

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN APPLICATION PURSUANT TO KRS 74.012)
TO ESTABLISH A WATER DISTRICT IN) CASE NO. 97-435
MENIFEE COUNTY, KENTUCKY)

O R D E R

The Commission, on its own motion and pursuant to KRS 74.012, HEREBY
ORDERS that:

1. Beginning at 10:00 a.m., Eastern Daylight Time, on July 14, 1998, a formal hearing shall be held in this matter in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.
2. Petitioners or their designated representative shall appear at the scheduled hearing. Petitioners' failure to appear shall constitute grounds for dismissal of their application.
3. At the scheduled hearing, Petitioners shall present evidence on:
 - a. Whether the geographical area sought to be served by the proposed water district cannot be feasibly served by any existing water supplier; and,
 - b. Whether the circumstances have significantly changed since March 19, 1990, to render the Commission's findings in Case No. 89-154¹ invalid.

¹ Case No. 89-154, Application for Commission Approval to Establish a Water District in Menifee County, Kentucky.

4. Within 30 days of the date of this Order, the Petitioners shall file with the Commission a written description of the proposed boundaries for the proposed water district.

5. Within 60 days of the date of this Order, the Petitioners shall file with the Commission the names and addresses of all persons who reside within the boundaries of the proposed water district and who have stated their willingness to receive water service from the proposed water district.

6. Petitioners shall, no later than June 30, 1998, submit in writing to the Commission the names of all persons whom they intend to call as witnesses at the scheduled hearing and a brief summary of their expected testimony.

7. The record of Case No. 89-154 is incorporated by reference into the record of this proceeding.

8. The water suppliers in the general area of Menifee County - Bath County Water District, the city of Jeffersonville, and the city of Frenchburg - are made parties to this proceeding.

9. Bath County Water District shall appear at the scheduled hearing in this matter and present evidence on the feasibility of extending water service into Menifee County.

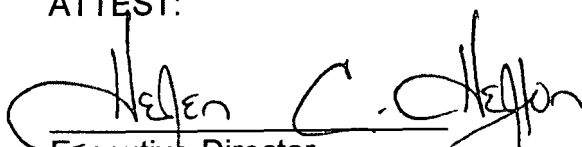
10. Bath County Water District shall, no later than June 30, 1998, submit in writing to the Commission the names of all persons whom it intends to call as witnesses at the scheduled hearing and a brief summary of their expected testimony.

Done at Frankfort, Kentucky, this 22nd day of April, 1998.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director