

P.S.C. KY No. 8943

Cancels P.S.C. KY No. _____

TODD COUNTY WATER DISTRICT

OF

TODD AND LOGAN COUNTIES, KENTUCKY

RATES, RULES, AND REGULATIONS FOR FURNISHING

WATER SERVICE

AT

Todd County, including the corporate limits of Allensville, and excluding the Cities of Elkton, Trenton, and Guthrie, and the areas served by their water systems.

Plus the following territory in Logan County, Kentucky:

Beginning at a point one mile South of the Todd and Logan County line on Highway 107; thence East 2.15 miles; thence North 4.75 miles; thence West 2.15 miles to the Todd County line; thence South 4.75 miles to the beginning point.

FILED WITH PUBLIC SERVICE COMMISSION OF
KENTUCKY

Issued August 1, 1984

Effective August 10, 1984

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

JAN 2 1991

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

BY: Shane Miller
PUBLIC SERVICE COMMISSION MANAGER

ISSUED BY: TODD COUNTY WATER DISTRICT

BY: Dr. George D. Brown
Chairman

C-4-96

TODD COUNTY WATER DISTRICT
I N D E X
RULES AND REGULATIONS

| <u>ITEM NO.</u> | <u>DESCRIPTION</u> | <u>PAGE NO.</u> |
|-----------------|---|-----------------|
| | Rate Schedule | 1 |
| 1. | Scope | 2 |
| 2. | Revisions | 2 |
| 3. | Conflict | 2 |
| 4. | Application for Service | 3 |
| 5. | Non-Standard Service | 3 |
| 6. | Point of Delivery | 3 |
| 7. | Customer's Service Line | 4 |
| 8. | Ownership of Mains, Services, & Appurtenances | 4 |
| 9. | Discontinuance of Service by District | 5 |
| 10. | Billing | 5 |
| 11. | Discontinuance of Service by Customer | 6 |
| 12. | Reconnection Fee | 6 |
| 13. | Adjustment Relative to Erroneous Meter | 7 |
| 14. | Meters | 8 |
| 15. | Failure of Meter | 8 |
| 16. | Right of Access | 8 |
| 17. | Interruption of Service | 9 |
| 18. | Boilers and/or Pressure Vessels | 9 |
| 19. | Backflow Preventors | 9 |
| 20. | Cross-Connections | 10 |
| 21. | Relocation of Water Facility | 10 |
| 22. | Damage to District's Water System | 10 |
| 23. | Additional Load | 10 |
| 24. | Notice of Trouble | 11 |
| 25. | Distribution Extensions | 11 |
| 26. | Complaints | 11 |
| 27. | Sale of Water | 12 |
| 28. | Contributions in Aid of Construction | 12 |
| 29. | Taps and Connections | 12 |
| 30. | Fire Protection | 12 |
| 31. | Leak Adjustments to Water Bills | 13 |
| | Schedule of Special Service Charges | 14 |
| 32. | Monitoring of Customer Usage | 15 |

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAY 29 1992

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

BY: *Cheryl Miller*
PUBLIC SERVICE COMMISSION MANAGER

C-4-96

TODD COUNTY WATER DISTRICT

I N D E X

RULES AND REGULATIONS

PAGE 2

| <u>ITEM NO.</u> | <u>DESCRIPTION</u> | <u>PAGE NO.</u> |
|-----------------|--|-----------------|
| 33. | Contract for Water Services/Muhlenburg County Water District | 16 - 22 |

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 6 1993

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

BY: *Clayton Walker*
PUBLIC SERVICE COMMISSION MANAGER

CH-96

For TODD COUNTY WATER DISTRICT
Community, Town or City

P.S.C. No. 8943 Case # 92-110

Revised _____ Sheet No. 1

CANCELLING P.S.C. No. 8943

Original _____ Sheet No. 1

TODD COUNTY WATER DISTRICT
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

| NUMBER OF GALLONS OF WATER (OR LESS) PER MONTH | | | RATE PER UNIT |
|--|----------------|----------------------|-------------------------------|
| First | 2,000 gallons | Minimum Monthly Bill | Per 1,000 gallons \$ 13.50 |
| Next | 8,000 gallons | | 6.15 |
| Next | 10,000 gallons | | 4.60 |
| Next | 20,000 gallons | | 3.40 |
| All Over | 40,000 gallons | | 2.85 |
| * | * | * | * |
| Water sold to the City of Elkton - per 1,000 gallons | | | \$ 1.02 |

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

APR 6 1992

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

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE April 6, 1992

DATE EFFECTIVE April 6, 1992

ISSUED BY [Signature] TITLE Chairman
Name of Officer

Issued by authority of an Order of the Public Service Commission of Kentucky
Case No. 92-110 dated April 6, 1992

C 4-96

TODD COUNTY WATER DISTRICT

RULES AND REGULATIONS

This schedule of Rules and Regulations governs the furnishing of water service by the Todd County Water District hereinafter referred to as the District and applies to all service received from the District. No employee or individual commissioner 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 commission even though not contained herein.

1. 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. These rules are promulgated under authority granted pursuant to Kentucky Revised Statutes and Administrative Regulations 807 KAR 5. The aforesaid Rules and Regulations are hereby adopted and included the same or herein written now or as may be legally changed from time to time.

