P.S.C. KY. NO. 4

CANCELLING P.S.C. KY. NO. 3

NORTH MARSHALL WATER DISTRICT

OF

PO BOX 850

BENTON, KENTUCKY 42025

RATES & CHARGES

AND

RULES & REGULATIONS

FOR FURNISHING

WATER SERVICE

AT

MARSHALL AND LIVINGSTON COUNTIES
KENTUCKY

FILED WITH THE

PUBLIC SERVICE COMMISSION

OF

KENTUCKY

DATE OF ISSUE December 26, 2001
Month / Date / Year

DATE EFFECTIVE February 01, 2002
Month / Date / Year

ISSUED BY B. W. Darnell
(Signature of Officer)

TITLE Chairman

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 01 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Stephanie Bell
SECRETARY OF THE COMMISSION

FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. 4

Original SHEET NO. 2

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO.

SHEET NO.

RULES AND REGULATIONS

I. RATES AND CHARGES

A. Bimonthly Rates

B. Deposits

C. Meter Connection/Tap-on Charges

D. Special Non-recurring Charges

II. RULES AND REGULATIONS

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C. Billings, Meter Readings, and Related Information

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F. Customer Complaints to the Utility

G. Bill Adjustments

H. Status of Customer Accounts during Billing Disputes

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BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
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PUBLIC SERVICE COMMISSION
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FEB 01 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
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FOR Benton, Kentucky
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P.S.C. KY. NO. 4

Original SHEET NO. 3

CANCELLING P.S.C. KY. NO.

SHEET NO.

North Marshall Water District
(Name of Utility)

RULES AND REGULATIONS

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J. Customer Relations
K. Refusal or Termination of Service
L. Meter Testing
M. Meter Test Records
N. Customer Requested Meter Tests
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Q. Safety Program
R. System Inspections
S. Reporting of Accidents, Property Damage, or Loss of Service
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W. Leak Adjustments
X. Ownership of Mains, Services, and Appurtenances
Y. Notification of System Problems
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FEB 01 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephen O. Bell
SECRETARY OF THE COMMISSION

FOR Benton, Kentucky
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P.S.C. KY. NO. 4

Original SHEET NO. 4

North Marshall Water District
(Name of Utility)

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RULES AND REGULATIONS

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FOR Benton, Kentucky
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First Revised SHEET NO. 5

CANCELLING P.S.C. KY. NO. 4

Original SHEET NO. 5

North Marshall Water District
(Name of Utility)

RATES AND CHARGES

A. BI-MONTHLY RATES:

Customer Charge:

5/8" x 3/4" meter	$10.78	Minimum Bill
1" meter	17.03	Minimum Bill
1 ½" meter	27.46	Minimum Bill
2" meter	39.99	Minimum Bill
3" meter	69.19	Minimum Bill
4" meter	110.93	Minimum Bill
6" meter	215.25	Minimum Bill

All Water Usage $2.20 per 1,000 gallons

DATE OF ISSUE MAY 17, 2004
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DATE EFFECTIVE APRIL 20, 2004
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ISSUED BY Bennie W Darnell
(Signature of Officer)

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. 2004-00028 DATED APRIL 20, 2004

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

APR 20 2004

PURSUANT TO 807 KAR 5:011
SECTION 9 (1)
BY
EXECUTIVE DIRECTOR

FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. 4

Original SHEET NO. 6

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

RATES AND CHARGES

B. DEPOSITS:

5/8" X 3/4" meter $40.00

Deposits for larger size meters will be calculated according to the average bill.

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TITLE Chairman

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PURSUANT TO 807 KAR 5:011,
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FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. 4

Original SHEET NO. 7

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO.

SHEET NO.

RULES AND REGULATIONS

C. METER CONNECTION/TAP-ON CHARGES:

5/8 Inch X 3/4 Inch	$600.00
1 Inch and Larger Meters	Actual Cost

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FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. 4

Original SHEET NO. 8

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO.

SHEET NO.

RULES AND REGULATIONS

D. SPECIAL NON-RECURRING CHARGES:

Connection/Turn-on Charge	$ 25.00
Connection/Turn-on Charge (After Hours)	67.00*
Field Collection Charge	25.00
Field Collection Charge (After Hours)	67.00
Late Payment Penalty	10%
Meter Reinstallation	50.00
Meter Relocation Charge	Actual Cost
Meter Re-read Charge	25.00
Meter Test Charge	50.00
Re-connection Charge	50.00
Re-connection Charge (After Hours)	92.00*
Returned Check Charge	25.00

***NOTE**—Regular working hours for the utility's Maintenance Staff is 8:00 a.m. to 4:30 p.m. Monday through Friday, excluding holidays. Upon customer request, and subject to availability of Maintenance Staff, services may be performed outside regular working hours at the after hours rate.

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FOR Benton, Kentucky
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P.S.C. KY. NO. 4

Original SHEET NO. 9

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO.

SHEET NO.

RULES AND REGULATIONS

The following are the rules and regulations of the North Marshall Water District. The schedule of rates prescribed herein will be uniformly charged to all customers of the utility. No one will receive or be entitled to free service by the utility. No employee or individual commissioner of the utility is permitted to make an exception to these rates, rules, or regulations. These rules and regulations are subject to change by the utility at any time, subject to the approval of the Public Service Commission.

A. Service Information.

1. Upon request the utility will give its customers or prospective customers such information as is reasonably possible in order that they may secure safe, efficient, and continuous service. The utility will inform its customers of any change made or proposed in the character of its service that might affect the efficiency, safety, or continuity of operation.
2. The utility will obtain the approval of the Public Service Commission prior to making any substantial change in the character of the service furnished that would affect the efficiency, adjustment, speed, or operation of the equipment or appliances of any customer. The application will show the nature of the change to be made, the number of customers affected, and the manner in which they will be affected.
3. The utility will inform each applicant for service of each type, class, and character of service available at his/her location.
4. Upon request the utility will provide the following information to any applicant/customer:
   a) Characteristics of Water. A written description of chemical constituents and bacteriological standards of the treated water as required by the Natural Resources Cabinet.

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b) Rates. A schedule of rates for water service applicable to the service to be rendered to the customer.

c) Reading Meters. Information about the method of reading meters.

d) Bill Analysis. A statement of the past readings of a customer's meter for a period of two (2) years.

B. Special Rules or Requirements.

1. The utility cannot establish any special rule or requirement without first obtaining the approval of the Public Service Commission.
2. A customer that has complied with Public Service Commission rules and regulations cannot be denied service for failure to comply with the utility's rules that have not been approved by the Public Service Commission.
3. Each prospective customer desiring water service will be required to sign the utility's Water Service Contract before service is supplied by the utility.
4. No customer is allowed to resell water except under the terms of a special contract executed by the utility and approved by the Public Service Commission.

C. Billings, Meter Readings, and Related Information.

1. Information on bills. Each bill issued by the utility will clearly show the following, if applicable: class of service; present and last preceding meter readings; date of the present reading; number of units consumed; net amount for service rendered; all taxes; any adjustments; and the gross amount of the bill. The date after which a late payment penalty applies to the gross amount will also be indicated. Estimated or calculated bills will be distinctly marked as such. The rate schedule under which the bill is computed will be furnished by publishing it in a newspaper of general circulation once each year.

FOR Benton, Kentucky
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North Marshall Water District
(Name of Utility)

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2. Bill format. A copy of the utility's billing form will be included in the utility's tariff.
3. Frequency of meter reading. Unless prevented by reasons beyond the utility's control, meter readings will be taken beginning on the first day of each even numbered month of the year. Records will be kept by the utility to insure that this information is available to Public Service Commission staff and any customer requesting this information. If, due to reasons beyond its control, the utility is unable to read a meter in accordance with this subsection, the utility will record the date and time the attempt was made, if applicable, and the reason the utility was unable to read the meter.
4. Related Information.
   a) Bills and notices related to the utility's business will be mailed to the customer at the address listed on the Water Service Contract unless a change of address has been filed with the utility in writing. The utility will not otherwise be responsible for delivery of any bill or notice nor will the customer be excused from the payment of any bill or any performance required in the notice.
   b) Water service will be billed bimonthly with bills mailed on or about the 20th of each even numbered month.
   c) Bills are payable and due on the date of issuance.
   d) Payment must be received, not postmarked, before the close of business on the tenth day of the odd numbered months of the year (except when the tenth falls on a weekend or holiday); otherwise, the delinquent bill will be assessed the late payment penalty approved and on-file with the Public Service Commission
   e) The late payment penalty will be assessed on the delinquent amount of the bill, less taxes and any prior penalty amounts. Pursuant to 807 KAR 5:006 Section 8 (3)(h), a penalty may be assessed only once on any bill for rendered services.

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TITLE Chairman

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f) With the exception of existing connections, the existence of a special contract, or unusual circumstances requiring approval of the utility, a single meter can serve no more than one residential or commercial unit on and after the effective date of this tariff.

g) Family Tie-ins. If an immediate family member (mother, father, sister, brother, daughter, son) is living in a non-permanent structure (trailer, mobile home, etc.) on a present customer's property, they may both use the same meter. However, if a non-family member takes residence in that structure, a tap-on fee must be paid in order to set a separate meter for that structure.

h) For existing connections, special contracts, or other utility approved situations, where two or more units are being served by one meter, the following rules will apply:

1) One bill per meter will be sent to the customer that signed the Water Service Contract.

2) The customer that signed the Water Service Contract will be fully and solely responsible for the charges associated with the connection, including payment for all water passing through the meter, regardless of which unit is responsible for the water consumption.

D. Deposits.

1. Deposits to secure payment. The utility may require a minimum cash deposit or other guaranty to secure payment of bills.

2. Amount of Deposit. The deposit for a 5/8 x 3/4 inch meter is listed in the Rates and Charges section of this tariff. Deposits for larger size meters will be based on the average annual bill. Deposit amounts will not exceed three-twelfths (3/12) of the average annual bill.

