

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE:

MINERAL WELLS PUBLIC SERVICE DISTRICT
BOUNDARY REDUCTION

NORTHERN JACKSON COUNTY PUBLIC SERVICE DISTRICT
BOUNDARY EXPANSION

ORDER

On the 19th day of September, 2011 this Commission considered its own motion and request of the Mineral Wells Public Service District (the "MWPSD") to reduce the boundaries of MWPSD so as to increase the boundaries of the Northern Jackson County Public Service District (NJCPSD) to reacquire areas in Grant Magisterial District in Jackson County, West Virginia, and acquire an area in Tucker and Reedy Districts in Wirt County, West Virginia from MWPSD. The area to be removed from the MWPSD and included within the boundaries of NJCPSD is fully described on Exhibit A attached hereto. No areas in Wood County are affected by the proposed boundary adjustments.

This section was previously acquired by MWPSD and approved by an order of this Commission, an order of the Jackson County Commission, an Order of the Wirt County Commission and by the West Virginia Public Service Commission ("PSC") by order dated June 18, 2003 (Final on July 8, 2003) in Cases No. 02-965-PWD-PC and 02 -966-PWD-PC. The original boundary line change was approved in order to allow MWPSD to provide water service to some residents in small areas of Jackson and Wirt Counties. MWPSD had obtained funding for a water line extension (the "Line") that would allow service to an area within Jackson and Wirt Counties. However, MWPSD needed to have those customers in their district before service could be provided. A condition of this boundary line change stated that if the NJCPSD (formerly, Silverton Public Service District) was ever able to extend water service to those customers located in Jackson County and Wirt County but now served by MWPSD then (1) the boundary line would be readjusted so the NJCPSD would expand its boundaries and MWPSD would reduce its boundary; (2) the NJCPSD would pay the reasonable cost of the line extension to MWPSD; (3) the NJCPSD would get a deed/assignment of the right of ways for the Line, and (4) the NJCPSD would take over the customers served by the Line. The NJCPSD now has a water line project that will connect with the Line and take in the existing MWPSD customers. Before this can happen this Commission, the Jackson and Wirt County Commissions and the PSC must all approve it.

1) It appearing to the Commission that the areas to be removed from MWPSD and added to the NJCPSD are sufficiently described; and it further appearing that the territory

located in the proposed boundary adjustment will be removed from MWPSD, and it further appearing to the Commission that it is necessary, feasible, and proper to increase the boundaries of the NJCPSD; and it further appearing that this Commission is authorized by Chapter 16, Article 13A, Section 2 of the code of West Virginia of 1931, as amended, to consider the adjustments to the boundaries of the MWPSD and the NJCPSD, this Commission does accordingly, on its own motion, ORDER as follows:

1) That on October 13, 2011, at the hour of 11:00 a.m. o'clock this Commission shall meet in the Wood County Courthouse, Parkersburg, West Virginia, for the purpose of conducting a public hearing pursuant to Chapter 16, Article 13A, Section 2 of the Code of West Virginia of 1931, as amended, relative to the reduction of the boundaries of the MWPSD and the expansion of the boundaries of the NJCPSD so as to remove from the boundaries of MWPSD and include in the boundaries of NJCPSD areas in Grant Magisterial District in Jackson County, West Virginia and in Tucker and Reedy Districts in Wirt County, fully described on Exhibit A attached hereto, at which time and place all persons residing in or owning or having any interest in property in the MWPSD, or in the areas proposed to be added to NJCPSD, may appear before this Commission and shall have an opportunity to be heard for and against the reduction of the boundaries of the MWPSD and the expansion of the boundaries of the NJCPSD and at such hearing this Commission shall consider and determine the feasibility of the proposed boundary adjustments, and whether such boundary adjustments will be conducive to the public health, comfort and convenience of the citizens of the areas affected thereby.

2) That Petitioner cause notice of the public hearing, substantially in the form of the notice contained in Exhibit B attached hereto, to be published in the Parkersburg News, the Wirt County Journal, and the Jackson Herald at least once prior to the date of the hearing, which publication shall be not less than ten (10) days prior to the hearing.

3) That the Petitioner cause notice of the hearing to be given to the Executive Secretary of the Public Service Commission of West Virginia and that at least ten (10) days prior to such hearing, Petitioner shall forward to the Executive Secretary of the Public Service Commission of West Virginia a copy of its Petition in this matter, along with a copy of this Order.

4) That Petitioner cause notice of the hearing substantially in the form of the notice contained in Exhibit B attached hereto to be posted in at least five (5) conspicuous places in the proposed boundaries of Mineral Wells Public Service District and the Northern Jackson County Public Service District, not less than ten (10) days before the date of the hearing.

5) That Petitioner cause notice of the hearing to be given to the County Commission of Wirt County, West Virginia, and the Clerk thereof, substantially in the form set out above, not less than ten (10) days before the date of the hearing.

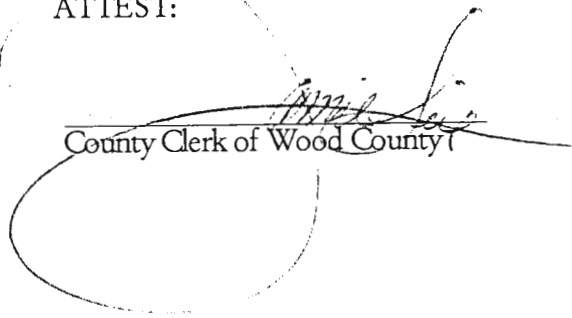
6) That Petitioner cause notice of the hearing to be given to the County Commission of Jackson County, West Virginia, and the Clerk thereof, substantially in the form set out above, not less than ten (10) days before the date of the hearing.

