

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

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**PUBLIC SERVICE  
COMMISSION**

In the Matter of:

AN INVESTIGATION INTO THE CONDITION )  
AND MANAGEMENT OF BIG VALLEY )  
SANITATION, INC. AND WOODLAND ) Case No. 2009-00378  
ACRES SANITATION, INC. SEWAGE )  
TREATMENT FACILITIES )

**MOTION TO INTERVENE**

Comes the Movant, Joe Murphy, by counsel, and for his Motion to Intervene in the above-referenced proceeding, states as follows:

1) John Ford was the owner and operator of the Woodland Acres Wastewater Treatment Plant and Collection System (hereinafter "Woodland Acres WWTP") at the time of his death on October 9, 2008. John Ford was the sole shareholder and officer of Woodland Acres Sanitation, Inc., which owned the Woodland Acres WWTP. Woodland Acres Sanitation was administratively dissolved by the Kentucky Secretary of State on November 1, 2000 and since that time, until October 9, 2008, John Ford has owned and operated the Woodland Acres WWTP. (See Attachment A).

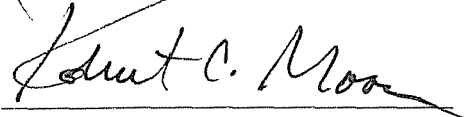
2) On July 2, 2009, an agreement was entered between John V. Gribbons, the Executor of the Estate of John Ford, Wanda Ford, the surviving spouse of John Ford, and Joseph Murphy. Pursuant to this agreement, John Ford's interest in the Woodland Acres WWTP was conveyed to Joe Murphy. (See Attachment B). The agreement expressly stated that the transfer to Joe Murphy of the Woodland Acres WWTP "including its equipment and lines, is in the nature of a 'quit claim' transaction without any warranty or guarantee as to title."

3) Since July 2, 2009, Joe Murphy has owned and operated the Woodland Acres

WWTP and has maintained and made improvements to said system, received the payments made to the Louisville Water Company by the customers of the Woodland Acres WWTP and paid the Bullitt County Sanitation District to operate the system. Joe Murphy is creating Woodland Acres Utilities, LLC, and will be the sole member of said Kentucky limited liability company and will be seeking to obtain the approval of the Kentucky Public Service Commission of the transfer of the Woodland Acres WWTP and collection facilities to Woodland Acres Utilities, LLC.

4) For the reasons stated above, Joseph Murphy asserts an ownership interest in the Woodland Acres Sanitation, Inc. sewage treatment facilities and hereby moves to intervene as a party in the above-styled matter.

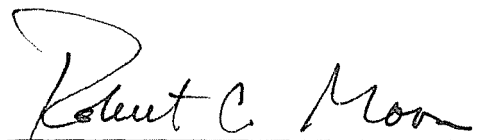
Respectfully Submitted,



Robert C. Moore  
Hazelrigg & Cox, LLP  
415 West Main Street, 1<sup>st</sup> Floor  
P.O. Box 676  
Frankfort, Kentucky 40602-0676

#### CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by first class mail on this the 20<sup>th</sup> day of April, 2010, on Jeff Deurouen, Executive Director, Public Service Commission, 211 Sower Blvd., P.O. Box 615, Frankfort, Kentucky 40602, Josh W. Nacey, Office of General Counsel, 200 Fair Oaks, 1<sup>st</sup> Floor, Frankfort, Kentucky 40601, Robert J. Bohnert, 1500 Kentucky Home Life Building, Louisville, Kentucky 40202, Charles Gibbons, Receiver, Big Valley Sanitation, Inc., and Woodland Acres Sanitation, Inc., 772 Heights Drive, Louisville, Kentucky 40291, Sandy Gruzesky, Director, Division of Water, 200 Fair Oaks Lane, 4<sup>th</sup> Floor, Frankfort, Kentucky 40601 and Walter Sholar, Sholar, Miller & Assoc., 129 W. 4<sup>th</sup> Street, P. O. Box 6539, Shepherdsville, Kentucky 40165, William Wilson, City of Shepherdsville, 235 S. Buckman Street, Shepherdsville, Kentucky 40165 and David Edward Spenard, Assistant Attorney General, 1024 Capital Center Drive, Suite 200, Frankfort, Kentucky 40601-8204.



Robert C. Moore

**Organization Number** 0186513  
**Name** WOODLAND ACRES SANITATION, INC.  
**Profit or Non-Profit** P - Profit  
**Company Type** KCO - Kentucky Corporation  
**Status** I - Inactive  
**Standing** B - Bad  
**State** KY  
**File Date** 2/10/1984  
**Organization Date** 2/10/1984  
**Last Annual Report** 10/1/1999  
**Principal Office** 303 OVERDALE DR.  
LOUISVILLE, KY 40229  
**Registered Agent** JOHN L. FORD  
303 OVERDALE DR.  
LOUISVILLE, KY 40229  
**Common No Par Shares** 100

**Current Officers**

**Sole Officer** JOHN L. FORD

**Initial Officers at Time of Formation**

**Director** SAM HARDY  
**Director** MOISE NAPIER  
**Director** WILLIAM R. HURST  
**Director** DENNIS TATE  
**Incorporator** SAM HARDY  
**Incorporator** MOISE NAPIER  
**Incorporator** WILLIAM R. HURST  
**Incorporator** DENNIS TATE

**ATTACHMENT** A

### Images Available Online

Documents filed with the Office of the Secretary of State on September 15, 2004 or thereafter are available as scanned images or PDF documents. Documents filed prior to September 15, 2004 will become available as the images are created.

