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PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:


REQUEST TO FILL AN EXISTING VACANCY ON THE BOARD OF
COMMISSIONERS OF LYON COUNTY WATER DISTRICT


Case No. 2007-00200

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Original and eight copies mailed to Commonwealth of Kentucky, Public Service Commission. Copies to Lyon Judge Executive James C. Campbell, Mr. Charles Murphy, Mr. Don Robertson, Mr. John Rudolph, Mr. Chris Sutton, Magistrate Charles Ferguson, Magistrate Buddy Nichols and Magistrate Steve Cruce.

Done this the 24th day of July, 2007.


Charles Ferguson
Lyon County Magistrate


Steve Cruce
Lyon County Magistrate

Charles M. Murphy
1709 State Route 778
Eddyville, KY 42038
Phone: 270-365-3912
Cell: 270-963-0050
Email: cm1709@pepb.net

Personal:

Birth: May 30, 1939
Marital Status: Single

Education:

Lyon County Senior High School, 1957.
Bachelor of Science, Western Ky. State College, 1961 (Chemistry Major, Math Minor).

Experience:

- 1961 – 1962 US Treasury Dept., Alcohol and Tobacco Tax Laboratory, Cincinnati, OH.
GS-7 Rank, performed Chemical Analyses involving legal and illegal spirits and drugs which resulted in occasional expert witness testimony in federal court.
- 1962 - 1964 US Army, Edgewood Arsenal, MD. Achieved E-5 Rank. Security Clearance required. Assigned as Laboratory Assistant to civilian scientists in the testing of chemical warfare weapons.
- 1965 – 1966 US Treasury Dept., Alcohol & Tobacco Tax Laboratory. Cincinnati, OH
GS-11 Rank, Duties same as item 1.
- 1966 -1986 E. I. DuPont, Old, Hickory, TN.

The Company operated ten world class continuous polymerization units in production of polyester fiber for textile and industrial applications.

Assignments included

1. Physical Testing Laboratory and Chemical Control Laboratory. Held various supervisory levels from first-line up to and including Manager of each laboratory involved in testing of product ingredients and final product properties.

2. Process and Product Evaluation (Quality Assurance) Professional rankings from Chemist, Area Chemist, Senior Chemist and Senior Research Chemist. Responsible for the establishing of product specifications and quality procedures. Maintained day-to-day quality oversight of the manufacturing processes including disposition of mis-processed material. Assisted corporate Technical Marketing in both on-plant and off-plant investigation of customer problems. Responsible for defining and ensuring implementation of corrective actions.

1986 – 2001 Reemay, Inc., (formerly a DuPont business, now know as Fiberweb, Inc.) Old Hickory, TN.

The Company was involved in the manufacture of a wide array of non-woven fabrics for applications such as industrial filtration, house air infiltration retarder, tags & labels, carpet backing, geotextiles, substrate for fabric softener sheets and numerous other uses.

Assignments included

1. Quality Assurance and Technical Marketing Manager
Responsible for defining specifications, on-plant quality procedures. Maintained day-to-day product assessments to ensure compliance to requirements. Investigated and resolved customer complaints, ensuring corrective action.
2. Manager, Certifications & Standards Managed the successful effort to register the company quality system to ISO 9000 International Quality System Standards and the ongoing auditing for compliance. Represented the Company in American Society of Standards and Materials meetings where industry consensus standards for certain test methods and product requirements are developed in conjunction with representatives of competitive companies. Monitored product specifications to ensure compliance with the various applicable Building Codes.
3. Group Manager, Procurement and Material Control, ISO 9000
Responsible for the purchase of all raw materials, supplies and services from Suppliers. Responsible for on-site production material inventories. Negotiated equipment leases. Maintained Supplier performance measurements and coordinated ongoing internal and independent Registrar audits of the quality system and ensured all nonconformances were addressed.

2001 – Present Retired and involved as a working partner in a family farming operation.

I am currently serving as a Farm Bureau Director in Lyon County and Chairman of the Board of Trustees of the Confederate Community Cemetery.