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(Name of Utility)

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3. Refund of deposits. The utility retains the deposit for twelve (12) months. Refunds will be made by check except that the utility will not refund any deposit if the customer's bill has been delinquent 2 or more times during the twelve (12) month period.
4. Waiver of Deposits. The District will charge a deposit for all new customers. This deposit will not exceed three-twelfths (3/12) of the estimated annual bill for that customer. The District will waive the deposit for previous or current customers with good payment histories or with a credit reference letter from a former water utility where they were a customer for at least one full year and had a good payment history.
5. Additional deposit requirement. If a deposit has been waived or returned and the customer fails to maintain a satisfactory payment record, the utility may require that a deposit be made. The utility may require a deposit in addition to the initial deposit if the customer's classification of service changes or if there is a substantial change in usage.
6. Receipt of deposit. The utility will issue a receipt to every customer that pays a deposit. The receipt will show the name of the customer, location of the service, date, and amount of deposit. If deposit amounts change, the utility will issue a new receipt of deposit to the customer.
7. Deposits as a condition of service. Service may be refused or discontinued if payment of requested deposit is not made.
8. Interest on deposits. Interest will accrue on all deposits at the rate prescribed by law beginning on the date of the deposit. Interest accrued will be refunded to the customer on an annual basis, except that the utility will not be required to refund or credit interest on deposits if the customer's bill is delinquent on the anniversary of the deposit date. Upon termination of service, the deposit and interest earned and owing will be credited to the final bill with any remainder refunded to the customer.

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PUBLIC SERVICE COMMISSION
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FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. 4

Original SHEET NO. 14

CANCELLING P.S.C. KY. NO.

SHEET NO.

North Marshall Water District
(Name of Utility)

RULES AND REGULATIONS

E. Special Non-recurring Charges:

1. The utility will collect for special nonrecurring charges to recover customer-specific costs incurred which would otherwise result in monetary loss to the utility or increased rates to other customers to whom no benefits accrue from the service provided or action taken. The utility may establish or change any special nonrecurring charge by applying for Public Service Commission approval of such charge in accordance with the provisions of 807 KAR 5:011, Section 10.
2. Special nonrecurring charges will be applied uniformly throughout the area served by the utility. Such charges will relate directly to the service performed or action taken and only yield enough revenue to pay the expenses incurred in rendering the service.
3. The utility will assess a charge for the following non-recurring services:
   a) Connection/Turn-on Charge: Will be assessed for new service turn-ons, seasonal turn-ons, temporary service, or transfer of service. The charge will not be made for initial installation of service where a meter connection/tap-on charge is applicable.
   b) Field Collection Charge: Will be assessed when a utility representative visits the premises of the service connection to terminate service, and the customer is on-site and pays the bill in full to avoid termination of service. This fee may only be charged once per billing period.
   c) Late Payment Penalty: Will be assessed on the delinquent amount of the bill, less taxes.
   d) Meter Reinstallation Charge: Will be assessed to reinstall a meter that has been temporarily removed from the yoke.

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North Marshall Water District
(Name of Utility)

RULES AND REGULATIONS

e) Meter Relocation Charge: Will be assessed when a customer or other authorized person requests that a meter be relocated, changed, or modified. Those requesting a change must reimburse the utility for the actual costs incurred, including but not limited to appropriate legal, administrative, engineering, overhead, or other related costs.

f) Meter Re-read Charge: Will be assessed when a customer requests the utility to re-read the customer's meter and the re-read proves that the original meter reading was correct.

g) Meter Test Charge: Will be assessed when a customer requests the utility perform a test on the customer's meter to check for accuracy, and the test shows the customer's meter is not more than two percent (2%) fast.

h) Reconnection Charge: Will be assessed to reconnect service that has been terminated for non-payment of service or for violation of Utility or Public Service Commission rules and regulations, and will include the cost of the service trip for both the disconnection and the reconnection.

i) Returned Check Charge: Will be assessed when a customer's check is returned, either due to insufficient funds or other reason due to customer fault.

F. Customer Complaints to the Utility. Upon complaint to the utility by a customer at the utility's office, by telephone, or in writing, the utility will make a prompt and complete investigation and advise the complainant of its findings. If the complainant is not satisfied with the utility's decision, the utility will provide written notice to the complainant of his/her right to appeal the utility's decision by filing a complaint with the Public Service Commission. The utility will also

RULES AND REGULATIONS

provide the customer with the address and telephone number of the Public Service Commission. The utility will keep a record of all written complaints. This record will show the name and address of the complainant, the date and nature of the complaint, and the adjustment or disposition of the complaint. Records will be maintained for two (2) years from the date of resolution of the complaint.

G. Bill Adjustments:

1. Fast or slow reading meters:

a) If upon periodic test, requested test, or complaint test, a meter in service is found to be more than two (2) percent fast, additional tests will be made to determine the average error of the meter. The tests will be made in accordance with Public Service Commission rules and regulations applicable to the type of meter involved.

b) If test results on a customer's meter show an average error greater than two (2) percent fast or slow, or if a customer has been incorrectly billed for any other reason, except in an instance where a utility has filed a verified complaint with the appropriate law enforcement agency alleging fraud or theft by a customer, the utility will immediately determine the period during which the error has existed, and will recompute and adjust the customer's bill to either provide a refund to the customer or collect an additional amount of revenue from the underbilled customer. Any adjustment to the customer's account will be in accordance with the rules and regulations of the Public Service Commission pursuant to 807 KAR 5:066 Section 9(c).

c) The utility will readjust the account based upon the period during which the error is known to have existed. If the period during which the error existed cannot be determined with reasonable precision, the time period will be

RULES AND REGULATIONS

estimated using such data as elapsed time since the last meter test, if applicable, and historical usage data for the customer. If that data is not available, the average usage of similar customer loads will be used for comparison purposes in calculating the time period. If the customer and the utility are unable to agree on an estimate of the time period during which the error existed, the Public Service Commission will determine the issue. In all instances of customer overbilling, the customer's account will be credited or the overbilled amount refunded at the discretion of the customer within thirty (30) days after final meter test results. A utility will not require customer repayment of any underbilling to be made over a period shorter than a period coextensive with the underbilling.

2. Meter read failure. When a meter has ceased to register, or a meter reading cannot be obtained, the quantity of water to be billed will be based upon an average of twelve-months' consumption. If said meter readings are not available for an entire twelve-month period, the water bill will be estimated by the utility, subject to an upward or downward adjustment once a twelve-month average of actual meter readings can be calculated.

3. Monitoring usage. The utility will monitor a customer's usage at least annually in such a way to draw the utility's attention to unusual deviations in a customer's usage. If a customer's usage is unduly high or low and the deviation is not otherwise explained, the utility will test the customer's meter to determine whether the meter shows an average error greater than two (2) percent fast or slow.

4. Usage investigation. If the utility's procedure for monitoring usage indicates that an investigation of a customer's usage is necessary, the utility will notify the customer in writing. If knowledge of a serious situation requires more expeditious notice, the utility will notify the customer by the most expedient means available.

RULES AND REGULATIONS

5. Customer notification. If a meter is tested and it is found necessary to make a refund or back bill a customer, the customer will be notified in substantially the following form:

   On _____, 19___, the meter bearing identification No. ____ installed in your building located at _____ (Street and Number) in _____ (city) was tested at _____ (on premises or elsewhere) and found to register _____ (percent fast or slow). The meter was tested on _____ (Periodic, Request, Complaint) test.

   Based upon this we herewith _____ (charge or credit) with the sum of $____, which amount has been noted on your regular bill. If you desire a cash refund, rather than a credit to your account, of any amount overbilled, you must notify this office in writing within seven (7) days of the date of this notice.

H. Status of Customer Accounts during Billing Disputes. With respect to any billing dispute, customer accounts shall be considered to be current while the dispute is pending as long as the customer continues to make undisputed payments and stays current on subsequent bills.

I. Customer's Request for Termination of Service.

1. Any customer desiring service terminated or changed from one address to another shall give the utility three (3) working days' notice in person, in writing, or by telephone, provided such notice does not violate contractual obligations. The customer will not be responsible for charges for service beyond the three- (3) day notice period if the customer provides proper notification and reasonable access to the meter during the notice period. If the customer notifies the utility of his/her request for termination by telephone, the burden of proof is on the customer to prove that service termination was requested if a dispute arises.

2. Upon request that service be reconnected at any premises subsequent to the initial installation or connection to its service lines, the utility will charge the applicant a reconnect fee as set out in this tariff and approved by the Public Service Commission

FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. 4

Original SHEET NO. 19

North Marshall Water District
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SHEET NO.

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J. Customer Relations.

1. Display of customer rights. The utility will prominently display in the office in which payment is received a copy of Customer's Rights. If a customer indicates to any utility personnel that he is experiencing difficulty in paying a current utility bill, that employee will refer the customer to the designated representative for explanation of the customer's rights.

2. Partial payment plans. The utility shall negotiate and accept reasonable partial payment plans at the request of residential customers who have received a termination notice for failure to pay, except that a utility is not required to negotiate a partial payment plan with a customer who is delinquent under a previous partial payment plan. Partial payment plans must be mutually agreed upon. Plans which extend for a period longer than thirty (30) days will be in writing and will advise customers that service may be terminated without additional notice if the customer fails to meet the obligations of the plan. Service will not be disconnected if 25% partial payment has been made and a written agreement of payment intent has been signed. Failure of the customer to pay according to a written agreement will result in termination of service with no additional notice to the customer. Service will be reconnected when the bill and reconnect fees are paid in full.

3. Utility inspections of service conditions prior to providing service. The utility will inspect the condition of the meter and service connections before providing service to a new customer so that prior or fraudulent use of the facilities will not be attributed to the new customer. The new customer will be afforded the opportunity to be present at such inspections. The utility will not be required to render service to any customer until any defects in the customer-owned portion of the service facilities have been corrected.

4. Prompt connection of service. The utility will reconnect existing service within twenty-four (24) hours, and will install and connect new service within seventy-two (72) hours, when the cause for refusal or discontinuance of service has been corrected and the rules and regulations of the utility and Public Service Commission have been met.

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ISSUED BY B.W. Darnell
(Signature of Officer)

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
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PUBLIC SERVICE COMMISSION
OF KENTUCKY
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FEB 01 2002

PURSUANT TO 807 KAR 5:011,
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5. Advance termination notice. When advance termination notice is required, the termination notice will be mailed or otherwise delivered to the last known address of the customer. The termination notice will be in writing, distinguishable and separate from any bill. The termination notice will plainly state the reason for termination.

K. Refusal or Termination of Service.

1. The utility may refuse service to a customer under the following conditions:

   a) For noncompliance with utility or Public Service Commission rules and regulations. The utility cannot refuse service to any customer for noncompliance without first having made a reasonable effort to obtain customer compliance. After such effort by the utility, service may be refused only after the customer has been given a written notice of refusal stating the reasons for refusal of service.

   b) For dangerous conditions. If a dangerous condition exists which could subject any person to imminent harm or result in substantial damage to the property of the utility or others is found to exist on the customer's premises, then service will be refused. The utility will notify the customer in writing and, if possible, orally for the reasons for refusal of service. Such notice will be recorded by the utility and will include the corrective action to be taken by the customer before service can be provided.

   c) For refusal of access. When a customer refuses or neglects to provide reasonable access to the premises for installation, operation, meter reading, maintenance or removal of utility property, the utility may refuse service. The utility will notify the customer in writing and, if possible, orally for the reasons for refusal of service. Such notice will be recorded by the utility and will include the corrective action to be taken by the customer before service can be provided.

   d) For outstanding indebtedness. The utility will not furnish service to any customer who is indebted to the utility until that customer has repaid the indebtedness.