THE COUNTY COMMISSION OF
WOOD COUNTY, WEST VIRGINIA

By:


Its: President

ATTEST:


County Clerk of Wood County

PROPOSED BOUNDARY REDUCTION OF
MINERAL WELLS PUBLIC SERVICE DISTRICT

The area to be removed from the boundaries of Mineral Wells Public Service District and added to the boundaries of the Northern Jackson County Public Service District are located in Tucker and Reedy Districts in Wirt County, West Virginia and in Grant District in Jackson County, West Virginia, and are more particularly described as follows::

BEGINNING at a point where Jackson County, Wood County and Wirt County intersect; Thence following, in a north easterly direction, the Wood-Wirt County line (existing boundary) 38,470 feet; Thence leaving the county line following seven (7) courses: S48°28'E, 17,770 feet to a point, S33°0'W, 1,370 feet crossing County Route 1 to a point 500 feet past the centerline of C.R. 1, due West 6,440 feet to a point, S53°0'W, 9,160 feet to a point, due South 8,370 feet to a point, due West 9,240 feet to a point 500 feet from the centerline of C.R. 20/5; Thence in a southerly direction parallel with and at right angles to the centerline of C.R. 20/5 at 500 feet, to 1,670 feet south of Niggletetwist Run; Thence S46°0'W, 1,000 feet to a point; Thence in a northerly direction parallel with and at right angles to the centerline C.R. 20/5 at 500 feet to the extension of the prior westerly line; Thence following six (6) courses: due West 8,980 feet to points, S41°0'W, 2,400 feet to a point, due West 1,600 feet to a point, N25°0'W, 14,530 feet to a point, N28°0'E, 1,000 feet to a point on the existing boundary; Thence following the existing boundary 6,420 feet to Point of Beginning.

No areas in Wood County, West Virginia are affected.

NOTICE OF PUBLIC HEARING ON THE REDUCTION OF THE BOUNDARIES OF
MINERAL WELLS PUBLIC SERVICE DISTRICT AND THE EXPANSION OF THE
BOUNDARIES OF NORTHERN JACKSON COUNTY PUBLIC SERVICE DISTRICT

Notice is hereby given that the County Commission of Wood County, West Virginia, by Order entered of record on its own motion and at the request of Mineral Wells Public Service District (MWPSD) has determined and ordered to be held, a public hearing regarding the reduction of the boundaries of the MWPSD and the expansion of the boundaries of Northern Jackson County Public Service District ("NJCPSD") so as to include within NJCPSD boundaries, for purposes of providing water service, areas now in the MWPSD.

The existing areas sought to be added to NJCPSD and removed from MWPSD are located in Tucker and Reedy Districts in Wirt County, West Virginia and in Grant District in Jackson County, West Virginia, and are more particularly described as follows:

BEGINNING at a point where Jackson County, Wood County and Wirt County intersect; Thence following, in a north easterly direction, the Wood-Wirt County line (existing boundary) 38,470 feet; Thence leaving the county line following seven (7) courses: S48°28'E, 17,770 feet to a point, S33°0'W, 1,370 feet crossing County Route 1 to a point 500 feet past the centerline of C.R. 1, due West 6,440 feet to a point, S53°0'W, 9,160 feet to a point, due South 8,370 feet to a point, due West 9,240 feet to a point 500 feet from the centerline of C.R. 20/5; Thence in a southerly direction parallel with and at right angles to the centerline of C.R. 20/5 at 500 feet, to 1,670 feet south of Niggletetwist Run; Thence S46°0'W, 1,000 feet to a point; Thence in a northerly direction parallel with and at right angles to the centerline C.R. 20/5 at 500 feet to the extension of the prior westerly line; Thence following six (6) courses: due West 8,980 feet to points, S41°0'W, 2,400 feet to a point, due West 1,600 feet to a point, N25°0'W, 14,530 feet to a point, N28°0'E, 1,000 feet to a point on the existing boundary; Thence following the existing boundary 6,420 feet to Point of Beginning.

This is the same area transferred to Mineral Wells in 2002 so they could construct a waterline and include customers residing therein. Because of a new water line extension project NJCPSD will now be able to serve these users and the boundary lines need to be adjusted.

All persons residing in, or owning, or having any interest in property in MWPSD or NJCPSD or in the area proposed to be added to NJCPSD and presently within MWPSD, are hereby notified as follows:

EXHIBIT B

The County Commission of Wood County, West Virginia will conduct a public hearing on October 13, 2011, at 11:00 a.m. in the County Commission Room of the Wood County Courthouse at Parkersburg, West Virginia at which time and place all interested persons may appear before the Wood County Commission and shall have an opportunity to be heard for and against the reduction of the boundaries of the MWPSD and the expansion of the boundaries of NJCPSD and at which time and place the County Commission of Wood County, West Virginia shall determine whether it is necessary, feasible and proper to reduce the boundaries of MWPSD so as to expand the boundaries of the NJCPSD and whether it will be conducive to the preservation of public health, comfort and convenience of the area.

/s/ Jamie Six
Clerk of the County Commission of
Wood County, West Virginia