## BASS, BERRY & SIMS PLC

A PROFESSIONAL LIMITED LIABILITY COMPANY ATTORNEYS AT LAW

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April 13, 2007

OTHER OFFICES

NASHVILLE MUSIC ROW KNOXVILLE MEMPHIS

VIA HAND-DELIVERY

Chairman Sara Kyle c/o Sharla Dillon Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, Tennessee 37243-0505

Re: Petition Of Tennessee American Water Company To Change And Increase Certain Rates And Charges So As To Permit It To Earn A Fair And Adequate Rate Of Return On Its Property Used And Useful In Furnishing Water Service To Its Customers; Docket No. 06-00290

Dear Chairman Kyle:

In compliance with Rule 1220-4-1-.05 of the Rules of the Tennessee Regulatory Authority and Tennessee Code Annotated 65-5-101 pertaining to publication and posting of notice as to hearings in matters involving rate increases, and proof of publication and posting to the Authority, I, R. Dale Grimes, attorney for Tennessee-American Water Company, hereby furnish you original and thirteen (13) copies of proof of publication in connection with the hearing to be held in the above-referenced docket beginning April 17, 2007. The publication was made in a newspaper of general circulation in the areas in which the petitioner offers service to its customers and as to which notice is required:

### **PUBLICATION OF NOTICE**

1. The NOTICE OF HEARING attached as Exhibit A was published in the following newspaper of general circulation on the following dates:

Newspaper Chattanooga Times Free Press <u>Date</u> April 6, 2007

Exhibit A

### POSTING OF LEGAL NOTICE

2. The attached legal notice marked Exhibit B was displayed on a tripod in the main lobby of the customer service area of Tennessee-American Water Company, 1101 Broad Street, Chattanooga, Tennessee, beginning April 6, 2007. As verification of such posting, attached, as Exhibit C is a letter from the Vice President and General Network Manager of Tennessee-American Water Company, John S. Watson, dated April 11, 2007.

This letter of publication and posting complies fully with Tennessee Regulatory Authority Rule 1220-4-1-.05.

With kindest regards, I remain

Yours very truly,

R. Dale Grimes by Asfut u

RDG/ms Enclosure

Cc: Certificate of Service List

Mr. Michael Miller Mr. John Watson Ms. Kim Dalton 2396661 TN American Water Company Legal Notice of Hearing

# STATE OF TENNESSEE HAMILTON COUNTY

Before me personally appeared Sharon Graham who being duly sworn, that she is the Legal Sales Representative of the "CHATTANOOGA TIMES FREE PRESS:" and that the Legal Notice of which the following is a true copy:

#### LEGAL NOTICE OF HEARING

Notice is hereby given that Tennessee American Water Company (the "Company") filled a petition and tariffs with the Tennessee Regulatory Authority, on November 22, 2006, asking that it be permitted to change water rates currently being charged in the areas being served by the Company. The Company's proposal would increase its annual revenues by approximately \$6,379,887, an increase in annual revenues of 19.08%. The proposed tariffs filled by the Company increase water rates 19.67% across the board.

The proposed rates as filed are those proposed by the Company and the Tennessee Regulatory Authority may in some or all instances adopt, reject, increase, or decrease said proposed rates, in part or in whole. The petition was filed to establish water rates that will enable the Company to earn a fair return on its investment, prevent impairment of its credit, meet its obligation to its customers, employees and creditors and to preserve its property. A copy of the proposed tariff changes and the reasons for them are on file with the Tennessee Regulatory Authority and are open to public inspection.

The matter will be heard before the Tennessee Regulatory Authority on Tuesday, April 17, 2007, at 9:00am (EDT), at the Hamilton County Courthouse, Fourth Floor, 625 Georgia Avenue, Chattanooga, Tennessee. This notice is being given pursuant to Rule 1220-4-1-.05 and Tennessee Code Annotated 65-5-101.

John S. Watson Vice President and General Network Manager Tennessee American Water Company Has been published in the above said Newspaper on the following dates, to-wit

APRIL 6, 2007

The full number of times required by law, and that there is due the "CHATTANOOGA TIMES FREE PRESS" for publication of such notice the sum of \$148.02 Dollars. (Includes \$10.00 Affidavit Charge.)

Sharve Graham

Sworn to and subscribed before me, this <u>12th</u> day of <u>April</u>, 2007.

Marylu htsoorald My Commission Expires 06/21/08

Chattaunnga Times Free Press





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John S. Watson Vice President and General Network Manager Tennessee American Water Company





John S. Watson Vice-President & General Network Manager

April 11, 2007

Mr. R. Dale Grimes Bass, Berry & Sims PLC AmSouth Center, Suite 2700 315 Deaderick Street Nashville, TN 37328-3001

Dear Dale:

We are enclosing an original notarized proof of publication in the Chattanooga Times Free Press of the legal notice announcing the April 17, 2007 hearing of Tennessee American Water Company's rate case petition before the Tennessee Regulatory Authority.

Also, a laminated legal Notice of Hearing was posted in the lobby area of Tennessee American Water Company's office building at 1101 Broad Street in Chattanooga, Tennessee on April 6, 2007. The notice will remain posted until April 23, 2007.

Sincerely,

John S. Watson

JSW/s Enclosures

American Water

1101 Broad Street Post Office Box 6338 Chattanooga, TN 37401

T +1 423 755 9307 F +1 423 755 7634

I www.tawc.com





## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing has been served via the method(s) indicated, on this the 13th day of April, 2007, upon the following:

[ ] [ ] [x]	Hand Mail Facsimile Overnight Email	Michael A. McMahan Special Counsel City of Chattanooga (Hamilton County) Office of the City Attorney Suite 400 801 Broad Street Chattanooga, TN 37402
[ ] [ ] [ ]	Hand Mail Facsimile Overnight Email	Timothy C. Phillips, Esq. Vance L. Broemel, Esq. Office of the Attorney General Consumer Advocate and Protection Division 425 5th Avenue North, 2 <sup>nd</sup> Floor Nashville, TN 37243
[ ] [ ] [ ]	Hand Mail Facsimile Overnight Email	Henry M. Walker, Esq. Boult, Cummings, Conners & Berry, PLC Suite 700 1600 Division Street Nashville, TN 37203
[ ] [ ] [x]	Hand Mail Facsimile Overnight Email	David C. Higney, Esq. Grant, Konvalinka & Harrison, P.C. 633 Chestnut Street, 9 <sup>th</sup> Floor Chattanooga, TN 37450
[ ] [ ] [x]	Hand Mail Facsimile Overnight Email	Frederick L. Hitchcock, Esq. Chambliss, Bahner & Stophel, P.C. 1000 Tallan Building Two Union Square Chattanooga, TN 37402

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