OFFICIAL COPY

BLANCHARD, MILLER, LEWIS & STYERS, P. A.

LAWYERS

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June 23, 2008

FILED

JUN 2 3 2008

Clerk's Office N.C. Utilities Commission

CHARLES F. BLANCHARD

OF COUNSEL HAND DELIVERED

Renne Vance, Chief Clerk North Carolina Utilities Commission 430 N. Salisbury Street Raleigh, NC 27603

RE:

Revised Amended Application for Certificate of Public Convenience and Necessity

Briar Chapel Utilities, LLC Docket No. W-1230, Sub 0

Dear Ms. Vance:

Enclosed herewith please find an original and nine copies of revised page 6 and an original reexecuted signature page of the Amended Application for Certificate of Public Convenience and Necessity for Briar Chapel Utilities, LLC that was filed with the Commission on June 12, 2008.

Several days after the Amended Application in the above referenced matter was filed with your office, it was brought to our attention that the Recovery of Plant Cost on page 6 of the application would need further revisions. I spoke with Ms. Tillery in your office this morning and she advised that in order to further amend, or revise, the Amended Application that was filed on June 12, 2008, we would only need to submit the revised page 6 of the application and refile the same number of copies as was required with the Amended Application. I am also enclosing a re-executed signature page to show that the applicant is aware of and in agreement with the revisions on page 6 of the Amended Application.

I would appreciate your filing this revised page 6 of the Amended Application filed on June 12, 2008 and the re-executed signature page and returning one "filed" stamped copy to me via our courier.

If you have any questions or comments regarding the revision to the Amended Application, please do not hesitate to contact me.

Sincerely,

Patricia B. Butler

atica) B. Butler

Paralegal

pbb

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Ecites.
Water

Renne Vance, Chief Clerk Page Two June 23, 2008

Enclosures

cc: Mr. Ken Rudder, Public Staff Water Division (w/enclosures)

RECOVERY OF PLANT COST

The utility proposes to recover the cost of the plant listed on Page 5, Line 15 as follows:

Clerk's Office N.C. Utilities Commission

| | | | Water | Sewer |
|----|--|--|--|--|
| ١. | Amount to be contributed by developer | s | | _{\$} 1,844,800.00 (See Sch. 7 |
| 2. | Amount to be recovered flyrough tap fees | ~ | | \$ 1,600,680.00 |
| 3 | Amount to be recovered through rates | \$ | | \$ 7.884.407.00 |
| 4. | O(ner (please describe below on Line 6) | 8 | | \$ |
| 5. | Total cost of plant | \$ | | \$ 11,329,887.00 |
| | | #104# | | |
| 8. | Description of other: Not Applicable | | | |
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| | WI | YUAL DEPI | RECIATION | |
| 7. | If annual depreciation is claimed using a <u>composite</u> rate for the entire system, show rate of depreciation used: Water: Not Applicable | | | |
| | Sewer: See Schedule 7 | | ······································ | |
| | | | | |
| 8. | If annual depreciation is claimed using individual rates for each type of equipment, show rates of depreciation used: See Schedule 7 | | | |
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EXHIBITS

THE FOLLOWING EXHIBITS SHALL BE ATTACHED TO THE APPLICATION:

- If the Applicant is a corporation, enclose a copy of the Articles of Incorporation unitie with the North Carolina Secretary of State. (Not required it previously fixed with the Commission.) ATTACNAC.
- If the Applicants are closing business on a parlinership, enclose a copy of the partnership agreement. (Not required if reviously fied with the Commission.) N/A
- If the Applicant is conducting business under a leade name or citate, enclose a copy of the certificate filed with the register of deeds in each county where the Applicant will be conducting trusiness as required by G.S. 65-68.
- Enclose a copy of a faller from the Department of Environment and Matural Resources granting approval of the plans for each water system. N/A
- Enclose a copy of a latter from the Department of Environment and Natural Resources granting approval of the plans
- concluse a copy of a teach. See Attached

 Enclose a copy of a Division of Environmental Health (DEN) report on a chemical analysis of unleaded water from each well. (This chould not be confused with the monthly aemples automitted to DEH for backerfological analysis. Contact DEH for instructions to obtain a sample for charriest analysis.)

 N/A
- Enclose a copy of purchase agreements or contracts showing provision for ownership or control of the weter or sewer systems, including sites for wells or freelinest plants. Contract of Sale of Plant to Utilities from BC
- Enclose a copy of contracts or agreements, including at attachments, exhibits, and appendices, between the utility and any other party (lend developers, customers, etc.) regarding the proposed utility services, including contracts
- regarding lap feas, construction costs, exergents, and rights-of-way, etc. (If none, write "none"). Agreement for Operations, Enclose a violity map showing the location of the proposed subdivisions or service areas in sufficient detail for Maintenance and semicone and lamiliar with the county to locate the subdivisions. (A county roadmap with the subdivisions authored is Management
- suggested.) See Attached
 Enclose maps of the subdivisions in sufficient that to show the layout of streets, lots, the water or sower mains, hydrants, wells, pumping equipment, touriment ladities, storage facilities, etc. See Attached Enclose a copy of the workpapers supporting the estimate of the plant costs, including a breakdown by type of plant costs.
- item, showing the detail of now the estimated cost was determined, and indicating with plant terms, if any, will be contributed to the utility. See Schedules 1 _ 0
 Enclose a copy of the most recent risked year financial abdements, audited if available, for the Applicant. contributed to the utility.
- Exclose a copy of the most record fiscal year financial statements, audited if available, for the perent company of the
- If the information requested in Exhibits 12 and 13 is not available, enclose a copy of the most recent facal year financial statements or statement of net worth for the principals of the utility and/or parent company.

FIUNG INSTRUCTIONS

- Eight (8) cuples of the application and exhibits shall be filed with the North Carolina Utilities Commission, 4325 Mall Service Center, Ratelon, North Carolina 27699-4325. One of these copies again have an original signature. (Applicants must also provide any copies to be returned to them.)
- 18. Enclose a filing fee as required by G. S. \$62-300. A Class A company (annual revenues of \$1,000,000 or more) requires a \$250 filing fee. A Class B company (annual revenues between \$200,000 and \$1,000,000) requires a \$100 filing fee. A Class C company (annual revenues tess than \$200,000) requires a \$25 tiling fee. MAKE CHECK PAYABLE TO THE N.C. DEPARTMENT OF COMMERCEPUTILITIES COMMISSION.

SIGNATURE Application shall be signed and verified by the Applicant, Barron, Asst. V.P Date: Mitch Barron

(Typod or Printed Name) _ personally appearing before the and, being first ditty awarn, says that the hitormation contained in this application and in the exhibits attached hereto are true to the best of bisther knowledge and belief.

KENDALL OWEN Notary Public **Durham County** State of North Caroling My Commission Expires Jan 2, 2012 人 \ C Address

Management

Services. Other Contracts &

Agreements will

be provided as executed and

entered into.

My Commission Explices: $\sum \alpha$