

CANCELLED

January 12, 2013

**KENTUCKY PUBLIC
SERVICE COMMISSION**

Mountain Water District
(Name of Utility)

FOR All Territories Served
Community, Town or City

P.S.C. KY. NO. 3

SHEET NO. 6

CANCELLING P.S.C. KY. NO. 2

SHEET NO. 6

RULES AND REGULATIONS

This schedule of Rules and Regulations governs the furnishing of sewage service by the Mountain Water District, hereinafter referred to as the DISTRICT and applies to all service rendered from the DISTRICT. No employee or individual Director of the DISTRICT is permitted to make any exception to Rates, Rules or Regulations. All Rules and Regulations are to be in effect so long as they are not in conflict with Public Service Commission Rules and Regulations. The DISTRICT is further subject to all Rules and Regulations of the Public Service Commission even though not contained herein.

REVISIONS

These Rules and Regulations may be revised, amended, supplemented or otherwise changed from time to time subject to approval of the Public Service Commission, and shall have the same force as the present Rules and Regulations.

SERVICE AREA

The DISTRICT furnishes sewage service to all of Pike County, Kentucky with the exception of the City of Pikeville and the City of Elkhorn service areas.

AVAILABILITY

Sewer service is available to any domestic consumer within the DISTRICT area. Those wastewater treatment plants not owned by the DISTRICT but lying within Pike County shall not be the responsibility of the DISTRICT unless agreed upon by both parties.

MAINTENANCE

The DISTRICT may at any time deemed necessary, suspend sewer service to any consumer or consumers for the purpose of making repairs, changes or improvements upon any part of its system. The DISTRICT shall give reasonable notice of such suspension of service to consumers.

DATE OF ISSUE _____
Month / Date / Year

DATE EFFECTIVE October 1, 2010
Month / Date / Year

ISSUED BY Rhonda James
(Signature of Officer)

TITLE Chairperson

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. _____ DATED _____

KENTUCKY PUBLIC SERVICE COMMISSION
JEFF R. DEROUEN EXECUTIVE DIRECTOR
TARIFF BRANCH <i>Brent Kirtley</i>
EFFECTIVE 10/1/2010 PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

FOR All Territories Served
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P.S.C. KY. NO. 3

SHEET NO. 9

CANCELLING P.S.C. KY. NO. 2

SHEET NO. 9

Mountain Water District
(Name of Utility)

RULES AND REGULATIONS

SUBSTANCES NOT TO BE DISCHARGED INTO SEWERS

No substances shall be placed or discharged into the sanitary sewer system which will create a combustible, gaseous, explosive or flammable condition in such sewer system nor shall any substances or objects be placed or discharged into the sewer system which will not dissolve and which will thus create an obstruction and clogging within the system. No petroleum products shall be placed or discharged into the sewer system.

No swimming pool, storm water or surface drain shall be connected with the sanitary sewer system nor shall any pool, storm or surface water be otherwise introduced into the sewer system.

SEWER FAILURE

The DISTRICT is responsible for sewer failure only when in control of the DISTRICT employees. No consumer is paid damages for equipment unless such damages are specifically found to be caused by an act of negligence on the part of the DISTRICT or its employees.



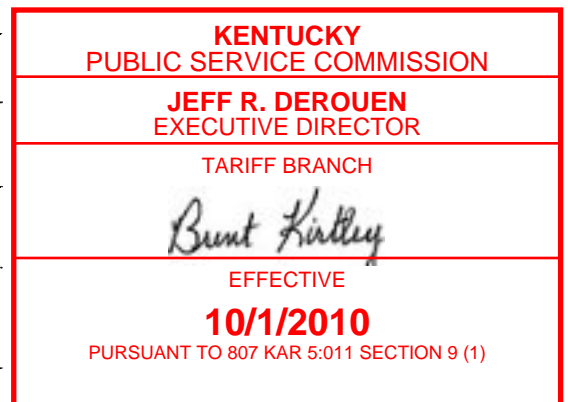
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SHEET NO. 10

CANCELLING P.S.C. KY. NO. 2

SHEET NO. 10

RULES AND REGULATIONS

PROTECTION BY CONSUMER

Consumer shall protect the equipment of the DISTRICT on his/her premises and shall not interfere with DISTRICT property or permit interference except by duly authorized representative of the DISTRICT.

NOTICE OF TROUBLE

Consumer shall give immediate notice to the DISTRICT of any irregularities or unsatisfactory service and of any defects known to consumer.

When a customer or applicant refuses or neglects to provide reasonable access to the premises for the purpose of installation, operation, maintenance or removal of DISTRICT property, the DISTRICT may discontinue or refuse service only after the customer or applicant shall have been given at least fifteen (15) days written notice of such intention.