11/1/2000	1 page	<a href="#">tiff</a>	<a href="#">PDF</a>	<a href="#">Administrative Dissolution</a>
11/10/1999	1 page	<a href="#">tiff</a>	<a href="#">PDF</a>	<a href="#">Annual Report</a>
11/3/1997	1 page	<a href="#">tiff</a>	<a href="#">PDF</a>	<a href="#">Administrative Dissolution</a>
7/1/1996	1 page	<a href="#">tiff</a>	<a href="#">PDF</a>	<a href="#">Annual Report</a>

### Activity History

File Date	Effective Date	Filing	Org. Referenced
11/1/2000	11/1/2000	Admin Dis. A. report not in	
11/25/1998	11/25/1998	Reinstatement	
11/25/1998	11/25/1998	Registered agent address change	
11/25/1998	11/25/1998	Principal office change	
11/3/1997	11/3/1997	Admin Dis. A. report not in	
8/28/1996	8/28/1996	Principal office change	

### Certificates Available

Click on a certificate title to purchase it. Certificates are \$10.00, payable by credit card or prepaid account. They are stored and returned as PDF documents. You must have Adobe PDF Reader to print the document.

This agreement made and entered into this 2<sup>nd</sup> day of July, 2009 by and between:

CHARLES V. GRIBBONS, who is Executor for the estate of JOHN FORD, and is hereinafter referred to as FIRST PARTY

And

WANDA FORD, who is the surviving spouse of the aforesaid JOHN FORD, and who is hereinafter referred to as SECOND PARTY

And

JOSEPH MURPHY, who is hereinafter referred to as THIRD PARTY

WHEREAS, the Parties hereto acknowledge and agree as follows:

During his lifetime, the aforesaid JOHN FORD operated alone and/or with others a water treatment facility located in Woodland Acres Subdivision in Bullitt County, Ky (hereinafter referred to as "THE FACILITY") and all parties are aware that The Kentucky Department of Environmental Protection has sent notice that THE FACILITY is presently not in compliance with Kentucky Environmental Laws.

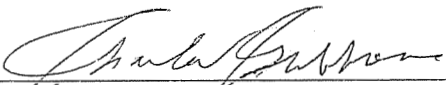
THIRD PARTY has indicated, without any guarantee, that he would offer to take over THE FACILITY and attempt over time to bring it into compliance, and FIRST PARTY and SECOND PARTY wish to terminate any and all connection they may have with THE FACILITY.

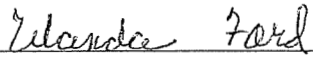
All of the Parties agree that neither JOHN FORD, nor FIRST PARTY nor SECOND PARTY have any ownership interest in the land where THE FACILITY is located, and it is questionable as to what, if any ownership rights they have to the physical plant, equipment, connections and sewer lines.

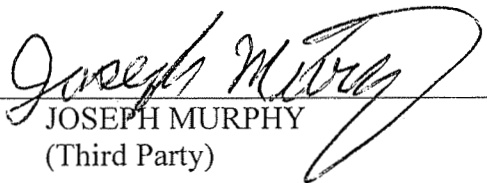
Notwithstanding the foregoing, for the purpose of accomplishing the intent of this agreement, FIRST PARTY and SECOND PARTY, for and on behalf of themselves and JOHN FORD's estate, do hereby transfer and convey to THIRD PARTY any and all right, title and interest they may have to THE FACILITY, equipment, connections and sewer lines, and any income or other rights that may be associated with it. There is a current electric bill in the amount of approximately \$400 which is due to Salt River Electric Co, with a cut off date of July 6, and as further consideration, FIRST PARTY hereby assigns to THIRD PARTY, check No 313649 from Louisville Water Co, in the amount of \$2,806.63, with the only condition being that THIRD PARTY timely pay the aforesaid electric bill.

THIRD PARTY acknowledges that any attempted transfer to him of THE FACILITY or any portion thereof, including its equipment and lines, is in the nature of a "quitclaim" transaction without any warranty or guarantee as to title.

IN TESTIMONY WHEREOF, witness the signature of the parties on the date first set out above

  
\_\_\_\_\_  
CHARLES GRIBBONS  
(First Party)

  
\_\_\_\_\_  
WANDA FORD  
(Second Party)

  
\_\_\_\_\_  
JOSEPH MURPHY  
(Third Party)