

P.S.C. Ky. No.

Cancels P.S.C. Ky. No.

OF

Rates, Rules and Regulations for Furnishing

AT

POWELL'S VALLEY WATER DISTRICT

P.O. BOX 550 31 ADAMS RIDGE ROAD

CLAY CITY KY 40312

Filed with PUBLIC SERVICE COMMISSION OF KENTUCKY

CANCELLED

NOV 2003

ISSUED..... JULY 23 19 96
PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

EFFECTIVE..... MAY 20 19 96

MAY 20 1996

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

BY: Jordan C. Neal
FOR THE PUBLIC SERVICE COMMISSION

ISSUED BY..... POWELL'S VALLEY WATER DISTRICT
(Name of Utility)

BY

Form for filing Rate Schedules

For Community, Town or City

P.S.C. NO. _____

_____ SHEET NO. _____

CANCELLING P.S.C. NO. _____

_____ SHEET NO. _____

Powells Valley Water District
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

	RATE PER UNIT
First 2,000 gallons	\$13.35
Next 2,000 gallons	6.01
Next 2,000 gallons	4.76
Over 6,000 gallons	4.82

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 _____

DATE EFFECTIVE _____

ISSUED BY _____
Name of Officer

TITLE _____

Issued by authority of an Order of the Public Service Commission of Kentucky
in Case No. 97-298 dated July 28, 1997.

Form for filing Rate Schedules

For Clay City, Powell's Valley Water Di
Community, Town or City

P.S.C. NO. _____

Powell's Valley Water District
Name of Issuing Corporation

_____ SHEET NO. _____

CANCELLING P.S.C. NO. _____

_____ SHEET NO. _____

CLASSIFICATION OF SERVICE

RATE
PER UNIT

Bill adjustments will be made upon proof of excess water loss due to leak that is verified by Powell's Valley Water District employee. Customer will pay at rate consistent with an average monthly bill over the previous six (6) month period. All additional usage will be calculated at current cost to the District. (Current cost is \$2.15 per thousand gallons)

Customer request for bill adjustment must be made in person at the office or in writing.

Powell's Valley Water District does not have fire protective hydrants. an above ground flush hydrant can be set at property owner's expense but will become property of Powell's Valley Water District.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

JUL 01 1997

CANCELLED
NOV 2003

PURSUANT TO 807 KAR 5.011,
SECTION 9(1)
BY: Jordan C. Neal
FOR THE PUBLIC SERVICE COMMISSION

DATE OF ISSUE 7-28-97

DATE EFFECTIVE _____

ISSUED BY Earl Adams
Name of Officer

TITLE _____

Issued by authority of an Order of the Public Service Commission of Kentucky dated _____

FOR CLAY CITY , POWELL COUNTY

P.S.C. Ky. No. _____

Sheet No. _____

POWELL'S VALLEY WATER DISTRICT

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

Sheet No. _____

RULES AND REGULATIONS

~~THE FOLLOWING RULES AND REGULATION ARE SUBJECT TO CHANGE BY THE WATER DISTRICT COMMISSIONERS~~
AT ANY TIME SUBJECT TO APPROVAL BY THE PUBLIC SERVICE COMMISSION.

1. RETURNED CHECKS: A \$10 SERVICE FEE WILL BE CHARGED TO EACH CUSTOMER FOR EACH RETURNED CHECK.
2. METER TEST REQUEST: UPON REQUEST A CUSTOMER MAY HAVE HIS METER TESTED AND ADJUSTMENT WILL BE MADE TO THE BILL WHERE THE METER IS FOUND TO BE WRONG. IF SUCH TEST SHOWS THE METER TO BE IN WORKING ORDER A \$25 CHARGE SHALL BE MADE.
3. A CHARGE OF \$10 WILL BE MADE ANY TIME THE SERVICE MAN GOES OUT TO PERFORM ANY REQUESTED SERVICE.
4. IF THE METER IS REMOVED FOR NON-PAYMENT A \$20 CHARGE SHALL BE MADE.
5. METER READING RECHECK: A CHARGE OF \$10 SHALL BE MADE FOR A TRIP TO RECHECK A METER READING AT CUSTOMER'S REQUEST, IF THE READING IS FOUND TO BE CORRECT.
6. CONNECTION FEE: \$350.00 CAN BE PAID AS FOLLOWS; \$200.00 DOWN AND \$50.00 PER MONTH UNTIL PAID.
7. DISCONNECT/RECONNECT: \$40.00
8. DEPOSIT REQUIRED FOR CUSTOMER CREDIT = 2/12 OF ESTIMATED BILL. INTEREST WILL BE PAID AT THE RATE RECEIVED BY THE UTILITY, UNTIL DEPOSIT IS REFUNDED.
9. PENALTY FOR UNPAID BILLS AFTER 10TH (10% OF BILL)
10. ALL BILLS DUE 10TH OF MONTH. IF NOT PAID BY THE 20TH OF THE MONTH, SERVICE WILL BE DISCONTINUED AFTER COMPLIANCE WITH 807 KAR 5:006, SECTION 11, DISCONTINUANCE OF SERVICE. (3) (a) NONPAYMENT OF BILLS.

