

P.S.C. Ky. No. 2003-00486

Cancels P.S.C. Ky. No. 96-220

BUTLER COUNTY WATER SYSTEM, INC.

OF

BUTLER COUNTY, MORGANTOWN, KENTUCKY

Rates, Rules, and Regulations for Furnishing

Water Service

At

Butler County, Kentucky

C
11/19/2007

Filed with PUBLIC SERVICE COMMISSION

OF KENTUCKY

ISSUED January 12, 2005

EFFECTIVE January 12, 2005

ISSUED BY Butler County Water System, Inc.
(Name of Utility)

BY PUBLIC SERVICE COMMISSION
OF KENTUCKY
Roland Stephens, President
Board of Directors
Butler County Water System, Inc.

SECTION 9 (1)

By [Signature]
Executive Director

Butler County Water System, Inc.
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

RATE
PER UNIT

TARIFF FOR

The Morgantown Utilities Commission has changed its wholesale water rate to the Butler County Water System, Inc. by the same percentage of increase it passed along to its retail customers.

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11/19/2007

The rate increase will be 33.5 percent changing the rate as follows:

Current Wholesale Rate is \$1.0340

New Wholesale Rate is \$1.3804

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JUN 30 1999

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Stephan D. Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE March 27, 2000
Month Day Year

DATE EFFECTIVE June 30, 1999
Month Day Year

ISSUED BY Roland Stephens President PO Box 10180, Bowling Green, KY 42102-4780
Title Address

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. _____
dated _____.

BUTLER COUNTY WATER SYSTEM, INC.
(Name of Utility)

FOR Entire Area Served

P.S.C. Ky. No. 2003-00486

Sheet of 1 of 2

Canceling P.S.C. Ky. No. 96-220

Sheet No. 1 of 1

CLASSIFICATION OF SERVICE

**RATE
PER UNIT**

General Service Monthly Water Rates	
5/8" x 3/4" Meters	
First 2,000 gallons	\$16.96 Minimum Bill
Next 4,000 gallons	4.91 per 1,000 gallons
Next 44,000 gallons	4.36 per 1,000 gallons
Next 50,000 gallons	3.75 per 1,000 gallons
Over 100,000 gallons	3.13 per 1,000 gallons
1" Meters	
First 5,000 gallons	\$32.19 Minimum Bill
Next 1,000 gallons	4.91 per 1,000 gallons
Next 44,000 gallons	4.36 per 1,000 gallons
Next 50,000 gallons	3.75 per 1,000 gallons
Over 100,000 gallons	3.13 per 1,000 gallons
1-1/2" Meters	
First 10,000 gallons	\$57.51 Minimum Bill
Next 40,000 gallons	4.36 per 1,000 gallons
Next 50,000 gallons	3.75 per 1,000 gallons
Over 100,000 gallons	3.13 per 1,000 gallons
2" Meters	
First 16,000 gallons	\$84.41 Minimum Bill
Next 34,000 gallons	4.36 per 1,000 gallons
Next 50,000 gallons	3.75 per 1,000 gallons
Over 100,000 gallons	3.13 per 1,000 gallons

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11/19/2007

DATE OF ISSUE January 12, 2005

DATE EFFECTIVE January 12, 2005

ISSUED BY [Signature]

TITLE: President

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. 2003-00486 Dated January 12, 2005.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
1/12/2005
PURSUANT TO 809 KAR 5:011
SECTION 9 (1)
By [Signature]
Executive Director

BUTLER COUNTY WATER SYSTEM, INC.
(Name of Utility)

FOR Entire Area Served

P.S.C. Ky. No. 2003-00486

Sheet of 2 of 2

Canceling P.S.C. Ky. No. 96-220

Sheet No. 1 of 1

CLASSIFICATION OF SERVICE

**RATE
PER UNIT**

3" Meters	
First 25,000 gallons	\$137.03 Minimum Bill
Next 25,000 gallons	4.36 per 1,000 gallons
Next 50,000 gallons	3.75 per 1,000 gallons
Over 100,000 gallons	3.13 per 1,000 gallons
4" Meters	
First 30,000 gallons	\$189.56 Minimum Bill
Next 20,000 gallons	4.36 per 1,000 gallons
Next 50,000 gallons	3.75 per 1,000 gallons
Over 100,000 gallons	3.13 per 1,000 gallons
6" Meters	
First 60,000 gallons	\$331.11 Minimum Bill
Next 40,000 gallons	3.75 per 1,000 gallons
Over 100,000 gallons	3.13 per 1,000 gallons
8" Meters	
First 80,000 gallons	\$419.98 Minimum Bill
Next 20,000 gallons	3.75 per 1,000 gallons
Over 100,000 gallons	3.13 per 1,000 gallons

C
1/19/2007

DATE OF ISSUE January 12, 2005

DATE EFFECTIVE January 12, 2005

ISSUED BY [Signature]

TITLE: President

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

1/12/2005

PURSUANT TO 807 KAR 5:011

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. 2003-00486 Dated January 12, 2005.

By [Signature]
Executive Director

BUTLER COUNTY WATER SYSTEM, INC.

Name of Issuing Corporation

P.S.C. Ky. No. _____

2 Sheet of 2

Canceling P.S.C. Ky. No. _____

Sheet No. _____

CLASSIFICATION OF SERVICE

CHARGES FOR NON-RECURRING SERVICES

SUBJECT: Charges for Special Non-recurring Services

Regular working hours are 7:30 a.m. - 3:00 p.m. Monday - Friday (excluding holidays.) After hours charge is any other time.

The following charges for special non-recurring services shall be made:

*C
11/19/2007*

- Service Connection Charge. A charge of \$25 shall be made for all service reconnections made during regular working hours, except that there shall be no connection charge made for service on the original installation of facilities. If service is reconnected other than during regular working hours, the charge shall be \$65.
- Delinquent Service Charge. A charge of \$25.00 shall be made for a trip to collect a delinquent account or terminate service. Where a customer's service has been discontinued for nonpayment of bills and the delinquent customer has paid his or her outstanding bills for service and requested reconnection, the water district shall assess a service connection charge in addition to a delinquent service charge to re-establish water service.
- Meter Reading Recheck Charge. A charge of \$25.00 shall be made for a trip to recheck a meter reading when the customer requests the meter to be rechecked for a correct reading and the meter was not misread.
- Meter Test Request. Upon request a customer may have his meter tested and adjustments will be made to the bill where the meter is found to be more than 2 percent fast or slow in accordance with 807:KAR 5:006, Section 18, provided request by the customer is not more frequent than once each twelve months. If such test shows the meter to be less than 2 percent fast, a \$50.00 charge shall be made.

DATE OF ISSUE November 5, 1999
Month Day Year

DATE OF EFFECTIVE January 1, 2000
12-16-99
Month Day Year
DEC 16 1999

ISSUED BY Roland Stephens President
Title

PO Box 10180 Bowling Green, KY 42102
Address

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

BY: Stephanie Bell
SECTION 9.11
OFFICE OF THE COMMISSION

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. 1999-402
dated December 16, 1999.

Butler County Water System, Inc.

RULES AND REGULATIONS

Tariff for Purchased Water Adjustment Clause

This regulation prescribes the requirements under which the Butler County Water System, Inc., may implement a purchased water adjustment clause designed to recover the increased costs of water purchased, where the water utility is not financially able to absorb an increase from its supplier. This Purchased Water Adjustment Clause shall be in accordance with 807 KAR 5:067, as adopted by the Public Service Commission.

Section 1. Application for Change in Base Rate

The rates a water utility is currently authorized to charge its customers are based upon the wholesale cost of water to that water utility pursuant to valid contracts or wholesale tariffs on file with the Commission. For purposes of a purchased water adjustment clause, this wholesale rate shall be considered as the base rate, for purchased water and any increase or decrease in the base rate shall be considered the changed rate.

