

P.S.C. Ky. No. 1

Cancels P.S.C. Ky. No.

PRATER CREEK WATER DISTRICT

OF

FLOYD COUNTY

Rates, Rules and Regulations for Furnishing  
WATER SERVICE

AT

PRATER CREEK WATER DISTRICT, FLOYD COUNTY  
Communities of Banner and Dana, KY

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

MAY 1 1991

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

BY: *Shawn Datta*  
PUBLIC SERVICE COMMISSION MANAGER

Filed with PUBLIC SERVICE COMMISSION OF  
KENTUCKY

ISSUED June 14, 1991

EFFECTIVE, 19

ISSUED BY Prater Creek Water District  
(Name of Utility)

BY *Erwin Akers*  
Chairman

C 7.06

Form for filing Rate Schedules

For Prater Creek Water District  
Community, Town or City

Prater Creek Water District  
Name of Issuing Corporation

P.S.C. NO. \_\_\_\_\_

original SHEET NO. 3

CANCELLING P.S.C. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

CLASSIFICATION OF SERVICE

	RATE PER UNIT
Special Charges:	
Connection fee	\$275.00
Meter Changes (if meter test shows to be more than two percent fast, this charge will be refunded.)	13.00
Service Investigation Charge (this charge will be for service investigations if interruption of service is not caused by failure of District's facilities)	8.00
<p><b>PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE</b></p> <p><b>OCT 21 1986</b></p> <p>PURSUANT TO 807 KAR 5:011, SECTION 9 (1)</p> <p>BY: <u>J. Geoghegan</u></p>	

DATE OF ISSUE October 22, 1986

DATE EFFECTIVE 10-21-86

ISSUED BY Ervin Akers  
Name of Officer Ervin Akers

TITLE Chairman

Issued by authority of an Order of the Public Service Commission of Kentucky in Case No. 9369 dated October 21, 1986.

*C7-96*

P.S.C. Ky. No. \_\_\_\_\_

OCT 21 1986

original Sheet No. 4

Prater Creek Water District PURSUANT TO 807 KAR 5:011, Cancelling P.S.C. Ky. No. \_\_\_\_\_

SECTION 9 (1) BY: J. Deaghegan Sheet No. \_\_\_\_\_

RULES AND REGULATIONS

1. Additional Rules and Regulations - these rules and regulations are in addition to the rules of the Kentucky Public Service Commission as of \_\_\_\_\_.
2. Application for Service - each prospective customer desiring water service maybe required to sign the District's Standard Contract for Water Service before service is supplied by the District. No service will be installed unless there is a main distribution line existing along the road from which service is requested. When an extension of the utility's main to serve an applicant or group of applicants amounts to more than fifty (50) feet per applicant, the utility will follow the procedure outlined in 807 KAR 5:066 Section 12(2)(a)(b) (3)(4)(5)and (6).
3. All service is to be metered - each residence, i.e., dwelling place, apartment, mobile home, must be separately metered. Similarly, all commercial developments shall be separately metered unless covered by a master meter and special contract. Any extensions of or additions to existing service connection shall be considered theft of service, subject to immediate termination of service.
4. Discontinuance of service by District - District may refuse to connect or may discontinue service for the violation of any of its rules and regulations, or for violations of any of the provisions of the Schedule of Rates and Charges, or of the Standard Contract for Water Service. District may discontinue service to customer for: (a) lack of timely payment of bills. The District may at any time subsequent to twenty (20) days after the mailing date of the original bill, and upon at least forty-eight (48) hours written notice, discontinue service. Such termination notice shall be exclusive of and separate from the original bill. If prior to discontinuance of service there is delivered to the District payment of the amount in arrears, then discontinuance of service shall not be made, or as to residential services where a written certificate is filed, signed by a physician, a registered nurse or a public health officer stating that in the opinion of the person making the certification 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 notification.  
(b) the theft of water or the appearance of water theft devices on premises of customer. The District shall not be required to restore service until the customer has complied with all rules of the District and regulations of the PSC.

