

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION OF HUNTSVILLE-SOUTH)
HILL WATER ASSOCIATION, INC.)
_____)
ALLEGED VIOLATION OF KRS CHAPTER 278)

CASE NO. 91-158

O R D E R

This matter arises as a result of a Commission-initiated investigation of Huntsville-South Hill Water Association, Inc. ("Huntsville-South Hill") regarding service-related deficiencies and an alleged unauthorized charge.

Two informal conferences have been held in this proceeding. Huntsville-South Hill has filed all necessary information to satisfy the service deficiencies in this matter. The only question remaining concerns the alleged unauthorized \$15 service charge that does not appear in Huntsville-South Hill's tariff. Commission Staff has searched the cancelled tariffs of Huntsville-South Hill to try and determine whether that charge had once been approved, but through inadvertence, had not been carried over to the utility's current tariff. No cancelled tariff was found for the utility, with the exception of a 1991 cancellation. The utility's treasurer, Rollie Porter, agreed to search the records of Huntsville-South Hill to find some evidence that the charge was part of the utility's rate schedule. It was Mr.

Porter's understanding that the service charge has been authorized as long as he has been involved with the utility.

On August 19, 1991, the Commission received information from Huntsville-South Hill which contained a copy of a rate schedule apparently filed with the Commission and effective July 19, 1982. The copy, which is attached hereto and incorporated herein as Exhibit A, very faintly reflects a \$15 service charge. The utility also supplied the Commission with a copy of a customer's application for water service dated April 2, 1977, attached hereto and incorporated herein as Exhibit B, which reflects the \$15 service charge in the rate schedule provided to its customers.

Under the circumstances, it is likely that the \$15 service charge was filed in the past but cannot be located at the Commission. There is no question but that the utility was acting in good faith when it charged the \$15 service charge believing that charge to have been filed and approved by the Commission. The evidence of record does not support a finding that Huntsville-South Hill violated KRS 278.160(2) and, therefore, no penalty should be assessed on the utility. To resolve the remaining issue of the \$15 service charge, the 1982 tariff produced by Huntsville-South Hill should be incorporated into its current tariff.

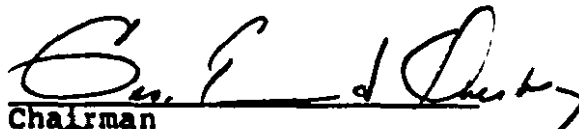
After consideration of the record and being otherwise sufficiently advised, the Commission finds that all deficiencies noted in the record of this case have been cured and resolved to the Commission's satisfaction and this proceeding should accordingly be dismissed.

IT IS THEREFORE ORDERED that the investigation of Huntsville-South Hill be and it hereby is closed.

IT IS FURTHER ORDERED that Huntsville-South Hill's 1982 tariff reflecting the \$15 service charge is hereby made a part of its current tariff.

Done at Frankfort, Kentucky, this 4th day of October, 1991.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

Commissioner

ATTEST:


Executive Director

P.S.C. NO. 1

First Revised SHEET NO. 1

CANCELLING P.S.C. NO. 1

Original SHEET NO. 1

W. ... ville-South Hill Water System
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

<u>GALLONAGE BLOCK</u>		<u>RATE</u>	<u>RATE PER UNIT</u>
First	2,000 gallons	\$7.23 (Minimum)	
Next	4,000 gallons	3.60 per 1,000 gallons	
Next	4,000 gallons	1.75 per 1,000 gallons	
Next	15,000 gallons	1.50 per 1,000 gallons	
Over	25,000 gallons	1.25 per 1,000 gallons	

Effective Date: _____

There is _____ on property _____

There is _____ on property _____

EFFECTIVE

7-19-82

Pursuant to 807 KAR 5:011, Section 9(1)

[Signature]

PUBLIC SERVICE COMMISSION OF KY

DATE OF ISSUE _____ DATE EFFECTIVE July 19, 1982

ISSUED BY Bobby McGuyer TITLE Chairman [Signature]

Name of Officer

Issued by authority of an Order of the Public Service Commission of Ky. in

Case No. 5450-1 dated July 19, 1982

Form for filing Rate Schedules

For Water Works, Inc.
Community, Town or City

P.S.C. NO. _____

SHEET NO. _____

CANCELLING P.S.C. NO. _____

SHEET NO. _____

Name of Issuing Corporation _____

CLASSIFICATION OF SERVICE

	RATE PER UNIT
3/4" at _____	3 00.00
2" at _____	700.00
to install water meters on _____	15.00

RECEIVED
 SEP 13 1991
 PUBLIC SERVICE
 COMMISSION

DATE OF ISSUE Sept 11, 1991

DATE EFFECTIVE July 19, 1991

ISSUED BY Barbie Postell
 Name of Officer

TITLE Treasurer

Issued by authority of an Order of the Public Service Commission of Kentucky
 in Case No. 9-159 dated _____.

WEST BENTONVILLE WATER SERVICES

DATE April 2, 1977

BY Kathy Embury

CLASS RR #1 Morgantown, Ky.

TYPE OF SERVICE Renting

LOCATION OF PROPERTY South Hill

NAME OF PROPERTY OWNER John or Jerry Fletcher

IS THERE A METER ON PROPERTY yes

RECEIVED

APR 14 1977

GENERAL COUNSEL

CHARGES FOR SERVICES FROM ROCKWELL WATER ASSOCIATION

- \$15.00 IF there is a meter on property that has been used
- \$250.00 IF there is not a meter on property
- \$250.00 IF there is a meter box on property that has never been used

WATER RATES

FIRST	2,500 gallons	@	8.50	\$6.25	Minimum bill plus tax
Next	3,000 gallons	@	2.60	\$1.70	Per 1,000 gallons
Next	5,000 gallons	@	1.10	\$0.75	Per 1,000 gallons
Next	15,000 gallons	@	0.90	\$0.60	Per 1,000 gallons
Next	25,000 gallons	@	0.80	\$0.50	Per 1,000 gallons
Next	50,000 gallons & over	@	0.55	\$0.35	Per 1,000 gallons

CHARGES FOR SERVICES FROM HUNTSVILLE DOWNS AREA WATER ASSOCIATION

- \$15.00 IF there is a meter on property
- \$250.00 IF there is ~~not~~ a meter box on property

WATER RATES

FIRST	2,000 gallons	@		\$6.25	Minimum bill plus tax
Next	4,000 gallons	@		\$3.10	Per 1,000 gallons
Next	6,000 gallons	@		\$1.25	Per 1,000 gallons
Next	15,000 gallons	@		\$1.00	Per 1,000 gallons
Next	50,000 gallons	@		\$0.75	Per 1,000 gallons

NAME OF DISTRICT SUPPLYING SERVICES CIRCLE ONE ROCKWELL WATER ASSOCIATION

All water bills are due by the 17th of each month. If not paid by the 17th of the same month, bill was due to bill. If you are unable to pay your bill, please advise. There is a \$75.00 service charge on late payments and late charges of bill.

APPROVED SIGNATURE Kathy Embury