(1) In the event there is a change in the base rate, the utility shall file with the Commission the following information:

(a) A copy of the wholesale supplier's tariff effecting a change in the base rate and a statement from the wholesale supplier evidencing the effective date of the changed rate;

(b) A detailed statement of water purchased under the base rate for a month period ended within ninety (90) days of the filing date and showing billing both under such base rate and also under the changed rate;

(c) A detailed statement of water sold for the same month period;

(d) A balance sheet and statement of operating expenses and revenues for the most recent month period for which that information is available;

(e) In the event of an increase only, evidence that the water utility has notified its customers of the proposed rate revision;

(f) Revised tariff sheets reflecting the rates the applicant proposes to charge; and

(g) Such other information as the Commission may request for a proper determination of the purchased water adjustment.

CHECKED FEB 22 1982 RATES AND TARIFFS

1/19/2007

DATE OF ISSUE November 12, 1981 DATE EFFECTIVE January 4, 1982 ISSUED BY [Signature] President, Bd. of Directors Post Office Box 1118 Bowling Green, KY 42101

P.S.C. Ky. No. 1

Original Sheet No. 2

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

Boyer County Water System, Inc.

RULES AND REGULATIONS

(2) The Commission may require that the balance sheet and statement of expenses and revenues furnished pursuant to subsection (1)(d) of this section be updated to within ninety (90) days of the filing of an application and that the updated information correspond to the same month period as the water purchased information furnished pursuant to subsection (1)(b) of this section.

(3) Upon receipt of all the necessary information, the Commission will review the effect of the changed rate upon the applicant's operations and if an increase is proposed, determine whether all or part of the increase can be absorbed by the applicant. An applicant shall not implement its proposed revised rates until the Commission issues an order authorizing the applicant to adjust its rates. If an adjustment is authorized, the supplier's changed rate shall become the supplier's base rate for use in future applications.

(4) The maximum amount of the adjustment so ordered shall not produce revenue adjustments greater than the difference between the purchased water billed at the base rate and the purchased water billed at the changed rate.

(5) The notice required by subsection (1)(e) of this section may be accomplished by a bill insert.

CHECKED
Public Service Commission
FEB 22 1982
by *B. Jones*
RATES AND TARIFFS

C 11/19/2007

Section 2. Calculation of the Purchased Water Adjustment

If a change is made in a base rate charged to a water utility by its supplier(s), the unit charges of the wholesale tariff shall be increased or decreased by a purchased water adjustment calculated as follows:

(1) Water purchases shall be computed at the supplier's base rate and the supplier's changed rate using a period of twelve (12) calendar months ending within ninety (90) days preceding the month of the effective date of the supplier's rate change. The difference between these amounts shows the total change in the applicant's purchased water costs.

(2) The total change in purchased water costs shall be divided by the actual number of cubic feet or gallons sold, yielding the purchased water adjustment expressed in cents per cubic feet or gallons, unless the applicant's water loss exceeds fifteen (15) percent.

(3) In instances where the water loss exceeds fifteen (15) percent, the actual water loss shall be divided by eighty-five (85) percent yielding the maximum allowable water

DATE OF ISSUE November 12, 1981 DATE EFFECTIVE January 4, 1982
Month Nov Day 12 Year 1981 Month Jan Day 4 Year 1982
ISSUED BY *[Signature]* President, Bd. of Directors Post Office Box 1118
Bowling Green, KY 42101
Address

FOR Entire Area Served

P.S.C. Ky. No. 1

Original Sheet No. 3

Cancelling P.S.C. Ky. No.

Sheet No.

Water County Water System, Inc.

RULES AND REGULATIONS

purchases. The maximum allowable water purchases shall then be multiplied by the change in cost per cubic foot or gallons, yielding the total allowable change. The total allowable change shall then be divided by the actual number of cubic feet or gallons sold, yielding the purchased water adjustment expressed in cents per cubic feet or gallons.

Section 3. Procedure for Distribution of Refunds from Suppliers

In the event a water utility receives a refund from its supplier for amounts previously paid, the water utility shall immediately apply to the Commission for authority to make adjustments on the amounts charged customers' bills under this regulation as follows:

(1) The total refund received by the water utility shall be divided by the number of cubic feet or gallons of water the water utility estimates it will sell to its customers during the two (2) month period beginning with the first day of the month following receipt of the refund, yielding the refund factor to be applied against each cubic foot of water sold thereafter.

(2) Effective with meter readings taken on and after the first day of the second month following receipt of the refund, the water utility will reduce by the refund factor any purchased water adjustment that would otherwise be applicable during the period. The period of reduced purchased water adjustment shall be adjusted, if necessary, in order to most nearly approximate the total amount to be refunded. The water utility shall make full distribution of the refund within two (2) months.

(3) In the event a water utility receives a large or unusual refund, the water utility may apply to the Commission for a deviation from the procedure for distribution of refunds specified herein.

Base Rate - .683 per 1,000 Gallons
Supplier - City of Morgantown

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Public Service Commission
FEB 22 1982
by BOpus
RATES AND TARIFFS

DATE OF ISSUE November 12, 1981 DATE EFFECTIVE January 4, 1982
Month Nov Day 12 Year 1981 Month Jan Day 4 Year 1982
ISSUED BY [Signature] President, Bd. of Directors Post Office Box 1118
Name of Officer [Signature] Title President, Bd. of Directors Address Bowling Green, KY 42101

BUTLER COUNTY WATER SYSTEM, INC.

RULES AND REGULATIONS

1. Additional Rules and Regulations. These Rules and Regulations are in addition to the rules of the Kentucky Public Service Commission.
2. Application for Service. Each prospective customer desiring water service may be required to sign the District's standard Application for Water Service before service is supplied by the District. No service will be installed unless there is a main distribution line existing along the road from which service is requested. If service is desired on the same side of the road as the water main, the meter shall be installed within 5 feet of the water main. If service is desired on the opposite side of the road from the water main, the service line will be run under the road and the meter installed on private property adjacent to the highway right of way, provided the distance from the main line to the meter point is not more than 60 feet. If the distance is greater than 60 feet, the customer will be required to pay the cost of installing the pipe for the additional footage.

A. Residential

A contribution in aid of construction as provided in the Schedule of Rates and Charges must be paid on all new connections to the existing water line.

B. Commercial

Rules and Regulations for commercial service, except as noted below, are the same as for residential service.

A commercial customer, or large quantity user, will be required to pay a contribution in aid of construction determined by the size of metering equipment as provided in the Schedule of Rates and Charges. In addition to the connection fee, the customer shall pay the cost of installing all service line bores or open cuts which extend beyond 5 feet of the water main.

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11/19/2007

3. Discontinuance of Service by District. District may refuse to connect or may discontinue service for the violation of any of its Rules and Regulations, or for violation of any of the provisions of the Schedule of Rates and Charges, or of the application of customer or contract with customer. District may discontinue service to customer for the theft of water or the appearance of water theft devices on the premises of customer. The discontinuance of service by District for any causes as stated in this rule does not release customer from his obligation to District for the payment of minimum bills as specified in application of customer or contract with customer.

CHECKED
 PUBLIC SERVICE COMMISSION
 MAR 7 1979
 by *B. Richmond*
 ENGINEERING DIVISION

DATE OF ISSUE December 4, 1978
Month Day Year

DATE EFFECTIVE December 4, 1978
Month Day Year

ISSUED BY W. P. Hampton *W. Hampton* President
Name of Officer Title

P.O. Box 1118, Bowling Green, KY 42101
Address

FOR Entire Area Served

P.S.C. Ky. No. ± 2

Original Sheet No. 1-3

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

BUTLER COUNTY WATER SYSTEM, INC.

RULES AND REGULATIONS

All water line extensions will be in compliance with PSC W-1 Rule XII 2 "B".

In summary each customer who hooks on along the line extended will pay our standard tap fee.

If the developer desires service along the line extended, he too will pay the standard tap fee just as any other customer. The water district will return to him 50 percent of the fee. On a residential tap fee this would amount to \$125, which would be more than the cost for extending the average distribution line for 50 feet.

