



Steven L. Beshear
Governor

Leonard K. Peters
Secretary
Energy and Environment Cabinet

Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P. O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
Fax: (502) 564-3460
psc.ky.gov

David L. Armstrong
Chairman

James Gardner
Vice Chairman

John W. Clay
Commissioner

May 5, 2009

Honorable Marvin W. Suit
Attorney At Law
Suit, McCartney & Price, PLLC
207 Court Square
Flemingsburg, KY 41041

RE: Case No. 2009-00163
Fleming County Water Association, Inc.

The Commission staff has reviewed your response and has determined that your application in the above case now meets the minimum filing requirements. Enclosed please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

A handwritten signature in cursive script that reads "Ryan Gatewood".

Ryan Gatewood, Director
Division of Filings

RG/ke
Enclosure

RECEIVED

COMMONWEALTH OF KENTUCKY

APR 17 2009

BEFORE THE PUBLIC SERVICE COMMISSION

PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF FLEMING COUNTY WATER ASSOCIATION, INC. of FLEMINGSBURG, KY. FOR (1) A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (2) APPROVAL OF THE PROPOSED PLAN OF FINANCING SAID PROJECT (3) AN ORDER APPROVING THE ADJUSTMENT OF RATES

NO.2009-00163

FILED

APR 17 2009

APPLICATION

PUBLIC SERVICE COMMISSION

This Application of Fleming County Water Association, Inc. (The "Applicant") of Flemingsburg, Kentucky respectfully shows:

1. That the Applicant is a nonprofit water association in Fleming County, Kentucky, created and existing under and by virtue of Chapter 273 of the Kentucky Revised Statutes, duly incorporated, with Articles of Incorporation filed in Book 2, Page 275, in the office of the Fleming County Clerk (and copies have been filed earlier with this Commission in Case No. 5378).

2. That the Post Office address of the Applicant is:

Fleming County Water Association, Inc.
2772 Morehead Road
P.O.Box 327
Flemingsburg, Ky. 41041

3. That the Applicant, pursuant to the provision of KRS 278.020, 278.023 and 278.030, seeks (i) a Certificate of Public Convenience and Necessity, permitting the Applicant to construct a waterworks construction project, consisting of extensions, additions and improvements (the "Project") to the existing waterworks system of the Applicant; (ii) approval of the proposed plan of financing said Project and (iii) an Order approving the proposed adjustments of rates to all its members.

4. That the Applicant desires to construct the Project in order to enable the Applicant to adequately serve residents in Fleming, Mason and Lewis Counties. The Project consists of the installation of a water line extensions and upsizing of some of its existing lines.

5. That the residences, farms, churches and businesses embraced in the service area of the Fleming County Water Association, Inc. were formerly served by private wells, cisterns and tank water, with no treatment facilities. There was no public water supply available for domestic consumption, and existing water