PUBLIC SERVICE COMMISSION

KENTUCKY

DISCONTINUANCE OF SERVICE

MAY 20 1996

CANCELLED

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

NOV

2003

BY: Jordan C. Neel
FOR THE PUBLIC SERVICE COMMISSION

DATE OF ISSUE 5-20-96
Month Day Year

DATE EFFECTIVE JUNE 96
Month Day Year

ISSUED BY E. Paul Oshorn CHAIRMAN P.O. BOX 550 CLAY CITY KY 40312
Name of Officer Title Address

P.S.C. NO. _____

_____ SHEET NO. _____

CANCELLING P.S.C. NO. _____

_____ SHEET NO. _____

POWELL'S VALLEY WATER DISTRICT
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

	RATE PER UNIT
FIRST 2,000 GALLONS (MINIMUM BILL)	\$11.89
NEXT 2,000 GALLONS	5.28
NEXT 2,000 GALLONS	4.03
OVER 6,000 GALLONS	4.09

A SURCHARGE OF \$0.22 PER 1,000 GALLONS SHALL REMAIN IN EFFECT FOR ONE MONTH OR UNTIL \$1,326.82 HAS BEEN COLLECTED TO PAY BEECH FORK WATER COMMISSION FOR PURCHASES FROM AUGUST 1995 THROUGH MAY 1996.

NOTE:
BILL ADJUSTMENTS WILL BE MADE UPON PROOF OF EXCESS WATER LOSS DUE TO LEAK THAT IS VERIFIED BY POWELL'S VALLEY WATER DISTRICT EMPLOYEE. CUSTOMER WILL PAY AT RATE CONSISTANT WITH AN AVERAGE MONTHLY BILL OVER THE PREVIOUS SIX (6) MONTH PERIOD. ALL ADDITIONAL USAGE WILL BE CALCULATED AT CURRENT COST TO THE DISTRICT (CURRENT COST IS \$1.55 PER THOUSAND)

CUSTOMER REQUEST FOR BILL ADJUSTMENT MUST BE MADE IN PERSON AT THE OFFICE OR IN WRITING.

POWELL'S VALLEY WATER DISTRICT DOSE NOT HAVE FIRE PROTECTIVE HYDRANTS. AN ABOVE GROUND FLUSH HYDRANT CAN BE SET AT PROPERTY OWNER'S EXPENSE BUT WILL BECOME PROPERTY OF POWELL'S VALLEY WATER DISTRICT.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

CANCELLED

MAY 20 1996

NOV 2003

PURSUANT TO 807 KAR 5011,
SECTION 9 (1)

BY: Jordan C. Neal
FOR THE PUBLIC SERVICE COMMISSION

DATE OF ISSUE 5-20-96

DATE EFFECTIVE June 96

ISSUED BY Earl Adams
Name of Officer

TITLE CHAIRMAN

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

Powell's Valley Water District

P.O. Box 500

Clay City, Kentucky 40312

606-663-5870

RULES AND REGULATIONS

EXTENSIONS OF MAINS TO APPLICANTS FOR SERVICE

1. EXTENSIONS OF 50 FEET OR LESS PER APPLICANT.

AN APPLICANT WITH A POINT OF SERVICE THAT CAN BE REACHED BY A MAIN EXTENSION OF 50 FEET OR LESS WILL BE PROVIDED SERVICE WITHOUT CHARGE FOR THE MAIN EXTENSION ITSELF IF AN AGREEMENT TO USE SERVICE FOR ONE YEAR IS MADE AND A GUARANTEE THEREOF IS PROVIDED. THE UTILITY WILL BEAR THE COST OF THE MAIN EXTENSION. THE APPLICANT'S COST WILL BE IN ACCORDANCE WITH THE UTILITY'S APPROVED TARIFFS FOR METERED SERVICE CONNECTIONS.

IN LIKE MANNER, THE UTILITY WILL BEAR THE COST OF AN EXTENSION OF 100 FEET FOR 2 APPLICANTS, 150 FEET FOR 3 APPLICANTS, 200 FEET FOR 4 APPLICANTS, ETC. THIS MAY BE REFERRED TO AS THE "50 FOOT RULE". THE REGULATION FOR EXTENSIONS OF MORE THAN 50 FEET PER APPLICANT ARE DEFINED UNDER THE REGULATION HEREIN BY THAT TITLE.

2. EXTENSIONS OF MORE THAN 50 FEET PER APPLICANT.

APPLICANTS THAT CANNOT BE REACHED BY 50 FEET OF EXTENSION PER APPLICANT WILL PAY FOR THE EXTENSION FOOTAGE THAT EXCEEDS 50 FEET PER APPLICANT. THEIR COST WILL BE BASED ON THE AVERAGE COST PER FOOT OF THE EXTENSION MULTIPLIED BY THE EXCESS FOOTAGE; WITH EACH APPLICANT BEARING AN EQUAL SHARE OF THIS COST.

