

Hardin County Water District No. 1

Serving Radcliff and Hardin County for Over 50 Years

1400 Rogersville Road
Radcliff, KY. 40160

September 1, 2009

Mr. Jeff Derouen
Executive Director - Kentucky Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, KY 40620-0615

RECEIVED
SEP 03 2009
PUBLIC SERVICE
COMMISSION

**SUBJECT: Additional Information / Evidence Submission
Case 2009-00113 - Tariff for Master Metering of Mobile Home Communities**

Dear Director Derouen,

Enclosed please find an original and 7 copies of additional evidence regarding the above referenced tariff case (2009-00113). We have also filed a copy with Mr. Robert C. Moore, attorney at law representing the parties of record.

This evidence shows an additional and recent incident of theft of water and sewer services within the Rogersville Mobile Home Park, which is a party of record to the above case, being represented by Mr. Moore. We have also included a Radcliff Police Department report documenting this incident. We have also enclosed affidavits from our employees who witnessed this incident, and took photographs of the violation, and reported the incident to local Police.

This incident involved a person, possibly the owner of the park, Mr. Burnis Bragg (see attached Radcliff Police Report); 1) first removing a lock from a meter pit at an inactive lot/address (101 Pearl Street, see Photo 1 attached), then 2) taking a District meter from another lot and installing at same address, then 3) when District removed this meter, installing a straight jumper pipe (see Photo 2 attached), then 4) after District removed the jumper pipe, installing another plumbing fitting to allow a garden hose from another customers meter to provide water to the inactive address/lot (see Photo 3 attached). The District has confiscated and has the two plumbing fittings in its possession should the Commission request to see this evidence as well.

As previously presented to the Commission with this¹ and other related filings, the District believes that theft of service has and continues to occur in MHC's, where the District cannot monitor over 800 lots, located on private property (and several hundred additional vacant, inactive lots), where a renter who may move in and out and they, or MHC managers or owners, may easily turn on service, or use other methods to receive service, without first opening an account and paying for service as required in the District's tariff, and also in violation of KRS 514.060.

If you have any questions, please do not hesitate to call me or our attorney, Mr. David Wilson II (Phone: 270-351-4404).

Sincerely,



Jim Bruce, General Manager

Cf: Mr. David Wilson II, HCWD1 Attorney

Encl.

¹ See March 16, 2009 application, Tab 6, slide titled "December 2008 - Latest Statistics"

VERIFICATION

The undersigned, Mr. James S. Bruce, General Manager of the Hardin County Water District No.1, hereby verifies that he has personal knowledge of the matters set forth in additional evidence and photos provided to the Commission regarding case 2009-00113, and which filing and information provides additional evidence of theft of services within the private property of a Mobile Home Community and that he is duly designated by the Board of Commissioners of the Hardin County Water District No. 1 to provide information and evidence regarding this case on its behalf.

HARDIN COUNTY WATER DISTRICT No. 1

By James S. Bruce
JAMES S. BRUCE, GENERAL MANAGER

CERTIFICATION OF SERVICE

The undersigned, Ms. Stephanie Brown, Administrative Assistant for the Hardin County Water District No. 1, hereby verifies that the foregoing information was mailed and or delivered and served on both Mr. Jeff Derouen, Executive Director, Kentucky Public Service Commission, 211 Sower Boulevard, Frankfort, KY. 40601-8204 and on the Mr. Robert C. Moore, Attorney for parties of record, Hazelrigg & Cox, LLP, 415 West Main Street, Frankfort, KY. 40602 on this 2 Day of September, 2009

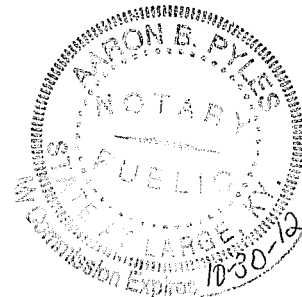
By Stephanie Brown
Ms. Stephanie Brown, Administrative Assistant
Hardin County Water District No. 1

STATE OF KENTUCKY
COUNTY OF HARDIN

I, the undersigned, a Notary Public, do hereby certify that on this 2nd day of September 2009, personally appeared before me, James S. Bruce and Stephanie Brown, who being by me first sworn, subscribed to and acknowledged that they both represent the Hardin County Water District No. 1, a Kentucky Corporation, that they have signed the foregoing document as General Manager and Administrative Assistant of the Corporation.

Aaron B. Pyles
NOTARY PUBLIC, STATE OF KENTUCKY

My Commission Expires; Oct. 30, 2012



AFFIDAVIT & VERIFICATION

The undersigned, Mr. John Mancik (Distribution Operator - Class IV-D), Mr. Timothy Walker (Distribution Operator - Class III-D) and Mr. Rick Barnes (Distribution Operator), hereby depose and attest that they have personally witnessed results of repeated attempts by a person within the Rogersville Mobile Home Park, in Radcliff, Kentucky, at 101 Pearl Street, to obtain water through a water meter setter, where there was no active account, and that these attempts included installing a meter from another location, breaking two District meter locks, installing a straight pipe in the meter setter in place of a meter, and fashioning another pipe to allow connection to another building using a garden hose. These events occurred between July 5 and July 31, 2009.