DATE OF ISSUE	October	22	1986	DATE EFFECTIVE	10	21	86
	Month	Day	Year		Month	Day	Year

ISSUED BY	Ervin Akers	Ervin Akers	Chairman	Dana, KY
	Name of Officer		Title	Address

C 7-96

Form for filing Rate Schedules

For Prater Creek, Floyd County  
Community, Town or City

P.S.C. NO. \_\_\_\_\_

Revised SHEET NO. 1

CANCELLING P.S.C. NO. \_\_\_\_\_

SHEET NO. \_\_\_\_\_

Name of Issuing Corporation \_\_\_\_\_

CLASSIFICATION OF SERVICE

	RATE PER UNIT
Monthly Water Service Rates:	
First 2,000 Gallons (Minimum Bill)	\$ 13.78
Over 2,000 Gallons	5.39 (Per 1,000 Gallon)
<p>PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE</p> <p>MAY 1 1991</p> <p>PURSUANT TO 807 KAR 5:011, SECTION 9 (1)</p> <p>BY: <u>Sharon Deller</u> PUBLIC SERVICE COMMISSION MANAGER</p>	

DATE OF ISSUE June 14, 1991

DATE EFFECTIVE May 1, 1991

ISSUED BY Ervin Akers  
Name of Officer

TITLE Chairman

Issued by authority of an Order of the Public Service Commission of Kentucky  
in Case No. 91-107 dated April 30, 1991

C-7-96

Form for filing Rate Schedules

For Prater Creek, Floyd County  
Community, Town or City

P.S.C. NO. \_\_\_\_\_

Revised SHEET NO. 2

CANCELLING P.S.C. NO. \_\_\_\_\_

\_\_\_\_\_ SHEET NO. \_\_\_\_\_

Prater Creek Water District  
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

	RATE PER UNIT
Emergency Service to Mud Creek Water District	\$ 1.79 (Per 1,000 Gallon)
<p>PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE</p> <p>MAY 1 1991</p> <p>PURSUANT TO 807 KAR 5:011. SECTION 9 (1)</p> <p>BY: <u>[Signature]</u> PUBLIC SERVICE COMMISSION MANAGER</p>	

DATE OF ISSUE June 14, 1991

DATE EFFECTIVE May 1, 1991

ISSUED BY Ervin Akers  
Name of Officer

TITLE Chairman

Issued by authority of an Order of the Public Service Commission of Kentucky  
in Case No. 91.107 dated Apr. 30, 1991.

C7-96

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

FOR Prater Creek, Floyd County

P.S.C. Ky. No. \_\_\_\_\_

OCT 21 1986

original \_\_\_\_\_ Sheet No. 5

Prater Creek Water District PURSUANT TO 807 KAR 5:011,  
SECTION 9 (1)

Cancelling P.S.C. Ky. No. \_\_\_\_\_

BY: J. Seoghegan

Sheet No. \_\_\_\_\_

RULES AND REGULATIONS

5. Billing. Bills will be rendered monthly and shall be paid within ten days from date of bill at the office of District. Failure to receive bill will not release customer from payment obligations. Should bills not be paid as above, a 10% penalty will be incurred.
6. Deposit. A deposit equal to approximately twice the average monthly water bill of type of service requested may be required of any customer before water service is supplied. Upon termination of service, deposit may be applied by the District against any unpaid bills of the customer, and if any balance remains after such application is made, said balance shall be refunded to the customer.
7. Point of Delivery. The point of delivery is the point where the meter is located on the customer's premises. All water lines, plumbing, and equipment beyond the meter shall be installed and maintained by the customer.
8. Termination of Contract by Customer. Customers who have fulfilled their contract terms and wish to discontinue service must give at least three (3) days notice, in person or in writing to that effect, unless contract specified otherwise. Notice to discontinue service prior to expiration of contract term will not relieve customer from any minimum or guaranteed payment under any contract or rate.
9. 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 metering point should not be less than 3/4"; however, a larger size may be needed to provide adequate service. If the customer's point of use is at a higher elevation than the point of delivery, the customer should consult with a reputable engineering firm to size the service line from the metering point to their residence.
10. Right of Access. The customer must agree to permit the District to lay, maintain, repair or remove such water lines which is the property of the District located on the customer's property with the right of ingress and egress over customer's property. The District's duly authorized representative and/or other duly authorized employee of the State Health Department bearing proper credentials and identification shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement, sampling and testing, in accordance with the provisions of these Rules and Regulations.