2. Revisions

These Rules and Regulations may be revised, amended, supplemented, or otherwise changed from time to time by either of the two following methods:

- A. By order of the Kentucky Public Service Commission upon formal application by the District, and after hearing as provided by Commission Regulations set forth in 807 KAR 5:011.
- B. By issuing and filing on at least thirty (30) days notice to the Kentucky Public Service Commission and the public all proposed changes in the Rules and Regulations, as provided by Commission Regulations set forth in 807 KAR 5:011.

3. Conflict

In case of conflict between any provision of any rate schedule and the schedule of Rules and Regulations, the rate schedule shall apply. Also should the rules contained herein conflict with the present rules in effect under 807 KAR 5 as of this date, same shall take precedence over those contained herein.

PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

JAN 2 1991

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

BY: *Shane L. Hill*
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE October 1, 1990

DATE EFFECTIVE November 1, 1990

ISSUED BY *Dr. George S. Brown*
Name of Officer, Chairman

P O Box 836, Elkton, KY 42220
Address

CH-96

RULES AND REGULATIONS

4. Application for Service

Any person, firm, agency, or governmental entity within the current boundary of the District may request service. Said request must be in writing of form approved by the District.

No service requested shall be granted unless the property of said applicant is adjacent and contiguous to an existing distribution main of the District. Should the applicant desire to have the existing distribution system extended to serve him, same shall be accomplished as stipulated, hereinafter.

Should the District determine that service to a requestor is available, each prospective customer desiring water shall be required to execute and sign the District's application for water service before service is supplied by the District. A 5/8" x 3/4" meter shall be "the standard customer service meter and should be installed at all points of service unless the customer provides sufficient justification for the installation of a larger meter."

The District shall provide for a standard connection (i.e., 5/8" x 3/4" meter) to a maximum distance of fifty (50') feet from the District's existing distribution main. If the distance is greater than fifty (50') feet, the customer shall be required to pay the cost of installing the main for the additional distance, as a contribution in aid of construction.

5. Non-Standard Service

Each prospective customer requiring a non-standard service (i.e., other than a 5/8" x 3/4" meter) shall present to the District sufficient justification for same.

6. Point of Delivery

The point of delivery is the point where the meter or appurtenance is located on the customer's premises. All water lines, plumbing, and equipment beyond the meter shall be installed and maintained by the customer at his own expense in a safe and efficient manner in accordance with the District's Rules and Regulations and with the regulations of the Department of Health. The District reserves the right to determine the location of the delivery point with full regard to those wishes of the prospective customer.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JAN 2 1991

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

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE October 1, 1990

DATE EFFECTIVE November 1, 1990

ISSUED BY [Signature]
Name of Officer, Chairman

P O Box 836, Elkton, KY 42220
Address

CH 96

TODD COUNTY WATER DISTRICT

RULES AND REGULATIONS

7. Customer's Service Line

All service lines beyond the metering point should be installed of material consisting of copper 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 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. Piping on the premises of a customer must be so installed that connections are conveniently located with respect to the District lines and mains. The customer shall provide a place for metering which is unobstructed and accessible at all times.

Should a prospective customer request service at a point of delivery which now, or in the future, does not provide a delivery pressure of 30 psi or his requirements, he may make provision for an individual pressure booster system. The manner of connection, location, cross-connection, protection and type is subject to approval by District. The District reserves the right to require discontinuance and disconnection should the private booster system have a detrimental effect on District's system.

Depth of Service Line- All service lines shall be laid at a depth sufficient to prevent freezing during the coldest weather normally experienced except where services are not intended for use during freezing weather and are actually drained during such periods. Depth shall be no less that 30" in all areas.

Inspection of Service Line- In the installation of a service line, the customer shall leave the trench open and pipe uncovered until it is inspected by the District and shown to be free from any tee, branch connection, irregularity or defect. A fee of \$15.00 shall be charged for this service.

8. Ownership of Mains, Services, & Appurtenances

All mains, fire hydrants, valves, crossings, and other appurtenances are and shall remain the property of the District, whether installed by the District or the customer.

All service lines from main to meter with appurtenances shall remain the property of District, whether installed by the District or the customer.

The customer shall install, own, and maintain his service line from meter and/or point of delivery as defined herein.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

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

DATE OF ISSUE October 1, 1980

DATE EFFECTIVE November 1, 1991

ISSUED BY George D. Brown
Name of Officer, Chairman

P O Box 836, Elkton, KY 42220
Address

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

C 4-96

RULES AND REGULATIONS

9. Discontinuance of Service by District

Water service may be discontinued by the District for violation of any rule, regulation, or condition, and especially for any of the following reasons:

- A. Misrepresentation in the application or contract as to the property or fixtures to be supplied or additional use to be made of water;
- B. Failure to report to the District additions to the property or fixtures to be supplied or additional use to be made of water;
- C. Resale of water or giving away of water;
- D. Waste or misuse of water due to improper or imperfect service pipes and/or failure to keep such pipes in a suitable state of repair;
- E. Tampering with meter, meter seal, service, or valves, or permitting such tampering by others;
- F. Connection, cross connection, or permitting the same, of any separate water supply to premises which receive water from the District;
- G. Non-payment of bills;
- H. When a dangerous condition is found to exist on the customer's or applicant's premises, with reference to the continuation of water service, water service shall be cut off without notice or shall be refused, provided the District shall notify the customer or applicant immediately of the reasons for the discontinuance or refusal and the corrective action to be taken by the applicant or customer before service can be restored.
- I. Connecting more than one residence or mobile home to a meter.