APPLICANTS WILL HAVE AN OPPORTUNITY TO RECOVER SOME OF THEIR COST AS NEW APPLICANTS ARE CONNECTED DIRECTLY TO THE EXTENSION: (A) FROM THE 5 YEAR COST SHARING PLAN DESCRIBED HEREIN AND (B) FROM THE 10 YEAR (50 FOOT REFUND) PLAN DESCRIBED BY REGULATIONS OF THE KENTUCKY PUBLIC SERVICE COMMISSION: 807 KAR 5:066, SECTION 12.2 (B). DURING THE "10-YEAR REFUND PLAN", THE APPLICANTS OF INTEREST IN THE EXTENSION WILL RECEIVE EQUAL SHARES OF THE DOLLAR VALUE OF 50 FEET OF THE EXTENSION FOR EACH NEW APPLICANT CONNECTED DIRECTLY TO THE EXTENSION. DURING THE EFFECTIVE PERIOD OF THE "COST SHARING PLAN", AN EQUAL SHARE OF THE CONTRIBUTION REQUIRED OF NEWLY CONNECTED APPLICANTS WILL BE REFUNDED BY THE DISTRICT TO ALL APPLICANTS OF INTEREST AND EACH NEWLY CONNECTED APPLICANT WILL BECOME AN APPLICANT OF INTEREST IN THE EXTENSION AFTER THEIR CONTRIBUTION IS RECEIVED BY THE DISTRICT. THE CONTRIBUTION FOR EACH NEW APPLICANT WILL BE BASED ON A RECOMPUTATION OF DISTRICT'S SHARE OF COST AND APPLICANT'S SHARE OF COST IN ACCORDANCE WITH THE METHOD SHOWN ON ATTACHMENT NUMBER 1 TO THIS REGULATION.

For each extension either Option A or Option B will be used, but both options will not be used on the same extension.

CANCELLED
PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
NOV 2003
MAR 11 1992

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

DATE OF ISSUE 1/15/92

DATE EFFECTIVE PUBLIC SERVICE COMMISSION MANAGER

ISSUED BY Earl Adams
Name of Officer

CHAIRMAN
Title

PO. Box 550 CLAY CITY, KY 40312
Address

Form for filing Rate Schedules

FOR Clay City, Ky
Community, Town or City
P.S.C. NO. _____
SHEET NO. _____
CANCELLING P.S.C. NO. _____
SHEET NO. _____

Powell's Valley Water District
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

RATE
PER UNIT

MONITORING OF CUSTOMER USAGE

At least once annually the Company 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 50% percent or more and cannot be attributed to a readily identified common cause, the Company will compare the customer's monthly usage records for the 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 Company 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 Company will test the customer's meter to determine whether it shows an average error greater than 2 percent fast or slow.
6. The Company will notify the customers 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 Company will immediately investigate usage deviations brought to its attention as a result of its on-going meter reading or billing processes or customer inquiry.

CANCELLED
NOV PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
JUL 14 1992

DATE OF ISSUE _____
ISSUED BY Earl Adams
Name of Officer

DATE EFFECTIVE _____
TITLE Chairman PURSUANT TO 807 KAR 5:011.
SECTION 9(1)

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

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

Form for filing Rate Schedules

FOR POWELL'S VALLEY WATER DIS
Community, Town or City

P.S.C. NO. _____

SHEET NO. _____
CANCELLING P.S.C. NO. _____

SHEET NO. _____

POWELL'S VALLEY WATER DIS.
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

RATE
PER UNIT

Calculated Deposits

ALL

(Insert above: Business/Commercial or residential or all) Customer's deposits shall be based upon actual usage of the customer at the same or similar premises for the most recent 12-month period, if such information is available. If usage information is not available, the deposit will be based on the average bills of similar customers and premises in the system. The deposit amount shall not exceed 2/12 of the customer's actual or estimated annual bill where bills are rendered monthly, 3/12 where bills are rendered bimonthly, or 4/12 where bills are rendered quarterly.

CANCELLED
PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
NOV 2003
AUG 26 1992

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

DATE OF ISSUE _____
ISSUED BY Earl Adams
Name of Officer

DATE EFFECTIVE _____ BY Steve Delle
TITLE CHAIRMAN PUBLIC SERVICE COMMISSION MANAGER

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

Form for filing Rate Schedules

FOR POWELL'S VALLEY WATER DIS.
Community, Town or City
P.S.C. NO. 0990357
SHEET NO. _____
CANCELLING P.S.C. NO. _____
SHEET NO. _____

POWELL'S VALLEY WATER DIS.
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

**R
PER**

DEPOSITS

The Company may require a minimum cash deposit or other guaranty to secure payment of bills.