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e) For noncompliance with state, local, or other codes. The utility may refuse service to a customer if the customer does not comply with state, municipal or other codes, rules, and/or administrative regulations applying to such service. The utility will notify the customer in writing and, if possible, orally for the reasons for refusal of service. Such notice will be recorded by the utility and will include the corrective action to be taken by the customer before service can be provided.

2. Utility Initiated Termination of Service.

a) The termination notice requirements stated herein will not apply if termination notice requirements to a particular customer or customers are otherwise dictated by the terms of a special contract between the utility and customer which has been approved by the Public Service Commission.

b) When advance termination notice is required, the termination notice shall be mailed or otherwise delivered to the last known address of the customer. The termination notice shall be in writing, distinguishable and separate from any bill. The termination notice shall plainly state the reason for termination.

c) The utility may terminate service to a customer under the following conditions with an advance termination notice:

1) For noncompliance with utility or Public Service Commission rules and regulations. The utility cannot terminate service to any customer for noncompliance without first having made a reasonable effort to obtain customer compliance. After such effort by the utility, service may be terminated only after the customer has been given at least ten (10) days written termination notice.

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2) For refusal of access. When a customer refuses or neglects to provide reasonable access to the premises for installation, operation, meter reading, maintenance, or removal of utility property, the utility may terminate service. Such action will be taken only when corrective action negotiated between the utility and customer has failed to resolve the situation and after the customer has been given at least ten (10) days' written notice of termination.

3) For noncompliance with state, local, or other codes. The utility may terminate service to a customer that does not comply with state, municipal, and/or other codes, rules, and regulations that apply to such service. A utility may terminate service only after ten (10) days' written notice of termination is provided unless ordered to terminate immediately by a governmental official.

4) For nonpayment of bills. The utility may terminate service for nonpayment of charges incurred for utility services. The utility may terminate service only after five (5) days' written notice of termination is provided, and after twenty (20) days have elapsed since the mailing date of the original unpaid bill.

d) The utility may terminate service to a customer if the following conditions exist without an advance termination notice. Within twenty-four (24) hours after such termination, the utility shall send written notification to the customer of the reason(s) for termination upon which the utility relies, and of the customer's right to challenge the termination by filing a formal complaint with the Public Service Commission. The utility will not restore service until the customer agrees to comply with all rules and regulations of the utility and Public Service Commission.

1) For illegal use or theft of service. The utility may terminate service to a customer without advance notice if it has evidence that a customer has obtained unauthorized service by illegal use or theft. This right of termination

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is separate from and in addition to any other legal remedies that the utility may pursue for illegal use or theft of service.

2) For dangerous conditions. If a dangerous condition relating to the utility's service which could subject any person to imminent harm or result in substantial damage to the property of the utility or others is found to exist on the customer's premises, then service will be terminated immediately. Upon termination the utility will leave notification at the customer's dwelling and, if possible, orally contact the customer to inform him/her of the reasons for the termination. Such notice will be recorded by the utility and will include the corrective action to be taken by the customer or utility before service can be restored.

3) Unapproved Extensions and/or Additions. Any extension or additions to an existing service connection that have not been approved by the utility will be considered theft of service, and will constitute grounds for termination of service. This right of termination is separate from and in addition to any other legal remedies that the utility may pursue for illegal use or theft of service.

4) Misrepresentation. Any misrepresentation in the application or contract as to the property or fixtures to be supplied or additional use to be made of water will constitute grounds for termination of service, and the customer shall be liable for any damage to any of the utility's facilities or equipment.

5) Failure to Report Changes. Failure to notify the utility of additions to the property or fixtures to be supplied or additional use to be made of water will constitute grounds for termination of service.

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6) Resale of Water. Under no circumstances will a customer be allowed to resell or give away water except under the terms of a special contract executed by the utility and approved by the Public Service Commission. Failure to comply with this rule will constitute grounds for termination of service.

7) Waste or Misuse. Waste or misuse of water due to improper or imperfect service pipes and/or failure to keep said pipes in suitable state of repair will constitute grounds for termination of service.

8) Tampering with meter, meter seal, service, valves, or other system facilities, or permitting such tampering by others will constitute grounds for termination of service.

9) Connections, cross-connections, or permitting the same, of any separate water supply to premises that receive water from the utility will constitute grounds for termination of service.

e) The utility will not terminate service to a customer if the following conditions exist:

1) If payment for services is made. Service will not be terminated to a customer that was sent a termination notice if the customer delivers full payment to the utility prior to the actual termination of service.

2) If a partial payment agreement is in effect. Service will not be terminated for nonpayment if the customer and the utility have entered into a partial payment plan and the customer is meeting the requirements of the plan.

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3) If a medical certificate is presented. Service will not be terminated for thirty (30) days beyond the termination date if a physician, registered nurse or public health officer certifies in writing that termination of service will aggravate a debilitating illness or infirmity on the affected premises. The utility may refuse to grant consecutive extensions for medical certificates past the original thirty (30) days unless the certificate is accompanied by an agreed partial payment plan. The utility will not require a new deposit from a customer to avoid termination of service for a thirty (30) day period who presents to the utility a medical certificate certified in writing by a physician, registered nurse or public health officer.

L. Meter Testing.

1. Water meters will be tested before being installed for use by any customer. The water meter will be in good working order and adjusted as close to the optimum operating tolerance as possible, in accordance with 807 KAR 5:022, Section 8(3)(a), 807 KAR 5:041, Section 17(1)(a)-(c) and 807 KAR 5:066, Section 15(2)(a)-(b).
2. The utility may have all or part of its meter testing performed by another utility or agency approved by the Public Service Commission. The utility will notify the Public Service Commission of the make, type, and serial number of standards used for testing.
3. The utility cannot place in service any basic measurement standard unless the Public Service Commission has approved the calibration. The Public Service Commission will be notified promptly of the adoption or deletion of any basic standards requiring approval of the calibration.

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4. Meter testers must be certified by the Public Service Commission. Certified meter testers will perform tests as necessary to determine the accuracy of the utility's meters and to adjust the utility's meters to the degree of accuracy required by the rules and regulations of the Public Service Commission.

M. Meter Test Records.

1. A complete record of all meter tests and adjustments and data sufficient to allow checking of test calculations will be recorded by the meter tester. Such record will include: information to identify the unit and its location; date of tests; reason for such tests; readings before and after test; statement of "as found" and "as left" accuracies sufficiently complete to permit checking of calculations employed; notations showing that all required checks have been made; statement of repairs made, if any; identifying number of the meter; type and capacity of the meter; and the meter constant. The complete record of tests of each meter will be continuous for at least two (2) periodic test periods and will in no case be less than two (2) years.

2. The utility will keep numerically arranged and properly classified records for each meter owned, used and inventoried by the utility. The identification number, date of purchase, name of manufacturer, serial number, type, rating, and name and address of each customer on whose premises the meter has been in service with date of installation and removal will be included in the records. These records will also contain condensed information concerning all tests and adjustments including dates and general results of such adjustments. The records will reflect the date of the last test and indicate the proper date for the next periodic test required by the applicable Public Service Commission rule and/or regulation.

3. Upon completion of adjustment and test of any meter pursuant to Public Service Commission rules and regulations, the utility will affix to the meter a suitable seal in such a manner that adjustments or registration of the meter cannot be altered without breaking the seal.

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N. Customer Requested Meter Tests.

1. The utility will make a test of any meter upon written request of any customer if the request is not made more frequently than once every twelve- (12) months. The customer shall be given the opportunity to be present at the requested test. If the test shows that the meter was not more than two (2) percent fast, the utility will make a reasonable charge for the test, the amount being approved by the Public Service Commission and set out in the utility's tariff.

2. After having first obtained a test from the utility, any customer of the utility may request a meter test by the Public Service Commission upon written application. Such request shall not be made more frequently on one (1) meter than once every twelve- (12) months.

O. Access to Property.

1. The utility shall at all reasonable hours have access to meters, service connections, and other property owned by it and located on customer's premises for purposes of installation, maintenance, meter reading, operation, replacement or removal of its property at the time service is terminated. Any employee of the utility whose duties require him/her to enter the customer's premises will wear a distinguishing uniform or other insignia identifying him/her as an employee of the utility, or show a badge or other identification which will identify him/her as an employee.

2. Obtaining easements and right-of-ways necessary to extend service will be the responsibility of the utility.

3. All customers must grant, convey, or cause to be granted or conveyed to the utility a perpetual easement and right-of-way across any property owned or controlled by the customer wherever necessary for the utility's facilities in order to provide service.

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4. The utility cannot require a prospective customer to obtain easements or rights-of-way on property not owned by the prospective customer as a condition for providing service. However, the cost of obtaining easements or rights-of-way will be included in the total per foot cost of an extension, and will be apportioned among the utility and customer in accordance with the applicable extension administrative regulation.

P. Location of Records. All records required by Public Service Commission rules and regulations will be kept in the office of the utility and will be made available to representatives, agents or staff of the Public Service Commission upon reasonable notice at all reasonable hours.

Q. Safety Program. The utility will adopt and execute a safety program, appropriate to the size and type of its operations. At a minimum, the safety program will:

1. Establish a safety manual with written guidelines for safe working practices and procedures to be followed by utility employees.
2. Instruct employees in safe methods of performing their work.
3. Instruct employees who, in the course of their work, are subject to the hazard of electrical shock, asphyxiation or drowning, in accepted methods of artificial respiration.

R. System Inspections.

1. The utility will adopt inspection procedures to assure safe and adequate operation of its facilities and compliance with Public Service Commission rules and regulations. These procedures will be filed with the Public Service Commission for review.
2. Upon receipt of a report of a potentially hazardous condition at any utility facility made by a qualified employee, public official, or customer, the utility will inspect all portions of the system which are the subjects of the report.

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3. Appropriate records will be kept by the utility to identify the inspection made, deficiencies found and action taken to correct the deficiencies.