C
11/19/2007

CHECKED.
PUBLIC SERVICE COMMISSION
MAR 7 1979
by *B. Redmond*
ENGINEERING DIVISION

DATE OF ISSUE December 4, 1978
Month Day Year

DATE EFFECTIVE December 4, 1978
Month Day Year

ISSUED BY W. P. Hampton *W. Hampton* President
Name of Officer Title

P.O. Box 1118, Bowling Green, KY 42101
Address

BUTLER COUNTY WATER SYSTEM, INC.

RULES AND REGULATIONS

4. Billing. Bills will be rendered monthly and shall be paid within ten days from date of bill at the office of District. Failure to receive bill will not release customer from payment obligations. Should bills not be paid as above, District may at any time thereafter, upon five days written notice to customer, discontinue service. Bills paid on or before the final date of payment shall be payable at the net rates, but thereafter the gross rates shall apply as provided in the Schedule of Rates and Charges. Should the final date for payment of the bill at the net rates fall on a Sunday or holiday, the business day next following the final date will be held as a day of grace for delivery of payment.
5. Deposit. A deposit or suitable guarantee equal to approximately twice the average monthly water bill may be required of any customer before water service is supplied. The District may at its option return the deposit to the customer after one year. Upon termination of service, deposit may be applied by the District against any unpaid bills of the customer, and if any balance remains after such application is made, such balance shall be refunded to customer. Interest on deposits will be paid to the customer according to Public Service Commission Rules. c7-94
6. Point of Delivery. The point of delivery is the point where the meter is located on the customer's premises. All water lines, plumbing, and equipment beyond the meter shall be installed and maintained by the customer.
7. Termination of Contract by Customer. Customers who have fulfilled their contract terms and wish to discontinue service must give at least three (3) days' written notice to that effect, unless contract specified otherwise. Notice to discontinue service prior to expiration of contract term will not relieve customer from any minimum or guaranteed payment under any contract or rate.
8. Customer's Service Line. All service lines beyond the metering point should be installed of material consisting of copper, galvanized, or PVC pipe with rating of not less than 160 psi. The size of service line beyond the point of delivery should not be less than 3/4"; however, a larger size may be needed to provide adequate service. If the customer's point of use is at a higher elevation than the point of delivery, the customer should consult with a reputable engineering firm to size the service line from the point of delivery. 11/19/2007
9. Right of Access. The customer must agree to permit the District to lay, maintain, repair, or remove such water lines which are the property of the District located on the customer's property with the right of ingress and egress over customer's property. The District's duly authorized representative and/or other duly authorized employee of the State Health Department bearing proper credentials and identification shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement, sampling, and testing, in accordance with the provisions of these Rules and Regulations. MAR 3 1979

By B. Richmond
CANCELLING DIVISION

DATE OF ISSUE December 4, 1978
Month Day Year

DATE EFFECTIVE December 4, 1978
Month Day Year

ISSUED BY W. P. Hampton W. Hampton President
Name of Officer Title

P.O. Box 1118, Bowling Green, KY 42101
Address

FOR Entire Area Served

P.S.C. Ky. No. + 2

Original Sheet No. 15

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

BUTLER COUNTY WATER SYSTEM, INC.

RULES AND REGULATIONS

- 10. Interruption of Service. The District will use reasonable diligence in supplying water service, but shall not be liable for breach of contract in the event of, or for loss, injury, or damage to persons or property resulting from interruptions in service, excessive or inadequate water pressure, or otherwise unsatisfactory service, whether or not caused by negligence.
- 11. Additional Load. The service connection supplied by the District for each customer has a definite capacity, and no addition to the equipment or load connected thereto will be allowed except by consent of the District. Failure to give notice of additions or changes in load, and to obtain the District's consent for same, shall render the customer liable for any damage to any of the District's lines or equipment caused by the additional or changed installation.
- 12. Notice of Trouble. Customer shall notify the District immediately should the service be unsatisfactory for any reason, or should there be any defects, trouble, or accidents affecting the supply of water. Such notices, if verbal, should be confirmed in writing.
- 13. Nonstandard Service. Customer shall pay the cost of any special installation necessary to meet his peculiar requirements for service other than standard water tap.
- 14. Scope. This Schedule of Rules and Regulations is a part of all contracts for receiving water service from the District, and applies to all service received from the District, whether the service is based upon contract, agreement, signed application, or otherwise. A copy of this schedule, together with a copy of the District's Schedule of Rates and Charges, shall be kept open to inspection at the office of the District.
- 15. Damage to District's Water System. No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the District's water works. Any person violating this provision shall be subject to immediate arrest and discontinuation of water service.
- 16. Water Line Extension. An applicant desiring an extension to a proposed real estate subdivision will be required to pay the entire cost of the extension. An agreement must be executed by the developer, a copy of which is attached. Individual service applications will be in accordance with Rule No. 2.

6/19/2007

CHECKED
PUBLIC SERVICE COMMISSION

MAR 7 1979

By *B. Redmond*
ENGINEERING DIVISION

DATE OF ISSUE December 4, 1978
Month Day Year

DATE EFFECTIVE December 4, 1978
Month Day Year

ISSUED BY W. P. Hampton *W. P. Hampton* President
Name of Officer Title

P.O. Box 1118, Bowling Green, KY 42101
Address

FOR Entire Area Served

P.S.C. Ky. No. + 2

Original Sheet No. 46

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

BUTLER COUNTY WATER SYSTEM, INC.

RULES AND REGULATIONS

The customer shall pay all construction costs and design engineering in addition to reimbursing the District for inspection costs.

- 17. Relocation of Water Facilities. District may, at the request of customer, relocate or change existing District-owned equipment. Customer shall reimburse District for such changes at actual cost including appropriate overhead.
- 18. Revisions. These Rules and Regulations may be revised, amended, supplemented, or otherwise changed from time to time without notice. Such changes, when effective, shall have the same force as the present Rules and Regulations.
- 19. Conflict. In case of conflict between any provisions of any rate schedule and the schedule of Rules and Regulations, the rate schedule shall apply.

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11/19/2007

CHECKED
 PUBLIC SERVICE COMMISSION

 MAR 7 1979
 by *B. Richmond*
 ENGINEERING DIVISION

DATE OF ISSUE December 4, 1978
Month December Day 4 Year 1978

DATE EFFECTIVE December 4, 1978
Month December Day 4 Year 1978

ISSUED BY W. P. Hampton *W. Hampton* President
Name of Officer _____ Title _____

P.O. Box 1118, Bowling Green, KY 42101
Address _____

FOR Entire Area Served
 P.S.C. Ky. No. 1
Original Sheet No. 5
 Cancelling P.S.C. Ky. No. _____
 _____ Sheet No. _____

BUTLER COUNTY WATER SYSTEM, INC.

RULES AND REGULATIONS

SUBJECT: Charges for Special Services

The following charges for special services shall be made:

1. Service Connection Charge. A charge of \$5 shall be made for all service reconnections made during regular working hours, except that there shall be no connection charge made for service on the original installation of facilities. If service is reconnected other than during regular working hours, the charge shall be \$35.
2. Delinquent Service Charge. A charge of \$5 shall be made for a trip to collect a delinquent account. A reconnection charge of \$5 shall be made if reconnected during regular working hours. If reconnected after regular working hours, the charge shall be \$35. (See PSC: Gen-1, Rule XII.)
3. Meter Reading Recheck Charge. A charge of \$5 shall be made for a trip to recheck a meter reading when the customer requests the meter to be rechecked for a correct reading and the meter was not misread.
4. Meter Test Request. Upon request a customer may have his meter tested and adjustments will be made to the bill where the meter is found to be more than two percent fast or slow in accordance with 807:KAR 5:006, Section 9, provided request by the customer is not more frequent than once each twelve months. If such test shows the meter to be less than two percent fast, a \$25 charge shall be made.
5. PSC Meter Test Complaint. Any customer of the District may request a meter test by written application to the Public Service Commission, Post Office Box 615, Frankfort, KY 40602.
6. Service Investigation Charge. A charge of \$7.50 per trip shall be made for service investigation during regular working hours if interruption of service is not caused by failure of District's facilities. The charge for investigation after working hours will be \$15 per trip. Any maintenance and repair of facilities beyond District's delivery point is the responsibility of the customer.
7. Meter Investigation Charge. When an investigation of facilities on customers' premises reveals meter seals broken, damaged meters, or unauthorized use of water, a meter investigation fee of \$25 shall be charged.

