

Steven L. Beshear
Governor

Leonard K. Peters
Secretary
Energy and Environment Cabinet



Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
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David L. Armstrong
Chairman

James Gardner
Vice Chairman

Charles R. Borders
Commissioner

December 9, 2009

Earl Hall
Operator
Black Mountain Utility District
609 Four Mile Road
Baxter, KY 40806-8437

RE: Case No. 2009-00422
Black Mountain Utility District

The Commission staff has reviewed your response and has determined that your application in the above case now 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 black ink, appearing to read "Jeff Derouen".

Jeff Derouen
Executive Director

JD/tw
Enclosure



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Honorable John N. Hughes
Attorney at Law
124 West Todd Street
Frankfort, KY 40601

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RECEIVED

OCT 27 2009

PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

The Application of Black Mountain) Case No. 2009-00 **422**
Utility District for Approval of)
Financing and Issuance of a)
Certificate of Convenience and Necessity)

FILED

DEC 7 2009

PUBLIC SERVICE
COMMISSION

APPLICATION

Black Mountain Utility District (Black Mountain), by counsel, pursuant to KRS 278.020 and 278.300, petitions the Commission for an order approving the construction of certain water facilities and the financing of the improvements through a loan from the Kentucky Infrastructure Authority.

1. Black Mountain is a regulated utility district formed under KRS Chapter 74. It has no articles of incorporation. It provides water and sewer service at retail and wholesale to customers in Harlan County. Its address is 609 Four Mile Road, Baxter, KY 40806-8437.

2. It currently serves approximately 2600 customers throughout Harlan County.

3. A description of its water system and its property stated at original cost by accounts is contained in its Annual Report, which is attached as Exhibit E.

4. It proposes to construct approximately seven (7) miles of water distribution pipeline and appurtenances as well as a booster pump and 50,000 gallon storage tank as described in Exhibit A (Two copies of the Maps, Plans, Specifications and Bid Documents