Service may be refused or discontinued for failure to pay the requested deposit. Interest, as prescribed by KRS 278.460, will be paid annually either by refund or credit to the customer's bill, except that no refund or credit will be made if the customer's bill is delinquent on the anniversary date of the deposit.

The deposit may be waived upon a customer's showing of satisfactory credit or payment history, and required deposits will be returned after one (1) year if the customer has established a satisfactory payment record for that period. If a deposit has been waived or returned and the customer fails to maintain a satisfactory payment record, a deposit may then be required. The Company may require a deposit in addition to the initial deposit if the customer's classification of service changes or if there is a substantial change in usage. Upon termination of service, the deposit, any principal amounts, and any interest earned and owing will be credited to the final bill with any remainder refunded to the customer.

In determining whether a deposit will be required or waived, the following criteria will be considered:

1. Previous payment history with the Company. If the customer has no previous history with the Company, statements from other utilities, banks, etc. may be presented by the customer as evidence of good credit.
2. Whether the customer has an established income or line of credit.
3. Length of time the customer has resided or been located in the area.
4. Whether the customer owns property in the area.
5. Whether the customer has filed bankruptcy proceedings within the last seven years.
6. Whether another customer with a good payment history is willing to sign as a guarantor for an amount equal to the required deposit.

If a deposit is held longer than 18 months, the deposit will be recalculated at the customer's request based on the customer's actual usage. If the deposit on account differs from the recalculated amount by more than \$10.00 for a residential customer or 10 percent for non-residential customer, the Company may collect any underpayment and shall refund any overpayment by check or credit to the customer's bill. No refund will be made if the customer's bill is delinquent at the time of the recalculation.

CANCELLED
PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
AUG 26 1992

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

DATE OF ISSUE _____
ISSUED BY Edna Williams
Name of Officer

DATE EFFECTIVE August 26, 1992
TITLE CHAIRMAN
PUBLIC SERVICE COMMISSION MANAGER

Issued by authority of an Order of the Public Service Commission of Kentucky

Powell's Valley Water District

P.O. Box 500
Clay City, Kentucky 40312
606-663-5870

WORKSHEET FOR CALCULATION OF CUSTOMER
CONTRIBUTION FOR WATER MAIN EXTENTION

Name of extention: _____

Location: Beginning at: _____

Ending at: _____

Date placed in service: _____

Date refund expires: _____

- 1.Total cost of construction of main
(not including meter connections) \$ _____
- 2.Divided by total length of water
main in feet. + _____
- 3.Cost per ft.of main = \$ _____ ft.
- 4.50ft. times cost/ft. x 50ft. _____
- 5.Districts cost per customer = \$ _____
- 6.Times number of customers
connected to main. x _____
- 7.Districts total portion of
cost. \$ _____
- 8.Total cost of construction
main(Line1) \$ _____
- 9.Minus Districts total portion
of cost (Line 7) - _____
- 10.Part to be paid by customers = _____
- 11.Divided by number of customers
(Line 6) ÷ _____
- 12.Each customers contribution
for water main extention. \$ _____
- 13.Plus the approved Tap-on-Fee
(NOT-REFUNDABLE) + \$ _____
- 14.Total contribution to be paid
by each customer connected to the
main extension at this time. = \$ _____

CANCELLED
PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE
NOV 2003
MAR 11 1992

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

BY: *Shirley Deller*
PUBLIC SERVICE COMMISSION MANAGER

Powell's Valley Water District

P.O. Box 500
Clay City, Kentucky 40312
606-663-5870

BY-LAWS, RULES AND REGULATIONS

The Commission of the Powell's Valley Water District of Bowell County, Kentucky at a meeting _____ adopted the following By-Laws and Regulations:

ARTICLE I. NAME. The name of this District is the Powell's Valley Water District. The principal office of this District shall be located at Clay City but the District may maintain offices and places of business at such other places within the State as the Commissioners may determine.

ARTICLE 2. SEAL. The seal of the District shall have inscribed thereon the name of the District and such other inscription as the Commissioners may designate and adopt. The Secretary of the District shall have custody of the seal.

ARTICLE 3. MEMBERSHIP. The customers are the members of this District. The duties of the members are set out hereinafter. A customer must enter into a written users agreement for water service at the office of the District. Said agreement including service received thereunder is not assignable by the customer.

ARTICLE 4. COMMISSIONERS. The Commission is a body corporate as provided by KRS 74.070 and is created and its powers and duties are coincident with applicable Kentucky Statutes. The business and affairs of the District shall be conducted by Commissioners who have been appointed pursuant to statute. In view of the present statutory requirements that the Commissioners of the District be selected by the County Judge of Powell County, Kentucky, the customers at the annual meeting held in the year prior to the selection of each Commissioner shall recommend the name of three or less members of the District for consideration by the County Judge with the request that he select one of the members as a Commissioner. Such meeting date, time and place shall be fixed by the Secretary to be held during the first month of the fiscal year and any present customer may vote.