4. Inspections. The utility will make systematic inspections of its system in the manner set out below to insure that the Public Service Commission's safety requirements are being met. These inspections will be made as often as necessary but not less frequently than is set forth below for various classes of facilities and types of inspection.

   a) The utility will annually inspect all structures pertaining to source of supply for their safety and physical and structural integrity, including dams, intakes, and traveling screens. The utility will semiannually inspect supply wells, their motors and structures, including electric power wiring and controls for proper and safe operation.

   b) The utility will annually inspect all structures pertaining to purification for their safety, physical and structural integrity and for leaks, including clear wells; chemical feed equipment; pumping equipment and water storage facilities, including electric power wiring and controls; hydrants, mains, and valves.

   c) The utility will monthly inspect construction equipment and vehicles for defects, wear, operational hazards, lubrication, and safety features.

S. Reporting of Accidents, Property Damage, or Loss of Service.

1. Within two (2) hours following discovery the utility will notify the Public Service Commission by telephone or electronic mail of any utility related accident which results in:

   a) Death; or shock or burn requiring medical treatment at a hospital or similar medical facility, or any accident requiring inpatient overnight hospitalization;

   b) Actual or potential property damage of $25,000 or more; or

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7. A cross-connection of the utility's system with any other source is strictly prohibited.
8. A well that has or is being used on the premises must be inspected by utility personnel to verify disconnection and separation.
9. All service lines on the customer's side of the meter must consist of copper or PVC pipe with a rating of no less than 200 psi, and should not be less than 3/4 inches.
10. Absolutely no galvanized pipe or fittings can be used in the installation.
11. The utility will not set a meter on a customer's service line at a point that does not deliver 30 psig at the meter.
12. If the applicant/customer's point of usage is at a higher elevation than the meter, the customer should consult with a reputable engineering firm to properly size the service line from the meter to the point of usage.
13. Should an applicant/customer desire a higher pressure due to location or other need, provisions must be made by the applicant for an individual pressure booster system. The manner of connection, location cross-connection protection and type is subject to approval by the utility. The utility reserves the right to require discontinuance and disconnection should the private booster system have a detrimental effect on the utility's system.
14. Piping on the premises of the applicant/customer must be installed so that connections are conveniently located with respect to the utility's lines and mains. A place must be provided for metering that is unobstructed and accessible at all times.
15. The utility may require the applicant/customer may, at his/her own expense, to install a back-flow preventer and/or pressure regulator.
16. All meters will be installed, renewed, and maintained by the utility, and the utility reserves the right to approve the size and type of meter used.

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V. Service Lines & Connections.

1. The utility will furnish and install at its own expense for the purpose of connecting its distribution system to the customer's premises that portion of the service connection from its main to and including the meter and meter box. The utility will recoup this expense from the customer in accordance with KRS 278.0152.
2. In areas where the distribution system follows well-defined streets and roads, the customer's point of service will be located at that point on or near the street right-of-way or property line most accessible to the utility from its distribution system. In areas where the distribution system does not follow streets and roads, the point of service will be located as near the customer's property line as practicable. Prior to installation of the meter the utility will consult with the customer as to the most practical location.
3. Depth of service line. All service lines must be laid at a sufficient depth (a minimum of 30 inches) to prevent freezing during the coldest weather.
4. A plumbing permit from the appropriate regulatory agency is required before the utility can set the meter.
5. The applicant/customer must furnish and lay the necessary pipe to make the connection from the point of service to the point of usage and be financially responsible for all costs associated with the installation and maintenance of his/her service line plumbing, including a shut-off valve and one-way check valve (if meter yoke does not have a backflow preventer) installed on his/her property beginning at the outlet side of the water meter. The service line must be kept in good repair and in accordance with utility and Public Service Commission rules and regulations.
6. The installation and maintenance of the water service line must be in accordance with the rules and regulations of the Kentucky Department of Health.

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17. All taps and connections to the mains of the utility must be made by utility personnel or the utility's plumbing contractor and will incur a meter connection/tap-on charge, an amount that has been approved by the Public Service Commission for such service. Payment of this fee is for the privilege of connecting to the water system and the payment of the fee does not constitute the purchase of a water meter.

18. Should an applicant requesting a 5/8" x 3/4" meter require service on the opposite side of the road from the water main, the utility will provide the service at no additional cost to the customer other than the standard meter connection/tap-on charge. All larger size meters will be charged the actual cost of installing the meter, including, when applicable, the additional costs for crossing the road.

19. Any customer having boilers and/or pressure vessels that receive water from the utility must have a check valve on the water supply line and a vacuum valve on the steam line in order to prevent a collapse were the water supply from the utility be interrupted or discontinued.

W. Leak Adjustments. A customer may make a request for a bill adjustment in the event of a leak under the following conditions:

1. The customer must request a leak adjustment in writing to the utility.

2. The customer's bill will be based on two components. The first step will be to calculate the customer's average monthly usage over a twelve-month period. The second step will be to deduct the customers average monthly usage (as calculated in the above) from the total amount of water that passed through the meter. The usage calculated in step one will be billed at the utility's regular rates, while the remaining usage will be charged at the per thousand gallon leak adjustment rate, which is calculated based on the total cost less debt service, depreciation, and administration and general expense as shown on the PSC annual report. All water passing through the meter must be accounted and paid for by the customer.

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So the customer will owe the amount of his/her average bill plus the per thousand gallon leak adjustment rate for the remainder of the water that passed through the meter.

3. If meter readings are not available for an entire twelve-month period, the water bill will be estimated by the utility, subject to an upward or downward adjustment once a twelve-month average of actual meter readings can be calculated.
4. Only one (1) leak adjustment will be made per twelve-month period.

X. Ownership of Mains, Services, and Appurtenances:

1. All mains, fire hydrants, valves, crossings, and other appurtenances are and shall remain the property of the utility, whether installed by the utility or the customer.
2. All service lines from the main to the meter with appurtenances are and shall remain the property of the utility, whether installed by the utility or the customer.
3. The customer shall install, own, and maintain his/her service line from the meter (or point of delivery) to the point of usage.

Y. Notification of System Problems. The customer shall notify the utility immediately should the service be unsatisfactory for any reason, or should there be any defects, problems, trouble, or accidents affecting the water system.

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Z. Legal Disclaimers.

1. The utility shall in no event be held responsible for any claims made against it for reasons of system failure or interruption of service. No persons shall be entitled to damages nor for any portion of a payment refunded for any system failure or interruption of service which in the opinion of the utility is deemed necessary.
2. No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure appurtenance or equipment which is a part of the utility's water system. Any person violating this provision will be subject to immediate arrest and/or discontinuance of water service and shall pay the cost of repairing or replacing the utility's facilities.
3. If any loss or damage to the property of the utility or any accident or other injury to persons or property is caused by or results from the negligence or wrongful action of a customer, members of his/her household, his/her agent or employee, the cost of necessary repairs or replacements shall be paid by the customer of the utility and any liability otherwise resulting shall be that of the customer.
4. For purposes of fire protection, including any customer's fire protection system, the utility cannot guarantee a water supply at any particular flow rate or pressure. The fire flow may vary depending upon other water demands on the system, various water facility limitations, or other circumstances. The customer will indemnify and hold harmless the utility and its employees from and against all claims, damages, losses, and expenses incurred as a result of insufficient water supply or deficient system facilities.

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AA. Fire Departments. For the purpose of off-setting fifty percent or more of its operation expenses, any fire department not receiving public funds from the Commonwealth of Kentucky, or any political subdivision thereof, may withdraw water from the utility's facilities at no charge, for the extinguishing of fires or the training of firemen. A fire department making such withdrawals shall provide an estimate of its withdrawals to the utility at the end of each month.

AB. Fire Hydrants:

1. In accordance with 807 KAR 5:066 Section 10(2)(b), a new fire hydrant will not be installed unless:
   a) A professional engineer with a Kentucky registration has certified that the system can provide a minimum fire flow of 250 gallons per minute, and
   b) The system supporting this flow has the capability of providing this flow for a period of not less than two (2) hours plus consumption at the maximum daily rate.
2. Fire hydrants will not be installed unless in accordance with Division of Water regulations.
3. The location, installation, and the responsibility for maintenance of fire hydrants, public and private fire protection facilities, connecting mains, and their ownership may be subject to negotiation between the utility and the applicant/customer. Fire hydrants and public and private fire protection facilities shall be installed as required by the utility and if owned by the utility shall be subject to any conditions the Public Service Commission may impose, based upon the compensation received for this service.

AC. Requirements for New Water Connections.

1. The water line must be buried in a ditch that is at a minimum of 30 inches in depth.
2. The water line must be a minimum of 200 psi.
3. A shut-off valve must be installed on customer's side within 24 inches of the meter.

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4. A one-way check valve may be required as prescribed by the utility.
5. A pressure regulator may be required as prescribed by the utility.
6. There shall be absolutely no galvanized pipe or fittings used in the installation.
7. The water line must be visually inspected by the Kentucky State Plumbing inspector or by the utility.
8. If a well is being used, it must be disconnected and the utility must inspect to verify separation.

AD. Water Main Extensions.

1. Normal extension. An extension of fifty (50) feet or less shall be made by a utility to its existing distribution main without charge for a prospective customer who shall apply for and contract to use service for one (1) year or more.
2. Other extensions.
   a) When an extension of the utility's main to serve an applicant or group of applicants amounts to more than fifty (50) feet per applicant, the utility may require the total cost of the excessive footage over fifty (50) feet per applicant/customer to be deposited with the utility by the applicant or the applicants, based on the average estimated cost per foot of the total extension.
   b) When an extension of the utility's main to serve an applicant or group of applicants amounts to more than fifty (50) feet per applicant, the utility will require the applicant(s) to sign an agreement between the utility and the property owner (applicant/customer) that specifically define the responsibilities of each party with regards to the extension.

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c) Each customer who paid for service under such extension will be reimbursed under the following plan:

For a period of ten (10) years after construction of the extension, each additional customer whose service line is directly connected to the extension installed, and not to extensions or laterals therefrom, will be required to contribute to the cost of the extension based on a recomputation of both the utility's portion of the total cost and the amount contributed by the customers. The utility will refund to those customers that have previously contributed to the cost of the extension that amount necessary to reduce their contribution to the currently calculated amount for each customer connected to the extension. All customers directly connected to the extension for a ten- (10) year period after it is placed in service must contribute equally to the cost of construction of the extension. In addition, each customer must pay the approved tap-on fee applicable at the time of his/her application for the meter connection. The tap-on fee will not be considered part of the refundable cost of the extension and may be changed during the refund period. After the ten- (10) year refund period expires, any additional customer will be connected to the extension for the amount of the approved tap-on fee only.