DATE OF ISSUE October 22 1986  
Month Day Year

DATE EFFECTIVE 10 21 86  
Month Day Year

ISSUED BY Ervin Akers Ervin Akers Chairman Dana, KY  
Name of Officer Title Address

C7-9

PUBLIC SERVICE COMMISSION  
OF KENTUCKY  
EFFECTIVE

FOR Prater Creek, Floyd County

P.S.C. Ky. No. \_\_\_\_\_

OCT 21 1986

original Sheet No. 6

Prater Creek Water District PURSUANT TO 807 KAR 5:011,

SECTION 9 (1)  
BY: J. Deoghegan

Cancelling P.S.C. Ky. No. \_\_\_\_\_

Sheet No. \_\_\_\_\_

RULES AND REGULATIONS

11. Interruption of Service. The District will use reasonable diligence in supplying water service, but shall not be liable for breach of contract in the event of, or for loss, injury, or damage to persons or property resulting from interruptions in service, excessive or inadequate water pressure or otherwise unsatisfactory service, whether or not caused by negligence.
12. Additional Load. The service connection supplied by the District for each customer has a definite capacity, and no addition to the equipment or load connected thereto will be allowed except by consent of the District. Failure to give notice of additions or changes in load, and to obtain the District's consent for same, shall render the customer liable for any damage to any of the District's lines or equipment caused by the additional or changed installation, and shall constitute theft of service (see #3).
13. Notice of Trouble. Customer shall notify the District immediately should the service be unsatisfactory for any reason, or should there be any defects, trouble or accidents affecting the supply of water. Such notices, if verbal, should be confirmed in writing.
14. Nonstandard Service. Customer shall pay the cost of any special installation necessary to meet his particular requirements for service other than standard water tap.
15. 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 applications, 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.
16. Damage to District's Water System. No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance, or equipment which is a part of the District's water works. Any person violating this provision shall be subject to immediate arrest and discontinuation of water service and shall pay the cost of repairing or replacing the pipe or appurtenance.

DATE OF ISSUE	October	22	1986	DATE EFFECTIVE	10	21	86
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ISSUED BY	Ervin Akers	Chairman	Dana, KY
	<u>Ervin Akers</u>		
	Name of Officer	Title	Address

C7-9

FOR Prater Creek, Floyd County

P.S.C. Ky. No. \_\_\_\_\_

original \_\_\_\_\_ Sheet No. 7

Cancelling P.S.C. Ky. No. \_\_\_\_\_

\_\_\_\_\_ Sheet No. \_\_\_\_\_

Prater Creek Water District

RULES AND REGULATIONS

- 17. Relocation of Water Facilities. District may, at the request of customer, relocate or change existing District-owned equipment. Customer shall reimburse District for such changes at actual cost including appropriate overhead, upon presentation by the District of an itemized invoice of charges.
- 18. Revisions. These Rules and Regulations may be revised, amended, supplemented, or otherwise changed from time to time by either of the two (2) following methods:
  - a. By order of the Public Service Commission upon formal application by the District, and after hearing, as provided by Commission regulation set forth in 807 KAR 5:011 Section 6(3)(b).
  - b. By issuing and filing on at least twenty (20) days notice to the KY PSC and the public all proposed changes in the Rules and Regulations, as provided by Commission regulations set forth in 807 KAR 5:011 Section 6(3)(b).
- 19. Conflict. In case of conflict between any provisions of any rate schedule and the schedule of Rules and Regulations, the rate schedule shall apply.
- 20. Bill Adjustment. In conformity with 807 KAR 5:006 Sections 9 and 20 of KY PSC regulations, whenever a meter in service is found upon periodic request or complaint test to be more than two percent (2%) fast, additional test shall be made at once to determine the average error of the meter. If the result of the test shows an average error greater than two percent (2%) fast or two percent (2%) slow, then the customer's bill will be recomputed for the period in which the meter error occurred. If the period in which the meter error existed is unknown, then the bill will be recomputed for one-half (1/2) of the elapsed time since the last previous test, but in no case to exceed twelve (12) months. When a meter is tested and it is found necessary to make a refund or back bill a customer, the customer shall be given written notification of the date, location, and results of the test, as well as the amount to be deducted from or added to his regular bill.