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11/19/2007

CHECKED
 Public Service Commission
 AUG 16 1982
 by S. Richmond
 RATES AND TARIFFS

DATE OF ISSUE 6 30 82 DATE EFFECTIVE 8 1 82
Month Day Year Month Day Year

ISSUED BY X [Signature] President P. O. Box 1118 Bowling Green, KY 42101
Name of Officer Title Address

FOR Entire Area Served

P.S.C. Ky. No. 89-209

Original Sheet No. _____

Cancelling P.S.C. Ky. No. _____

Sheet No. _____

Butler County Water System, Inc.

RULES AND REGULATIONS

1. Contribution in Aid of Construction. The established contribution fee is based on the size of metering equipment required as noted below:

5/8	- inch meter	.....\$	450.00
1	- inch meter	.....	550.00
1 1/2	- inch meter	.....	1,150.00
2	- inch meter	.....	1,300.00
3	- inch meter	.....	4,000.00
4	- inch meter	.....	4,600.00
6	- inch meter	.....	Actual Cost

In addition to the above connection fees for the various size meters, the customer shall pay the cost of installing all service line bores or open cuts which extend beyond 5 feet of the water main, on 2-inch meters or larger.

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11/19/2007

2. Service line inspection charge. In cases where a state plumbing permit is not obtained and the state plumbing inspector does not inspect service lines, a charge of \$25 shall be made for a trip to inspect the service line.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

SEP 07 1989

PURSUANT TO 807 KAR 5:011,
SECTION 9(1)

[Signature]
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE September 7 1989
Month Day Year

DATE EFFECTIVE September 7 1989
Month Day Year

ISSUED BY Mel Cook President, P O Box 1118, Bowling Green, KY 42102
M. C. Cook Title Address

FOR Entire Area Served

P.S.C. Ky. No. _____

_____ Sheet No. 1 of 1

Canceling P.S.C. Ky. No. _____

_____ Sheet No. _____

Butler County Water System, Inc.

CLASSIFICATION OF SERVICE

TARIFF FOR

The Morgantown Utilities Commission's wholesale water rate to the Butler County Water System, Inc. will increase. The rate increase will be 2.9 percent changing the rate as follows, which is the same rate increase passed on to Morgantown's retail customers.

Current Wholesale Rate is \$.9783

Proposed New Wholesale Rate is \$ 1.0078

C
11/19/2007

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAY 31 1997

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Jordan C. Neel
FOR THE PUBLIC SERVICE COMMISSION

DATE OF ISSUE 4 25 97 DATE OF EFFECTIVE 5 31 97

Month Day Year Month Day Year

ISSUED BY [Signature] President PO Box 1118, Bowling Green, KY 42102

Name of Officer Title Address

BUTLER COUNTY WATER SYSTEM, INC.
Name of Issuing Corporation

FOR Entire Area Served

P.S.C. Ky. No. _____

1 Sheet of 1

Canceling P.S.C. Ky. No. _____

_____ Sheet No. _____

CLASSIFICATION OF SERVICE

Metering for Billing

1. Billing for each installed meter shall be based on the volume of water used through the meter.
2. When two meters are required by the District to measure the high and low flows for one connection, the bill shall be based on the combined volume of water used through both meters with the minimum bill and bill computation based on the largest meter.

C
11/19/2007

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

NOV 19 2000

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

Stephan D. Bell
SECRETARY OF THE COMMISSION

DATE OF ISSUE October 17, 2000
Month Day Year

DATE OF EFFECTIVE _____
Month Day Year

ISSUED BY *Roland Stephens* President PO Box 10180, Bowling Green, KY 42102
Roland Stephens Title Address

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. _____
dated _____

MAR 12 1997

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

BY: Roland Stephens
RULES AND REGULATIONS
FOR THE PUBLIC SERVICE COMMISSION

I. Classification of Water Service for Purposes of Determining Exemptions from Sales and Use Tax.

A. Residential Classification

1. Use as a dwelling unit constituting a separate independent housekeeping establishment which is separately metered and occupied by one or more persons as a single housekeeping unit shall be deemed residential use. The name in which an account is established or billed is a non-determining factor and the structure to which service is to be provided may be under construction, occupied or unoccupied.
2. Agricultural use when provided through the same water meter utilized by the dwelling structure on the property shall be deemed residential use.
3. Water meter service installed on property that is intended for future residential use, whether the customer's service line is connected initially or planned to be connected in the future, shall be deemed residential use.

B. Non-residential Classification:

1. Any use other than a residential use as defined in Section A including specifically, but not by way of limitation, industrial and business usage.
2. Mobile home parks served by a single meter
3. Multiple dwelling units within one structure when all dwelling units are served by a single meter.

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C. Determination of Usage

The determination of usage as to whether residential or nonresidential is based upon the principal purpose for which the water service when it was initially installed or for which the structure is being or has been constructed until the District has been notified by the owner in writing that the purpose for which the water service was installed has changed.

DATE OF ISSUE 2 4 97
Month Day Year

DATE OF EFFECTIVE 2 4 97
Month Day Year

ISSUED BY Roland Stephens
Roland Stephens

President PO Box 1118, Bowling Green, KY 42102
Title Address

MAR 12 1997

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Jules G. Stephens
FOR THE PUBLIC SERVICE COMMISSION

II. Usage from a Water Meter

- A. No more than one residence, including mobile homes may connect to one meter.
- B. A residence and any agricultural usage (with the exception of usage by a tenant dwelling or rental dwelling) may be supplied from the same water meter. A tenant dwelling or rental dwelling is considered a separate residence and must be supplied from a separate water meter.
- C. Where multiple apartment buildings under separate roofs are built on the same lot, each building must have one water meter. However, at the discretion of the property owner, each apartment within a building may have separate water meters.
- D. Each commercial, industrial, or any other entity must have a separate water meter. Excluding residential and apartment complexes, where a commercial, industrial, or other entity involves more than one structure on a single lot (lot approved by the local Planning Commission), which will be operated as one entity under one entity name, such property can be served by one water meter.
 - 1. Should such property cease to be operated as one entity it will be required that separate water meters be paid for by the owner of each lot and the service line(s) from the meter(s) to the point of use be installed and paid for by the respective property owner(s).
- E. Where multiple residential, commercial, industrial or other such units are under one roof, one meter and service line is all that is required. If the property owner desires more than one meter, pays the appropriate contribution in aid of construction, and complies with the District's rules and regulations pertaining to application for service, additional meters may be installed.
- F. Mobile home parks on a single parcel of land, approved by the local Planning Commission as a mobile home park, are considered one business and may be served by one meter.

11/19/2007

DATE OF ISSUE 2 4 97
Month Day Year

DATE OF EFFECTIVE 2 4 97
Month Day Year

ISSUED BY

Jules G. Stephens
Roland Stephens

President
Title

PO Box 1118, Bowling Green, KY 42102
Address

FOR Entire Area Served

P.S.C. Ky. No. 97-008

1 Sheet No. 1 of 1

Canceling P.S.C. Ky. No. _____

_____ Sheet No. _____

Butler County Water System, Inc.

RULES AND REGULATIONS

The service territory of the Butler County Water System, Inc. after the transfer of Rochester Water District now encompasses basically all of Butler County with the exception of the area that the City of Morgantown serves. Butler County's existing water system, after the transfer, is reflected on maps on file with the Commission's Engineering Division.