10. Billing

Bills and notices relating to the conduct of the business or residence will be mailed to the customer at the address listed on the user's agreement unless change of address has been filed in writing with the District; and the District shall not otherwise be responsible for delivery of any bill or notice nor will the customer be excused from payment of any bill or any performance required in said notice.

Bills for water service are payable at the office of the District on the date of issue. The due date shall be the tenth of the month of issue.

On a new tap-on the billing for this new service shall begin at the time the District makes water available to the customer, regardless of whether the consumer is connected to the meter.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
OFFICE

JAN 2 1991

DATE OF ISSUE October 1, 1990

DATE EFFECTIVE November 1, 1990

ISSUED BY [Signature]
Name of Officer, Chairman

P O Box 836, Elkton, KY 42220
Address

PURSUANT TO 807 KAR 5:011,
SECTION 9(1),
BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

CH

TODD COUNTY WATER DISTRICT

RULES AND REGULATIONS

All bills not paid on or before the 10th of the month shall be deemed delinquent. When a bill becomes delinquent, the District shall serve a customer a written notice of said delinquency, and of the intent of the District to discontinue service 15 days after the date of such notice unless such bill is paid prior to the expiration of such 15 days. If a delinquent bill is not paid within 15 days after the date of such final notice, the water supply to the customer may be discontinued without further notice; provided, however, if, prior to discontinuance of service, there is delivered to the District, or to its employee empowered to discontinue service, a written certificate signed by a physician, a registered nurse, or a public health officer that, in the opinion of the certifier, discontinuance of service will aggravate an existing illness or infirmity on the affected premises, service shall not be discontinued until the affected resident can make other living arrangements or until ten (10) days elapse from the time of the District's receipt of said certification, whichever occurs first. A penalty of 10% of the amount of the bill owed shall be levied and payable by the customer on all bills not paid by the tenth (10th) day of the month.

11. Discontinuance of Service by Customer

Any customer having fulfilled his contract terms and desiring to discontinue the water service to his premises for any reason must give notice of discontinuance in writing or in person at the business office of the District at least three (3) days prior to the date on which the customer desires to discontinue service. If such notice is not given, a customer shall remain liable for all water used and service rendered to such premises by the District until such notice is received by the District. There will be a \$100.00 reconnection fee charged to any customer whose water service has been discontinued and the water meter removed at his own request.

12. Reconnection Fee

Where the water supply to the customer has been disconnected for non-payment of delinquent bills, a charge of \$25.00 will be made for reconnection of water service, but the reconnection will not be made until all delinquent bills and other charges, if any, owed by the customer to the District have been paid.

PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

OCT 1 1992

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

Public Service Commission Manager

DATE OF ISSUE September 1, 1992

DATE EFFECTIVE October 1, 1992

ISSUED BY [Signature] Name of Officer, Chairman

P.O. Box 836, Elkton, KY 42226 Address

04-96

TODD COUNTY WATER DISTRICT

RULES AND REGULATIONS

13. Adjustment Relative to Erroneous Meter

If a meter is inaccurate in excess of $\pm 2\%$, whether upon periodic testing or upon requested testing, additional tests shall be made at once to determine the average error of the meter, and the adjustments shall be made in the customers' water bills as follows:

- A. If the result of such tests shows an average error greater than 2% fast, the customer's bill for the period during which the meter error is known to have existed, shall be recomputed and the account adjusted on the basis of the test. If the period during which the meter error existed cannot be determined, then the customer's bill shall be recomputed for one-half (1/2) of the elapsed time since the last previous test, but in no event to exceed 12 months; provided, however, that if time for the periodic test has overrun to the extent that 1/2 of the time elapsed since the last previous test exceeds 12 months, the refund shall be for the 12 months specified above; plus those months exceeding the periodic test period; provided, further, that such refund may be limited to the 12 month period if failure to make the periodic test was due to causes beyond the control of the District.
- B. If the result of such test shows an average error greater than 2% slow, the customer's bill for the period during which the meter error is known to have existed, shall be recomputed and the account adjusted on the basis of the test. If the period during which the meter error existed cannot be determined, then the customer's bill shall be recomputed for one-half (1/2) of the elapsed time since the last previous test, but in no event to exceed 12 months.
- C. If the result of such tests necessitates making a refund or back billing a customer, the customer shall be notified in writing of the percentage of error, fast or slow, the date(s) of testing, and the amount of charge or credit to be shown on the next bill of the customer.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JAN 2 1991

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

BY: George A. Brown
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE October 1, 1990

DATE EFFECTIVE November 1, 1990

ISSUED BY George A. Brown
Name of Officer, Chairman

P O Box 836, Elkton, KY 42220
Address

C4-96

TODD COUNTY WATER DISTRICT

RULES AND REGULATIONS

14. Meters

All meters shall be installed, renewed, and maintained at the expense of the District, and the District reserves the right to determine the size and type of meter used.