John Mancik
Mr. John Mancik
HCWD1 Distribution Operator
Class IV-D (KY-DOW Certificate No. 19053)

8/20/09
Date of Signature

Timothy C. Walker
Mr. Timothy Walker
HCWD1 Distribution Operator
Class III-D (KY-DOW Certificate No. 18018)

8-20-09
Date of Signature

Richard Barnes
Mr. Richard Barnes
HCWD1 Distribution Operator

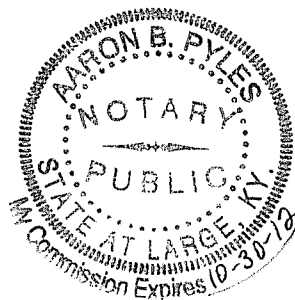
8/20/09
Date of Signature

STATE OF KENTUCKY
COUNTY OF HARDIN

I, the undersigned, a Notary Public, do hereby certify that on this 20th day of August, 2009, personally appeared before me the above persons who being by me first sworn, subscribed to and acknowledged that they both represent the Hardin County Water District No. 1, a Kentucky Corporation

Aaron B. Pyles
NOTARY PUBLIC, STATE OF KENTUCKY
AT LARGE

My Commission Expires; October 30, 2012





Incident Report

Print Date/Time: 08/14/2009 15:46
Login ID: RPD602

RADCLIFF POLICE DEPARTMENT
ORI Number: KY0470200

Incident: 2009-00013716

| | | | |
|---------------------|-----------------------------|-----------------|-----------------|
| Incident Date/Time: | 7/30/2009 9:20:00 AM | Incident Type: | THEFT REPORT |
| Location: | 101 PEARL ST Radcliff KY | Venue: | RAD |
| Phone Number: | | Source: | 4478 |
| Report Required: | Yes | Priority: | 1 |
| Prior Hazards: | No | Status: | NOT IN PROGRESS |
| LE Case Number: | | Nature of Call: | |

Unit/Personnel

| Unit | Personnel |
|------|-----------------------|
| 915 | 915JK- KIRKPATRICK |

Person(s)

| Role | Name | Address | Phone |
|--------|------|-----------|-------|
| CALLER | HCWD | <UNKNOWN> | |

Vehicle(s)

| Role | Type | Year | Make | Model | Color | License | State |
|------|------|------|------|-------|-------|---------|-------|
|------|------|------|------|-------|-------|---------|-------|

Disposition(s)

| Disposition | Count |
|-----------------|-------|
| 40 Civil Matter | 1 |

Property

| Date | Code | Type | Make | Model | Description | Tag No. | Item No. |
|------|------|------|------|-------|-------------|---------|----------|
|------|------|------|------|-------|-------------|---------|----------|

CAD Narrative

07/30/2009 09:21:31 Christie Evans Narrative: OF SERVICES

07/30/2009 09:57:27 Jarrett Kirkpatrick Narrative: HARDIN COUNTY WATER DISTRICT REQUESTED AN OFFICER TO BE DISPATCHED IN REFERENCE TO A THEFT OF WATER. IT APPEARS THE RESIDENCE IS BEING RENOVATED AND THE OWNER HAS PLACED A GARDEN HOSE RUNNING FOR THIS RESIDENCE TO THE NEIGHBORS RESIDENCE. I ATTEMPTED TO CONTACT THE NEIGHBOR BUT HAD NEGATIVE CONTACT. I SPOKE TO ONE OF THE TENANTS NEXT DOOR AND SHE PROVIDED THE INFORMATION FOR THE LANDLORD. SHE RELATED BERNIE BRAGG OWNS THE LOTS IN THIS AREA. SHE ALSO RELATED SHE HAS OBSERVED BRAGG WORKING ON THE RESIDENCE IN QUESTION. I ADVISED THE WATER DISTRICT EMPLOYEE THAT IF BRAGG OWNS BOTH LOTS I DON'T UNDERSTAND HOW THAT WOULD BE A THEFT. THE EMPLOYEE ADVISED BY POLICY THE SUBJECT HAS TO OPEN TWO ACCOUNTS IF HE WANTED WATER AT A DIFFERENT SITE. I PROVIDED HIM WITH THE LANDLORDS INFORMATION AND ADVISED HIM THIS WOULD BE A CIVIL MATTER DUE TO THE POLICY.

Sgt J Davis reviewed



Incident Report

Print Date/Time: 08/14/2009 15:46
Login ID: RPD602

RADCLIFF POLICE DEPARTMENT
ORI Number: KY0470200

OFFICER NARRATIVE

CODE 26. SUPPLEMENT TAKEN. ON 08/13/2009 I WAS CONTACTED BY CAPTAIN MATTINGLY IN REFERENCE TO THIS INCIDENT. CAPTAIN MATTINGLY RELATED THAT BRET PYLES HAD CONTACTED HIM AND HE NEEDED TO SPEAK TO THE OFFICER THAT RESPONDED TO THE CALL. I CONTACT MR. PYLES AND WE SPOKE ABOUT THE INCIDENT. I STATED TO MR. PYLES THAT UPON MY ARRIVAL AT 101 PEARL STREET I MADE CONTACT WITH THE EMPLOYEES OF THE HARDIN COUNTY WATER DISTRICT AND THEY BRIEFED ME ON THE INCIDENT. I OBSERVED A GREEN WATER HOSE AT 101 PEARL STREET RUNNING FROM THE WATER METER OVER TO THE RESIDENCE BESIDE 101 PEARL STREET. THE HOSE WAS CONNECTED TO A WATER VALVE ON THE OTHER END AT THE RESIDENCE NEXT TO 101 PEARL STREET.



Photo 1

Lot 101

Locked July 6

Photo 1



Photo 2





Photo 3

Lot 101

July 30

9:00AM