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11/19/2007

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JUL 01 1997

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Jordan C. Neel
FOR THE PUBLIC SERVICE COMMISSION

DATE OF ISSUE July 1 1997 DATE OF EFFECTIVE July 1 1997
Month Day Year Month Day Year

ISSUED BY Joe Liles Manager PO Box 1118, Bowling Green, KY 42102
Joe Liles Title Address

AUG 11 1997 Cancelling P.S.C. Ky. No. _____

PURSUANT TO 807 KAR 5:011, _____ Sheet No. _____
SECTION 9 (1)

RULES AND REGULATIONS
BY _____
FOR THE PUBLIC SERVICE COMMISSION

The following policy is prescribed for the customers in the area served by Butler County Water System, Inc., (System). All other rates, charges, rules and regulations not specifically mentioned herein shall remain the same as those in effect under authority of this Commission prior to the effective date of this Order.

PROVISIONS FOR STANDARD SERVICE, NON-STANDARD SERVICE AND FIRE PROTECTION:

1. **STANDARD SERVICE (Standard Water Tap)**
 - A. Based on information provided by the customer, the standard service size for a water tap shall be established by the Water System. Each customer's meter shall be properly sized to measure all water usage of the customer as determined by the Water System. The meter installation cost to meet the standard service size for each customer shall be paid for by each customer at the Water System's established contribution fee for the meter size required and the contribution fee as approved by the Kentucky Public Service Commission (PSC).
 - B. Should a customer's rate of water flow and usage change such that the water meter will not accurately measure the water used, the customer shall be responsible for paying the Water System's established contribution fee based on the meter size required to accurately measure the water used. The Water System will refund to the customer the salvage value of the original metering equipment that can be recovered and reused.
 - C. Any existing or proposed service connection which has minimum and/or maximum flow rates that do not fall within the range defined below for a Standard Service shall be considered a Non-Standard Service. The range of flow rates for a Standard Service with a particular meter size shall be as follows:
 1. The customer's low flow rate shall be greater than the 95 percent accuracy point for low flow registration of the meter.
 2. The customer's sustained high flow rate shall be less than the maximum continuous rate specified for the meter and the customer's intermittent high flow rate shall be less than the maximum for the normal operating range of the meter.

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DATE OF ISSUE 6-6-97 DATE OF EFFECTIVE 6-6-97
Month Day Year Month Day Year

ISSUED BY Roland Stephens President PO Box 1118, Bowling Green, KY 42102
Title Address

AUG 11 1997

PURSUANT TO 807 KAR 5:011,
RULES AND REGULATIONS

BY: Jordan C. Neel
FOR THE PUBLIC SERVICE COMMISSION

The low and high flow rates described above for each water meter size shall be as stated by the manufacturer of meters used by the Water System.

- D. Any service connection that involves fire protection facilities is a Non-standard Service.
- E. No unmetered water connection to the Water System's water mains will be allowed. All fire line service connections shall be metered.

II. NON STANDARD SERVICE

A customer shall make application for service and pay the actual cost of any special installation necessary to meet his peculiar requirements for service other than standard water tap.

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11/19/2007

III. FIRE PROTECTION

- A. The Water System will install fire hydrants for the City and County fire departments, or others provided the Water System is reimbursed for the cost of installation and the Water System's engineers determine that at the location the fire hydrant is to be installed, a flow rate from the fire hydrant will meet the requirements of the Kentucky Public Service Commission ("PSC").
- B. Fire hydrants installed prior to June 7, 1992, that do not meet the requirements set out in 807 KAR 5:066, Section 10(B1), will be identified and the fire department advised in writing of the fire hydrant location.
- C. While fire hydrants are provided as a service to the public within the Water System's service area, because of the potential for damage to the Water System's system and unmetered use of water at fire hydrants installed directly on the Water System's water mains, these fire hydrants are only to be used and operated for fighting fires by the fire departments.

DATE OF ISSUE 6-6-97
Month Day Year

DATE OF EFFECTIVE 6-6-97
Month Day Year

ISSUED BY Roland Stephens President Title
PO Box 1118, Bowling Green, KY 42102 Address

RULES AND REGULATIONS

- D. As a service to the public within its service area and for the protection of the public welfare, the Water System will furnish water to fight a fire from a fire hydrant connected directly to the Water System's water main at each fire location free of charge for a period not to exceed a total of 4 hours of usage-as defined below in Section H. I. In the event that more than 4 hours of usage occurs in fighting a fire, the owner of the property where the fire occurs shall pay for all of the water used in accordance with the Water System's standard water rate as in effect on the date of the fire and approved by the PSC.

- E. Fire hydrants shall not be used by any contractor, property owner, governmental agency, individual, corporation, or others to secure water for any purpose. The use of a fire hydrant by anyone other than properly authorized fire department personnel for fighting a fire shall be considered a "theft of service" and prosecuted in accordance with the laws of the Commonwealth of Kentucky. The user shall pay the Water System a meter investigation charge as set forth in the Water System charges for special services as approved by the PSC, any damages to the Water System's property, and the full cost of the services fraudulently obtained along with all other applicable costs of the Water System allowed under the laws of the Commonwealth of Kentucky.

- F. The fire departments utilizing fire hydrants connected to the Water System's water main shall maintain a record of any water used, including the date, location, the time that the fire department began pumping water, the time that the fire department discontinued pumping water, the approximate rate(s) of flow, the length of any interruptions in pumping water, the cause of the fire, and property owner for whom the water was used and shall file a report with the Water System monthly. The record of the fire department in conjunction with the Water System's daily master meter readings and normal daily water usage for the service zone will be used in determining the amount of water used to fight a fire.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
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AUG 11 1997

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Jordan C. Neal
FOR THE PUBLIC SERVICE COMMISSION

DATE OF ISSUE 6-6-97
Month Day Year

DATE OF EFFECTIVE 6-6-97
Month Day Year

ISSUED BY Roland Stephens President PO Box 1118, Bowling Green, KY 42102
Title Address

RULES AND REGULATIONS

- G. The System does not guarantee a water supply including the supply to the Customer's fire protection system at any particular flow rate or pressure. The fire flow may vary depending on other water demands on the system, various water facility limitations, or other circumstances (including but not limited to power failure, water main/line breakage, etc.). The customer will indemnify and hold harmless the System and its employees from and against all claims, damages, losses, and expenses incurred as a result of insufficient water supply including supply to the customer's fire protection system or any failure of the detector check valve installation, metering equipment, and/or appurtenances.
- H. For purposes of "III FIRE PROTECTION," the following definitions shall apply:
1. A "fire" as used hereinabove shall include any conflagration on a publicly or privately owned property. Any re-ignition of a previously extinguished conflagration on the same property shall be considered a single fire and any fire resulting from the same cause shall be considered a single fire except that a fire on property owned by different persons or entities shall be considered separate fires.
 2. "Hours of usage" as used hereinabove is measured from the time the fire department begins pumping water at the scene of the fire until the fire department ceases pumping water to the fire. In the event the fire department ceases pumping water for a period of time but later continues pumping to the same fire, the "hours of usage" shall be tolled while no pumping occurs and continue to accumulate after pumping continues. Any partial hours of usage are rounded to the nearest hour.

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PUBLIC SERVICE COMMISSION
OF KENTUCKY
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AUG 11 1997

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Jordan C. Keel
FOR THE PUBLIC SERVICE COMMISSION

DATE OF ISSUE 6-6-97 DATE OF EFFECTIVE 6-6-97
Month Day Year Month Day Year

ISSUED BY Roland Stephens President PO Box 1118, Bowling Green, KY 42102
Title Address



BUTLER COUNTY WATER SYSTEM, INC.
104 S. TYLER STREET, SUITE B
MORGANTOWN, KY 42261

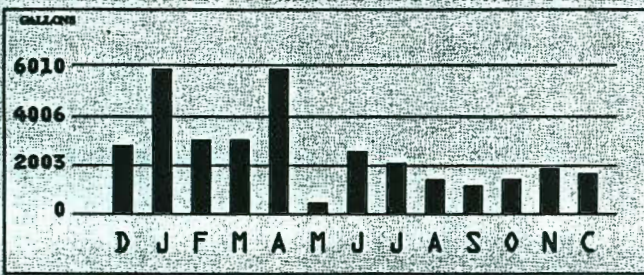
Customer Service: 270-526-4656
After Hours: 270-526-2456
Fax: 270-526-5397
Office Hours: 7:30 A.M. - 4:30 P.M.

