

P. S. C. Ky. No. _____

Cancels P. S. C. Ky. No. _____

EAST DAVIESS COUNTY WATER ASSOCIATION, INC.

OF

Owensboro, Kentucky

Rates, Rules and Regulations for Furnishing
WATER SERVICE

AT

Eastern Portion of Daviess County

Filed with PUBLIC SERVICE COMMISSION OF
KENTUCKY

ISSUED June 28, _____, 1972

EFFECTIVE Sept. 2, _____, 1971

CHECKED
PUBLIC SERVICE COMMISSION

JUL 14 1972
by [Signature]
ENGINEERING DIVISION

ISSUED BY East Daviess Co. Water Assn., Inc.
(Name of Utility)

BY Jerome Hamilton
Jerome Hamilton, President

CH-81

FOR East Daviess County
Water Assoc., Inc.
 P.S.C. Ky. No. 2
 Original Sheet No. 1
 Cancelling P.S.C. Ky. No. 1
 Sheet No. _____

East Daviess County Water Assoc., Inc.

RULES AND REGULATIONS

At a special meeting of the Board of Directors of East Daviess County Water Association, Inc., it was resolved that Section III (C) of the Rules and Regulations of East Daviess County Water Association, Inc. be amended as follows:

"Tap on fee to become effective July 18, 1977, shall be as follows: (I)

	<u>Charge</u>
5/8" x 3/4" Meter	\$ 250.00
3/4" Meter	300.00
1" Meter	350.00
1-1/2 " Meter	500.00
2" Meter	750.00
3" Meter	1,000.00
4" Meter or Larger - Actual Cost"	

"The following rates and charges shall be charged:

<u>5/8" x 3/4" Meter</u>	<u>Monthly Rate</u>
First 2,000 gallons	\$6.75 Minimum
Next 4,000 gallons	1.75 per 1,000 gallons
Next 4,000 gallons	1.50 per 1,000 gallons
Next 40,000 gallons	1.25 per 1,000 gallons
Over 50,000 gallons	1.00 per 1,000 gallons

<u>3/4" Meter</u>	
First 3,000 gallons	\$8.50 minimum
Next 3,000 gallons	1.75 per 1,000 gallons
Next 4,000 gallons	1.50 per 1,000 gallons
Next 40,000 gallons	1.25 per 1,000 gallons
Over 50,000 gallons	1.00 per 1,000 gallons

<u>1" Meter</u>	
First 6,000 gallons	\$13.75 Minimum
Next 4,000 gallons	1.50 per 1,000 gallons
Next 40,000 gallons	1.25 per 1,000 gallons
Over 50,000 gallons	1.00 per 1,000 gallons

<u>1-1/2" Meter</u>	
First 10,000 gallons	\$19.75 Minimum

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 ENGINEERING DIVISION

Cont'd

DATE OF ISSUE 7 18 77 DATE EFFECTIVE 7 1 77
 Month Day Year Month Day Year
 ISSUED BY Jerome Hamilton President 208-B West Third St.
 Name of Officer Title Owensboro, Ky. Address

FOR East Daviess County
Water Assoc. Inc.
 P.S.C. Ky. No. 2
Original Sheet No. 2
 Cancelling P.S.C. Ky. No. 1
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East Daviess County Water Assoc., Inc.

RULES AND REGULATIONS

1-1/2" Meter

Next 40,000 gallons
 Over 50,000 gallons

Charge

\$ 1.25 per 1,000 gallons
 1.00 per 1,000 gallons

2" Meter

First 20,000 gallons
 Next 30,000 gallons
 Over 50,000 gallons

\$32.25 Minimum
 1.25 per 1,000 gallons
 1.00 per 1,000 gallons

(I)
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 (I)



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DATE OF ISSUE July 18, 1977 DATE EFFECTIVE July 1, 1977
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 ISSUED BY Jerome Hamilton President 208-B W. Third St.
 Name of Officer Title Owensboro, Ky. Address

East Daviess County Water Assn., Inc.