ARTICLE 5. MEETINGS. The Commissioners shall meet at least once every three months and at such other times as necessary to conduct business. The Chairman and/or the Secretary may call such meetings by giving the other Commissioners three days oral or written notice, and two Commissioners constitute a quorum.

ARTICLE 6. OFFICERS. Officers shall be elected annually at the first meeting of the fiscal year, but in the event the election is not to be held, officers shall continue to hold office until an election is requested by one of the Commissioners.

ARTICLE 7. SALARIES. The Commissioners shall receive an annual salary of not more than thirty six hundred dollars to be fixed by the County Court and paid out of the Water District fund as provided by KRS 74.

CANCELLED PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

MAR 11 1992

BY: Shirley Belle
PUBLIC SERVICE COMMISSION MANAGER

Powell's Valley Water District

P.O. Box 500
Clay City, Kentucky 40312
606-663-5870

ARTICLE 8. BONDS. The District shall pay for the purchase of the fidelity bond of each Commissioner required by the court and the position fidelity bond of the Treasurer.

ARTICLE 9. VACANCIES. Vacancies of the Commission shall be filled by the County Court.

ARTICLE 10. TREASURER'S DUTY. The Treasurer of the Commission shall pay out the funds of the Commission only upon presentation of warrants signed by the Chairman and countersigned by the Secretary of the Commission. As compensation for his services the Treasurer shall receive an amount fixed by the Commission, not to exceed two hundred dollars. He shall execute bond to the Commission in an amount fixed by the Commission.

ARTICLE 11. POWERS. The Commission may acquire and install pipe and water laterals, and operate a water system. The Commission shall be a body corporate for all purposes, and may make contracts for the water district with municipalities and persons for a water supply, and for the sale of water and for all other purposes connected with its business. It may prosecute and defend suits, hire necessary employees including Commissioners for duties to which their salary limitation herein shall not apply, and do all acts necessary to carry on the work. It may establish and revise a fiscal year. The Commission shall have all powers provided by Kentucky Statutes including KRS 74 and KRS 106.

ARTICLE 12. RATES. The Commission may establish and revise water rates and make reasonable regulations for the disposition and consumption of water.

ARTICLE 13. DISPOSITION OF ASSETS. In the event the District terminates business by reason of liquidation or sale of its assets, and in the event there is a sum of money remaining after the District has sold its property and paid its debts of every kind including all bonded indebtedness, then the District shall seek court approval of a distribution of the money based on the following plan:

(a) One-half of the said money shall be distributed to the original subscribers, their heirs, devisees and assigns in direct ratio to the connection fees paid by them prior to construction of the line;

(b) One-half of the said money shall be distributed to each customer, his heirs, devisees and assigns, who has at any time purchased water from the District, in direct ratio to the total water bill the customer paid during the entire operation of the system.

The District does not in any way represent that this means disposing of the assets of the District in the event of liquidation or sale will be approved by the court.

FILED
PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

PURSUANT TO 807 KAR 5:011.

SECTION 9 (1)
BY Richard H. Miller
PUBLIC SERVICE COMMISSION MANAGER

MAR 11 1992

ARTICLE 14. MISCELLANEOUS. The Commission may acquire a water line or system operating in the District as provided by KRS 74.100.

Powell's Valley Water District

P.O. Box 500
Clay City, Kentucky 40312
606-663-5870

ARTICLE 15. The Commission may condemn rights-of-way as provided in KRS 416.010 to 416.080 and KRS 106.240.

ARTICLE 16. So long as the United States is the insurer of any bonds issued by the District, the Commission will not, without the consent of the Farmers Home Administration, United States Department of Agriculture, take any action with respect to diminishing the territorial limits of the District and will notify the Farmers Home Administration of any proposal or petition to diminish the territorial limits of the District as soon as the Commission has acquired knowledge thereof.

ARTICLE 17. The Commission may finance the acquisition and the construction of authorized works of improvement by the issuance of (1) special assessment bonds, (2) revenue bonds, or (3) a combination special assessment and revenue bond, payable primarily from water revenue supplemented, when necessary, by special assessments. If the combination special assessment and revenue bond is used, the special assessment will not be levied, nor will the lien thereof be attached until such time as it is necessary to make up any deficit in the water revenue to meet annual obligations.

ARTICLE 18. The Commission may issue refunding bonds as provided by KRS 74.320 and 74.330 and KRS 106.

ARTICLE 19. THE COMMISSION shall keep an account of the time spent by all employees employed on an hourly basis and each item of expense incurred in connection with the District.

ARTICLE 20. The fees of officers for services rendered in such capacity shall be the same as fees now allowed by law for similar services in other cases. Such fees shall be taxed as a part of the costs and paid on order of the court. Fees or compensation for any service not otherwise provided for shall be fixed and paid by the Commission.

