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OCTOBER 21, 2009  
Indiana Utility  
Regulatory Commission

IURC 30-DAY FILING NO. 2611

LAW OFFICE OF  
**ARTHUR C. NORDHOFF JR.**

710 MAIN STREET  
JASPER, INDIANA 47546-3090

TELEPHONE  
812-482-1010

Jerry Webb, Director of Water  
Indiana Utility Regulatory Commission  
Indiana Government Center South - E 306  
302 W. Washington St.  
Indianapolis, IN 46204-2764

RE: St. Anthony Water Utilities, Inc.

Dear Mr. Webb:

Due to several wholesale rate increases over the last year, the St. Anthony Water Utilities, Inc. Board of Directors have instructed me to file under the 30-day process a request for authority to increase rates on a pass-thru basis. It appears that the last rate increase was authorized by the Commission on April 6, 2005.

I am aware that the Commission may require additional documents, and if so please advise me. I will forward legal notice of the filing to be published.

This Utility has been absorbing wholesale increases for the last year and is finally at a position where it can no longer survive without an increase. The Utility respectfully requests the Commission's consideration under the 30-day rule.

Very truly yours,



Arthur C. Nordhoff Jr.

ACNjr:jmw

CC: Office of  
Utility Consumer Counselor

STATE OF INDIANA  
INDIANA UTILITY REGULATORY COMMISSION

PETITION OF ST. ANTHONY )  
WATER UTILITIES, INC. FOR )  
APPROVAL OF AMENDED )  
SCHEDULE OF RATES TO )  
REFLECT INCREASE IN COST )  
OF PURCHASED WATER )

CAUSE NO. \_\_\_\_\_

PETITION FOR APPROVAL  
OF AMENDED SCHEDULE OF RATES

Petitioner, St. Anthony Water Utilities, Inc. (hereinafter referred to as "Petitioner"), respectfully applies to the Indiana Utility Regulatory Commission (hereinafter referred to as "Commission") for its approval of an amended schedule of rates and in support thereof would allege and state:

1. Petitioner is a not-for-profit corporation incorporated in and existing under the statutes of the State of Indiana to own and operate a rural water utility. It furnishes retail water services to the St. Anthony community in Dubois County and wholesale water services to the Town of Birdseye in Dubois County, Indiana.

2. Petitioner is subject to the jurisdiction of the Commission in matter of rates, fees and charges, which is the subject of this petition, pursuant to the Indiana Acts of 1913, Chapter 76, being Indiana Code 8-1-2.

3. That the existing Schedule of Rates and Charges of the Petitioner was established by the Commission by its Order on October 19, 1991 in Cause No. 39193.

4. That the Petitioner has been advised by the Patoka Lake Regional Water & Sewer District, that effective July, 2008, the rates of all wholesale water purchased by Petitioner from said District will be increased from \$1.68 to \$1.78, a copy of which notification dated February 26, 2008, is attached hereto, made part hereof and marked "Exhibit 6".

5. That under Indiana statute, said Patoka Lake Regional Water & Sewer District is not subject to the jurisdiction of this Commission but does furnish water to a number of rural water systems which are subject to the Commission's jurisdiction.

6. That as a result of the above described rate increase by Patoka Regional Water & Sewer District, Dubois Water Utilities, Inc., a wholesale customer of Patoka, and also a wholesale supplier of Petitioner, has advised Petitioner that all wholesale water purchased by Petitioner from Dubois beginning May, 2009 will be increased from \$3.39 to \$4.02, a copy of which notification is attached hereto, made part hereof and marked "Exhibit 7". Dubois had, subsequent to Petitioner's last filing with the Commission in 2005, increased its wholesale rate to Petitioner from \$3.12 to \$3.39, but the Petitioner elected to not pass this increase through to its consumers.

7. Due to said increases, the Petitioner deems it necessary for the continued economic operation of its system to amend its schedule of rates to pass said increase to the consumers of the Petitioner.

8. After payment of such wholesale rate increase, adequate revenue does not exist under the current rate schedule to permit payment of all other legal and necessary expenses incident to the operation of the utility; to provide a fund for the liquidation of indebtedness, to provide adequate funds to be used as working capital and sufficient funds for making required extensions and replacements, and therefore do not produce an income sufficient to maintain such utility property in a sound physical and financial condition to render adequate and efficient service. Accordingly, the existing rates and charges are not reasonable and just charges for service within the meaning and provisions of the Acts of 1913, Chapter 76.