RULES AND REGULATIONS

- I. Service Classification. There shall be no distinction of this category.
- II. Service Application.
 - A. Any bona fide occupant of a single family dwelling; or to each residential unit in an auto court, duplex, or multiple dwelling building; or person holding property having reasonable accessibility to the source of and who is in need of having water supplied to his place of occupancy of property may be a member of this company by obtaining a membership certificate from the company. Persons who receive the approval of the Board of Directors may be admitted to membership upon subscribing for a membership certificate and by signing such agreements for the purchase of water as may be provided and required by the company, provided that no person otherwise eligible shall be permitted to subscribe for or require a membership of the company if the capacity of the company's water system is exhausted by the needs of its existing members. A fee of \$6.00 dollars shall be paid for each membership.
 - B. The Company may reject any application for membership when the applicant is delinquent in payment of bills incurred for service previously supplied at any location.
 - C. Violation of any of the provisions of these rules, by-laws or any other regulation of the Company, the Company may remove the meter and discontinue service. Where the meter is thereafter reinstalled, the member shall first pay to the Company a reinstallation charge of \$10.00 dollars. If the member voluntarily requests removal of his meter for a definite or indefinite period, the reinstallation charge shall be the minimum nonthly water rate multiplied by the number of months the meter has been out of service, or the established tap fee, whichever is the lesser.

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The individual in whose name the membership certificate is prepared shall be responsible for payment of all bills incurred in connection with the service rendered.

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III. Initial or Minimum Charges.

- A. The flat minimum monthly rate, as set up in the water rate schedule for the year, will be payable irrespective of whether any water is used by the member during any month.
- B. The flat minimum monthly rate, as set up in the water rate schedule for the year, will be payable irrespective of seasonal use, in which event the Company may be required to remove the meter, the Company when service is again restored will make a charge for such reinstallation as set out in Section II, C, hereinabove.

C. The Tap fee of \$ 250.00 dollars shall be made for each new meter installation where a ~~5/8~~ or ~~3/4~~ inch meter is used regardless of location. Each meter requires a separate meter reading sheet, and each meter reading sheet will cover a separate and individual account. C-17-23

- D. Water furnished for a given lot or farmstead shall be used on that lot only. Each member's service must be separately metered at a single delivery and metering point. All commercial use, including storerooms and stalls for business purposes shall be metered separately from any residential use, and vice versa.
- E. In addition to the collection of regular rates, the Company may collect from the member a proportionate share of any privilege, sales, or use tax or impositions, based on gross revenue received by the Company.

IV. Company's Responsibility.

- A. The Company will install, maintain and operate a main distribution pipeline or lines from the source of water supply, and service lines from the main distribution line or lines to the property line of each member of the Company at which points,

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 Name of Officer Title

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 Address

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RULES AND REGULATIONS

designated as delivery points, meters to be purchased, installed, owned and maintained by the Company, shall be placed. The cost of the service line or lines from the main distribution line or lines of the Company to the property line of each member shall be paid by the Company. The Company 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 Company and to be installed on same portion of the service line owned by the Company. The Company shall have the sole and exclusive right to use of such cut-off valve to turn it on and off.

- B. Each member shall be entitled to not to exceed one (1) service line from the Company's water system unless otherwise approved by the Board of Directors and provided that the member shall be required to pay the prevalent tap fee for each service line. No new service line or change in an existing service line may be made which will interfere with an existing service line or the delivery of water therein. Each service line shall connect with the company's water system at the nearest available place to the place of desired use by the member if the Company's water system shall be of sufficient capacity to permit the delivery of water through a service line at that place without interfering with the delivery of water through a prior service line. If the Company's water system shall be inadequate to permit the delivery of water through a service line installed at such place without interfering with the delivery of water through a prior service line, then such service line shall be installed at such place as may be required to dig or have dug a ditch, to purchase and install, and to maintain such portion of the service line or lines from the property line of the member to his own dwelling; or other place of use on his premises at his own expense, provided that the Company may, if the Board of Directors so elect, purchase the pipe for and install such portion of such service line or lines, the cost of which will, however, be paid by the individual members.

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Name of Officer

President
Title
208-B W. 3rd St.
Address

C-11281

East Daviess Co. Water Assn., Inc.