ARTICLE 21. The Commission shall secure personnel to repair and maintain water district property including mains, lines, meters, storage tanks, etc. When necessary, shall secure personnel to read meters and shall secure personnel to bill customers. The Commissioners may retain an attorney to represent the District. The District may enter into contracts for service, labor and material, and construction as provided by law.

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PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

ARTICLE 22. The Commission may make all provisions contracts for sale of water, connection charges, and other District services and assets, including the plan of collection thereof. The system manager may at his discretion discontinue delivery of water to any delinquent customer. The District will install, maintain and operate a main distribution pipe line or lines from the source of water supply and service lines from the main distribution pipe line or lines to the property line of each customer of the District. If the Commission determines it is feasible to serve such customer: by which points designated as delivery points, meters to be purchased and maintained shall be placed. The cost of service

MAR 11 1992
PURSUANT TO 807 KAR 5.011
SECTION 2(1)
BY: *[Signature]*
PUBLIC SERVICE COMMISSION MANAGER

Powell's Valley Water District

P.O. Box 500

Clay City, Kentucky 40312

606-663-5870

lines from the main distribution pipe line or lines of the District to the property line of each customer shall be paid by the District or the customer, or both, in a manner to be determined by the Commission at the time of installation depending upon the length of the service line. The District will also purchase and install a cut-off valve in each service line from its main distribution line or lines, such cut-off valve to be owned and maintained by the District and to be installed on some portion of the service line owned by the District. The District shall have the sole and exclusive right to the use and operation of such cut-off valve.

Each service line shall connect with the District's water system at the nearest available point to the place of desired use by the customer if the District's water system shall be of sufficient capacity to permit the delivery of water through a service line at that point without interfering with the delivery of water through a prior service line. If the District's water system shall be inadequate to permit the delivery of water through a service line installed at such point without interfering with the delivery of water through a prior service line, then such service line shall be installed at a point to be designated by the Commission. Each customer will be required to install and own the service line from the meter to the place of use on his premises and to maintain such portion of the service line.

Each customer shall be entitled to purchase from the District pursuant to such agreements as may from time to time be provided and required by the Commission such water as the customer may desire, subject however, to the provisions of these By-laws and to such rules and regulations as may be prescribed by the Commission provided, however, that should a customer sell or dispose of a portion of his property or subdivide the same he or the new owner of each such new tract may not demand water and taps without paying connection fees for each such tract to be served.

In the event the total water supply shall be insufficient to meet all the needs of the members or in the event there is a shortage of water, the Commission may prorate the water available among the various members on such basis as is deemed equitable by the Commission, and may also prescribe a schedule of hours covering use of water and require adherence thereto or prohibit the use of water for specified purposes.

ARTICLE 23. The Commission is authorized to secure insurance on storage tanks, if any, and such other properties as the District owns, against fire, windstorms and other calamity and liability insurance, in such amounts and with such companies as other privately-owned water systems ordinarily carry. In addition, the District will carry insurance for Director's liability.

ARTICLE 24. The District shall own all lines and meters held by or for it, in the absence of a written agreement to the contrary.

ARTICLE 25. The Commission shall secure engineering services for an annual engineering inspection and report dealing with operation and maintenance practice if the Commission desires or if so required by the bond holder or the Federal Government as insurer of the bonds.

CANCELLED
2003
PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 11 1992

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

By: *Sharon Hallett*
PUBLIC SERVICE COMMISSION MANAGER

Powell's Valley Water District

P.O. Box 500
Clay City, Kentucky 40312
606-663-5870

ARTICLE 26. The Commission may contract with any person or entity for the sale of water and if such person or entity is metered within the District boundaries, he or it is a member of the District for such time as he or it pays the District bills pertaining to such metered connection.

ARTICLE 27. The By-Laws shall not be amended without the permission of the Farmers Home Administration, United States Department of Agriculture, so long as the United States is the holder or insurer of any bonds issued by the District so long as any of the bonds remain unpaid.

ARTICLE 28. All applicable Kentucky Statutes which now or may hereafter exist are incorporated herein and made a part of these By-Laws and the Commissioners may use any powers therein contained in addition to those herein set out. Any provision herein in violation of Kentucky Statute which is now or may hereafter be in effect is null and void, the remainder of these By-Laws to continue in full force and effect.

ARTICLE 29. An annual audit on a fiscal year basis will be made of the books and accounts pertinent to said project by competent auditor. No later than 60 days after the close of each fiscal year copies of such audit report certified by such accountant shall be promptly mailed to the Farmers Home Administration without request and to any bond holder that may have requested same in writing.

The following rules and regulations are hereby adopted, subject to change by the Commission at any time. These rules and regulations are intended to supplement the bond resolution, the rate resolution, and the By-Laws:

- A. All taps and connections to the mains of the District shall be made by and/or under the direction and supervision of District personnel.
- B. Water service may be discontinued by the District for any violation of any rule, regulation, or condition of service and especially for any of the following reasons:
 - 1. Misrepresentation in the application or contract as to the property or fixtures to be supplied or additional use to be made of water.
 - 2. Failure to report to the District additions to property or fixtures to be supplied or additional use to be made of water.
 - 3. Resale or giving away of water.
 - 4. Waste or misuse of water due to improper or imperfect service pipes and or failure to keep in repair.