9. Made part hereof by reference is certain data marked Exhibits 2 and 3 inclusive as required by the Order of the Commission, showing that the proposed amended schedule of rates and charges, as set forth in Exhibit 4 hereto is fair and reasonable to the purchasers and necessary to the Petitioner.

10. That the name and address of Counsel for Petitioner is Arthur C. Nordhoff Jr., 710 Main Street, Jasper, Indiana 47546, (Telephone 812-482-

1010) and such Counsel is authorized to receive service on behalf of the Petitioner.

WHEREFORE, the Petitioner respectfully prays that the Indiana Utility Regulatory Commission after such notice and hearing as the law of regulation may require, approve the proposed amended schedule of rates and grant such other relief as the Commission may deem fit.

ST. ANTHONY WATER UTILITIES, INC.

BY:

William Hauser  
WILLIAM HAUSER, SECRETARY

Arthur C. Nordhoff Jr.  
ARTHUR C. NORDHOFF JR.

ATTORNEY FOR PETITIONER

STATE OF INDIANA, COUNTY OF DUBOIS, SS:

William Hauser, being first duly sworn, upon his oath, deposes and says: That he is the Secretary of St. Anthony Water Utilities, Inc., Petitioner in the above entitled cause, and as such officer of said corporation has executed the foregoing Petition, having authority to do so, and knowing the contents thereof states that the statements contained therein are true to the best of his knowledge, information and belief.

William Hauser  
WILLIAM HAUSER

SUBSCRIBED AND SWORN to before me, the undersigned Notary Public in and for said County and State, this 25 day of August, 2009. WITNESS, my hand and Notarial Seal.

My Commission Expires:

9-1-2016

Arthur C. Nordhoff Jr.  
ARTHUR C. NORDHOFF JR. Notary Public  
Resident of Dubois County, Indiana

Arthur C. Nordhoff Jr.  
Attorney at Law  
Attorney #9660-19  
710 Main Street  
Jasper, IN 47546  
(812) 482-1010

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VERIFIED STATEMENT IN SUPPORT OF CHANGE IN SCHEDULE OF RATES

TO THE INDIANA UTILITY REGULATORY COMMISSION:

1. St. Anthony Water Utilities, Inc under and pursuant to the Indiana Utility Regulatory Commission Act, as amended, hereby files with the Indiana Utility Regulatory Commission, an increase ~~of \$0.11 per 1,000 gals.~~ ~~of \$0.11 per 1,000 gals.~~ ~~of \$0.11 per 1,000 gals.~~ (strike one) in its schedule of rates for water sold in the amount of \$0.11 per 1,000 gals. ~~of \$0.11 per 1,000 gals.~~ (strike one).
2. The accompanying changes in the schedule of rates are based solely upon the change in the cost of water purchased by this utility computed in accordance with I70 IAC 6-5-1.
3. All of the matters and facts stated herein and in the attached exhibits are true and correct. The rate changes shall take effect for the next practical consumption period following final approval by the Commission.

St. Anthony Water Utilities, Inc

By:

William Hauser  
William Hauser, Secretary

STATE OF INDIANA )

SS:

COUNTY OF Dubois )

Personally appeared before me, a Notary Public in and for said County and State, this 25th day of August, 2009, William Hauser, who after having been duly sworn according to law, stated that he is an officer of St. Anthony Water Utilities, Inc; that he has read the matters and facts stated above and in all exhibits attached hereto and that the same are true; and that he is duly authorized to execute this instrument for and on behalf of the applicant herein.

