

BEFORE THE MISSISSIPPI PUBLIC SERVICE COMMISSION OF THE

WEST MADISON UTILITY DISTRICT
WD-100-0841-00

DOCKET NO: 2023-UA-068

IN RE: APPLICATION OF WEST MADISON UTILITY DISTRICT FOR A
SUPPLEMENTAL CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY AUTHORIZING IT TO OPERATE AND MAINTAIN A
WATER SYSTEM IN A SPECIFIED AREA IN MADISON COUNTY,
MISSISSIPPI

**ORDER GRANTING SUPPLEMENTAL CERTIFICATE
OF PUBLIC CONVENIENCE AND NECESSITY**

On May 15, 2023, West Madison Utility District, with its principal offices located in Madison County, Mississippi; filed its Application pursuant to Section 77-3-1, *et seq.*, of the *Miss. Code of 1972, as amended*, seeking a Supplemental Certificate of Public Convenience and Necessity to maintain a water system within a specified area in Madison County, Mississippi.

On June 13, 2024, this matter was referred to Ross Hammons, for hearing, report and recommendation of an appropriate Order pursuant to Miss. Code Ann. § 77-3-40(2).

It appearing to the duly appointed Hearing Examiner that due and proper notice of this filing has been given in the manner and for the time required by law, the Mississippi Public Service Commission, being fully apprised in the premises and after considering the evidence, documents and record before it, and upon recommendation of the Public Utilities Staff, finds as follows:

(1) West Madison Utility District is a body politic of Madison County, Mississippi and was created by the action of the Madison County, Mississippi, Board of Supervisors pursuant to Senate Bill 1520 of the 1966 Extraordinary Session of the Mississippi Legislature and as stated by Resolution contained in the October 5, 1970 Board of Supervisor Minutes.

(2) The Mississippi Public Service Commission has full jurisdiction of the applicant and the subject matter.

(3) Due and proper notice of the pendency of this case has been given in the manner and for the time required by law.

(4) There was one objector to the applicant's petition for the requested Supplemental Certificate and a hearing was held August 19, 2024, to hear the applicant and the objector.

(5) This Commission granted Kearney Park Utilities Company (also known as Kearney Park Utility Company, Inc., a permanent Certificate of Public Convenience and Necessity to construct, operate and maintain a water distribution system in a specified area in Madison County, Mississippi by Orders entered in Docket No. U-2621 and Docket No. U-4500, and West Madison Utility District purchased the Certificate of Public Convenience and Necessity from Kearney Park Utilities Company in Docket No. U-4840.

(6) The public convenience and necessity justifies and requires the grant of this Supplemental Certificate of Public Convenience and Necessity.

(7) West Madison Utility District is ready, willing and able to construct, operate, maintain and repair equipment and related facilities for water service so as to render service to the public for compensation in the area proposed to be served. Moreover, the current and future public convenience and necessity justifies and requires the grant of the requested Supplemental Certificate.

IT IS, THEREFORE, ORDERED, that:

(1) The Public Convenience and Necessity requires the issuance of this Order for a Supplemental Certificate to West Madison Utility District in the specified areas of Madison County, Mississippi, as described in the attached Exhibit "A".

(2) West Madison Utility District is hereby granted a Supplemental Certificate of Public Convenience and Necessity to enlarge its current certificated area and to construct, operate and maintain a water system so as to furnish water service to the public for compensation in a specified area in Madison County, Mississippi as described in the attached Exhibit "A".

Exceptions to this Recommended Order may be filed with the Commission within a period of fifteen (15) days from the date of issuance of this Recommended Order, in accordance with the provisions of Section 77-3-40(5) of the *Mississippi Code of 1972, as amended*. If exceptions are not timely filed, this Recommended Order shall become the Final Order of the Commission.

This Order shall be deemed issued on the day it is served upon the parties herein by the Executive Secretary of this Commission who shall note the service date in the file of this Docket.

SO ORDERED by this Commission on this the 9th day of December 2024.