RULES AND REGULATIONS

V. Company's Liability.

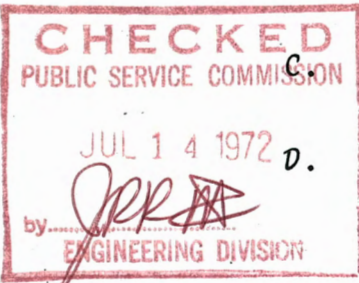
- A. The Company does not assume the responsibility of inspecting the member piping or apparatus and will not be responsible therefor.
- B. The Company reserves the right to refuse service unless the member's line or piping are installed in such manner as to prevent cross-connections or back-flow.
- C. The Company shall not be liable for damage of any kind whatsoever resulting from water or the use of water on the member's premises, unless such damage results directly from negligence on the part of the Company. The Company shall not be responsible for any damage done or by resulting from any defects in piping, fixtures, or appliances on the member's premises. The Company shall not be responsible for negligence of the third persons, or forces beyond the control of the Company resulting in any interruption of service.
- D. Under normal conditions, the members will be notified of any anticipated interruptions of service.

VI. Member's Responsibility.

- A. Piping on the premises of the member must be so installed that the connections are conveniently located with respect to Company lines and mains.
- B. If the Company is called upon to provide additional meters, each place of metering will be considered as a separate and individual account.

The Member shall provide a place of metering, which is unobstructed and accessible at all times.

- D. The member shall furnish and maintain a private cut-off valve on the member's side of the meter. The Company is to provide a like valve on the Company's side of such meter.



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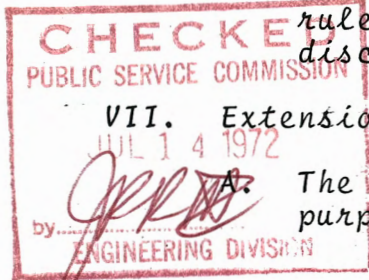
ISSUED BY Jerome Hamilton President 208-B. W. 3rd St.
 Name of Officer Title Address

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East Daviess Co. Water Assn., Inc.

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- E. The member's piping and apparatus shall be installed and maintained by the member at the member's expense in a safe and efficient manner and in accordance with the Company rules and regulations and in full compliance with sanitary regulations of the State Board of Health.
- F. The member shall guarantee proper protection for the Company's property placed on the member's premises and shall permit access to it only by authorized representatives of the Company.
- G. In the event that any loss or damage to the property of the Company or any accident or injury to persons or property is caused by or results from the negligence or wrongful act of the member, his agent or employees, the cost of the necessary repairs or replacements shall be paid by the member to the Company and any liability otherwise resulting shall be assumed by the member.
- H. The amount of such loss or damage or the cost of repairs shall be added to the member's bill and if not paid, service may be discontinued by the Company.
- I. Water furnished by the Company shall be used for domestic consumption by the member, members of his household, and employees only. The member shall not sell water to any other person or permit any other person to use said water. Water shall not be used for irrigation, fire protection, or other purposes, except that when water is available in sufficient quantity without interfering with the regular domestic consumption, then the water may be used for any other purpose. Disregard for this rule shall be sufficient cause for refusal or discontinuance of service.



VII. Extensions to Mains and Services.

The Company will supply service for temporary purposes, provided that the Company has water

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available in excess of the Company's regular needs, and provided the Company has available material and equipment necessary to supply said service. Each applicant for such service must pay in advance to the Company the Company's estimate of cost of labor and materials, less salvage value on removal, for installing and cost of removing such service.

- B. The Company will construct extensions to its water lines to points within its area but the Company shall not be required to make such installations unless the member pays to the Company the entire cost of the installation.
- C. All line extensions shall be evidenced by contract, signed by the Company and the person advancing funds for said extension, but each contract shall be null and void unless approved by the Farmers Home Administration and other governing bodies.
- D. If refund of the advance is to be made, the following method shall apply; Twenty (20%) Percent of the total gross revenue for water sales per year for each service connected to the new extension described in the agreement, for a period not to exceed five years, provided that the aggregate payments do not exceed the total amount deposited.

No refund shall be made from any revenue received from any lines leading up to or beyond the particular line extension covered by contract. It is understood that the Company may, at its option, at any time, within the five-year period, refund in full the difference between the amount that has already been refunded and the amount deposited.

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VIII. Access to Premises.