RTE/REG NO.	CY	CUST. NO.	NAME	SERVICE ADDRESS	MAP NO.		
3332-76951-1	4	1230	STEVE HARDIN	2072 HILLSHED RD	8B05008		
SERVICE			PREVIOUS READING	PRESENT READING	MULTIPLIER	GALLONS USED	AMOUNT
BC WATER SERVIC UTILITY TAX			38957	59128	10	1710	14.11 0.42
TOTAL CURRENT CHARGES							14.53
PREVIOUS BALANCE BROUGHT FORWARD (Due date does not apply to Previous Balances)							0.00
BILLING PERIOD FROM	BILLING PERIOD TO	TIME OF READING	METER READ BY	BILLING DATE	DUE DATE	NET AMOUNT DUE IF PAID BY 01/20/00	
11/24/99	12/28/99	09:45	TH	01/05/00	01/20/00	14.53	
GROSS AMOUNT DUE AFTER 01/20/00							15.94



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11/19/00

HISTORY GRAPH - COMPARE YOUR WATER USAGE



SPECIAL SERVICE AVAILABLE FOR YOUR CONVENIENCE

Automated Payment Plan - No more checks to write. Conveniently deduct your monthly bills from your bank account. Call or come by for details.

BY PREPARING YOUR HOME FOR WINTER, YOU CAN PREVENT WATER DAMAGE FROM FROZEN PIPES. DISCONNECT HOSES FROM OUTSIDE HYDRANTS. CLOSE VENTS NEAR WATER LINES UNDER YOUR HOME, AND KNOW WHERE AND HOW TO TURN THE WATER OFF UNDER YOUR HOME.

PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

MAR 04 2000

PLEASE DETACH AND RETURN LOWER PORTION WITH PAYMENT ADDRESS MUST SHOW THROUGH ENVELOPE WINDOW

PURSUANT TO 807 KAR 5.011, SECTION 9 (1)



BUTLER COUNTY WATER SYSTEM, INC.
104 S. TYLER STREET, SUITE B
MORGANTOWN, KY 42261

BY *Stephan D. Bell*
SECRETARY OF THE COMMISSION

RTE/REG NO.	CUST. NO.	NET AMOUNT DUE IF PAID BY 01/20/00	
3332-76951-1	1230	14.5	
CY	DUE DATE	MAP NO.	GROSS AMOUNT DUE AFTER 01/20/00
4	01/20/00	8B05008	15.9

0000052779 ***** 5-DIGIT 42202

STEVE HARDIN
2072 HILLSHED RD
MORGANTOWN, KY 42261-9026



BUTLER COUNTY WATER SYSTEM, INC.
P.O. BOX 1488
MORGANTOWN, KY 42261



Butler Co. W.D.

FOR _____

P.S.C. KY. NO. _____

_____ SHEET NO. _____

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

RULES AND REGULATIONS

BUTLER COUNTY WATER SYSTEM
BOX 278 127 S TYLER AVE
MORGANTOWN KY 42261
502-526-3384



PRE-SORTED
FIRST CLASS MAIL
U. S. POSTAGE
PAID
PERMIT NO. 377

METER READINGS		CONSUMED		NET AMOUNT
PREVIOUS	PRESENT			
15851	17311	14,600	8	51.62
TAX				4.74

MAIL TO:

CHARLES R BROOKS
PO BOX 951
MORGANTOWN KY 42261

PLEASE RETURN THIS STUB WITH PAYMENT

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11/19/2007

303	254823		NOW DUE	56.36	1B03-007	303	254823
CERTIFICATE NUMBER		BUDGET PAYMENT	NET AMOUNT		MAP REFERENCE NUMBER		CERTIFICATE NUMBER
1B03-007	10	2	AFTER	3/12/93			
MAP REFERENCE	MULTIPLIER	CLASS	GROSS AMOUNT		NET AMOUNT	BUDGET PAYMENT	GROSS AMOUNT
1/21/93	2/22/93		61.52		61.52		56.36
SERVICE FROM	SERVICE TO						

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

APR 14 1993

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

DATE OF ISSUE _____ DATE EFFECTIVE _____
 Month Day Year Month Day Year

ISSUED BY _____
 Name of Officer Title Address

BY: *[Signature]*
PUBLIC SERVICE COMMISSION MANAGER

ADOPTION NOTICE

The undersigned Butler County Water System, Inc.
(Name of Utility)

of Butler County, Kentucky hereby adopts, ratifies, and makes its own, in every respect as if the same had been originally filed and posted by it, all tariffs and supplements containing rates, rules and regulations for furnishing water
(Nature of Service)

service at Butler County in the Commonwealth of Kentucky, filed with the Public Service Commission of Kentucky by _____
Logansport-Dunbar Water System, Inc. of Butler County,
(Name of Predecessor)

and in effect on the 19 day of July, 19 78, the date on which the public service business of the said _____
Logansport-Dunbar Water System, Inc. was taken over by it.
(Name of Predecessor)

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11/19/2007

This notice is issued on the 6 day of March, 19 79, in conformity with 807 KAR 2:020, Section 9 of the Regulations for the filing of Tariffs of Public Utilities with the Public Service Commission of Kentucky.

Butler County Water System, Inc.

By *Joe Liles*
Joe Liles, Manager

Authorized by K.P.S.C. Order No. 7252 dated 11-2-78

CHECKED
PUBLIC SERVICE COMMISSION
MAR 16 1979
by *B. Beckmond*
ENGINEERING DIVISION

JAN 13 2000

**BUTLER COUNTY WATER SYSTEM, INC.
WATER SHORTAGE RESPONSE PLAN**

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

(Based on the Kentucky Water Shortage Response Plan - Revised 6/88)

Stephan D Bell
SECRETARY OF THE COMMISSION

The KY Natural Resources and Environmental Protection Cabinet has established a Drought Notification System based on weather monitoring data, water resource scientists, and federal, state, and local agencies. Two levels of water shortage conditions have been identified.

1. **Water Shortage Watch**

The Cabinet will announce a Water Shortage Watch when water supply data indicate the potential for water shortages. Local governments and water utility managers are responsible for determining the need for local response and for making preparations for water shortages. The Cabinet must be kept informed of all shortages and actions taken in response to the shortage so the lifting of such measures can be accomplished.

Specific measures BCWS shall take when the Kentucky Division of Water issues a Water Shortage Watch are:

- a) Monitor water supplies daily. Refer to Section 2 "Evaluating Vulnerability to Water Shortages" to determine how much water the community has available and how much will be needed.
- b) Notify the Judge Executive if conditions indicate an inability of the treatment plant to supply the needs of the customers so the appropriate water shortage phase can be activated according to the severity of the conditions.
- c) Keep the Cabinet informed of all actions taken.

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2. **Water Shortage Warning**

The Cabinet will announce a Water Shortage Warning when one or more water supply systems in an area have entered the emergency phase of a water shortage. Local governments and water utility managers should have already adopted water shortage response plans in their areas, and most systems should be in some phase of response to the shortage.

Specific measures BCWS shall take when the Kentucky Division of Water issues a Water Shortage Warning are:

- a) Continue to monitor raw water supplies and system demand daily.
- b) Notify the Judge Executive if conditions indicate an inability of the treatment plant to supply the needs of the customers so an appropriate water shortage phase can be activated according to the severity of the conditions.
- c) Keep the Cabinet informed of all actions taken.

