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Vice Chairman

Linda Breathitt  
Commissioner

November 20, 2012

Honorable Brendon D Miller  
Attorney at Law  
1149 Main Street  
Jackson, KY 41339

RE: Case No. 2012-00481  
Breathitt County Water District

The Commission Staff has reviewed Breathitt County Water District's filing submitted November 16, 2012 and has determined that the 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.

Sincerely,

A handwritten signature in cursive script that reads "Linda Faulkner".

Linda Faulkner  
Filings Division Director

LF/rs

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION  
CASE NO. 2012-00481

**FILED**  
NOV 16 2012  
PUBLIC SERVICE  
COMMISSION

In the Matter of:

**THE APPLICATION of the BREATHITT COUNTY WATER DISTRICT  
of BREATHITT COUNTY, KENTUCKY, for a CERTIFICATE of PUBLIC  
CONVENIENCE and NECESSITY to CONSTRUCT and FINANCE,  
PURSUANT TO KRS 278.020.**

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**APPLICATION**

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This Application of the Breathitt County Water District ("Applicant") of Breathitt County, Kentucky, respectfully shows:

1. That the Applicant is a water district of Breathitt County, Kentucky, created and existing under and by virtue of Chapter 74 of the Kentucky Revised Statutes.
2. That the post office address of the Applicant is:  
Breathitt County Water District  
1137 Main Street  
Jackson, Kentucky 41339
3. That Applicant pursuant to the provisions of KRS 278.020, seeks (i) a Certificate of Public Convenience and Necessity, permitting Applicant to construct a waterworks construction project, consisting of extensions, additions, and improvements (the "Project") to the existing waterworks system of Applicant; and (ii) approval of the proposed plan of financing said project.
4. That the "Frozen Creek Phase 1 Project" consists of the construction and installation of approximately 57,800 linear feet of 8-inch PVC waterline; 4,060 linear feet of 4-inch PVC waterline; 760 linear feet of 2-inch PVC waterline, various sized HDPE directionally drilled waterline, a duplex pump station, a 132,000 gallon water storage tank, and all appurtenances.
5. That Applicant proposes to finance the construction of the "Frozen Creek Phase 1 Project" through a Grant Agreement titled "Federally Funded Memorandum of Agreement Between the Commonwealth of Kentucky Environmental and Public Protection Cabinet and Breathitt County Water District" administered by the Kentucky Division of Abandoned Mine Lands (AML). Applicant has a commitment from AML for up to