MISSISSIPPI PUBLIC SERVICE COMMISSION



A True Copy

Ross Hammons, Hearing Examiner

Katherine Collier,
Executive Secretary

Effective this the 9th day of December 2024.

WEST MADISON UTILITY DISTRICT

Water Franchise Area Extension

12/12/2023

AMENDED Exhibit 4

PART 1:

Begin at a point on the West Madison Utility District Franchise Area, said point being the Northeast corner of the Southwest Quarter of the Northwest Quarter (SW 1/4 NW 1/4) of Section 29, Township 9 North, Range 1 West Madison County Mississippi;

Thence East along a line parallel to the North line of Sections 29 and 28 to a point on the East line of Section 28 and West line of Section 27;

Thence North along the West line Section 27 for a distance ± 355 feet more or less to a point;

Thence East along a line parallel to the North line of Section 27 and along County Road to a point on the East line of Section 27, said point being on the Town of Flora Franchise boundary;

Thence South along said franchise boundary and East line of Section 27 to a point being the Southeast corner of the Northeast Quarter of the Northeast Quarter (NE 1/4 NE 1/4) of Section 27, Township 9 North, Range 1 West;

Thence West to the centerline of Lep Childress Road;

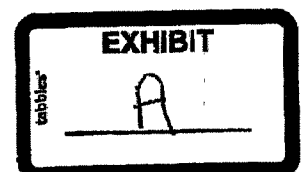
Thence South along the centerline of Lep Childress Road a distance of 3,300 feet to a point;

Thence West along a line parallel to South line of Section 27 a distance of 1,350 feet more or less to a point;

Thence South along a line parallel to East line of Sections 27 a distance of 660 feet to a point on the South line of Section 27;

Thence South along a line parallel to the East line of Section 34 a distance of 1,940 feet to a point;

Thence West along a line parallel to North line of Section 34 and Section 33 a distance of 8,000 feet to a point on the West line of Section 33, said point being on the West Madison Utility Franchise boundary;



Thence along said franchise boundary, North along West line Section 33 to the Southwest Corner of the Northwest Quarter of Northwest Quarter of Northwest Quarter (NW-1/4 NW-1/4 NW-1/4) of Section 33, Township 9 North, Range 1 West Madison County Mississippi;

Thence East along the South line of North Half of North Half of North Half (N-1/2 N-1/2 N-1/2) of Section 33, Township 9 North, Range 1 West Madison County Mississippi, a distance of 2,800 feet more or less, to a point on the North line of the Southwest Quarter of Northwest Quarter of Northeast Quarter (SW-1/4 NW-1/4 NE-1/4) of said Section 33;

Thence North parallel with and 160 feet East of West line of the Northeast Quarter (NE-1/4) of said Section 33 a distance of 660 feet, more or less to a point on the North line of Section 33;

Thence West along the North line of said Section 33 a distance of 160 feet to the Northwest Corner of the Northeast Quarter (NE-1/4) of said Section 33, also being the midpoint of South line of Section 28, Township 9 North, Range 1 West Madison County Mississippi;

Thence North along the mid-section line of said Section 28 to the Northeast Corner of the Southeast Quarter of Southeast Quarter of Southwest Quarter (SE-1/4 SE-1/4 SW-1/4) of said Section 28;

Thence West along the North line of the South Half of South Half of South Half (S-1/2 S-1/2 S-1/2) of said Section 28, a distance of 2,640 feet more or less to the East line of Section 29, Township 9 North, Range 1 West Madison County Mississippi;

Thence North along East line of Section 29 a distance of 660 feet more or less, to the Northeast Corner of the Southeast Quarter of Southeast Quarter (SE-1/4 SE-1/4) of said Section 29;

Thence West along North line of the South Half of Southeast Quarter (S-1/2 SE-1/4) of said Section 29, a distance of 1,980 feet, more or less, to Northeast Corner of the Northwest Quarter of Southwest Quarter of Southeast Quarter (NW-1/4 SW-1/4 SE-1/4) of said section 29;