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MAR 11 1992

BY: *Sharon Miller*
PUBLIC SERVICE COMMISSION MANAGER

SECTION 9 (1)
KAR 5:011

Powell's Valley Water District

P.O. Box 500
Clay City, Kentucky 40312
606-663-5870

- 5. Tampering with meter, meter seal, service, or valves or permitting such tampering by others.
- 6. Connection, cross-connection, or permitting the same, of any separated water supply to premises which receive water from the District.
- 7. Non-payment of bills.

C. Any customer desiring to discontinue the water service to his premises for any reason must give notice of discontinuance in writing at the business office of the District; otherwise, a customer shall remain liable for all water used and service rendered by the District until said notice is received by the District.

D. Bills and notices relating to the conduct of the business of the District will be mailed to the customer at the address listed on the users agreement unless a 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 the payment of any bill or any performance required in said notice.

E. 1. Bills for water service are due and payable at the office of the District, or to any designated agent, on the date of issue. The past due date shall be the tenth day after the date of issue. Bills will be dated and mailed on the first day of each month.

2. All bills not paid on or before the past due date shall be deemed delinquent. The district ~~may~~ serve a customer a written final notice of said delinquency. If delinquent bill is not paid within ten days after date of such final notice, the water supply to the customer may be discontinued without further notice, *in accordance with 807 KAR 5:006, Section 11 (3)(a)*

3. Meters will be read monthly between the 15th and 20th of each month.

F. Where the water supply to the customer has been discontinued for non-payment of delinquent bills, a charge of ~~\$40.00~~ ²⁰⁰³ (twenty) will be made for reconnection of water service, but the reconnection will not be made until after all delinquent bills and other charges, if any, owed by the customer to the district have been paid.

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of 1/2 estimated annual bill.

G. The District reserves the right to require a nominal sum be placed on deposit with the District for the purpose of establishing or maintaining any customer's credit.

(1) The Powell's Valley Water District does not guarantee any water pressure on the fire hydrants. The fire department will be responsible for any damage done to PVWD lines by fire department equipment personnel.

BY: *[Signature]*
PUBLIC SERVICE COMMISSION

Powell's Valley Water District

P.O. Box 500

Clay City, Kentucky 40312

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- H. 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.
- I. Upon written request of any customer, the meter serving said customer shall be tested by the District. Such test will be made without charge to the customer if the meter has not been tested within 12 months preceding the requested test; otherwise, a charge of \$25.00 will be made and then only if the test indicates meter accuracy within the limits of 2%. If a meter is inaccurate in excess of 2%, adjustments shall be made for the six preceding months prior to test according to the inaccuracy in excess of 2%.
- J. 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.
- K. The District shall make all reasonable efforts to eliminate interruption of service and when such interruptions occur will endeavor to reestablish 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.
- L. 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. No person shall be entitled to damages nor for any portion of a payment refunded for any interruption of service which in the opinion of the District may be deemed necessary.
- M. Customers having boilers and/or pressure vessels receiving a supply of water from the district must have a check valve on the water supply line and a vacuum valve on the steam line to prevent collapse in case the water supply from the District is discontinued or interrupted for any reason, with or without notice.
- N. The premises receiving a supply of water and all service lines, meters and fixtures, including any fixtures within said premises, shall at all reasonable hours be subject to inspection by the District.
- O. 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.

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

BY: *Shirley Hallett*
PUBLIC SERVICE COMMISSION MANAGER Page 7

Powell's Valley Water District

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- P. The customer's service line shall be installed and maintained by the customer at his own expense in a safe and efficient manner and in accordance with the District rules and regulations and with the regulations of the Department of Health.
- Q. If any loss or damage to the property of the District or any accident or injury to persons or property is caused by or results from the negligence or wrongful action of the customer, member of his household, his agent or employee, the cost of the necessary repairs or replacements shall be paid by the customer to the District and any liability otherwise resulting shall be that of the customer.
- R. Water furnished by the District may be used for domestic consumption by the customer, member of his household, and employees only. The customer shall not sell or give away the water to any other person.
- S. All customers shall grant or convey, or shall be caused to be granted or conveyed, to the District a perpetual easement and right-of-way across any property owned or controlled by the customer wherever said easement or right-of-way is necessary for the District water facilities and lines so as to be able to furnish service to the customer.
- T. Complaints may be made to the operator of the system whose decision may be appealed to the Board of Commissioners of the District within ten days; otherwise, the operator's decision will be final.
- U. The water bills shall be paid at The Powell's Water District Office
Clay City, Ky.

ARTICLE 30. This Resolution shall take effect and be in force from and after its passage.