The DISTRICT shall not be required to furnish service to any applicant when such applicant is indebted to the DISTRICT for service furnished until such applicant shall have paid such indebtedness.

The DISTRICT may refuse or discontinue service to a customer or applicant if the customer or applicant does not comply with state, municipal or other codes, rules and regulations applying to such service.

1. For Nonpayment of Bills

The DISTRICT shall not discontinue service to any customer for nonpayment of bills (including delayed charges) without first having made a reasonable effort to induce the customer to pay same.

The customer shall be given at least five (5) days written notice, but the cut-off shall not be affected before twenty (20) days after the mailing date of the original bill. Such termination notice shall be exclusive of and separate from any bill. The termination notice shall include notification to the customer in writing of the existence of local, state and federal programs providing for the payment of DISTRICT

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JEFF R. DEROUEN EXECUTIVE DIRECTOR
TARIFF BRANCH <i>Brent Kirtley</i>
EFFECTIVE 10/1/2010 PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

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KENTUCKY PUBLIC SERVICE COMMISSION

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SHEET NO. 11

CANCELLING P.S.C. KY. NO. 2

SHEET NO. 11

RULES AND REGULATIONS

bills under certain conditions and of the offices to contact for such possible assistance. If prior to discontinuance of service, there is delivered to the DISTRICT office payment of the amount in arrears, then discontinuance of service shall not be made.

2. For Fraudulent or Illegal Use of Service

When the DISTRICT has discovered evidence that by fraudulent or illegal means a customer has obtained unauthorized service or has diverted the service for unauthorized use or has obtained service without same being properly measured, including having more than one residence or business connected to one sewer service without authorization, the service to the customer may be discontinued without notice. The DISTRICT shall not be required to restore service until the customer has complied with all rules of the DISTRICT and regulations of the COMMISSION and the DISTRICT has been reimbursed for the estimated amount of the service rendered and the cost to the DISTRICT incurred by reason of the fraudulent use.

Leak Adjustment

Any customer who has both sewer and water service with the DISTRICT may request a leak adjustment on their sewer bill at the same time the request a leak adjustment on their water bill. The customer's sewer shall be adjusted to the customer's average bill for the three months prior to the water leak. If the customer's average cannot be determined due to insufficient history, the average shall be considered to be the systems current average monthly usage. Customer' may only receive one leak adjustment per twelve month period.

Swimming Pool Adjustment

Any customer who has both sewer and water service with the DISTRICT may request a swimming pool adjustment on their sewer bill once per twelve (12) month period provided the request is made within two (2) months of the service being billed. To receive the adjustment the customer's usage in the month of the requested adjustment must exceed the customer's average usage for the three (3) month period immediately preceding filling the pool by a minimum of 8,000 gallons. If the customer has insufficient history to determine their average usage, the DISTRICT'S system average will be used. If the period of the requested adjustment exceeds the average usage by 8,000 gallons, the customer's usage and bill for the requested period will be adjusted to said average at the DISTRICT'S current sewer rates.

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JEFF R. DEROUEN EXECUTIVE DIRECTOR
TARIFF BRANCH
<i>Brent Kirtley</i>
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Mountain Water District
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SHEET NO. 12

CANCELLING P.S.C. KY. NO. 2

SHEET NO. 12

RULES AND REGULATIONS

Legal Disclaimers

1. The District shall in no event be held responsible for any claims made against it for reasons of system failure or interruption of service. No persons shall be entitled to damages nor for any portion of a payment refunded for any system failure or interruption of service, which in the opinion of the District is deemed necessary.
2. No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, tamper with, or build a structure over any appurtenance or equipment, which is a part of the District's system. Any person violating this provision will be subject to immediate arrest and/or discontinuance of water/sewer service and shall pay the cost of repairing and or replacing the District's facilities.
3. If any loss or damage to the property of the District or any accident or other injury to persons or property is caused by or results from the negligence or wrongful action of a customer, members of his/her household, his/her agent or employee, the cost of necessary repairs or replacements shall be paid by the customer of the District and any liability otherwise resulting shall be that of the customer.
4. Any person, firm, or organization working around or near the District's distribution mains, appurtenances, or other property may request the District to indicate the location of same. However, location by District of same does not relieve such person of complete responsibility and liability for any and all damages, liability, and loss to the District's property resulting from any act of such person or his assigns and/or agent.

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TITLE Chairperson

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PUBLIC SERVICE COMMISSION**

**JEFF R. DEROUEN
EXECUTIVE DIRECTOR**

TARIFF BRANCH

Brent Kirtley

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