It shall be the policy of the District to test each water meter pursuant to Public Service Commission Regulation 807 KAR 5:066. In addition, the District shall make a test of any meter upon written request of any customer provided such request is not made more frequently than once each twelve (12) months. The customer shall be given the opportunity of being present at such request tests. If such tests show that the meter was not more than two percent (2%) fast, the District will make a \$10.00 charge for the test.

15. Failure of Meter

Where a meter has ceased to register, or meter reading could not be obtained, the quantity of water consumed will be based upon an average of the prior six months consumption and the conditions of water service prevailing during the period in which the meter failed to register. Should a prior six month base evaluation period not be available, then quantity shall be estimated on the basis of the average usage of similar customer loads over the six month period.

16. Right of Access

The customer shall permit the District to lay, maintain, repair, or remove such water lines as are owned by the District and located on the customers 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.

The customer shall convey, or cause to be conveyed, a perpetual easement and right-of-way to the District across any property owned or controlled by the customer whenever said easement or right-of-way is necessary to enable the District to furnish water service to the customer.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JAN 2 1991

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

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE October 1, 1990

DATE EFFECTIVE November 1, 1990

ISSUED BY [Signature]
Name of Officer, Chairman

P O Box 836, Elkton, KY 42220
Address

Handwritten: 4-96

RULES AND REGULATIONS

17. Interruption of Service

The District will use reasonable diligence in supplying water service, but shall not be liable in the event of, or for any 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. The District does hereby explicitly state that its system is designed for rural domestic consumption and that its provision of connections for fire protection, whether by design or implication, is only for such benefit as said customer may be able to derive from such connection.

The District shall in no event be held responsible for any claim made against it by reason of the breaking of any mains or service pipes or by reason of any other interruption of the supply of water caused by the failure of machinery or stoppage for necessary repairs or other reason. No person shall be entitled to damages nor a payment refund for any interruption of service which in the opinion of the District may be deemed necessary.

The District shall made all reasonable efforts to eliminate interruption of service and when such interruptions occur will endeavor to re-establish service with the shortest possible delay. When the service is interrupted, all consumers affected by such interruption will be notified in advance whenever it is possible to do so.

18. Boilers and/or Pressure Vessels

Customers having boilers and/or pressure vessels receiving a supply of water from the District must have a reduced pressure back-flow preventor and a check valve on the water supply line and a vacuum valve on the stream line to prevent collapse in case the water supply from the District is discontinued or interrupted for any reason, with or without notice. It is the responsibility of the customer to make provisions for protection of his equipment in case of interrupted or intermittant service.

19. Backflow Preventors

All services shall have a means of backflow prevention, such type and location subject to approval of District.

The District's standard service shall provide said backflow prevention as a part of its service connection. Special service connection shall have backflow preventors of a type approved by the District, installed at the cost of prospective customer.

PUBLIC SERVICE COMMISSION
EFFECTIVE

JAN 2 1991

PURSUANT TO 80/ KAR 5:011.
SECTION 9 (1)

DATE OF ISSUE October 1, 1990

DATE EFFECTIVE November 1, 1990

ISSUED BY [Signature]
Name of Officer, Chairman

BY: [Signature]
ADDRESS P O Box 836, Ellettsville, IN 47420
MANAGER

C496

TODD COUNTY WATER DISTRICT

RULES AND REGULATIONS

20. Cross-Connections

Kentucky Department of Health, Kentucky Public Service Commission and these Rules and Regulations do hereby explicitly state that cross-connection of the District's system with any other source is hereby prohibited.

21. Relocation of Water Facility

The District may, at the request of a customer or other person, relocate, change, or modify existing District owned equipment, mains, or appurtenances. Those requesting shall reimburse District for such changes at actual cost including but not limited to appropriate legal, administrative, engineering, and overhead costs.

22. Damage to District's Water System

No person shall break, damage, destroy, uncover, deface, tamper with, or otherwise alter any structure, appurtenance, equipment, or other property which is a part of the District's water works. Any person violating this provision shall be subject to discontinuation of water service and shall pay all costs of repairing or replacing the property including but not limited to all overhead expenses.

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.

Any damage or injury to persons or property caused by or resulting from the acts of the customer or any other individual in relation to the District's property shall be paid by the customer or other individual including but not limited to all loss, costs, and expenses including attorneys fees and court costs unless otherwise determined by a court of competent jurisdiction. Said customer or other individual shall indemnify the District from all loss, cost, and expense, including but not limited to attorneys fees and court costs, resulting from or caused by the aforementioned acts.

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

JAN 2 1991

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

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE October 1, 1990

DATE EFFECTIVE _____

ISSUED BY [Signature]
Name of Officer, Chairman

P O Box 836, Elkton, KY 42220
Address

CH-96

TODD COUNTY WATER DISTRICT

RULES AND REGULATIONS

23. 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 shall 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 to the District for all loss, cost, and expense,

for any damage to any of the District's lines or equipment caused by the additional or changed installation.

24. 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, shall be confirmed in writing.

25. Distribution Extensions

The District's policy for the extension of water lines is as described following. The District will approve all extensions when the water supply is adequate and the project can be properly engineered. The financings of distribution extensions are as follows and will be offered in an undiscriminatory manner to all customers under similiar conditions. Option 1. All costs are paid by the Water District from grants or loans acquired for the project.