Should water supply data and/or system demand data indicate an inability to supply customers at current operational levels, BCWS shall notify the Judge Executive who shall issue a water shortage notification to the public based on the severity of the situation. Notifications in order of severity are:

1. **Advisory Phase**
 - Issue water shortage advisory
 - Set conservation goals and prepare for decreasing supply
 - Inform the public about the potential problem
 - Request voluntary conservation (Expect only 5-15% reduction in demand)

2. **Alert Phase**
 - Issue water shortage alert
 - Set more stringent conservation goals
 - Restrict Class 3, non-essential, water uses to odd/even schedule
 - Request voluntary conservation for all water use
 - Inform the public about the problem
 - Monitor compliance with the restrictions on Class 3 use and enforce when necessary

3. **Emergency Phase**
 - Issue water shortage emergency declaration
 - Set more stringent conservation goals
 - Ban all Class 3 and restrict all Class 2 water uses
 - Inform the public
 - Enact conservation pricing
 - Monitor all drought-related activities, especially compliance with the bans. Enforce as necessary

4. **Rationing Phase**
 - Begin mandatory allocations of water
 - Immediately reduce usage by 25 percent
 - Ban Class 3 uses, restrict Class 2 and Class 1 water uses
 - Inform the public
 - Enact Conservation pricing
 - Set new conservation goals and monitor all shortage-related activities, especially compliance with the allocations. Enforce as necessary

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1/11/2007

Evaluating Vulnerability to Water Shortages

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OF KENTUCKY
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JAN 13 2000

Two conditions exist which can create water shortage:

1. **Inadequate raw water supply**

- Green River is controlled by the flood control dam at Barren and Green

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephan O. Bell
PUBLIC SERVICE COMMISSION

River Lakes and operated by the Army Corps of Engineers.

- Estimate the current available water supply.
 - 1) Record the flow from the telemark river station by calling 842-8789
 - 2) Determine the percentage of BCWS withdrawal compared with total flow. Consult the following chart to determine which phase should be declared.
 - 3)

% of Withdrawal	Phase
20 - 40%	Advisory
40 - 65%	Alert
65 - 75%	Emergency
> 75%	Rationing

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11/19/2007

- 4) Arrangements for the purchase of water at Barren and/or Green River Lake can be made using a temporary contract with the Army Corps of Engineers (see attachment A). If the Governor of Kentucky issues a Water Shortage State of Emergency for our area or BCWS has placed its customers under water restrictions and monitoring indicates that river conditions may not improve, a contract can be arranged for the purchase of water from the A.C.E. upon approval from the Division Commander. Contact the Water Resources Department of the KY Division of Water and Bill Byron from the A.C.E. at (502) 582-5646, where a written request (see Attachment B) to increase the outflow at the Barren River and/or Green River Dam may be submitted.

2. Increasing demand exceeding treatment capacity

- If demand is normally 80% of system capacity, it is likely to reach 100% or more if there is a drought. This can be critical since breakdowns are more frequent in water systems that are operating at or near capacity.
- Complete the following worksheet for projecting demand:

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PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Stephan D. Bee
SECRETARY OF THE COMMISSION

For Last Month:

Average use in _____ for past 5 years	_____ mgd
Average use in _____ 2 yrs ago	_____ mgd
Average use in _____ 1 yr ago	_____ mgd
Average use in _____ this year	_____ mgd

For Current Month:

Average use in _____ for past 5 years	_____ mgd
Average use in _____ 2 yrs ago	_____ mgd
Average use in _____ 1 yr ago	_____ mgd
Average use in _____ this year	_____ mgd

Usage Notes:

Weather Notes:

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Therefore, average projected use for _____:

Without conservation measures: _____ mgd

With voluntary conservation measures:
(goal of 10% reduction) _____ mgd

With more extensive conservation measures:
(goal of 20% reduction) _____ mgd

Measure the ability to meet demand:

Projected use (mgd) X 100
Stream Flow (mgd)

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JAN 13 2000

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Stephan O Bell
SECRETARY OF THE COMMISSION

EXAMPLES OF PRESS RELEASES

JAN 13 2000

Advisory Phase

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

Morgantown, KY - Due to the recent abnormally dry weather conditions and little indication of significant rainfall in the foreseeable future, residents of Butler County should begin conserving water. For the month(s) of _____, Butler County received only _____ percent of normal rainfall for the comparable period. The 30-day outlook from the National Weather Service calls for more abnormally dry weather.

Stephan D. Bell
SECRETARY OF THE COMMISSION

The State of Kentucky has declared a local water shortage ADVISORY. At this time, there is an immediate need to begin voluntary conservation measures.

According to officials at the Kentucky Division of Water, consumers can cut water use by as much as 15% with very little difficulty or discomfort by using voluntary water conservation practices.

All non-essential uses of water should be minimized, such as watering lawns, washing cars, and hosing off pavement.

If everyone cooperates, the water usage in Butler County can be cut significantly. If you have questions or suggestions, please contact _____ at (270) 526-4656.

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1/11/19/2007

Alert Phase

Morgantown, KY - A water shortage ALERT has been declared for the Butler County Water System service area.

(Describe the supply situation, given unrestricted water demand.)

Under the ALERT, and in order to ensure adequate supplies for necessary uses, citizens are urged to practice conservation in all use of water. Non-essential water use, is restricted according to the following schedule:

1. Outside use for addresses ending in an odd number shall be limited to Tuesdays, Thursdays and Saturdays.
2. Outside use for addresses ending in an even number shall be limited to Wednesdays, Fridays and Sundays.

Non-essential use includes ornamental watering, filling of swimming pools, washing of motor vehicles, driveway or pavement washing, refilling of air conditioning cooling towers, and the serving of water in restaurants except by request.

Conservation of all water uses, accompanied by these restrictions, can reduce water use by 15 - 30 percent. Butler County Water System customers can extend limited water supplies, avoiding further restrictions, by observing these bans and conserving

water at all times.

(Project results of compliance)

If everyone cooperates, the water usage in Morgantown can be cut significantly. If you have questions or suggestions, please contact _____ at (270) 526-4656.

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1/19/2007

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JAN 13 2000

-PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: Stephan D Bee
SECRETARY OF THE COMMISSION

Definitions of Classes of Water Uses

JAN 13 2000

Class 1 (Essential uses)

- Water necessary to sustain human life and pets, and to maintain standards of hygiene and sanitation
- Patient care and rehabilitation
- Water hauling sales for domestic use where not reasonably available elsewhere
- Firefighting
- Health and public protection purposes as approved by health officials and municipal governing body

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephan B. Bell
SECRETARY OF THE COMMISSION

Class 2 (Socially or Economically Important uses of Water)

- Personal, in-house water use including kitchen, bathroom and laundry
- Water hauling sales for non-domestic use when other sources are not reasonably available elsewhere
- Commercial car and truck washes
- Laundromats
- Restaurants, clubs, and eating places
- Schools, churches, motels/hotels and similar establishments
- Minimal watering of vegetable gardens
- Minimal watering of trees where necessary for their survival
- Agricultural irrigation of the production of food and fiber or the maintenance of livestock
- Watering by public gardens of community significance where necessary to preserve specimens
- Watering by commercial nurseries where necessary to maintain stock
- Watering where necessary to establish or maintain revegetation or landscape plantings required pursuant to law or regulation
- Watering of woody plants where necessary to preserve them
- Minimal water of golf course greens
- Operation of municipal swimming pools and residential pools that serve more than 25 dwelling units
- Air conditioning refilling for startup at the beginning of the cooling season
- Makeup of water during the cooling season
- Refilling of AC's specifically approved by health officials and the municipal governing body, where the system has been drained for health protection or repair services.

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1/19/2007

Class 3 (Non-essential Uses)

- Use of fire hydrants other than Class 1 & 2 uses, including use of sprinkler caps, testing fire apparatus, and fire department drills
- Flushing of sewers and hydrants except as needed to ensure public health and safety as approved by health officials and the municipal governing body
- Serving water in restaurants, clubs, or eating places except by customer request
- Failure to repair a controllable leak
- Increasing water levels in scenic and recreational ponds and lakes, except as

- necessary to support fish and wildlife
- Filling fountains, reflecting pools and artificial and artificial waterfalls
 - Watering of annual or non-woody plants, lawns, parks, golf course fairways, playing fields and other recreational areas
 - Washing down buildings or structures for purposes other than immediate fire protection
 - Flushing gutters or permitting water to run or accumulate in any gutter or street
 - Expanding nursery facilities, placing new irrigated agricultural land in production, or planting of landscaping except when required by a site design review process
 - Use of water for dirt control or compaction
 - Watering of lawns, parks, golf course fairways, playing fields and other recreational areas
 - Washing sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surface areas
 - Recreational uses other than those specified as Class 2
 - Non-commercial washing of motor and other vehicles
 - Refilling air conditioning cooling towers after draining

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EFFECTIVE

JAN 13 2000

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephan O. Bell
SECRETARY OF THE COMMISSION

Contract No.