Professional references available upon request.

Charles M. Murphy
1709 State Route 778
Eddyville, KY 42038
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1. curriculum vitae attached
2. Murphy - 5/30/1939.
3. Murphy - 1709 State Route 778, Eddyville, KY 42038.
4. Murphy - No legal violation convictions.
5. Murphy - Residence and property ownership is within District boundaries.
6. Murphy - Is currently a customer of the Lyon County Water District.
7. Murphy - Educational background is included in attached curriculum vitae.
8. Murphy - has on specific experience in operating or managing a water utility, but has demonstrated capability in managing many activities and processes.
9. Murphy - Management background is documented in attached curriculum vitae.
10. Murphy - Holds no current position with any local, state or federal entity.
11. Murphy - Has not ever entered into any contract with Lyon County Water District for goods or services.
12. Murphy - No personal business transactions with the Lyon District except as a customer.
13. Murphy - Has not attended and training courses for water district management.
14. Murphy - No ethics training for government or public officials has been attended since January 1, 2002.

LYON COUNTY COURT

JUNE 25, 1963

IN RE: CREATION OF LYON COUNTY WATER DISTRICT

It appearing to the Court that a petition in writing has been made to this Court for the establishment and creation of a Water District to include the premises more fully described hereinafter, said petition being signed by more than seventyfive freeholders thereof; and it appearing that notice of the filing of said petition was given by publication in three issues of a newspaper of general circ/eation in Lyon County, said petition having been filed and advertised more than 30 days before today, and it appearing that no objection has been filed, and it further appearing that the establishment of the WaterDistrict is necessary to the public health, convenience, fire protection and comfort to the residents of the proposed Water District:

NOW, THEREFORE, it is ordered and adjudged that the establishment of the proposed Watr District is necessary for the public health, convenience, fire protection and comfort of the residents of the proposed district, and it is further ordered that a Water District known as the LYON COUNTY WATER DISTRICT, be and is hereby created and established, consisting of the following property located in Lyon County, Kentucky;

Being all that portion of Lyon County lying and being North and East of the Cumberland River and the Barkley Lake Reservoir being under construction except those areas served or to be served by the City of Kuttawa, the City of Eddyville the Fredonia Water District and the proposed force main to be constructed for the City of Princeton, the same covering those areas to be served.

/s/ Francis W. Utley

Judge, Lyon County Court

STATE OF KENTUCKY

COUNTY OF LYON

I, Jane DeFew, Clerk of Lyon County, Kentucky, certified the foregoing instrument to be a true, correct and complete copy of order as recorded in ORDER BOOK K, page 209, in my said office.

Given under my hand and seal this 25th day of July, 1966.

Jane DeFew
LYON COUNTY CLERK

LYON FISCAL COURT
SEPTEMBER 20, 1990

RESOLUTION

RE: LYON COUNTY WATER SUPPLY PLAN

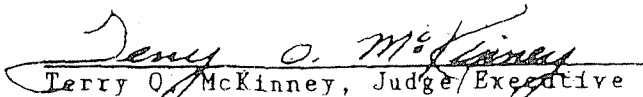
WHEREAS, the Lyon County water supply plan must now be updated under KRS 151 and,

WHEREAS a multi-county, intergovernmental plan offers the most cost-effective means of water supply management planning for the citizens of this county and,

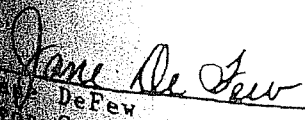
WHEREAS, grant funds are available under KRS 151 to prepare the water supply plan;

NOW THEREFORE, be it resolved that the Fiscal Court of Lyon County authorizes the Pennyriple Area Development District to seek 80% grant funding to up-date the Lyon County water supply management plan with the understanding that the 20% local contribution to the water supply management plan will be "in-kind" services; and

the Fiscal Court of Lyon County FURTHER AUTHORIZES the Pennyriple Area Development District to act on the Court's behalf in arranging such agreements, contracts or understanding with other governments or districts as are necessary to develop a plan for the most efficient, practical and economic method to provide adequate and clean water supplies in keeping with Kentucky laws and regulations.