Option 2. The Water District will pay the cost of materials and the customers on the extension will pay the cost of installation. This option will be used as surplus funds are accumulated by the District. To be considered on a case by case basis.

Option 3. The Water District will made an extension of 50 feet or less to its existing distribution main without charge for a prospective customer who applies for service.

Option 4. The customers on an extension longer than 50 feet per customer will pay all costs of construction above an initial cost paid by the District for 50 feet per customer, as prescribed in the Public Service Commission extension plan, pursuant to 807 KAR 5:066, Section 12 (4).

The construction of all extensions must conform to the specifications of the District. A designated person or company shall be responsible for the proper completion of a project.

It is the Water District's responsibility to set and maintain on an extension for the current tap-on fee paid by each customer of \$350.00 per 5/8" x 3/4" meter. No unused meter. A separate meter for each home is required.

PUBLIC SERVICE COMMISSION
OF KENTUCKY

BY: George L. Lister
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE October 1, 1990 DATE EFFECTIVE November 1, 1990
ISSUED BY George J. Brown Box 836, Elkton, KY 42220
Name of Officer, Chairman Address

CH-96

TODD COUNTY WATER DISTRICT

RULES AND REGULATIONS

25. Distribution Extensions (Continued)

Any person desiring an extension to the District's system shall request in writing in a form approved by the District for such extension.

Nothing contained herein shall be construed to prohibit the District from making extensions under different arrangements provided such arrangements have been approved by the Public Service Commission.

26. Complaints

Complaints may be made to the operator of the system whose decision may be appealed to the District Commissioners. Such appeal shall be in writing within ten (10) days of date of decision by operator which shall also be in writing and dated, stating the nature of the complaint and supporting evidence. Decisions by the District's Commissioners are final subject only to appeal to the Public Service Commission according to the procedures of that body.

27. Sale of Water

Water furnished by the District may be used for domestic consumption by the customer's household or business, subject to special service agreements. The customer shall not sell, donate, give or allow use of such water to anyone except those members of his household or his business whichever is applicable.

28. Contributions in Aid of Construction

The District will accept contributions in aid of construction including but not limited to customer financed extensions to its water system. In addition, such contributions in aid of construction may consist of cash donations, in any amount, which the District may, at its option, apply to expenses of an extension or other projects. The acceptance by the District of contributions in aid of construction entitles no one to a refund and none shall be made, except under the conditions set out in 807 KAR 5:066 Section 12.

29. Taps and Connections

All taps and connections to the mains of the District shall be made by and/or under the supervision and direction of District personnel or contractors.

30. Fire Protection

A. The District's system is not designed nor intended for fire protection in any manner whatsoever. Any customer wanting same for fire protection does so at his own full and sole responsibility and risk.

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

JAN 2 1991

The District makes no warranty as to the sufficiency of the water supply or the adequacy of the water pressure PURSUANT TO 807 KAR 5:011, SECTION 9(1)

DATE OF ISSUE October 1, 1990 DATE EFFECTIVE BY: *George A. Brown*
ISSUED BY *George A. Brown* P O Box 836, Elkton, KY 42220 *George A. Brown*
Name of Officer, Chairman Address NOVEMBER 1990
CH 96

RULES AND REGULATIONS

30. Fire Protection (Continued)

Fire Hydrants installed on the distribution lines of this District are for the sole purpose of flushing the lines, or other uses by the District necessary for proper maintenance of the lines. The District is not responsible for, nor does it guarantee, any minimum pressure or flow at these hydrants, other than the minimum required by the Public Service Commission for distribution lines. Fire hydrants used by fire department units in the performance of their duty, any damage to the distribution lines, resulting from excessive pumping pressure will be the liability of that unit.

31. Leak Adjustments to Water Bills

Each customer is entitled to one leak adjustment per water service. Adjustments for leaks will be figured as follows:

1. Average the last three months water usage for that customer.
2. Subtract this average usage from the actual usage during the leak.
3. Divide these gallons by 2. (The District takes a loss on one-half the water loss and charges the customer for one-half)
4. Add the gallons of the average usage (item 1) and the gallons of one-half the leak (item 3) and use the total to figure the adjusted bill.

30. Fire Protection (continued)

Conventional fire hydrants may be installed by a utility only on 6-inch or larger water mains and only when a professional engineer with a Kentucky registration certifies that adequate and reliable fire flows can be obtained in conformance with good standard engineering practice.

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

JAN 2 1991

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

BY: Shane Lelke
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE October 1, 1990

DATE EFFECTIVE November 1, 1990

ISSUED BY Mr. George D. Bauer P O Box 836, Elkton, KY 42220

Name of Officer, Chairman

Address

C4-96

RULES AND REGULATIONS

**SUMMARY
SCHEDULE OF SPECIAL SERVICE CHARGES**

The following charges for special services shall be made:

1. Service Reconnection Charge. A charge of \$25.00 shall be made for all service reconnections made, except that there shall be no connection charges made for service on the original installation of facilities.
2. Meter Test Charge. Upon request and payment of \$10.00, customer may have his meter tested provided request by the customer is not more frequent than once each twelve months. If such test shows the meter to be more than two percent fast, a refund of the \$10.00 charge shall be made and the bill adjusted accordingly. If the periodic testing requirement of 807 KAR 5:066 (17) has not been met for the meter tested, no charge will be made for the test regardless of the results of the test.
3. PSC Meter Test Complaint. Any customer of District may request a meter test by written application to the Kentucky Public Service Commission and charges for this test will be as shown in 807 KAR 5:066, Section 20 and will be collected by the Public Service Commission.
4. Inspection of Service Line. In the installation of a service line, the customer shall leave the trench open and pipe uncovered until it is inspected by the District and shown to be free from any tee, branch connection, irregularity or defect. A fee of \$15.00 shall be charged for this inspection.
5. Returned Check Charge. A \$10.00 charge will be levied and paid by the customer to the District on each check of the customer "returned" for whatever reason.
6. Reconnection Fee (Discontinuance of Service by Customer). A charge of \$100.00 shall be made for all service reconnections made, after the service was voluntarily discontinued by the request of the customer.
7. Contribution in Aid of Construction - Tap-On Fees and Connections. The established tap-on or connection fee is based on the size of the installed metering equipment and is as follows:

| | |
|-------------|----------|
| 5/8" x 3/4" | \$350.00 |
| 1" | \$500.00 |
8. Name Change Fee. A Name Change Fee of \$15.00 will be charged to customers when the name on an account is changed from one owner/renter to another owner/renter.

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

DATE OF ISSUE September 1, 1992 DATE EFFECTIVE October 1, 1992

ISSUED BY [Signature] P O Box 836, Elkton, KY 42220
Name of Officer, Chairman Address

PURSUANT TO 807 KAR 5:011, SECTION 9 (1)
BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER C4-96

RULES AND REGULATIONS

32. Monitoring of Customer Usage

At least once annually the Water District will monitor the usage of each customer according to the following procedure:

1. The customer's annual usage for the most recent 12-month period will be compared with the annual usage for the 12 months immediately preceding that period.
2. If the annual usage for the two periods are substantially the same or if any difference is known to be attributed to unique circumstances, such as unusual weather conditions, common to all customers, no further review will be done.
3. If the annual usages differ by 20 percent or more and cannot be attributed to a readily identified common cause, the Water District will compare the customer's monthly usage records for 12-month period with the monthly usage for the same months of the preceding year.
4. If the cause for the usage deviation cannot be determined from analysis of the customer's meter reading and billing records, the Water District will contact the customer by telephone or in writing to determine whether there have been changes such as different number of household members or work staff, additional or different appliances, changes in business volume, or known leaks in the customer's service line.
5. Where the deviation is not otherwise explained, the Water District will test the customer's meter to determine whether it shows an average error greater than 2 percent fast or slow.
6. The Water District will notify the customer of the investigation, its findings, and any refunds or backbilling in accordance with 807 KAR 5:006, Section 10(4) and (5).

In addition to the annual monitoring, the Water District will immediately investigate usage deviations brought to its attention as a result of on-going meter reading or billing processes or customer inquiry.

**PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE**

MAY 29 1992

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

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE April 30, 1992
ISSUED BY [Signature]
Name of Officer, Chairman

DATE EFFECTIVE April 30, 1992
Todd County Water District, P O Box 836, Elkton,
Address KY 42220

Cd-96

Todd County Water District

RULES AND REGULATIONS

33. CONTRACT FOR WATER SERVICE

THIS CONTRACT is made and entered into this 29th day of June, 1993, by and between the MUHLENBERG COUNTY WATER DISTRICT, a body corporate, and the TODD COUNTY WATER DISTRICT, a body corporate.

WITNESSETH:

That whereas, the Muhlenberg County Water District and the Todd County Water District have each been organized and established under the provisions of Chapter 74 of the Kentucky Revised Statutes for the purpose of constructing and operating water supply distribution systems serving water users within their respective districts; and whereas, Muhlenberg County Water District serves a territorial area encompassing Muhlenberg County and Todd County Water District serves a territorial area encompassing Todd County and a designated portion of Logan County; and whereas, certain residents of Muhlenberg County residing in the geographical area described on the plat attached hereto and labeled "Exhibit A" (hereinafter referred to as the contract service area) desire and have need of water service; and whereas, it is presently impractical for the Muhlenberg County Water District to extend water service to Muhlenberg County residents in the contract service area from existing lines owned by the Muhlenberg County Water District due to the lack of water pressure, rocky terrain features and long distance from any existing distribution line; and whereas, it is the desire of the Muhlenberg County Water District to contract with the Todd County Water District to provide service to Muhlenberg

PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

AUG 6 1993

DATE OF ISSUE August 6, 1993

DATE EFFECTIVE August 6, 1993

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

ISSUED BY [Signature] Name of Officer, Chairman

P O Box 836, Elkton, KY 42220 Address

BY [Signature] PUBLIC SERVICE COMMISSION MANAGER

Handwritten initials and marks including 'C' and '4'.

Todd County Water District

RULES AND REGULATIONS

County residents residing within the contract service area which property lies wholly within the jurisdictional limits of the Muhlenberg County Water District;

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements herein contained, it is understood and agreed as follows:

1. This contract is made pursuant to the provisions of KRS 74.414, and no monetary consideration is being paid to or received by the Muhlenberg County Water District or the Todd County Water District except as specified below. Additional consideration for this contract is the general benefit which will accrue to water customers residing within the jurisdictional limits of the Muhlenberg County Water District in the specific geographical area described on the attached plat.

