

June 1, 2006

Beth O'Donnell, Executive Director  
Public Service Commission  
P. O. Box 615  
Frankfort, KY 40602-0615

RECEIVED

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PUBLIC SERVICE  
COMMISSION

RE: Edgar Pearson Complaint  
CASE NO. 2006-00183

Dear Ms. O'Donnell:

I would like to respond to the Garrard County Water Association, Inc. (Garrard Water) answer to the above referenced case. I am Alan L. Pearson, father of the complainant Edgar A. Pearson and have attempted to work with the defendant (Garrard Water) to get water.

I have a family farm at 4036 White Lick Road which has been in the family for more than fifty five years. I deeded a 1 acre lot to my oldest son, Edgar A. Pearson in which to build a house. I told each my other two children; I would give them a one acre lot on which to build a home when and if they ever built a house. I still own those two lots for the foreseeable future. I had the lots surveyed, recorded, and a deed prepared by my attorney for closing of Edgar's loan. Access to all three lots is off of my, 50 foot right of way; private farm road which connects to White Lick Road and along with my farm abuts Garrard Water's 4" service water line.

Prior of and on July 6<sup>th</sup>, 2006, I contacted, Mr. Ward of Garrard Water, first and foremost, to request a meter be set, so my son's contractor could run a good 1" service line to his new home, at the appropriate time. I was told that Garrard Water had a tariff prohibiting them from placing a meter on any other person's property. I offered to provide an easement across my property to Edgar's lot. That was not acceptable.

Further, Garrard Water stated I have a subdivision, I contend NOT; I have a 76 acre family farm with a son living there and eventually running the operation. I have not and will not in the future have any of my farm land or lots for sale. Any and all monies I received from the sale of my son's lot was in agreement with Edgar's bank, to install a water service line, private road improvement and fence his lot, construction his contract builder would not perform.

I asked, Garrard Water, what my (Edgar's) options are. Their recommend was resurveying the lots to abut the Garrard Water 4" water main and I could get a meter. Secondly, install a 3" waterline extension across the creek, up my private road. *Mr. Ward stated 'the cost of labor for a bid contractor would not be much different than my running a 1" service line and Garrard Water would provide maintenance thereafter. The main cost to construction would be digging the ditch. If I decided not to proceed*

*with the water line extension after getting the preliminary cost I would be refunded any unused portion of the deposit.'* A \$1500.00 check was deposited for fees for an engineering estimate, environmental permit, etc. and was given to Garrard Water on August 10, 2005. I was shocked at a final estimate of \$13, 100.00 for 560 feet of 3" extension line, on or about December 2005. Now I'm told that the estimate is old and actual construction cost will be higher. We would have never chosen to install a main waterline extension if not for misleading statements, such as, not much difference in cost between the two types of installations. We are hard working people, not rich subdivision developers.

Garrard waters' answer states in their Exhibit 5, the water line extension to be 650 feet; where as, the estimate I received said 560 feet (**Exhibit A**).

The story over 10 or 11 months now, I have tried to find a Madison, Jackson, or Garrard Counties insured, experienced waterline contractors to install a waterline, however, when Garrard Water is mentioned, contractors suddenly are not interested. The president of another water association said the Garrard Water estimate seems excessive, even for going through stable rock.

Edgar Pearson contacted the state plumbing inspector on how he should proceed. The plumbing inspector told him all he had to do is pay a \$40.00 permit fee and pay a \$500.00 fee to Garrard Water and a meter would be installed. The next day, May 1, 2006 Edgar paid for the plumbing permit and applied paid \$500.00 at Garrard Water's office. While paying the \$500.00 for meter installation a crew leader at Garrard Water said we're working on that road today and can probably install that meter today. An hour later, Edgar installed a mailbox at 4036 White Lick Road and noticed a Garrard Water truck, trailer, and backhoe parked, all morning, near where he had placed a blue flag for the meter to be set. Around 2:00 PM, a supervisor, I presumed Mr. Ward, arrived and all vehicles soon left the site including the backhoe. On May 6<sup>th</sup>, 2006 Edgar received a letter (**Exhibit B**) from Garrard Water stating a meter would not be installed because his property did not abut White Lick Road.

I'm not a land developer, hydrologist, or lawyer but I know a good young man like Edgar is being tortured by unfair and impossible rules. Perhaps, I'm getting paranoid; I don't want to believe that we are being singled out because of discrimination, nepotism, collusion, or politics.

I respectfully request a speeded and positive solution to our request and I will grant an easement for Edgar's service line to cross my property.

Sincerely,



Alan L. Pearson

**GARRARD COUNTY WATER ASSOCIATION**  
**CONSTRUCTION COST ESTIMATE**  
**FOR**  
**WHITE LICK RD/PEARSON WATERLINE EXTENSION**  
**AUGUST 17, 2005**

<b>ITEM NO.</b>	<b>DESCRIPTION</b>	<b>UNIT</b>	<b>QTY</b>	<b>UNIT PRICE</b>	<b>TOTAL PRICE</b>
1.	3" PVC Pipe, CL 200	LF	560	\$8.00	\$4,480.00
2.	Tie in with 4"x 3" Tapping Sleeve and Valve	EA	1	1,000.00	1,000.00
3.	3" Creek Crossing, Type II with Concrete Encasement	LF	50	50.00	2,500.00
4.	3" Blow Off Valve	EA	1	350.00	350.00
5.	6" PVC Casing in Road Crossing	LF	12	12.00	144.00
6.	3/4" Air Release Valve	EA	1	350.00	350.00
7.	Crushed Stone (pipe bedding) 560x1.5x1.5x150÷2000=94.5 tons	TON	95	15.00	1,425.00
8.	Misc. DIMJ Fittings	LBS	112	5.00	560.00
<b>TOTAL</b>					<b>\$10,809.00</b>

Garrard County Water Association, Inc.

Exhibit B

P.O. BOX 670 315 LEXINGTON ROAD  
LANCASTER, KY 40444-0670  
(859) 792-4501 TTY: 800-648-6056  
FAX: (859) 792-1671

May 5, 2006

Mr. Edgar Pearson  
225 Gravel Lick Road  
Berea, KY 40403

Dear Mr. Pearson:

It has just come to my attention that you have signed up for water service at 4036 White Lick Road. During the application process you stated that this property had road frontage along White Lick Road. Currently we have on file a plat, which shows otherwise. According to the plat on file with the Garrard County Courthouse in Plat Cabinet 4, Slide 22, your property does not abut White Lick Road and is one of three lots within a subdivision.

If you can provide a plat on record that does show this road frontage for your property then we can provide the water service that you request. Otherwise, please contact us here at the Association and we will refund the previous deposit made on a water meter.

Sincerely,



Paul Reynolds  
Garrard County Water Association