

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

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OCT 05 2007  
PUBLIC SERVICE  
COMMISSION

IN THE MATTER OF:

CARROLL COUNTY WATER DISTRICT NO.1 )

COMPLAINANT )

VS. )

CASE NO. 2007-00202

GALLATIN COUNTY WATER DISTRICT )

DEFENDANT )

**CARROLL COUNTY WATER DISTRICT NO. 1'S ANSWERS  
TO REQUEST FOR ADMISSIONS PROPOUNDED  
BY DEFENDANT GALLATIN COUNTY WATER DISTRICT**

Comes now the Defendant Carroll County Water District No. 1 (hereinafter "CCWD#1"), and for its Answers to Requests for Admissions states as follows:

**REQUEST FOR ADMISSIONS**

1. Do you admit that your existing water line closest to the area in controversy is 4" in diameter?

**ANSWER:** Yes.

2. As to each of the following subparts, do you admit that in or about November, 2006, at a meeting at the Gallatin County Free Public Library, Jim Smith stated, in the presence of Morris Courtney and others, words to the effect, that:

(a) CCWD cannot presently serve the subject area on its own, that is, without purchasing water from GCWD delivered through the latter's existing line,

**ANSWER:** No.

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CARROLLTON, KY

- (b) That in order for CCWD to otherwise serve the affected area additional line upgrades and extensions, and a water tank tower, would be required,

ANSWER: No.

- (c) That he, Smith, estimated the cost of the above to be \$400,000.00?

ANSWER: No.

3. As to each of the properties listed below, do you admit that since circa March 1997 GCWD has provided water service to that property:

- (a) Clarence Stewart farm

ANSWER: The Carroll County Water District No. 1 does not have personal information or knowledge about the water service provided by Gallatin County Water District to the Clarence Stewart farm, and thus denies this request.

- (b) Jeff Stewart farm

ANSWER: The Carroll County Water District No. 1 does not have personal information or knowledge about the water service provided by Gallatin County Water District to the Jeff Stewart farm, and thus denies this request.

- (c) Billy and Regina Stewart farm

ANSWER: The Carroll County Water District No. 1 does not have personal information or knowledge about the water service provided by Gallatin County Water District to the Bill and Regina Stewart farm, and thus denies this request.

- (d) Old Wheeler farm (Clarence Stewart)?

ANSWER: The Carroll County Water District No. 1 does not have personal information or knowledge about the water service provided by Gallatin County Water District to the Old Wheeler/ Clarence Stewart farm, and thus denies this request.

4. As to each of the four properties listed in No. 3 above, do you admit that each lies within the service territory claimed by CCWD?

ANSWER: The Carroll County Water District No. 1 does not have personal information or knowledge about the water service provided by Gallatin County Water District to the four properties listed above, but if the GCWD services are physically located within the territorial boundaries of the Carroll County Water District No. 1, as indicated by the joint Orders of the Carroll, Gallatin and Owen Fiscal Courts, then they would be customers within the service territory of the Carroll County Water District, and this request would be admitted.

5. As to each of the four properties listed in No. 3 above, do you admit that GCWD commenced and has continued water service to those properties without objection from CCWD?

ANSWER: No, this Request is denied.

6. Do you admit that GCWD commenced the initial water service to Kentucky Speedway, and continues to provide it water service, with the consent of CCWD?

ANSWER: Yes, but the Carroll County Water District No. 1 states that the territorial boundaries of the Carroll County Water District No. 1 were amended by joint Order of the Carroll, Gallatin and Owen Fiscal Courts to designate the Kentucky Speedway within the territorial boundaries of the Gallatin County Water District so that it could legally provide service within its territorial boundaries.

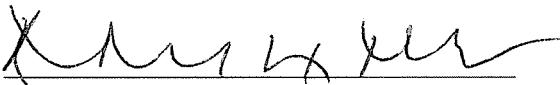
7. Do you admit that in or about 2002, Darrell Lykins worked on the installation of the GCWD water line which presently exists on lands claimed by CCWD to be within its service territory, said line being that of GCWD which terminates nearest the area in controversy, and runs from Kentucky Speedway, along Speedway Blvd., thence turning north at old Ky. 1130, and thence

west through the Keeton farm to its termination point.

ANSWER: No. The Carroll County Water District No. 1 has no personal knowledge or information of the work done in 2002 by Darrell Lykins. for the GCFD so this Request is denied.

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By:   
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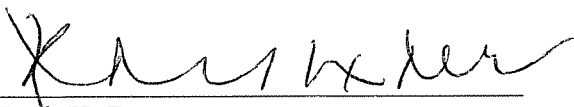
CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing Responses was mailed postage prepaid, on this the 30<sup>th</sup> day of September, 2007, to:

Hon. Stephen P. Huddleston  
P.O. Box 807  
Warsaw, Kentucky 41095  
Attorney for Defendant

and the original to:

Commonwealth of Kentucky  
Public Service Commission  
211 Sower Boulevard  
P.O. Box 615  
Frankfort, Kentucky 40602-0615

By: 

Ruth H. Baxter  
Attorney for the Complainant  
Carroll County Water District No. #1

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