Arthur C. Nordhoff Jr  
Notary Public

Arthur C. Nordhoff Jr

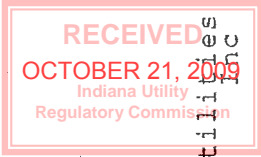
A resident of Dubois County, IN

My Commission expires: Sept. 1, 2016

SCHEDULE OF WATER PURCHASES AND SALES

(1)	(2)	(3)
<u>Month</u>	<u>Gal./cu. ft. Purchased from Supplier</u>	<u>Gal./cu. ft. Sold to Customers</u>
July 2008	5,026,650	4,382,800
August	4,664,700	4,472,175
September	4,917,900	4,890,200
October	4,244,100	3,967,275
November	3,465,150	3,664,850
December	4,365,850	3,671,025
January 2009	3,858,750	3,398,800
February	3,427,800	3,530,400
March	3,926,900	2,783,625
April	3,856,900	3,719,950
May	3,893,650	3,025,150
June	5,174,300	3,780,950
Totals	50,822,650	45,287,200

## ST. ANTHONY WATER UTILITIES, INC.

COMPUTATION OF CHANGE IN COST OF WHOLESALE WATER PURCHASEDCompany Name St. Anthony Water Utilities, Inc Phone Number 812-326-2141Address P.O. Box 154; St. Anthony, IN 47575Name of Wholesale Water Supplier(s) Patoka Lake Regional Water & Sewer District; & Dubois Water Utilities, IncEffective Date of Rate/Supplier Change -Based Upon Water Purchased for Twelve Months Ended June 30, 2009

(1)	(2)	(3)	(4)	(5)	(6)
Rate Component	Supplier's Rates		Purchased Water 1,000 gals.	Annual Cost of Wholesale Water Purchased	
	Immediately Prior to Change	Changed Rate		At Rates Effectively Immediately Prior to Change	At Changed Rate
Patoka Lake Regional-					
Rate	1.68	1.78	50,647	85,087	90,152
Flat fee	208.33	208.33		2,500	2,500
Dubois Water					
Rate	3.39	4.02	175.65	595.45	706

Total Cost of Water Purchased 88,182 93,258

ST. ANTHONY WATER UTILITIES, INC.  
COMPUTATION OF WATER TRACKING FACTOR

1. Cost of Purchases from Exhibit 3, Column 6	New Costs	\$ <u>93,358</u>
2. Cost of Purchases from Exhibit 3, Column 5	Prior Costs	\$ <u>88,182</u>
3. Increased Purchased Water Cost: (1) - (2)		\$ <u>5,176</u>
4. Increase in Gross Receipts Taxes and Other Similar Revenue Based Tax Charges @ _____%		\$ <u>--</u>
5. Increased Revenue Requirements: (3) + (4)		\$ <u>5,176</u>
6. Total Metered <u>Water Sales</u> : (in 1,000 gals. or 100 cu. ft.) from Exhibit 2, Column (3)		\$ <u>45,287.20</u>
7. Tracking Factor: (5) ÷ (6)		\$ <u>0.1147</u>



EXHIBIT 5

LEGAL NOTICE OF FILING FOR A CHANGE  
IN WATER RATES BY  
ST. ANTHONY WATER UTILITIES, INC.

Notice is hereby given that St. Anthony Water Utilities, Inc., under and pursuant to the Public Service Commission Act, as amended, has filed with the Indiana Utility Regulatory Commission an increase in the schedule of rates and charges for water sold by its water utility in the amount of a \$0.11 per 1,000 gals. wholesale water cost tracker.

The changes in the schedule of rates and charges submitted to the Commission are based solely on the change in the cost of water purchased by this utility from Patoka Lake Regional Water & Sewer District and from Dubois Water Utilities, Inc. The rate changes shall apply for the next practical consumption period following final approval by the Commission.

BOARD OF DIRECTORS OF  
ST. ANTHONY WATER UTILITIES, INC.

BY:

William Hauser  
WILLIAM HAUSER, SECRETARY

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## Patoka Lake Regional Water and Sewer District

2647 N. State Road 545  
Dubois, IN 47527-9750  
(812) 678-5781

February 26, 2008

St. Anthony Water Utilities  
C/O John Klem, President  
P O Box 154  
St. Anthony, IN 47575

Re: Wholesale Water Rates

Dear Mr. Klem:

The purpose of this letter is to inform you of a proposed change in the wholesale water rate currently under consideration by the Board of Trustees of the Patoka Lake Regional Water District. This letter is intended to make you aware of the District's need to increase rates and charges and to invite you to provide any questions or comments you may have prior to the introduction of a new rate ordinance. The introduction of this ordinance is anticipated to occur in April, 2008 and be effective with the July, 2008 billing.

Your rates and charges were last adjusted December, 2004. Since that time, the District has experienced increases in the costs of operating its facilities.

