



Steven L. Beshear
Governor

Leonard K. Peters
Secretary
Energy and Environment Cabinet

Commonwealth of Kentucky
Public Service Commission

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P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
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David L. Armstrong
Chairman

James Gardner
Vice Chairman

John W. Clay
Commissioner

May 26, 2009

Honorable W. Randall Jones
Attorney at Law
Rubin & Hays
Kentucky Home Trust Building
450 South Third Street
Louisville, KY 40202

RE: Case No. 2009-00183
Breathitt County Water District

The Commission staff has reviewed your application in the above case and finds that it meets the minimum filing requirements. Enclosed please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

A handwritten signature in cursive script that reads "Ryan Gatewood".

Ryan Gatewood, Director
Division of Filings

RG/tw
Enclosure



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John L. Smith
Breathitt County Water District
1137 Main Street
Suite 305
Jackson, KY 41339

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Sincerely,


Ryan Gatewood, Director
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COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

MAY 11 2009

PUBLIC SERVICE
COMMISSION

In the Matter of:

**THE APPLICATION OF BREATHITT COUNTY)
WATER DISTRICT FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY)
TO CONSTRUCT AND FINANCE PURSUANT)
TO THE PROVISIONS OF KRS 278.023)**

Case No. 2009 - 00103

APPLICATION

This Application of the Breathitt County Water District (the "Applicant") respectfully shows:

1. That the Applicant is a water district of Breathitt County, Kentucky, created and existing under and by virtue of Chapter 74 of the Kentucky Revised Statutes.

2. That the post office address of the Applicant is:

Breathitt County Water District
c/o Mr. John L. Smith, Chairman
1137 Main Street
Jackson, Kentucky 41339

3. That the Applicant, pursuant to the provisions of KRS 278.020 and 278.023, seeks (i) a Certificate of Public Convenience and Necessity, permitting the Applicant to construct a waterworks construction project, consisting of extensions, additions, and improvements (the "Project") to the existing waterworks system of the Applicant; and (ii) approval of the proposed plan of financing said Project.

4. That the proposed project consists of the installation of approximately 20 miles of 2, 4, 6 and 8 inch waterline and a booster pumping station, and the construction of two ground water storage tanks.

5. That the Applicant proposes to finance the construction of the Project through (i) issuance of \$350,000 of its Waterworks Revenue Bonds, (ii) a U.S. Department of Agriculture, acting through Rural Development ("RD") grant in the amount of \$250,000, (iii) an Appalachian Regional Commission ("ARC") grant in the amount of \$500,000, and (iv) a Community