Thence North along the East line of the West Half of Northwest Quarter of Southeast Quarter (W-1/2 NW-1/4 SE-1/4) of said Section 29 a distance of 1,320 feet, more or less, to Southeast Corner of the Southwest Quarter of Southwest Quarter of Northeast Quarter (SW-1/4 SW-1/4 NE-1/4) of said Section 29;

Thence West along the North Half of the Southeast Quarter (N-1/2 SE-1/4) of Section 29 a distance of 1,980 feet more or less, to the Southeast Corner of the Southwest Quarter of the Northwest Quarter (SW-1/4 NW-1/4) of section 29;

Thence North along the East line of the Southwest Quarter of the Northwest Quarter (SW-1/4 NW-1/4) of section 29 a distance of 1,320 feet more or less, to the Northeast Corner of the

Southwest Quarter of the Northwest Quarter (SW-1/4 NW-1/4 of section 29, this being the point of beginning.

PART 2:

Begin at a point on the West Madison Utility District Franchise Area, said point being on the West line of Section 29, Township 9 North, Range 1 West Madison County Mississippi, at the Southwest Corner of the Northwest Quarter of the Northwest Quarter (NW-1/4 NW-1/4) of Section 29, Township 9 North, Range 1 West Madison County Mississippi;

Thence South along West line of Section 29 to a point on the East right of way line of the Y & M V Railroad (now Illinois Central Railroad);

Thence Southeasterly along said railroad right of way to the North line of Section 32 Township 9 North, Range 1 West Madison County Mississippi;

Thence west along the North line of Section 32 to the Northwest Corner of Section 32 and the Southeast Corner of Section 30, Township 9 North Range 1 West Madison County Mississippi;

Thence West along South line of Section 30 a distance of 1,320 feet more or less, to the Southwest Corner of the Southeast Quarter of the Southeast Quarter (SE-1/4 SE-1/4) of Section 30;

Thence North along the West line of the East Half of the East Half (E-1/2 E-1/2) of Section 30 to the Northwest Corner of the Southeast Quarter of the Northeast Quarter (SE-1/4 NE-1/4) of Section 30;

Thence East 1,320 feet more or less to a point on the East line of Section and West Line of Section 29, said point being the Southwest Corner of the Northwest Quarter of the Northwest Quarter (NW-1/4 NW-1/4) of Section 29, Township 9 North, Range 1 West Madison County Mississippi, to the point of beginning.

PART 3:

Begin at a point on the West Madison Utility District Franchise Area and Town of Flore Franchise Area, said point being at the Northeast Corner of Section 5, Township 8 North, Range 1 West Madison County Mississippi;

Thence South along the East line of Section 5 to the Southeast Corner of the Northeast Quarter of the Northeast Quarter (NE-1/4 NE-1/4) of Section 5;

Thence West along the South line of the Northeast Quarter of the Northeast Quarter (NE-1/4 NE-1/4) of Section 5 to the center line of Kearney Park Road;

Thence Southernly along Kearney Park Road to the intersection of Ellis Road;

Thence West 25' to a point on the East right of way line of Y & M V Railroad (now Illinois Railroad), said right of way line being parallel with and 50 feet measured easterly at right angles to center line of tracks of said railroad;

Thence run North 22 degrees 46 minutes West along the eastern right of way line of said railroad for a distance of 1,939 feet to a point where said railroad right of way changes from a width of 50 feet east of center line of the tracks to a width of 75 feet;

Thence run North 67degrees 14 minutes East for a distance of 25 feet;

Thence run North 22 degrees 46 minutes West along the eastern right of way line of said railroad, which right of way line is parallel with and 75 feet measured easterly at right angles to center line of tracks of said railroad for a distance of 939 feet to the North line of Section 5;

Thence East along the North line of Section 5 to the Northeast Corner of Section 5, Township 8 North, Range 1 West Madison County Mississippi, this being the point of beginning.