2. The Todd County Water District agrees to provide water service to the area described on the attached plat for and on behalf of the Muhlenberg County Water District. As compensation for the service so provided, the Muhlenberg County Water District hereby assigns to the Todd County Water District the right to receive all tap fees and payments for water service due from water customers within the contract service area. The Todd County Water District shall bill for water services directly to customers within the contract service area. The rate schedule applicable to water customers served under this contract shall be equal to the rates charged by the Todd County Water District to residents within the jurisdictional area of the Todd County Water District.

PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

AUG 6 1993

DATE OF ISSUE August 6, 1993

DATE EFFECTIVE August 6, 1993

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

ISSUED BY [Signature] Name of Officer, Chairman

P O Box 836, Elkton, KY 42220 Address

BY: [Signature] PUBLIC SERVICE COMMISSION MANAGER

C4-14

RULES AND REGULATIONS

3. It is agreed and understood that all water lines, meters and equipment which were heretofore or may hereafter be located within the jurisdictional area described on the attached plat are and shall continue to be the property of the Muhlenberg County Water District, and the Todd County Water District shall acquire no ownership interest in this distribution system. The Todd County Water District shall maintain all water distribution systems and shall provide water service to customers within the contract service area in accordance with the rules and regulations of the Public Service Commission and in the same manner as provided to customers located within the territorial area of the Todd County Water District. It is understood and agreed that Muhlenberg Water District will not be responsible for any expense associated with the actual installation of water distribution mains, meters and other appurtenances within the territorial area which is the subject of this agreement.

4. It is understood and agreed that this contract is a service contract and it shall not be construed as an extension of the territorial and/or jurisdictional area of the Todd County Water District into Muhlenberg County within the meaning of KRS 74.020 or any other applicable statute or regulation.

5. This contract shall be for an initial term of five (5) years from the date of its execution, and it shall be automatically renewed for successive five year terms unless cancelled by either party in writing delivered to the other party prior to expiration of any term.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 6 1993

DATE OF ISSUE August 6, 1993

DATE EFFECTIVE August 6, 1993

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

ISSUED BY George D. Brown
Name of Officer, Chairman

P O Box 836, Elkton, KY 42220
Address

George D. Brown
PUBLIC SERVICE COMMISSION MANAGER

C 4-11

Todd County Water District

RULES AND REGULATIONS

6. Service to the customers residing within the designated Muhlenberg County territory shall be governed according to the policies, rules, water service rates and regulations of the Todd County Water District during the period of the contract.

7. The Todd County Water District shall provide water service and water to the customers of Muhlenberg County Water District in the territorial area covered by this Agreement with such pressure and such quality as shall be required from time to time by the Public Service Commission of Kentucky. It shall hold the Muhlenberg County Water District harmless from all liability whatsoever associated with the providing of said water service during the term of this contract.

8. This contract is part of a settlement agreement arising out of a Complaint filed before the Commonwealth of Kentucky, Public Service Commission, the same being Case No. 93-070, and this Contract is subject to the approval of the Public Service Commission of Kentucky.

9. The terms of this service contract shall be automatically deemed to apply to any resident of Muhlenberg County who is actually receiving direct water service or purchasing water from the Todd County Water District as of the date of execution of this contract.

This Contract shall be binding upon the successors and assigns, if any, of the Muhlenberg County Water District and the Todd County Water District.

IN WITNESS WHEREOF, the parties hereto, acting under the authority of their respective governing bodies, have caused this

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 6 1993

DATE OF ISSUE August 6, 1993

DATE EFFECTIVE August 6, 1993

PURSUANT TO 807 KAR 5:011.

ISSUED BY Dr. George A. Brown
Name of Officer, Chairman

P O Box 836, Elkton, KY 42220
Address

SECTION 9 (1)
BY: Sharon Deller
PUBLIC SERVICE COMMISSION MANAGER

e 4-16

Todd County Water District

RULES AND REGULATIONS

Contract to be duly executed the day and date first above written.

MUHLENBERG COUNTY WATER DISTRICT

By: *Rebby J. Creger*
Chairman

ATTESTED:

James C. Spuhler

TODD COUNTY WATER DISTRICT

By: *Dr. George D. Brown*
Dr. George Brown, Chairman

ATTESTED:

Dennis R. Powell

This Contract is approved on behalf of the Public Service Commission of Kentucky, this the _____ day of _____, 1993.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 6 1993

