

Reply to: Covington

October 25, 2007

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**PUBLIC SERVICE
COMMISSION**

Commonwealth of Kentucky
Public Service Commission
Attention: Filings
211 Sower Boulevard
Frankfort, KY 40601

RE: Carroll County Water District, No. 1 v. Whitehorse Development Co. vs. Gallatin County
Water District
Case No. 2007-00202

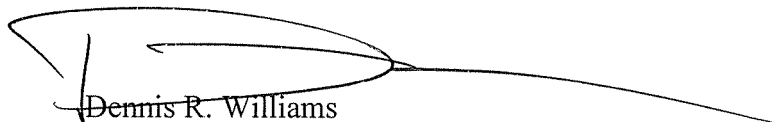
Dear Sir or Madam:

Enclosed please find an original and 11 copies of Intervening Complainant's Summary of Witness Testimony and Intervening Complainant's Response to Carroll District's Motion to Show Cause. Please file both documents and return to me a filed stamped copy of each in the self-addressed, stamped envelope enclosed for your convenience.

If you have any questions or comments, please feel free to contact me.

Sincerely,

ADAMS, STEPNER,
WOLTERMANN & DUSING, P.L.L.C.


Dennis R. Williams

DRW:smg

Enclosure

Cc: Ruth H. Baxter
Stephen P. Huddleston

COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
CASE NO. 2007-00202

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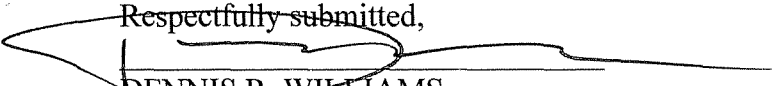
IN RE: The Matter of:

CARROLL COUNTY WATER DISTRICT, NO. 1 : CASE NO. 2007-00202
:
Complainant, :
Vs. :
:
WHITEHORSE DEVELOPMENT GROUP, LLC :
:
Intervening Complainant, :
Vs. :
:
GALLATIN COUNTY WATER DISTRICT :
:
Defendant. :

**INTERVENING COMPLAINANT WHITEHORSE
DEVELOPMENT GROUP, LLC'S
SUMMARY OF WITNESS TESTIMONY**

Comes now Whitehorse Development Group, LLC, (hereinafter referred to as "Whitehorse"), by and through counsel, and pursuant to the Commission's pre-hearing scheduling Order, respectfully submits the following as its summary of expected testimony of its witnesses.

Respectfully submitted,


DENNIS R. WILLIAMS
ADAMS, STEPNER, WOLTERMANN &
DUSING, P.L.L.C.
40 West Pike Street
PO Box 861
Covington, Kentucky 41012-0861
(606) 291-7270

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was faxed and mailed via regular U.S. Mail, postage pre-paid, this 25 day of October, 2007 to:

Ruth H. Baxter
Crawford & Baxter, P.S.C.
Attorneys at Law
523 Highland Avenue
P.O. Box 353
Carrollton, Kentucky 41008
Attorney for Plaintiffs

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


DENNIS R. WILLIAMS

**INTERVENING COMPLAINANT WHITEHORSE
DEVELOPMENT GROUP, LLC'S LIST OF
WITNESSES AND SUMMARIES OF TESTIMONY**

1. Adam Chaney, Whitehorse Development Group, LLC, 495 Erlanger Road, Suit 201, Erlanger, Kentucky 41018.

Mr. Chaney will testify in regards to Whitehorse's development of fifty-five (55) acres of land on the north side of Interstate 71 at Exit 55 in Gallatin County, Kentucky. He will explain that the property owned by Whitehorse is split by KY 1039 with approximately twenty-four (24) acres lying on the east side of KY 1039 and approximately twenty-seven (27) acres lying on the west side of KY 1039. He will establish that Whitehorse has been developing the east twenty-four (24) acres for over eighteen (18) months. Further, he will confirm that Whitehorse has substantially completed all work on the twenty-four (24) acre site, including rough grading, sanitary sewers and expansion of the water line up to within close proximity of the Gallatin County's eight (8) inch water line. Mr. Chaney will also explain that Whitehorse has subdivided the twenty-four (24) acre property into two parcels. He will further discuss in his testimony that the first parcel consists of a nineteen (19) acre pad that is under contract with Loves Country Store and is scheduled to close. Additionally, Mr. Chaney will corroborate that Loves Country Store intends on beginning construction of their facility in November of 2007. Furthermore, he will explain that the second parcel consists of a five (5) acre site that could stand alone for a

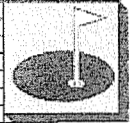
hotel, restaurant, or retail strip center or be further subdivided for two smaller fast food type entities. He will also testify that NAI Bergman, a commercial real estate firm, is currently marketing the additional developed acreage for immediate sale. Mr. Chaney will also establish that Whitehorse has improved the right-of-way in front of the site and has petitioned the state to re-purchase this property with the intent of creating a third commercial pad. The state has not approved the re-purchase of the right-of-way at this time. However, Mr. Chaney will clarify that if authorization is granted, Whitehorse will develop the right-of-way and require additional water.