PUBLIC SERVICE COMMISSION  
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SECTION 9 (1)

BY: J. Deoghegan

DATE OF ISSUE	<u>October 22</u>	<u>1986</u>	DATE EFFECTIVE	<u>10</u>	<u>21</u>	<u>86</u>
	Month	Day	Year	Month	Day	Year

ISSUED BY	<u>Ervin Akers</u>	<u>Ervin Akers</u>	Chairman	<u>Dana, KY</u>
	Name of Officer		Title	Address

C-7-96

FOR Prater Creek, Floyd County

P.S.C. Ky. No. \_\_\_\_\_

original \_\_\_\_\_ Sheet No. 8

Cancelling P.S.C. Ky. No. \_\_\_\_\_

Sheet No. \_\_\_\_\_

Prater Creek Water District

RULES AND REGULATIONS

PURCHASED WATER ADJUSTMENT CLAUSE

Tabulation Form to be used for purchased water adjustments in accordance with 807 KAR 5:067, Purchased Water Adjustment Clause, as adopted by the Public Service Commission.

- 1. Volume of water purchased for 12-month period ended \_\_\_\_\_ M Gal.  
(which is within 3 months of effective date of supplier's rate) 1/
- 2. Cost at new rates \$ \_\_\_\_\_
- 3. Cost at Base Rate \$ \_\_\_\_\_
- 4. Total change in cost (item 2 minus item 3) \$ \_\_\_\_\_
- 5. Volume sold for same period as in item 1 \_\_\_\_\_ M Gal.
- 6. PWA per M gallon sold (item 4 divided by item 5) \_\_\_\_\_ ¢

Note 1: Item 1 cannot, for this computation table, exceed item 5 divided by .85.

PUBLIC SERVICE COMMISSION  
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ISSUED BY Ervin Akers Chairman Dana, KY  
Name of Officer Title Address

C7-96

FOR Prater Creek, Floyd County

P.S.C. Ky. No. \_\_\_\_\_

original 9 Sheet No. \_\_\_\_\_

Cancelling P.S.C. Ky. No. \_\_\_\_\_

Sheet No. \_\_\_\_\_

Prater Creek Water District

RULES AND REGULATIONS

PURCHASED WATER ADJUSTMENT CLAUSE (Cont.)

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

1. Total refund received \$ \_\_\_\_\_
2. 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.
3. Refund factor per unit of water sold ( Item 1 divided by Item 2) \_\_\_\_\_ ¢
4. The refund factor may be adjusted in the final month to more accurately reflect the amount to be refunded.

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BY: J. Deaghegan

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Month Day Year

DATE EFFECTIVE 10 21 86  
Month Day Year

ISSUED BY Ervin Akers Chairman  
Name of Officer Title

Dana, KY  
Address

C7-96

C. Smith  
PF

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF PRATER CREEK WATER )  
DISTRICT, FLOYD COUNTY, KENTUCKY FOR )  
AUTHORIZATION OF ITS PROPOSED SALE AND ) CASE NO. 96-201  
CONVEYANCE OF ALL OF ITS WATER SYSTEM )  
PROPERTY, ASSETS AND FUNDS TO THE CITY OF )  
PRESTONSBURG, KENTUCKY )

O R D E R

On May 14, 1996, Prater Creek Water District ("Prater Creek") applied for approval to convey its water distribution system to the city of Prestonsburg.

Having considered the application and being otherwise sufficiently advised, the Commission finds that:

1. Prater Creek operates a water distribution system which serves approximately 355 customers.
2. On January 11, 1996, Prater Creek terminated its Water System Management Contract with Mountain Utility Management Corporation which had been in effect since April 15, 1988.
3. On January 11, 1996, Prater Creek entered into a Financial and Field Management Contract with the city of Prestonsburg for an initial term of one year which allows the city to operate and maintain Prater Creek's distribution system and serve Prater Creek customers directly.

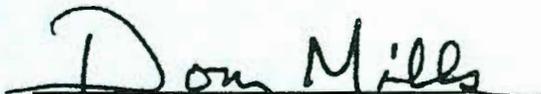
IT IS THEREFORE ORDERED that:

1. The transfer of Prater Creek to the city of Prestonsburg pursuant to the terms of the March 20, 1996 contract is approved.
2. Within 10 days of legal transfer of the title of Prater Creek's water distribution system to Prestonsburg, Prater Creek shall notify the Commission of that event.
3. Prater Creek shall file an annual report of its operation for calendar year 1996 which reflects its operations up to the closing of the transfer approved herein.

Done at Frankfort, Kentucky, this 12th day of July, 1996.

By the Commission

ATTEST:

  
Executive Director