I, the undersigned, Secretary to the Powell's Valley Water District, do hereby certify the foregoing to be a true and accurate copy of the By-Laws, Rules and Regulations of said District, as adopted by the Board of Commissioners.

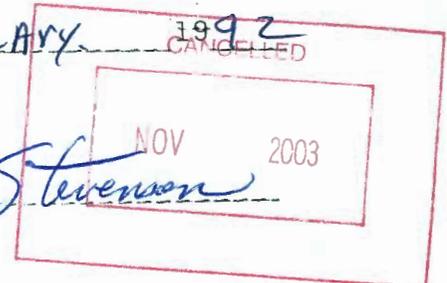
WITNESS my hand this 15 Day of JANUARY

1992
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MAR 11 1992

John H. Stevenson
SECRETARY



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

BY: Charles Walker
PUBLIC SERVICE COMMISSION MANAGER

Earl Adams
CHAIRMAN

FOR Powell County

P.S.C. Ky. No. 2

1st Sheet No. 3

Cancelling P.S.C. Ky. No. 1

Sheet No. _____

Powell's Valley Water District

RULES AND REGULATIONS

PURCHASED WATER ADJUSTMENT CLAUSE APPLICABLE TO ALL RATE SCHEDULES

(1) The rates authorized herein are based upon the wholesale cost of water to the utility pursuant to valid contracts or wholesale tariffs on file with the Commission. For the purposes of this purchased water adjustment clause, the 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. 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 12-month period ended within 90 days of the filing date and showing billing both under such base rate and under the changed rate;

(c) A detailed statement of water sold for the same 12-month period;

(d) A balance sheet and statement of operating expenses and revenues for the most recent 12-month period for which that information is available;

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

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

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

(2) The utility will not implement its proposed revised rates until the Commission issues an Order authorizing it to do so. If an

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OF KENTUCKY
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MAY 26 1983

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

DATE OF ISSUE 4 6 83
Month Day Year

DATE EFFECTIVE 5 26 83
Month Day Year

ISSUED BY Simpson Barnett
Name of Officer

Commissioner
Title

P.O. Box 500
Clay City, KY
Address 40312

SIGNATURE Simpson Barnett

DATE July-19-1983

FOR Powell County

P.S.C. Ky. No. 2

1st Sheet No. 4

Cancelling P.S.C. Ky. No. 1

Sheet No. _____

Powell's Valley Water District

RULES AND REGULATIONS

adjustment is authorized, the supplier's changed rate shall become the supplier's base rate for use in future application.

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

- (a) Volume of water purchased for 12-month period ended _____ (which is within 3 months of effective date of supplier's rate change) 1/ _____ M Gal.
- (b) Cost at new rates \$ _____
- (c) Cost at Base Rate \$ _____
- (d) Total change in cost (Item b minus Item c) \$ _____
- (e) Volume sold for same period as in Item a _____ M Gal.
- (f) PWA per M gallon sold (Item d divided by Item e) _____ ¢

Note 1: Item a cannot, for this computation table, exceed Item e divided by .85.

In the event a refund is received from the supplier for amounts previously paid, the following tabulations will be made:

- (a) Total refund received \$ _____

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MAY 26 1983
PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: *Jordan C. Neal*

DATE OF ISSUE 4 6 83 DATE EFFECTIVE 5 26 83
 Month Day Year Month Day Year

ISSUED BY Simpson Barnett Commissioner
 Name of Officer Title
 Address P.O. Box 500
Clay City, KY
 40312

SIGNATURE *Simpson Barnett* DATE July 19, 1983

FOR Powell County

P.S.C. Ky. No. 2

1st Sheet No. 5

Cancelling P.S.C. Ky. No. 1

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Powell's Valley Water District

RULES AND REGULATIONS

- (b) Total amount of water estimated to be sold during 2-month period beginning with the first day of the month following receipt of the refund. _____ M Gal.
- (c) Refund factor per unit of water sold (Item a divided by Item b) _____ ¢
- (d) The refund factor may be adjusted in the final month to more accurately reflect the amount to be refunded.

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

(4) The base rate for purchased water for future application of this Purchased Water Adjustment Clause shall be:

Supplier

City of Clay City	First 2,000,000 gal.	\$1,960 minimum
	Over 2,000,000 gal.	\$.98 per 1,000 gal.

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OF KENTUCKY
EFFECTIVE**

MAY 26 1983

PURSUANT TO 807 KAR 5:011,
SECTION 9(7)

BY: Jordan C. Neel
NOV 2003

DATE OF ISSUE	<u>4</u>	<u>6</u>	<u>83</u>	DATE EFFECTIVE	<u>5</u>	<u>26</u>	<u>83</u>
	Month	Day	Year		Month	Day	Year
ISSUED BY	<u>Simpson Barnett</u>			Commissioner	P.O. Box 500		
	Name of Officer			Title	Clay City, KY		
					Address 40312		
SIGNATURE	<u>Simpson Barnett</u>			DATE	<u>July 19, 1983</u>		