Finally, Mr. Chaney will testify as to conversations with utility personnel regarding water usage calculations. More specifically, he will testify as to the water usage requirements of Loves Country Store and other possible developments at the site. In addition, he will discuss the amount of water that is needed immediately. He will explain that possible developments include a 20,000 sq. ft. retail strip center, a hotel or even multiple restaurants. Further, he will testify that the water needs for the additional twenty-seven (27) acres of undeveloped land on the west side of KY 1039 will be comparable to the water needs of the developed twenty-four (24) acres. Most importantly, he will confirm that the four (4) inch water line utilized by Carroll County will not be capable of adequately serving the water needs of the developed property. Mr. Chaney's testimony regarding this matter will also reflect on the water usage calculations provided by MTF Engineering, Inc. and other utility usage professionals.

2. Richard W. Carr, P.E., P.O. Box 661, Alexandria, KY 41001. His resume is attached. He will testify as to the water usage needs of the planned development, including the analysis provided by Loves Country Store through its engineer , MTF Engineering, Inc., 1437 Health

Center Parkway, Yukon, Oklahoma 73099; (405)-265-2879 and for its water needs and the needs of the other proposed lots to be developed. He will further testify that a 4 inch line will not serve the needs of the development, with fire protection needs.

326646.1



RICHARD W. CARR, P.E.

*Civil Engineering
& Golf Course Design*

QUALIFICATIONS

Being in the Civil Engineering business since 1980. Beginning with a golf course construction company, then with prominent Consulting firms, and the last ten years operating my own consulting business. Qualified and experienced in planning, permitting, designing, and constructing commercial, municipal and residential projects.

These projects include:

Environmental Permits	Industrial Parks
Floodplain Analyses	Shopping Centers
Bridges	Schools
Golf Courses	City and County Parks
Water and Sewer Facilities	Expert Witness
Marinas	Hotels
Earth Dams	Subdivisions

WORK HISTORY

Richard W. Carr, P.E., Alexandria, KY

June 1994 to Present

For the last thirteen years, I have been self employed as a Civil Engineer. As a one man office, I have been successful in completing many projects, including 158 site plans, 48 subdivisions, 27 sanitary sewers and 10 water mains. I have been an expert witness in 24 cases and have been to Fairbanks, Alaska, 3 three times working on the design of a power plant.

Burgess and Niple, Limited, Cincinnati, OH

Feb. 1989 to June 1994

As a project manager in a multi-discipline consulting firm, I worked on large projects including dams, bridges over the Ohio River, City and County parks, Regional water treatment facilities, highways and flood plain analysis. Notably was the MSDGC's project which examined 26 existing CSOs. Innovative and practical redesigns of the existing CSO systems proved to be both economically feasible and environmentally sensitive.

Also with this firm, I was part of a team trained in innovative bridge inspection which uses rock climbing techniques to climb and rappel bridges to gain access to areas requiring inspection. Inspected three bridges crossing the Ohio River, as well as 18 other bridges throughout Ohio and Kentucky.

Raymond Erpenbeck Consulting Engineers, Elsmere, KY
May 1988 to Feb. 1989

As a project manager, I worked on several residential and commercial projects. It was an opportunity to make many professional contacts in the Northern Kentucky Area which I still enjoy today.

Wilson, Miller, Barton, Soll & Peek, Inc., Naples, FL
October 1981 to April 1988

As a project manager, I was quickly promoted to Associate. I worked on many diverse projects ranging from 1 acre site plans to 2,000 acre resort projects. Simultaneously, I was the design team project engineer responsible for utility design, environmental permitting, cost estimates and consultant team coordination for two mixed use, 2,000-acre destination resort projects in Naples.

Wadsworth Golf Course Construction, Naples, FL
Aug. 1980 to Oct. 1981

Construction superintendent responsible for construction and remodeling of several elite golf courses in the Naples area. Work ranged from initial clearing to punch list.

Kentucky Department of Highways, Covington, KY/Lexington, KY
May 1977 to May 1980

As a Construction Inspector/Scholarship Student, I worked summers in the resident engineer's office.

EDUCATION

The University of Kentucky - BS, Civil Engineering, 1980

Memberships, Affiliations and Honors

National Society of Professional Engineers
Kentucky Society of Professional Engineers
University of Kentucky Alumni Association
Honorable Order of Kentucky Colonels

Registration

Professional Engineer - Kentucky and Ohio