3. An applicant desiring an extension to proposed real estate subdivision may be required to pay the entire cost of the extension. Each year, for a refund period of ten (10) years, the utility will refund to the applicant who paid for the extension a sum equal to the cost of fifty (50) feet of the extension installed for each new customer connected during the year whose service line is directly connected to the extension installed by the developer, and not to extensions or laterals therefrom. Total amount refunded will not exceed the amount paid to the utility. No refund will be made after the refund period ends.

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4. Nothing contained herein shall be construed to prohibit the utility from making extensions under different arrangements if such arrangements have received the prior approval of the Public Service Commission.

5. Upon complaint to and investigation by the Public Service Commission a utility may be required to construct extensions greater than fifty (50) feet upon a finding by the Public Service Commission that such extension is reasonable and that an extension of fifty (50) feet or less is unreasonable under the circumstances.

AE. Extension Procedures for Developers and/or New Subdivisions.

1. Nothing contained herein shall be construed to prohibit the utility from contracting to make extensions under different arrangements if such arrangements have received the prior approval of the Public Service Commission.

2. An applicant desiring an extension to a real estate subdivision may be required to pay the entire cost of the extension subject to the approval of the District with respect to reasonableness of the cost. Under this plan, annually for a refund period of ten (10) years, the utility will refund to the applicant who paid for the extension a sum equal to the cost of fifty (50) feet of the extension installed for each new customer connected during the year whose service line is directly connected to the extension installed by the developer, and not to extensions or laterals therefrom. Total amount refunded will not exceed the amount paid to the utility. No refund will be made after the refund period ends.

FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. 4

Original SHEET NO. 40

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO.

SHEET NO.

RULES AND REGULATIONS

3. The utility may also, upon Public Service Commission approval, contract privately with owners and/or developers of subdivisions for the installation of water service for the subject subdivision. The owners/developers, pursuant to these contracts, extend mains and install water service at their expense. The utility would not accept nor receive any contribution, cost reimbursement, or deposit from any customer (lot owner) in this circumstance and as contemplated by 807 KAR 5:066 Section 11 (2)(a), and therefore, 807 KAR 5:066 Section 11 (2)(b) (1) or (2) or (3) would not apply to the utility with regard to newly-developed subdivisions.
4. The utility may elect to install the extension using the resources that can perform the installation more economically than the owner/developer. The utility has the sole right to make this determination and the owner developer will be responsible for the total cost of the extension.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 01 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE December 26, 2001
Month / Date / Year

DATE EFFECTIVE February 01, 2002
Month / Date / Year

ISSUED BY B.W. Darnell
(Signature of Officer)

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. _____ DATED _____

FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. _____

_____ SHEET NO. _____

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

RULES AND REGULATIONS

SPECIFICATIONS FOR WATER MAIN EXTENSION

1. The developer shall obtain all required permits and approvals. It shall be the responsibility of the developer to contact all public utilities to verify the location of all underground facilities. All costs arising from applicable permits and any damages to public shall be borne by the developer.

2. The developer shall be responsible for all materials, workmanship, and backfill for a period of one (1) year from the date of final acceptance by the District.

3. If PVC piping is used, it must be NSF approved and manufactured in accordance with ASTM standards. PVC plastic pipe shall have rubber ring couplings, conform with the latest ASTM standards and shall be SDR-26 160 PSI minimum. Six (6) inch minimum pipe size will be required unless hydraulic analysis indicates the six (6) inch pipe is not feasible. The hydraulic analysis must be done by a registered engineer approved by the district. A request for a variation from the six- (6) inch requirement must be made in writing to the district and will be considered on a case by case basis. In no case will a pipe size less than four (4) inches be approved. All turns, bends, plugs, caps, and changes of direction shall be blocked with concrete against undisturbed soil. All fixtures such as elbows, tees, plus, etc. shall be mechanical joint type.

4. All dead end lines must be provided with a properly sized blow-off assembly, flush hydrant or fire hydrant (minimum 2-½ inch diameter outlet) for flushing purposes. Flush hydrants shall comply with the latest AWWA specs and shall be similar to Mueller A-24058, 3-inch inlet size. The minimum size of water main for providing fire protection and serving fire hydrants shall be six-inch diameter. Larger size mains will be required, if necessary, to allow the withdrawal of the required fire flow while maintaining the minimum residual pressure. Hydrants on lines less than six inches in diameter or served by other lines less than six-inches in diameter shall be for flushing purposes only.

DATE OF ISSUE _____
Month / Date / Year

DATE EFFECTIVE _____
Month / Date / Year

ISSUED BY Bennie W Darnell
(Signature of Officer)

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. _____ DATED _____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

SEP 1 0 2003

PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

BY _____
EXECUTIVE DIRECTOR

FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. _____

_____ SHEET NO. _____

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

RULES AND REGULATIONS

5. Drainage shall be provided at the base of the flush hydrants by placing coarse gravel or crushed stone mixed with coarse sand from the bottom of the trench to at least six-inches above the waste openings of the hydrant to a distance of one foot around the elbow. A concrete kicker block shall be poured at the hydrant.

6. Continuous tracer wire of #12 AWG stranded copper shall be laid with the main at the same depth.

7. A minimum pressure of 30 psi must be available on the discharge side of all meters.

8. Trenches shall be open cut and pipe must be buried to a minimum depth of 42 inches to the top of the installed pipe.

9. Water mains shall be laid at least 10 feet horizontally from any existing or proposed sewer. A sewer is defined as any conduit conveying fluids other than potable water. The distance shall be measured edge to edge. In cases where it is not practical to maintain a 10-foot separation, the Division of Water may allow deviation on a case-by-case basis, if supported by data from the design engineer. Such deviation may allow installation of the water main closer to a sewer, provided that the water main is laid in a separate trench or on an undisturbed shelf located on one side of the sewer at such an elevation that the bottom of the water main is at least 18-inches above the top of the sewer. This deviation will not be allowed for force mains.

   Water mains crossing sewers shall be laid to provide a minimum vertical distance of 18 inches between the outside of the water main and the outside of the sewer. This shall be the case where the water main is either above or below the sewer. At crossings, one full length of the water pipe shall be located so both joints will be as far from the sewer as possible. Special structural support for the water and sewer pipes may be required.

DATE OF ISSUE _____
Month / Date / Year

DATE EFFECTIVE _____
Month / Date / Year

ISSUED BY Bennie W Darnell
(Signature of Officer)

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. _____ DATED _____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

SEP 19 2003

PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

BY Thomas M. Dorman
EXECUTIVE DIRECTOR

FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. _____

_____ SHEET NO. _____

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

RULES AND REGULATIONS

10. Hydrants shall be set plumb and connected to the main with a cast iron tee of the same size as the main to which it is being connected. Drainage shall be provided at the base of the hydrant by gravel or crushed stone from the bottom of the trench to at least six inches above the waste openings of the hydrants and to a distance of one foot around the elbow. A concrete kicker shall be poured at each hydrant.

11. Excavations will be completely backfilled with the excavated material and seeded.

12. After water has been placed in the lines, any breaks or leaks that occur shall be repaired with new joints of pipe only at no cost to the district. No repair clamps shall be used on this project.

13. After pipe has been laid it shall be subjected to a full pressure and leak test by the water district representative.

14. Upon completion of construction, disinfection shall be strictly in accordance with the procedure designated in the State Regulations, which read as follows:

> "A water distribution system, including storage distribution tanks, repaired portions of existing systems or all extensions to existing systems, shall be thoroughly disinfected before being placed into service. A water distribution system shall disinfect with chlorine or chlorine compounds, in amounts as to produce a concentration of at least fifty (50) PPM and a residual of at least twenty-five PPM at the end of the twenty-four (24) hours and the disinfection shall be followed by a thorough flushing."

DATE OF ISSUE _____
Month / Date / Year

DATE EFFECTIVE _____
Month / Date / Year

ISSUED BY Bernie W Darnell
(Signature of Officer)

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. _____ DATED _____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

SEP 19 2003

PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

BY Thomas M. Dorman
EXECUTIVE DIRECTOR

FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. _____

_____ SHEET NO. _____

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

RULES AND REGULATIONS

15. An alternate acceptable method for storage tank disinfection is as follows:

    Fill tank with enough water (containing a free chlorine concentration of at least 250mg/1) to spray all inside tank surfaces with the chlorinated water. Repeat the spraying again at no less than 1.0 hour from the end of the first spraying. Drain the tank no less than 30 minutes from the end of second spraying before filling for use.

16. The interior coating system for the proposed storage tank must be of a type approved by the Division of Water for use in contact with potable water.

17. The overflow and the main drain for the proposed tank must extend 10 feet from the base of the tank and discharge into a 2-ft. X 2-ft. X 2 ft. crushed stone pit or onto a splash pad. The outlet must be equipped with a non-corrodible screen installed within the pipe at a location lease susceptible to damage by vandalism.

18. A minimum free chlorine residual of 0.2 PPM must be maintained throughout the distribution system. If this residual cannot be maintained, booster chlorination facilities must be provided. If chlorimination is used, a minimum combined residual of 0.5 PPM must be maintained throughout the distribution system.

19. At high points in water mains where air can accumulate, provisions shall be made to remove the air by means of hydrants or air relief valves. Automatic air relief valves shall not be used in situations where flooding of the manhole or chamber may occur.

20. The ground level storage tanks and standpipes shall be equipped with separate inlet-outlet pipes installed on opposite sides of the tank. A check valve shall be installed in the outlet pipe to insure the water turnover. The inlet pipe shall be installed near the overflow elevation without interference with the overflow discharge.

DATE OF ISSUE _____
Month / Date / Year

DATE EFFECTIVE _____
Month / Date / Year

ISSUED BY Bennie W Darnell
(Signature of Officer)

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION

IN CASE NO. _____ DATED _____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

SEP 19 2003

PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

BY Thomas M. Dorman
EXECUTIVE DIRECTOR

FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. _____

_____ SHEET NO. _____

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

RULES AND REGULATIONS

21. The storage tank vent shall be screened to prevent the ingress of birds, animals and insects and shall be of a design to prevent freezing that may restrict the airflow.

22. Water lines within a 200-foot radius of oil or gasoline lines, underground storage tanks, petroleum storage tanks or pumping stations shall be constructed of ductile iron pipe. Pipe joint materials that are resistant to permeation of the petroleum products shall be used within the 200-foot radius.

23. During the process of tapping the asbestos concrete main, the contractor shall conform to OSHA regulations governing the handling of hazardous waste.

24. Pieces of asbestos concrete resulting from the tap shall be double bagged, placed in a rigid container and disposed of in an approved landfill.