DATE OF ISSUE August 6, 1993

DATE EFFECTIVE August 6, 1993

ISSUED BY *Dr. George D. Brown*
Name of Officer, Chairman

P O Box 836, Elkton, KY
Address

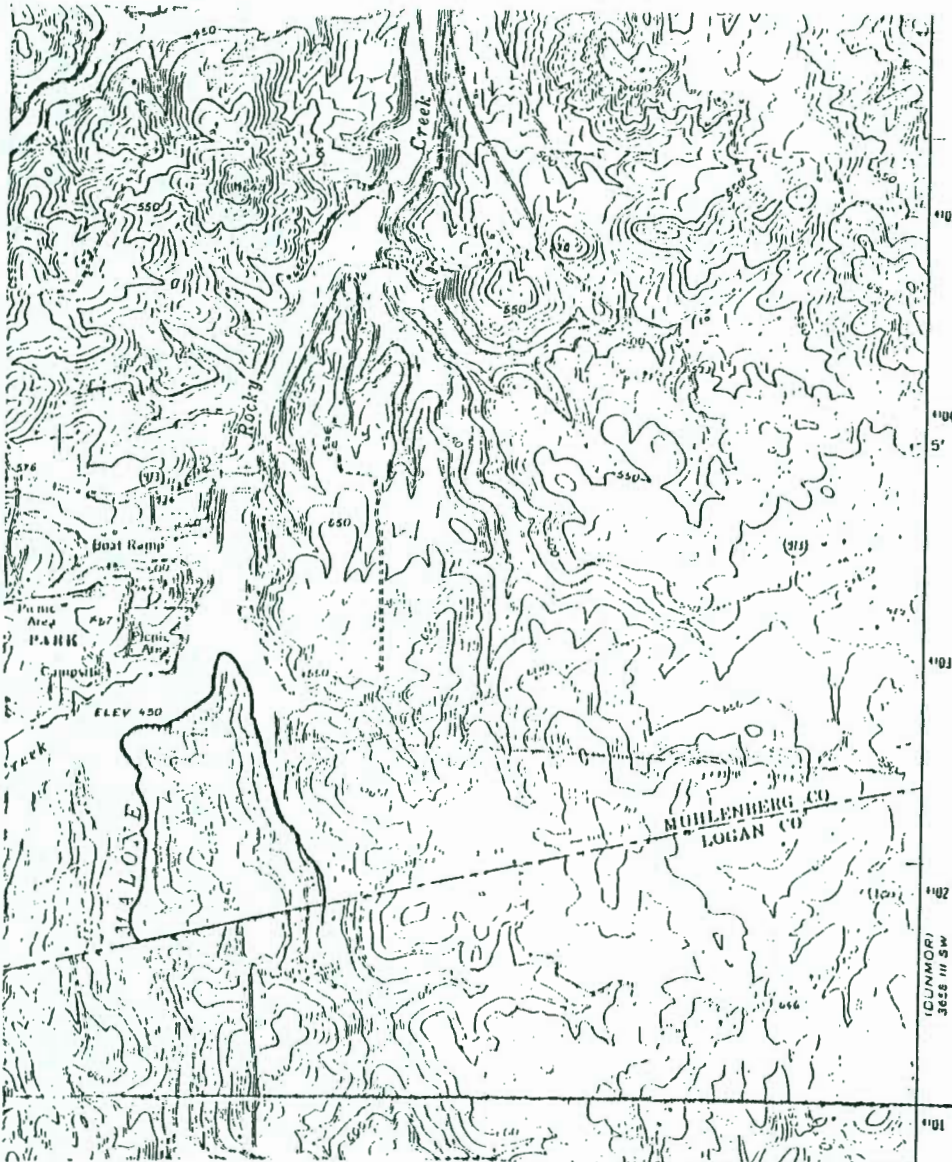
PURSUANT TO 807 KAR 5:011,
42220 SECTION 9 (1)

BY: *Sharon Hall*
PUBLIC SERVICE COMMISSION MANAGER

CH 96

Todd County Water District

RULES AND REGULATIONS



PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

AUG 6 1993

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

BY: *Cheryl Hallett*
PUBLIC SERVICE COMMISSION MANAGER

Exhibit "A"

DATE OF ISSUE August 6, 1993

DATE EFFECTIVE August 6, 1993

ISSUED BY *J. W. Brown*
Name of Officer, Chairman

P O Box 836, Elkton, KY 42220
Address

C4-96

Todd County Water District

RULES AND REGULATIONS

BOUNDARY DESCRIPTION OF APPROXIMATELY 172 ACRES OF MUHLENBURG COUNTY WHICH IS SURROUNDED ON THE WEST, NORTH, AND EAST SIDES BY LAKE MALONE, TO BE PROVIDED WITH WATER BY TODD COUNTY WATER DISTRICT ON A CONTRACTUAL BASIS FROM THE MUHLENBURG CO. WATER DISTRICT

Beginning at a point in the Water-line of Lake Malone at the Logan County-Muhlenburg County line, near the Southwest corner of Lot No. 4, Section I, Kings Cove Subdivision; thence running about S78-30W 2650 ft with the Muhlenburg-Logan County line across a peninsula to the water-line of Lake Malone; thence about North approximately 2800 ft, Northeast approximately 1900 ft, and Southeast approximately 3800 ft with the East, South and West shorelines of Lake Malone in Muhlenburg County, around said peninsula, to the point of beginning, containing approximately 172 acres more or less as shown by the attached Topographic Map.

John N. Tinsley
JOHN N. TINSLEY
Registered Land Surveyor
State of Kentucky
Licence No. 2189



PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 6 1993

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

BY: *[Signature]*
PUBLIC SERVICE COMMISSION MANAGER

Exhibit "A" (1)

DATE OF ISSUE August 6, 1993

DATE EFFECTIVE August 6, 1993

ISSUED BY *[Signature]*
Name of Officer, Chairman

P O Box 836, Elkton, KY 42220
Address

C496