

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

RE: ELECTRONIC APPLICATION OF THE BRACKEN COUNTY WATER DISTRICT (“BCWD”) REQUEST FOR A CERTIFICATE OF PUBLIC NEED AND CONVENIENCE OR ALTERNATIVELY A DECLARATORY ORDER ESTABLISHING THAT A CERTIFICATE OF PUBLIC NEED AND CONVENIENCE IS NOT NECESSARY; AS TO TRANSFER OF A DEVELOPER’S WATER ASSETS; PURSUANT TO KRS 278.020, 501 KAR 5:001(15) &/OR 501 KAR 5:001(19).

BRACKEN COUNTY WATER DISTRICT’S (BCWD’S) AND AUGUSTA BROOKSVILLE BRACKEN INDUSTRIAL AUTHORITY’S (ABBIA’S) PROOF OF COMPLIANCE THAT ASSET TRANSFER HAS BEEN COMPLETED AND COMPLETED WITHOUT ANY DEVIATIONS OF THE PREVIOUS PROPOSED TERMS OF TRANSFER

CASE NUMBER 2024-00222

Comes now the Bracken County Water District, (“BCWD”) by and through the manager, Mr. Derrick Bach, and through counsel, Mr. Jesse P. Melcher, Esq., and Augusta Brooksville Bracken Industrial Authority (“ABBIA”), by and through Chairman of the Board, Earl Bush, and hereby supplementally respond to KY PSC’s Staff’s Order, with proof of compliance that the requested and approved asset transfer has been completed and completed without any deviations, as follows:

1. The parties in the case herein previously submitted the description of assets to be transferred and the that development had been engineered. *See. Paragraph “A” of contractual agreement, filed as Exhibit “A” to petition herein; Exhibit_A_Contractual_Agreement.pdf.*

2. The developer, by this filing and executed affidavit of acknowledgement hereby state that the development was completed and has been transferred to BCWD by approved agreement of transfer. See Attached Exhibit "A" for affidavit of Chairman of Board, Earl Bush, as to completion of water assets transfer authorized herein and certification of transfer of assets.
3. See Attached Exhibit "B" for affidavit of Chairman of Board of Commissioners of BCWD, Anthony Habermehl, as to completion of water assets transfer authorized herein.
4. See Attached Exhibit "C" for affidavit of engineering firm, Bluegrass Engineering, PLLC, i.e. as to completion of construction in conformity with construction and engineering specifications.
5. See Attached Exhibits for acknowledgment/confirmation of completion of contractual agreement, *filed as Exhibit "A" to petition herein; Exhibit_A_Contractual_Agreement.pdf.*) of water asset transfer between the parties.
6. There were no material deviations and/or revisions to the proposed construction and/or agreement of water transfer of assets as presented herein.
7. Bracken County pursuant to Order herein, will file an affidavit of its bookkeeper, Mrs. Marsha Jones, CPA, that the acquired water asset transfer was a contributed asset at value of \$327,419.20, to be filed by supplemental filing herein, within thirty (30) days of the transfer date of December 10, 2024.

CERTIFICATION

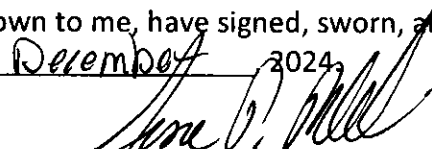
I, Derick Bach, Manager, for the Bracken County Water District, and Anthony Habermehl, chairman of the board, hereby certify that we have read over the foregoing responses, and that all averments and statements stated in those paragraphs, are true and accurate to the best of our knowledge and belief.


DERICK BACH, MANAGER


ANTHON HABERMEHL, CHAIRMAN OF THE BOARD

COMMONWEALTH OF KENTUCKY
COUNTY OF Bracken

I, Jesse P. Melcher, being a Notary Public in the State of Kentucky at Large, do hereby state that Derick Bach, manager of BCWD, and Anthony Habermehl, chairman of BCWD, who is personally known to me, have signed, sworn, and acknowledged before me this the 19~~th~~ day of December 2024.


NOTARY PUBLIC, STATE OF KY AT LARGE

7-15-2027

MY COMMISSION EXPIRES:
NOTARY ID: 124NPL64030

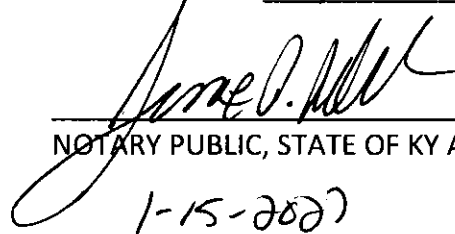
CERTIFICATION

I, Chairman of the Board for the Augusta Brooksville Bracken Industrial Authority, hereby certify that I have read over the foregoing responses, and that all averments and statements stated in those paragraphs, are true and accurate to the best of my knowledge and belief.


EARL BUSH, CHAIRMAN OF BOARD
ABBIA

COMMONWEALTH OF KENTUCKY
COUNTY OF Bracken

I, Jesse P. Melcher, being a Notary Public in the State of Kentucky at Large, do hereby state that Earl Bush, Chairman of the Board of Commissioners, of the Augusta Brooksville Bracken Industrial Authority ("ABBIA"), who is personally known to me, has signed, sworn, and acknowledged before me this the 19th day of December, 2024.



NOTARY PUBLIC, STATE OF KY AT LARGE

1-15-2027

MY COMMISSION EXPIRES:
NOTARY ID: KYANPL4030

Respectfully submitted,

/s/ JESSE P. MELCHER, ESQ.
BRACKEN COUNTY WATER DISTRICT,
ATTORNEY
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