25. The chlorine storage room shall be provided with separate switches for the fan and lights located outside. The ventilating fan is to be installed near flow level, with a capacity of one complete air change per minute. Panic hardware shall also be provided on chlorine room doors.

26. For underwater crossing greater than 15 feet in width the following shall be provided:

    a. The pipe shall be of special construction, having flexible water tight joints, except if concrete encased;

    b. Valves shall be provided at both ends of water crossings so that the section can be isolated for testing or repair; the valves shall be easily accessible, and not subject to flooding; and the valve closest to the supply source shall be in a manhole; and,

    c. Permanent taps shall be made on each side of the valve within the manhole to allow insertion of a small meter to determine leakage and for sampling purposes.

DATE OF ISSUE _____
Month / Date / Year

DATE EFFECTIVE _____
Month / Date / Year

ISSUED BY Bennie W Darnell
(Signature of Officer)

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. _____ DATED _____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

SEP 19 2003

PURSUANT TO 807 KAR 5:011
SECTION 9 (1)
BY _____
EXECUTIVE DIRECTOR

FOR Benton, Kentucky
Community, Town or City

P.S.C. KY. NO. _____

_____ SHEET NO. _____

North Marshall Water District
(Name of Utility)

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

RULES AND REGULATIONS

d. Upon completion of this project, the developer shall submit "as built plans" and a written certification to the District and the water supply facilities have been constructed and tested on accordance with the approved plans and specification and the above stipulations. Such certification shall be signed by a registered professional engineer.

DATE OF ISSUE _____
Month / Date / Year

DATE EFFECTIVE _____
Month / Date / Year

ISSUED BY Bennie W Darnell
(Signature of Officer)

TITLE Chairman

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. _____ DATED _____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

SEP 1 9 2003

PURSUANT TO 807 KAR 5:011
SECTION 9 (1)

BY _____
EXECUTIVE DIRECTOR

ATTACHMENT B

PROPOSED NEW CONTACT DRAFT

NORTH MARSHALL WATER DISTRICT
WATER MAIN EXTENSION CONTRACT
FOR SUBDIVISION DEVELOPMENT

This contract is entered into by and between the **NORTH MARSHALL WATER DISTRICT** and _____ Developer(s) for the purpose of extending a water main into a subdivision at the following location:

In the following covenants and agreements set forth, both parties do agree and bind themselves as follows:

> The Developer is required to confirm that the District has the capacity required for _____ linear feet of a _____ inch water main and appurtenances prior to State Division of Water approval. All approved design prints and any documents pertaining to this extension shall be signed by the District's approved representative. In all cases, the design shall be at least equal to the standards established by good engineering practices and the District's specifications.

It is further agreed that the total cost of the water main extension shall be the responsibility of the Developer and installed by _____ as approved by the District at a total cost of _____.

The District hereby agrees to refund the Developer a sum equal to 50 feet of the extension installed for each new customer connected during the year whose service line is directly connected to the extension installed by the Developer and not to extensions or laterals therefrom. Total amount refunded shall not exceed the amount paid for the original extension. The refund shall be figured as follows:

> The total cost of the original extension will be divided by the total footage to arrive at a cost per foot. The District will be obligated to pay 50 feet multiplied by the cost per foot for each customer. These refunds will continue for a period of 10 years.

It is hereby agreed that the Developer will guarantee the performance and maintenance of the water main for a period of one year after the acceptance date by the District. Upon completion of this project, the Developer shall submit "as built plans" and a written certification to the District and the Division of Water that the above referenced water supply facilities have been constructed and tested in accordance with the approved plans and specifications and the above stipulations. Such certification shall be signed by a registered professional engineer.

This approval has been issued under the provisions of KRS Chapter 224 and regulations promulgated pursuant thereto. Issuance of this approval does not relieve the applicant from the responsibility of obtaining any other approvals, permits, or licenses required by this Cabinet and other state, federal and local agencies.

The Developer shall repair all leaks within 24 hours or the District will have the necessary repairs performed and bill the Developer. If a major leak occurs, the District shall repair it immediately to conserve water and prevent property damage. The Developer shall be billed for such repairs.

This contract is binding upon the District by and through the District Commissioners of North Marshall Water District. This contract binds upon the Developer, their heirs and assigns.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 01 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

IN WITNESS WHEREOF, the parties have set their hands and seal to the above agreement on this the _____ day of _____, _____.

APPLICANT (s)

_____

_____

BOARD OF COMMISSIONERS
NORTH MARSHALL WATER DISTRICT
MARSHALL COUNTY, KENTUCKY

By:_____

Title:_____

ATTEST: (seal)

_____**Notary**

My commission expires:_____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 01 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

ATTACHMENT C

PROPOSED NEW CONTRACT DRAFT

NORTH MARSHALL WATER DISTRICT
WATER MAIN EXTENSION AGREEMENT
APPLICABLE ONLY FOR RESIDENTIAL NON-SUBDIVISION EXTENSIONS

This contract entered into by and between the **NORTH MARSHALL WATER DISTRICT** and the following applicant(s):

for the purpose of extending a water main beginning at _____ and running to a point ending at _____. The District shall determine the total cost of the main extension (exclusive of the meter connections) and the total length of the extension. In order to assure an adequate supply of water, the design and construction of the water main and any appurtenances shall be in accordance with the District's specifications and shall be under the control and direct supervision of the District. Such control shall include size of pipe, type of pipe, service taps, lateral main taps, installation and all future operation and maintenance of the water main.

The total length of the main extension is _____ linear feet of _____ inch PVC. The total cost of the main extension is $_____.

The district shall pay that portion of the cost of the water main extension equal to 50 feet for each of the above applicants. That part of the cost not covered by the District's portion shall be contributed at $_____ by each applicant. Any applicant may contribute more than one share toward the cost of the water main if they wish to do so. Such additional contribution by any applicant(s) shall receive refunds equal to the number of shares paid for.

For a period of ten (10) years after construction of the extension, each additional customer whose service line is directly connected to the extension installed, and not to extensions or laterals therefrom, will be required to contribute to the cost of the extension based on a recomputation of both the District's portion of the total cost and the amount contributed by the customers. The District will refund to those customers that have previously contributed to the cost of the extension that amount necessary to reduce their contribution to the currently calculated amount for each customer connected to the extension. All customers directly connected to the extension for a ten (10) year period after it is placed in service must contribute equally to the cost of construction of the extension. In addition, each customer must pay the approved tap-on fee applicable at the time of his/her application for the meter connection. The tap-on fee will not be considered part of the refundable cost of the extension and may be changed during the refund period. After the ten (10) year refund period expires, any additional customer will be connected to the extension for the amount of the approved tap-on fee only.

In no event shall any contributor be refunded more than the amount paid to the District toward the cost of the main.

All lateral or continued water main extensions from this extension shall be considered a new main extension and the applicants of the new main extension **shall not** be required to contribute to the cost of the original water main extension.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 01 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

IN WITNESS WHEREOF, the parties have set their hands and seal to the above agreement on this the

_____day of _____, _____.

APPLICANT (S)

_____

_____

BOARD OF COMMISSIONERS
NORTH MARSHALL WATER DISTRICT
MARSHALL COUNTY, KENTUCKY

By: _____

Title:_____

ATTEST: (seal)

_____**Notary**

My commission expires:_____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 01 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephen O. Bell
SECRETARY OF THE COMMISSION

ATTACHMENT D

EASEMENT

THIS EASEMENT made and entered into on the day and date hereafter written by and between _____ having an address of _____ - *"PARTIES OF THE FIRST PART/ GRANTORS"* and **NORTH MARSHALL WATER DISTRICT,** having an address of 56 Frankfort Road, Benton, Kentucky 42025, ***"PARTY OF THE SECOND PART/GRANTEE"***.

WITNESSETH:

That for and in consideration of One Dollar ($1.00) cash in hand paid, the receipt of which is hereby acknowledged, and the further consideration that the Party of the Second Part restore the property of the Parties of the First Part to its original condition insofar as is possible, receipt of all of which is hereby acknowledged, have bargained and sold and by these presents do bargain, sell, convey, transfer and deliver to the Party of the Second Part, a 10 foot permanent easement and right-of-way to construct, maintain, operate, lay and remove pipe lines for the transportation of water/or sewage over and through the following described property:

That portion of the Grantors' property fronting on Highway in Marshall County, Kentucky, and being a part of the same property conveyed to

The grant of this Easement is subject to existing easements for roads and other utilities if any, and Grantee shall, at its expense, repair all damage and surface damage including, but not limited to settlement, erosion or washing to appurtenances, and by its use of the easement area and occurring within one year of completion of installation of the water line referred to herein, including, but not limited to grading, filling, leveling, sodding and seeding as may be reasonably required in the sole judgment of Grantors.

In consideration of the aforementioned premises, a temporary construction easement 12.0 feet in width shall be granted along and parallel to both sides of the described perpetual easement, with the right to use same for all purposes necessary, proper and convenient in the construction of a water line. This temporary construction easement shall be in force during the construction period of the utility and at the completion of the utility, said temporary easement shall terminate, and the land shall

PUBLIC SERVICE COMMISSION
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PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephen O. Bell
SECRETARY OF THE COMMISSION

revert to the owner and all interest conveyed herein shall cease.

The consideration recited herein shall constitute payment in full for all damages sustained by Grantors by reason of the installation of the structures referred to herein, and the Grantee will maintain such easement in a state of good repair and efficiency so that no unreasonable damages will result from its use to Grantors' premises. This Agreement together with other provisions of this Grant shall constitute a covenant running with the land for the benefit of the Grantee, its successors and assigns.

The Parties of the First Part are to fully use and enjoy the premises except for the purposes hereinabove granted to the Party of the Second Part, and the Party of the Second Part hereby agrees to bury all pipe to a sufficient depth so as not to interfere with the use of the land by the Grantors herein.

TO HAVE AND TO HOLD the said easement and right-of-way unto the **PARTY OF THE SECOND PART,** its successors and assigns forever.

IN TESTIMONY WHEREOF, witness the signatures of the Parties of the First Part this _____ day of _____, 2001.

_____ _____

STATE OF KENTUCKY
COUNTY OF MARSHALL

The foregoing Easement was acknowledged before me this the _____ day of _____, 2001, by _____, Parties of the First Part/Grantors.