Late last year, the Board of Trustees authorized an accounting study of the District's revenues and revenue requirements by the CPA firm of H.J. Umbaugh & Associates. That study, which was conducted using methodologies similar to the 2004 rate study, resulted in the following observation:

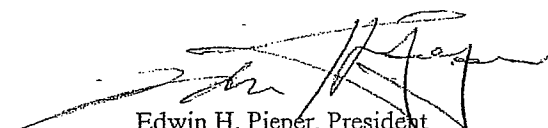
- The District's current rates and charges are insufficient to meet the revenue requirements of the system including operation and maintenance expense, debt service and replacements and improvements.

Based on this observation, the District is proposing to increase its rates and charges by \$0.10 per 1,000 gallons to all customers. Thus, the new wholesale volumetric rate, if adopted, would be \$1.78 per 1,000 gallons (\$1.68 + \$0.10). The fixed monthly charge of \$208.33 would remain unchanged.

The Board of Trustees believes that this increase will produce sufficient revenues for the District to continue to operate safely and effectively.

On behalf of the Board of Trustees of the Patoka Lake Regional Water District, I would like to express our appreciation for your continued trust in our ability to meet your potable water supply needs. We look forward to working with you and your Board to provide the best possible water at reasonable rates consistent with sound business practices. If you have any questions, please do not hesitate to contact me.

Sincerely,



Edwin H. Pieper, President  
Patoka Lake Regional Water & Sewer District

EHP:cd

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P.O. Box 338  
5470 E. Water Works Street  
Dubois, IN 47527-0338



812-678-5161  
1-800-453-6972  
Fax 812-678-2290

April 24, 2009

St. Anthony Water Utilities, Inc.  
P.O. Box 154  
Saint Anthony, IN 47575-0154

Re: Rate Increase

To: St. Anthony Water Utilities, Inc.

Enclosed is a copy of our Rate Increase effective May 2009 – May's usage. You will see Your New Wholesale Rate is \$4.02. We included the tracker fee with rates. You will not see a tracker rate on you bills after the May bill.  
Any questions, please call me at the office.

Sincerely,

A handwritten signature in cursive script, appearing to read "Lorie L. Hubbs".

Lorie L. Hubbs  
Office Mgr.  
Dubois Water Utilities, Inc.

DUBOIS WATER UTILITIES, INC.

SCHEDULE OF WATER RATES AND CHARGES

EFFECTIVE MAY 2009

(a) Meters User Block Schedule:

For use of and service rendered by the waterworks system, based upon the use of water supplied by said waterworks:

<u>Monthly Water Usage</u>		<u>Prior</u> <u>Rate per 1,000 Gallons</u>	<u>Increase</u> <u>In Rates</u>	<u>New</u> <u>Rates</u>
First	5,000 gallons	\$ 7.25	\$ 0.63	\$ 7.88
Next	15,000 gallons	6.48	0.63	7.11
Next	20,000 gallons	5.41	0.63	6.04
Over	40,000 gallons	3.66	0.63	4.29

(b) Metered User Minimum Schedule:

Each user shall pay a minimum charge in accordance with the following applicable size of meter installed, for which the user will be entitled to the quantity of water set out in the above schedule of rates.

<u>Minimum Charges</u>		<u>Monthly Gallonage</u>	<u>New Current</u> <u>Minimum</u>
5/8	inch meter	2,000 gallons	\$ 15.76
3/4	inch meter	2,984 gallons	23.51
1	inch meter	4,964 gallons	39.12
1 1/2	inch meter	11,949 gallons	88.80
2	inch meter	9,937 gallons	145.60
3	inch meter	20,106 gallons	146.69
4	inch meter	33,458 gallons	227.33
6	inch meter	66,935 gallons	382.40

(c) Sales for Resale: Per 1,000 Gallons

	<u>Prior</u> <u>Rate</u>	<u>Increase</u> <u>In Rates</u>	<u>New</u> <u>Rates</u>
Sale of Water to Town of Alfordsville, St. Anthony, Indiana for resale. Volumetric Rate – all usage.			
Volumetric rate - all usage	\$3.39	\$ 0.63	\$4.02
Sale of water to Kalb Crossroads Station for resale.			
Volumetric rate - all usage per 1,000 gallons	\$3.53	\$ 0.63	\$4.16