A. Duly authorized agents of the Company shall have access, at all reasonable hours, to the premises of the member for the purpose of installing or

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removing Company property, inspecting piping, reading or testing meters or for any other purpose in connection with the Company's service and facilities.

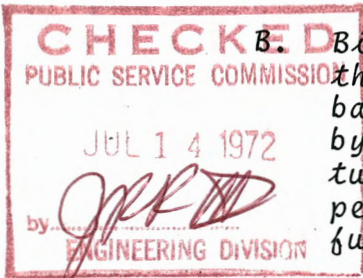
- B. Each member shall grant or convey, or shall cause to be granted or conveyed to the Company a permanent easement and right-of-way across any property owned or controlled by the member wherever said permanent easement and right-of-way is necessary for the Company water facilities and lines, so as to be able to furnish service to the member.

IX. Change of Occupancy.

- A. Not less than one week's notice must be given in person or in writing to the Company to discontinue service or to change occupancy.
- B. The outgoing party shall be responsible for all water consumed up to the time of departure or the time specified for departure whichever period is longer.
- C. A charge of one (1.00) dollar will be made for each meter for each turn-on or cut-off, other than change of occupancy.

X. Meter Reading - Billing - Collection.

- A. Meters will be read and bills rendered monthly, but the Company reserves the right to vary the dates or length or period covered, temporarily or permanently if necessary or desirable.



Bills for water will be figured in accordance with the Company's published rate schedule and will be based on the amount consumed for the period covered by the meter readings, except where a member orders turn-of, the minimum bill to such member for such period shall be equal to the minimum charge for one full month's service.

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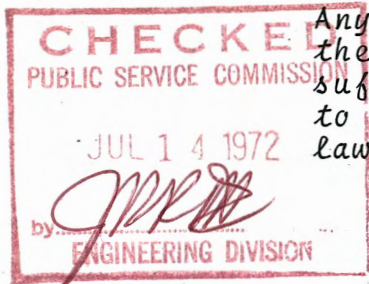
RULES AND REGULATIONS

- C. Charge for service commences when meter is installed and connection made, whether used or not.
- D. Reading from different meters will not be combined for billing, irrespective of the fact that said meters may be for the same or different premises, or the same or different members, or for the same or different services.
- E. Bills are due when rendered and delinquent after ten (10) days; if not paid in thirty (30) days, service may be discontinued by the Company.
- F. Delinquent notices will be mailed to the member ten (10) days after the regular monthly billing date, and if payment is not made within thirty (30) days after due date, service will be discontinued.
- G. Failure to receive bills or notices shall not prevent such bills from becoming delinquent nor relieve the member from payment.

XI. Suspension of Service.

- A. When services are discontinued and all bills paid, membership certificates will be purchased by the Company at its fair book value.
- B. Upon discontinuance of service for non-payment of bills, the deposit plus the fair book value of the membership certificate will be applied by the Company toward settlement of the account.

Any balance will be refunded to the member, but if the deposit and membership certificate is not sufficient to cover the bill, the Company may proceed to collect the balance in the usual way provided by law for the collection of debts.



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- C. Service discontinued for non-payment of bills will be restored only after bills are paid in full, and a service charge of ten (\$10.00) dollars paid for each meter reconnected.
- D. The Company reserves the right to discontinue its service without notice for the following additional reasons:
 1. To prevent fraud or abuse.
 2. Consumer's willful disregard of Company rules.
 3. Emergency repairs.
 4. Insufficiency of supply due to circumstances beyond the Company's control.
 5. Legal process.
 6. Director of public authorities.
 7. Strike, riot, fire, flood, accident or any unavoidable cause.
- E. The Company may in addition to prosecution by law, permanently refuse service to any member who tampers with a meter or other measuring device.

XII. Complaints - Adjustment.

- A. If the member believes his bill to be in error, he shall present his claim, in person or in writing, to the Board of Directors before the bill becomes delinquent. Such claim, if made after the bill has become delinquent, shall not be effective in preventing discontinuance of service, as heretofore provided. The member may pay such bill under a protest and said payment shall not prejudice his claim.



B. The Company will make special meter readings at the request of the member for a fee of one (\$1.00) dollar, provided, however, that if such special reading discloses that the meter was overread, no charge will be made.

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