional Services dated 4/1/11, and the terms and conditions set forth on the reverse side of this Notice.

By: T. Michael Williams, PE
Title: Project Manager
Dated: 6/28/12

(Reverse side of Notice)

CONDITIONS OF NOTICE OF ACCEPTABILITY OF WORK

The Notice of Acceptability of Work ("Notice") on the front side of this sheet is expressly made subject to the following terms and conditions to which all persons who receive said Notice and rely thereon agree:

1. This Notice is given with the skill and care ordinarily used by members of the engineering profession practicing under similar conditions at the same time and in the same locality.
2. This Notice reflects and is an expression of the professional judgment of Engineer.
3. This Notice is given as to the best of Engineer's knowledge, information, and belief as of the date hereof.
4. This Notice is based entirely on and expressly limited by the scope of services Engineer has been employed by Owner to perform or furnish during construction of the Project (including observation of the Contractor's work) under Engineer's Agreement with Owner and under the Construction Contract referred to on the front side of this Notice, and applies only to facts that are within Engineer's knowledge or could reasonably have been ascertained by Engineer as a result of carrying out the responsibilities specifically assigned to Engineer under such Agreement and Construction Contract.
5. This Notice is not a guarantee or warranty of Contractor's performance under the Construction Contract referred to on the front side of this Notice, nor an assumption of responsibility for any failure of Contractor to furnish and perform the Work thereunder in accordance with the Contract Documents.

CASE NO: 2011-00271

East Clark County Water District

CONTAINS

LARGE OR OVERSIZED

MAP(S)

RECEIVED ON: July 12, 2012