CONTRACT BETWEEN THE UNITED STATES OF AMERICA

AND

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

FOR

RELEASE OF DROUGHT EMERGENCY WATER

JAN 13 2000

FROM

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

LAKE, KENTUCKY

BY: Stephan D Bell
SECRETARY OF THE COMMISSION

THIS CONTRACT, entered into this _____ day of _____
19____, by and between the UNITED STATES OF AMERICA
(hereinafter called the "Government") represented by the
Contracting Officer executing this contract, and _____
(hereinafter called the "User");

WITNESSETH THAT:

C
1/19/2007

WHEREAS, pursuant to applicable Public Law(s), the Government
has constructed and is operating _____ Lake
(hereinafter called the "Project"); and,

WHEREAS, the User desires to contract with the Government
for the privilege of having water released from the Project;

NOW, THEREFORE, the parties do mutually agree as follows:

ARTICLE 1 -- Water Supply and Withdrawals

(a) The User shall have the privileges of release of
water from _____ acre-feet of storage in the Project for
municipal and industrial purposes at a rate not to exceed
_____ cubic feet per second above the normal release rate
during the term of this contract as specified in Article 6
hereof. However, these releases will be made only when the
level of the water in the Project is above elevation _____ feet
mean sea level.

(b) The Government agrees to release water through the outlet
works of the Project in amounts up to _____ cubic feet per
second, as requested by the User until such time as the
contracted storage is utilized. The User can request start
and/or stop of contracted release during normal duty hours at
any time during the contractual period. The rate of contracted
release will be measured using outlet ratings current
at the outset of the contract.

(c) The Government reserves the right to take such measures
as may be necessary in the operation of the Project to preserve
life or property, to preserve the safety of the Project, or to
satisfy project purposes.

(d) The User recognizes that this contract provides only for releases of water from the contracted storage in the Project and losses associated with transmission will be borne by the user. The Government makes no representation with respect to the quality of water and assumes no responsibility therefore, or for treatment of the water released. This contract shall not be construed as giving User and rights to have the water level maintained at any elevation. The User further recognizes that it is acquiring no right to the use of storage space in the Project.

ARTICLE 2 -- Metering

For the purpose of maintaining an accurate record of the water released from the Project, the Government agrees to maintain records of the releases made as to times and amounts.

ARTICLE 3 -- Federal and State Laws

(a) User shall obtain any permits required pursuant to the Clean Water Act of 1977 in connection with any facilities constructed, as well as any other permits or approvals required by Federal, state, or local governments in connection with User activities hereunder.

(b) The User shall utilize the water released from the Project in a manner consistent with Federal, state, and local laws.

(c) The User furnishes, as part of the contract, an assurance that the User will comply with Title VI of the Civil Rights Act of 1964 (78 Stat. 252; 42 U.S.C. 2000d, et seq) and Department of Defense Directive 5500.11 issued pursuant thereto and published in Part 300 of Title 32, Code of Federal Regulations. C 11/19/2007

ARTICLE 4 -- Regulation of the Use of Water

The regulation of the use of the water withdrawn of the user's intake shall be the sole responsibility of the User and under the sole authority of the User in accord with Federal, state, and local laws and shall not be considered a part of this contract. The Government shall not be responsible for the use of water withdrawn by the User, nor will it become a party to any controversies involving the water withdrawn, except as such controversies may affect the operations of the Project.

ARTICLE 5 -- Consideration of Payment

In consideration of the privilege of having emergency water supply storage in the Project for municipal and industrial purposes, the User shall pay the following sums to the Government.

(a) Water Supply Costs. Costs will be determined by the governing pricing policy current at the time of contract negotiations. Costs to the User will be for storage required in the project as determined under Article 1(b), and will be billed upon approval of this contract. The User shall pay these costs in lump sum by the end of the following month.

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(b) If the User shall fail to make payment under this contract within 30 days of the date due, interest thereon shall accrue at the rate of 6.0 percent per annum compounded annually from the date due until paid. This provision shall not be construed as waiving any other rights the Government may have in the event of default by the User, including but not limited to the right to terminate this contract for default.

ARTICLE 6 -- Period of Contract

This contract shall become effective as of the date of the approval by the Contracting Officer, and it shall continue in full force and effect under the conditions set forth herein, for a period of ___ months from the said date of approval.

ARTICLE 7 --Termination of Contract

(a) Either party may terminate this contract and its privileges upon 10-day written notice. The user will pay all charges which have accrued through the date of the termination.

(b) The Government may terminate this contract and its privileges upon 10 day written notice, if the User shall default in performance of any obligation of this contract. Upon such a termination, User shall continue to be liable to the Government for any monies owed and for any costs incurred by the Government as a result of the default.

ARTICLE 8 - Release of Claims

The User shall hold and save the Government, including its officers, agents, and employees, harmless from liability of any nature or kind for or on account of any claim for damages which may be filed or asserted as a result of the release of water from the Project for the User, or as a result of the construction, operation, or maintenance of any facilities or appurtenances owned and operated by the User.

ARTICLE 9 - Transfer or Assignment

The User shall not transfer or assign this contract nor any rights acquired thereunder, nor suballot said water or any part thereof, nor grant any interest, privilege or license whatsoever in connection with this contract. This restriction shall not be construed to apply to any water which may be released for the User from the Project under the terms of this contract and furnished to any third party or parties or to the rates charged therefor.

ARTICLE 10 -- Officials Not to Benefit

No member of or delegate to Congress, or Resident Commissioner, shall be admitted to any share or part of this contract, or to any benefit that may arise therefrom; but this provision shall not be construed to extend to this contract if made with a corporation for its general benefit.

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ARTICLE 11 -- Covenant Against Contingent Fees

The User warrants that no person or selling agency has been employed or retained to solicit or secure this contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, excepting bona fide employees or bona fide established commercial or selling agencies maintained by the User for the purpose of securing business. For breach or violation of this warranty, the Government shall have the right to annul this contract without liability, or in its discretion, to add to the contract price or consideration the full amount of such commission, percentage, brokerage, or contingent fee.

ARTICLE 12 -- Definitions

The term "Contracting Officer" as used herein means the person executing this contract on behalf of the Government and includes a duly appointed successor or authorized representative.

IN WITNESS WHEREOF, the parties hereto have executed this contract as of the day and year first above written.

THE UNITED STATES OF AMERICA
APPROVED:

C
11/19/2007

By: _____

By: _____

DATE: _____

DATE: _____

PUBLIC SERVICE COMMISSION
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BY: Stephan D Bell
SECRETARY OF THE COMMISSION

Request for Army Corps of Engineers to Increase Outflow

Fax To:

Bill Byron, A.C.E. (502-582-6841)

Dave Morgan, KY Division of Water, Water Resources Division (502-564-0111)

Bowling Green Municipal Utilities has been under a Water Shortage Emergency since _____. We have placed our customers under mandatory water use restrictions and have enforced these measures when necessary. The Barren River is our only source of water and has received no significant rainfall for since _____. Over the past _____ weeks, the level in the river has fallen steadily, and the current level of _____ feet is insufficient for our raw water pumps to operate properly as well as meeting the essential water needs of our customers even with the aforementioned restrictions in place.

For these reasons we are requesting that the Army Corps of Engineers increase the outflow of the Barren River Reservoir so as to establish a river level of 4.20 feet at the telemark station below our treatment plant. BGMU will, if necessary, enter into contract with the A.C.E. for the purchase of the additional outflow of water to meet the needs of our customers.

Please respond to this request promptly as our situation is becoming increasingly critical.

Thank You,

C
1/11/2007

cc: Dave Morgan, KY DOW

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