

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

MARION COUNTY WATER DISTRICT, MARION)
AND NELSON COUNTIES, KENTUCKY, (1) FOR)
A CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY AUTHORIZING THE DISTRICT TO) CASE NO. 10113
CONSTRUCT MAJOR IMPROVEMENTS AND)
EXTENSIONS TO ITS EXISTING MUNICIPAL)
WATER DISTRIBUTION SYSTEM PURSUANT TO)
THE PROVISIONS OF CHAPTER 74 OF THE)
KENTUCKY REVISED STATUTES; (2) SEEKING)
APPROVAL OF ADJUSTMENT WATER SERVICE)
RATES AND CHARGES; (3) SEEKING APPROVAL)
OF THE ISSUANCE OF CERTAIN SECURITIES)

O R D E R

Marion County Water District ("Marion County") filed an application on December 12, 1987 for Commission approval to construct a waterworks improvement project, issue securities, and increase general water rates. On August 17, 1988, the Commission entered an Order to consider Marion County's application under the provisions of KRS 278.023 which requires Commission approval of federally funded construction projects within 30 days after minimum filing requirements are met.

After a review of the record and being advised, the Commission is of the opinion and finds that:

1. Marion County has not met the minimum filing requirements that are prerequisites to Commission review and approval under KRS 278.023.

2. Marion County's application has been pending on the Commission's docket in excess of 10 months.

3. Marion County's case should be dismissed without prejudice to refile its application at a later date under KRS 278.023.

IT IS THEREFORE ORDERED that Case No. 10113 is hereby dismissed without prejudice to Marion County to refile its application under KRS 278.023 when the minimum filing requirements can be met.

Done at Frankfort, Kentucky, this 28th day of October, 1988.

PUBLIC SERVICE COMMISSION

Richard D. Whoman, Jr.
Chairman

Robert M. Davis
Vice Chairman

Spure W. Williams
Commissioner

ATTEST:

Executive Director