Terry O. McKinney, Judge/Executive
Lyon Fiscal Court

ATTEST:


Jane DeFew
Lyon County Court Clerk

RESOLUTION OF THE LYON COUNTY, KENTUCKY FISCAL COURT
ACCEPTING THE PROPOSAL OF THE
KENTUCKY ASSOCIATION OF COUNTIES
LEASING TRUST PROGRAM RELATING TO
FINANCING WATER DISTRICT IMPROVEMENTS
TO BE LOCATED AND USED IN LYON COUNTY, KENTUCKY

A resolution of the Fiscal Court of Lyon County, Kentucky (the "County"), confirming and approving actions taken or to be taken by the Kentucky Association of Counties Leasing Trust Program in connection with the financing of Lyon County Water District improvements making up "the Project", authorizing the execution of a lease securing the Project; and authorizing and approving the execution of all related documents in connection with financing the Project,

WHEREAS, the Kentucky Association of Counties Leasing Trust program ("CoLT") has been established pursuant to provisions of KRS 65.210 to 65.300 (the "Act"), for the purpose of providing financing or refinancing for projects of participating public agencies, which projects consist of land, buildings, equipment or other facilities used for public and governmental purposes; and,

WHEREAS, pursuant to the provision of the Act and the resolutions of the Program promulgated thereunder, and in compliance with the criteria established for determining priorities and eligibility among applications for financial assistance, CoLT has determined that the County is entitled to assistance from the Program in accordance with the Act for the purposes of financing of Water District improvements as identified in the application so that the County may lease said Water District improvements used for public and governmental purposes and thereby promote the public welfare of the citizens of the County; and,

WHEREAS, the County is duly and regularly created, and organized and an existing political subdivision of the Commonwealth of Kentucky existing as such under and by virtue of the Constitution, statutes and laws of the Commonwealth of Kentucky;

WHEREAS, the County has determined, and hereby determines that it is in the best interest of the County to participate in the Kentucky Association of Counties Leasing Trust Program, and, in order to do so, to enter into the Lease and all related documents;

WHEREAS, the County intends to appropriate, on an annual basis, sufficient funds to meet all of its obligations under the Lease.

WHEREAS, a draft of said Lease and related documents have been submitted to the County,

NOW THEREFORE BE IT RESOLVED by the Fiscal Court of Lyon County, Kentucky as follows:

Section 1. That the financing of Lyon County Water District improvements outlined in the application of the county to COLT, shall constitute the project referred to in this resolution.

Section 2. The county hereby approves and authorizes participation in the program and the execution and delivery of the lease, and all other related documents including any deeds or title transfers required by COLT and agrees to be bound by the terms of said lease, its exhibits and all associated documents.

Section 3. The county hereby agrees to appropriate and authorize payment of money sufficient to pay any and all rental payments required by the terms of the lease.

Section 4. If any section, phrase or provision of this resolution is for any reason declared to be invalid, such declaration will not affect the validity of the remainder of the sections, phrases or provisions of this resolution.

Section 5. The county hereby designates the Lyon County Judge Executive to act as representative of the county in connection with the matters provided in this resolution and said representative is authorized and directed to execute and deliver for and on behalf of the county the lease and all associated documents and any and all other acts necessary or desired by colt in connection with the county's participation in the program.

Section 6. To the extent any existing or future county resolution, ordinance or part thereof is in conflict, the provisions of this resolution will prevail and be given effect. This resolution will be in full force and effect from and after adoption as provided by law.

Signed by the County Judge Executive as evidence of the county's approval, attested under seal by the Clerk of the Fiscal Court, ordered to be filed and recorded as required by law, and declared to be in full force and effect according to law.

passed and adopted *October 11th*, 1990.

James O. McSwain
LYON COUNTY, JUDGE EXECUTIVE

Tom DeFuria
FISCAL COURT CLERK