_____
Notary Public

My Commission expires: _____

This Instrument Prepared By:
JEFFREY G. EDWARDS
MARSHALL COUNTY ATTORNEY
Benton, KY 42025

_____

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 01 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

ATTACHMENT E

Billing Card

North Marshall Water District
PO Box 850 ♦ Benton, KY 42025 Tel: 270-527-3208

ACCOUNT	
SERVICE AT	

CODE	PRESENT	PREVIOUS	USAGE	CHARGES

CLASS	AMOUNT DUE AFTER DUE DATE	DUE DATE	PAY THIS AMOUNT

PLEASE RETURN THIS STUB WITH PAYMENT

FIRST CLASS MAIL
U.S. POSTAGE PAID
BENTON, KY 42025
PERMIT NO 18

ACCOUNT		DUE DATE
AMOUNT DUE AFTER DUE DATE	PENALTY AFTER DUE DATE	PAY THIS AMOUNT

Make Checks Payable To & Remit To:
North Marshall Water District
P.O. Box 850 ♦ Benton, KY 42025

CODES

WAT	-Water Charge
SEW	-Sewer Charge
E	-Estimated Reading
TXS	-State Sales Tax
TXU	-School Tax
LTF	-Late Charge
OP	-Overpayment/Credit
ARP	-Arrears
DPA	-Deposit Applied
WLK	-Water Leak Adjustment

PLEASE RETURN THIS STUB WITH PAYMENT

Make Checks Payable To:
NORTH MARSHALL WATER DISTRICT
PO Box 850 ♦ 56 Frankfort Road
Benton, Kentucky 42025
Phone: 270-527-3208 FAX: 270-527-3039
Office Hours: 8:00 – 4:30 Monday-Friday

FAILURE TO RECEIVE BILL DOES NOT EXCUSE PAYMENT OR LATE FEE

There will be a 10% Late Charge if bill is not paid in full by due date.

PLEASE KEEP THIS STUB FOR YOUR RECORDS

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 01 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

Past Due Notice

ATTACHMENT F

North Marshall Water District
PO Box 850 ♦ Benton, KY 42025 Tel: 270-527-3208

ACCOUNT				
SERVICE AT				
CODE	PRESENT	PREVIOUS	USAGE	CHARGES

TERMINATION NOTICE

CLASS	AMOUNT DUE AFTER DUE DATE	DUE DATE	PAY THIS AMOUNT

PLEASE RETURN THIS STUB WITH PAYMENT

TERMINATION NOTICE

FIRST CLASS MAIL
U.S. POSTAGE PAID
BENTON, KY 42025
PERMIT NO 18

ACCOUNT		DUE DATE
AMOUNT DUE AFTER DUE DATE	PENALTY AFTER DUE DATE	PAY THIS AMOUNT

Make Checks Payable To & Remit To:
North Marshall Water District
P.O. Box 850 ♦ Benton, KY 42025

CODES

WAT	-Water Charge
SEW	-Sewer Charge
E	-Estimated Reading
TXS	-State Sales Tax
TXU	-School Tax
LTF	-Late Charge
OP	-Overpayment/Credit
ARP	-Arrears
DPA	-Deposit Applied
WLK	-Water Leak Adjustment

PLEASE RETURN THIS STUB WITH PAYMENT

Make Checks Payable To:
NORTH MARSHALL WATER DISTRICT
PO Box 850 ♦ 56 Frankfort Road
Benton, Kentucky 42025
Phone: 270-527-3208 FAX: 270-527-3039
Office Hours: 8:00 – 4:30 Monday-Friday

TERMINATION NOTICE

YOUR PAYMENT WAS NOT RECEIVED BY THE DUE DATE. THE FULL AMOUNT (AMOUNT DUE, PLUS LATE CHARGE) MUST BE RECEIVED AT OUR OFFICE BY THE DUE DATE SHOWN ON THE FRONT OF THIS BILL OR .....

SERVICE WILL BE DISCONNECTED AND A RECONNECT FEE OF $20.00 WILL BE ADDED TO YOUR BILL FOR SERVICE TO BE RESTORED.

PLEASE KEEP THIS STUB FOR YOUR RECORDS

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FEB 01 2002

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

NORTH MARSHALL WATER DISTRICT
56 Frankfort Road
P.O. Box 850
Benton, KY 42025

ATTACHMENT G

DEPOSIT_____
LETTER OF CREDIT
CURRENT CUSTOMER_____
PREVIOUS CUSTOMER_____

Service Application For Water

This agreement between the North Marshall Water District a non-profit water district organized under the Rules & Regulation of the Commonwealth of Kentucky, hereinafter called the Supplier and:

NAME & ADDRESS OF APPLICANT

NAME: _____ S.L. ADDRESS:

ADDRESS:_____ ACCOUNT:
CITY,STATE,ZIP. PHONE:
Hereinafter called the user:

WITNESSETH

WHEREAS, the User desires to purchase domestic, commercial, industrial or farmstead portable water from the Supplier, and to enter into a water user's agreement as required by the Public Service Commission of Kentucky and the Supplier.
NOW, THEREFORE, in consideration of the mutual covenants, promises and agreements herein contained, it is hereby understood and agreed;

The Supplier shall furnish, subject to the limitations hereinafter provided for, such quantity of water for domestic purposes as the User may desire in connection with his occupancy of the following described property.

The User shall install and maintain at his own expense a service line which shall begin at the meter and extend to the dwelling or place of use. The service line shall connect with the distribution system of the Supplier at the nearest place of desired use by the User, provided the Supplier has determined in advance that the system is of sufficient capacity to permit delivery of water at that point.

The User agrees to pay for water at such rates, time and place as shall be determined by the Supplier, and agrees to the penalties for noncompliance with the above as set out in the current Rules and Regulations.

The Supplier shall tap the main for each service, install a cutoff valve and a water meter. The water meter shall be placed on the User's property immediately adjacent to his property line at a point agreed upon between the User and the Supplier. The User shall execute and easement to Supplier for the placement of said meter. The Supplier shall retain ownership of and have exclusive right to use, maintain, repair, replace and remove such cutoff valve and water meter and to turn it on and off.

The Supplier shall have final jurisdiction in any allocation of water to Users in the event of a water shortage, and may shut off water to a User who allows a connection or extension to be made to his service line for the purpose of supplying water to another user. In the event the total water supply shall be insufficient to meet all the needs of all Users, or in the event there is a shortage of water, the Supplier may prorate the water available among the various Users on such a basis as is deemed reasonable and fair by the governing Board of the Supplier, with adjustments in charges thereof. The Board of Commissioners may also prescribe a schedule of hours covering use of water for lawns and gardens and for other high usages not of essential nature, and may require adherence thereto or prohibit the use of water for such purposes; provided that, if at any time the total water supply shall be insufficient to meet all the needs of all the Users, the Supplier must first satisfy all the needs of all Users domestic and commercial purposes before supplying any water for gardens, lawns and nonessential high usages.

The User agrees to comply with the requirements of the Public Service Commission of Kentucky that no other present or future source of water will be connected to any water lines served by the Supplier's water lines.
The User shall connect his service lines to the Supplier's distribution system at the Supplier's meter, and shall commence to use water from the system on the date that the water is made available to the User by the Supplier, or, if no water is used for a period following such date, shall pay the equivalent of a minimum charge for each month following the date on which the Supplier installs the User's meter, or on which this agreement is signed, whichever is later. Water charges to the User shall commence on the date that the service is made available.

User agrees to be bound by the Rules & Regulations of the Supplier. The failure of a User to pay water charges duly imposed shall result in the automatic imposition of the approved penalties and termination procedures.

In the event it becomes necessary for the Supplier to shut off the water from a User's property, a fee will be charged for a reconnection of the service.

IN WITNESS WHEREOF, we have hereunto executed this Agreement this ___TH Day of _____.
SUPPLIER: NORTH MARSHALL WATER DISTRICT
56 Frankfort Road
Benton, Ky 42025

PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

BY_____
BOARD CHAIRMAN

(SEAL)
ATTEST:

USER:_____

FEB 01 2002

_____
NOTARY PUBLIC

PURSUANT TO 807 KAR 5:011, SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

ATTACHMENT H

Customer Complaint Form

NORTH MARSHALL WATER DISTRICT
Route 7, Box 184
Benton, Ky 42025

098

CUSTOMER COMPLAINT REPORT

NAME: _____

ADDRESS: _____

How Reported: _____ **In Person** _____ **Letter**

_____ **Telephone** _____

_____ **Other** _____

ACCOUNT NO: _____

Brief Description of Complaint:

_____

_____

_____

_____

_____

_____

_____

_____

To be filled in by the meter reader:

Reading _____

Leak _____ **Yes** _____ **No / Stopped** _____ **Yes** _____ **No**

Comment _____

Checked by: _____ **Date:** _____

Action Taken: _____ **Yes** _____ **No**

Received by: _____

Date: _____

Received by: _____ **Date:** _____

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PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell
SECRETARY OF THE COMMISSION

ATTACHMENT I

NORTH MARSHALL WATER DISTRICT
P O BOX 850.
BENTON, KY 42025
PHONE (270-527-3208)
FAX (270-527-3208)

TIME PAYMENT PLAN AGREEMENT

Customer's Name _____
Customer's Account #_____

I, the undersigned do agree to pay **NORTH MARSHALL WATER DISTRICT** the amount of _____ in full according to the payment schedule below.

I also agree to pay all current bills as they become due as well as the stated payments on the time payment plan agreement. I understand that if payments are not made according to the terms of this agreement, my service will be disconnected without further notice, if disconnection occurs, the entire bill; plus applicable reconnection fee, must be paid before water will be reinstated.

A returned check received on the account at anytime will result in immediate disconnection of service. Disconnection will be made without notification if a check is returned. Should it be necessary to disconnect service for a returned check, **FULL PAYMENT** of the unpaid balance, plus service charges must be paid in **CASH** or **MONEY ORDER** in order for service to be restored.

Payment amount	payment due date	date paid
$_____	_____	_____
$_____	_____	_____
$_____	_____	_____
$_____	_____	_____

Customer's Signature_____ Date Signed_____

Employee's Signature_____

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PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephanie Bell

WATER SHORTAGE RESPONSE PLAN

North Marshall Water District

Section 1. Purpose. The purpose of this Plan is to provide for the declaration of official phases of water supply shortages and the implementation of voluntary and mandatory water conservation measures throughout the North Marshall Water District in the event a shortage is declared.

Section 2. Definitions. These terms are applicable only for this Plan unless specifically noted.

(a) "Customer" shall mean any person or entity using water for any purpose from the North Marshall Water District water distribution system and for which either a regular charge is made or, in the case of bulk sales, a cash charge is made at the site of delivery.

(b) "Raw Water Supplies" shall mean all water potentially available to persons in the North Marshall Water District

(c) "Treated Water" shall mean water that has been introduced by the North Marshall Water District into its water distribution system, including water offered for sale. Uses of treated water are classified as follows:

Essential Water Uses (Class 1):

The following uses of water, listed by site or user type, are essential.

