

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

Petitioner Karl D. Bradley has moved for a postponement of the scheduled hearing in this matter. Finding that the motion should be granted and that the present procedural schedule should be modified to reflect the postponement of the hearing, the Commission HEREBY ORDERS that:

1. Petitioner's motion for a postponement is granted.
2. The formal hearing in this matter shall be held on November 17, 1998, at 10:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.
3. Petitioners or their designated representative shall appear at the scheduled hearing. Petitioners' failure to appear shall constitute grounds for dismissal of their application.
4. 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.

5. Within 90 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 October 15, 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. 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.

8. Bath County Water District shall, no later than October 15, 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.

9. All provisions of the Commission's Order of April 22, 1998 that are not in conflict with the provisions of this Order shall continue in full force and effect.

Done at Frankfort, Kentucky, this 3rd day of June, 1998.

ATTEST:


Executive Director

PUBLIC SERVICE COMMISSION


For the Commission

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