Domestic:

- water necessary to sustain human life and the lives of domestic pets, and to maintain minimum standards of hygiene and sanitation.

Health Care Facilities:

- patient care and rehabilitation, including related filling and operation of swimming pools.

Water Hauling:

- sales of domestic use where not reasonably available elsewhere.

Public Use:

- firefighting,

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- health and public protection purposes, if specifically approved by health officials.

Socially or Economically Important Uses (Class 2):

The following uses of water, listed by site or user type, are socially or economically important.

Domestic:

- personal, in-house water use including kitchen, bathroom and laundry.

Water Hauling:

- non-domestic, when other sources are not reasonably available elsewhere.

Commercial and Civic Use:

- commercial car and truck washes,
- laundromats
- restaurants, clubs and eating places.
- schools, churches, motels/hotels and similar commercial establishments.

Outdoor Non-Commercial Watering:

- minimal watering of vegetable gardens,
- minimal watering of trees where necessary to preserve them.

Outdoor Commercial or Public Watering (using conservation methods and when other sources of water are not available or feasible to use):

- agricultural irrigation for the production of food and fiber or the maintenance of livestock,
- watering by arboretums and public gardens of national, state, regional or community significance where necessary to preserve specimens,
- watering by commercial nurseries at a minimum level necessary to maintain stock,
- watering at a minimum rate necessary to establish or maintain revegetation or landscape plantings required pursuant to law or regulation,

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- watering of woody plants where necessary to preserve them,

- minimal watering of golf course greens.

Recreational:

- operation of municipal swimming pools and residential pools that serve more than 25 dwelling units.

Air Conditioning:

- refilling for startup at the beginning of the cooling season,

- makeup of water during the cooling season,

- refilling specifically approved by health officials where the system has been drained for health protection or repair services.

Non-Essential Uses (Class 3):

Any waste of water, as defined herein, is non-essential. The following uses of water, listed by site or user type, are non-essential.

Public Use:

- use of fire hydrants (excluding Class 1 and Class 2 uses), including use of sprinkler caps, testing fire apparatus and fire department drills,

- flushing of sewers and hydrants except as needed to ensure public health and safety as approved by health officials.

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Commercial and Civic Use:

- serving water in restaurants, clubs, or eating places, except by customer request,

- failure to repair a controllable leak,

- increasing water levels in scenic and recreational ponds and lakes, except for the minimum amount required to support fish and wildlife.

Ornamental Purposes:

- fountains, reflecting pools and artificial waterfalls.

Outdoor Non-Commercial Watering:

- use of water for dirt control or compaction,
- watering of annual or non-woody plants, lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

Outdoor Commercial or Public Watering:

- expanding nursery facilities, placing new irrigated agricultural land in production, or planting of landscaping except when required by a site design review process,
- use of water for dirt control or compaction,
- watering of lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

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Recreational uses other than those specified in Class 2.

Non-commercial washing of motor and other vehicles.

Air Conditioning (see also Class 2 purposes):

- refilling cooling towers after draining.

(d) "Base Entitlement" shall mean the monthly usage for a customer during the same month of the preceding calendar year or the average per customer usage for each class of service during the same month of the preceding year.

(e) "Curtailed Entitlement" shall mean the monthly usage for a customer after any curtailment percentage has been applied.

(f) "Curtailment" shall mean the reduction in entitlement by some percentage to meet anticipated water shortages.

(g) Water Shortage Response Phases:

"Advisory" shall mean that conditions exist which indicate the potential for serious raw or treated water supply shortages.

"Alert" shall mean the raw or treated water supplies are consistently below seasonal averages, and if they continue to decline, may not be adequate to meet normal needs.

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"Emergency" shall mean that raw or treated water supplies are below the level necessary to meet normal needs and that serious shortages exist in the area.

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(h) **"Rationing"** shall mean that procedures must be established to provide for the equitable distribution of critically-limited raw or treated water supplies, in order to balance demand and limited available supplies, and to assure that sufficient water is available to preserve public health and safety.

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Section 3. Applicability. The provisions of this Plan shall apply to all retail and wholesale customers of the North Marshall Water District. When implemented, this Plan becomes North Marshall W.D. Water Shortage Response Regulation.

Section 4. Entitlements. Entitlements shall be established for each customer by adjusting the base entitlement to reflect any known change in usage pattern.

Section 5. Determination of Water Shortage. Water supply and usage shall be monitored on a continuous basis. Unrestricted demand shall be projected from past records and adjusted for changes such as new developments and weather conditions on a regular basis. (Note: A sample calculation page is attached as Appendix A to assist in determining overall water levels. It is important that accurate water measurements be used.) Water shortages generally occur for two reasons, a reduction in available supplies or a system failure. Each of these has a distinct influence on the nature and duration of the conservation program implemented. Official declaration of a water shortage stage and implementation of the measures necessary to curtail water use shall be approved by the North Marshall Water District - Marshall County Fiscal Court.

Section 6. Term of Water Shortage Declaration. Any water shortage declaration shall remain in effect until water supplies of service conditions have returned to normal. A final determination as to terminating a water shortage declaration shall be made by the R.W. Darnell (Chairman) of North Marshall Water District

Section 7. Water Shortage Stage, Criteria, Conservation and Curtailment Measures.

A. Advisory Stage:

(1) Criteria: A water advisory shall be declared when the amount of treated water or raw water available for treatment is projected to be up to 20% below demand, or there are periods of low water pressure in one or more areas of the distribution system due to system failure or inadequacies or the State Division of Water issues a Water Shortage Watch which includes the areas from which the Marshall Water District draws water. (Note: Additional conditions may be added based on local conditions.)

(2) Conservation and Curtailment Measures:

(a) Declare a Water Shortage Advisory.

(b) Provide proper notice to all customers and to all local news media.

(c) Eliminate all water leaks.

(d) Request voluntary conservation of all non-essential (Class 3) water use.

(e) Request wholesale customers also issue request for voluntary conservation by their customers of all non-essential (Class 3) water use.

B. Alert Stage:

(1) Criteria: A water alert shall be declared when the amount of treated water available is projected to be up to 10% below demand, or raw water supplies are consistently below seasonal averages and if they continue to decline, may not be adequate to meet normal needs. (Note: Additional conditions may be added based on local conditions.)

(2) Conservation and Curtailment Measures:

(a) Declare Water Shortage Alert.

(b) Provide proper notice to all customers and to all local news media.

(c) Eliminate all water leaks.

(d) Prohibit all non-essential (Class 3) water uses.

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(e) Curtail entitlements to all customers by the same percentage as the projected shortage.

(f) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of $5.00 per 1,000 gallons.

C. Emergency Stage:

1. Criteria: A Water Emergency shall be declared when the amount of treated water available is projected to be up to 20 % below demand, or there are periods of no water in one or more areas of the distribution system due to low water supply or raw water supplies below the level necessary to meet normal needs. (Note: Additional conditions may be added based on local conditions.)

2. Conservation and Curtailment Measures:

(a) Declare Water Shortage Emergency.

(b) Provide proper notice to all customers and to all local news media.

(c) Eliminate all water leaks.

(d) Prohibit all Class 3 uses of water.

(e) Prohibit all Class 2 uses of water except Domestic uses for kitchens, bathrooms and laundries.

(f) Curtail all commercial and industrial entitlements (except Health Care Facilities) by 100%.

(g) Curtail Residential entitlements by the same percentage as the projected shortage.

(h) Curtail entitlements to all wholesale customers by the same percentage as the projected shortage.

(i) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of $9.00 per 1,000 gallons.

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D. Rationing Stage:

1. Criteria: Treated water available is greater than 40 % below demand or raw water supplies are below

the level necessary to meet essential needs, and in the opinion of North Marshall Water mandatory rationing is required to insure adequate water is available to maintain public health and safety.

2. Conservation and Curtailment Measures:

(a) Declare Water Shortage Rationing.

(b) Provide proper notice to all customers and to all local news media.

(c) Eliminate all water leaks.

(d) Prohibit all Class 3 and Class 2 uses of water.

(e) Curtail all commercial and industrial entitlement (except Health Care Facilities) by 100%.

(f) Curtail all residential and wholesale entitlements by the same percentage as the projected shortage.

(g) Implement service interruptions to portions of system in accordance with approved published schedule. The schedule shall be provided to all local media.

(h) Begin billing customer water usage in excess of curtailment entitlement at the normal rate plus an excess usage charge of $15.00 per 1,000 gallons.

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Section 8. Enforcement of Water Restriction. Any person who violates the provisions of this Plan, who fails to carry out the duties and responsibilities imposed by this Plan, or who impedes or interferes with any action undertaken or ordered pursuant to this Plan shall be subject to the following:

(a) If the utility official charged with implementation and enforcement of this Plan learns of any violation of any water use restriction imposed, a written notice of the violation shall be affixed to the property where the violation occurred and mailed to the customer of record. Said notice shall describe the violation and order that it be corrected, cured, or abated immediately or within 48 hours.

(b) The notice will inform the customer of his or her right to appeal by requesting a hearing before the utility's designee. If a hearing is requested by the customer, he or she shall be given full opportunity to be heard

before termination. The governing body shall make findings of fact and decide whether service should continue or terminate.

(c) Any customer whose water service is terminated for violating provisions of this water curtailment plan shall be subject to the approved reconnection fee prior to reconnection of service.

(d) The excess usage charge billing provisions of this Plan shall not be put in effect if a county or city ordinance containing penalty provisions is in effect to assist enforcement of this Plan.

Section 9. Request for Exception.

(a) Exception to water use restrictions: If compliance with any curtailment measure authorized herein would cause a customer to bear extraordinary hardship, that individual or entity may apply to the North Marshall Water District for an exception. For these purposes, "extraordinary hardship" shall be defined as a condition which may threaten health and safety, or cause property or economic losses, each of which must be shown to be substantially more severe than the sacrifices borne by other users. If extraordinary hardship is found to exist, then an exception shall be granted and a written waiver issued to the customer. If an appeal is made, water service shall be continued until a decision is announced. Any person aggrieved by the decision may file a complaint with the Public Service Commission.

(b) Exception to curtailment surcharge: Exceptions to excess use charges shall not be considered or granted.

Section 10. Severability. If any provision of this Plan is declared invalid by the courts, the remainder of the Plan and its applicability to other persons and circumstances shall not be affected by that declaration.

Section 11. Effective Date. This Plan shall take effect immediately upon approval by the Public Service Commission.

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