

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

JAN 07 2013

In the Matter of Suburban Water's Compliance)
Filings as Required by Commission Order dated)
July 11, 2012, in Docket No. 12-SUBW-359-RTS)

by
State Corporation Commission
of Kansas
Docket No. 13-SUBW-175-CPL

FIFTH COMPLIANCE FILING OF SUBURBAN WATER COMPANY

COMES NOW Suburban Water, Inc., d/b/a Suburban Water Company ("Suburban"), and in accordance with paragraphs 61 and 62, of the July 11, 2012, Order Approving Unanimous Stipulation and Agreement issued by the Kansas Corporation Commission ("Commission") in Docket No. 12-SUBW-359-RTS, files its fifth compliance filing.

1. In the referenced Order, the Commission instructed Suburban to make compliance filings to track the progress Suburban is making to comply with previous Commission orders. Suburban was required to make its first compliance filing on September 4, 2012, and monthly thereafter until the Commission is satisfied Suburban has complied with all Commission orders.

2. Suburban made its first compliance filing on September 4, 2012 and a supplemental filing on September 28, 2012. Suburban made its second compliance filing on October 1, 2012; its third filing on November 5, 2012; and its fourth filing on December 3, 2012.

3. Suburban submits the following to the Commission in this fifth compliance filing:

A.2. **REQUIREMENT:** Suburban shall keep Minutes for each Board of Directors' Meeting. Paragraph 8(c).

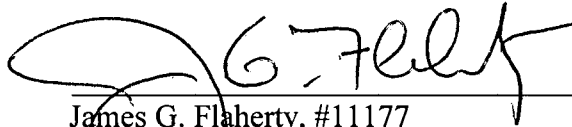
RESPONSE: Suburban continues to keep minutes of the monthly Board of Directors meeting which can be reviewed by Staff at Suburban's office.

C.2. **REQUIREMENT:**

d. Suburban's future needs and the costs to renovate or expand its own water resources.

RESPONSE: Suburban is in the process of evaluating the results of the Study and will report back to the Commission as to its next steps with respect to expanding its own groundwater resources.

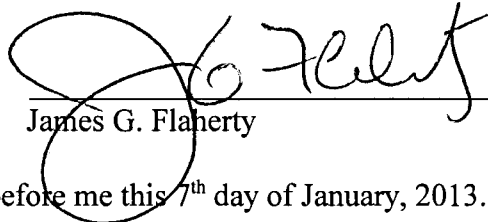
WHEREFORE, Suburban requests that its fifth compliance filing be accepted by the Commission.



James G. Flaherty, #11177
ANDERSON & BYRD, LLP
216 S. Hickory, P. O. Box 17
Ottawa, Kansas 66067
(785) 242-1234, telephone
(785) 242-1279, facsimile
jflaherty@andersonbyrd.com
Attorneys for Suburban Water, Inc., d/b/a Suburban Water Company

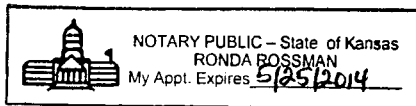
STATE OF KANSAS, FRANKLIN COUNTY, ss:

James G. Flaherty, of lawful age, being first duly sworn deposes and says that he is attorney for Suburban Water, Inc., d/b/a Suburban Water Company; that he has read the above and foregoing Fifth Compliance Filing; and the statements therein contained are true.



James G. Flaherty

SUBSCRIBED AND SWORN to before me this 7th day of January, 2013.



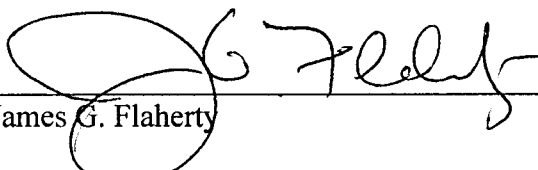
Notary Public

Appointment/Commission Expires:

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Fifth Compliance Filing of Suburban Water Company was served by electronic service on this 7th day of January, 2013, to the following parties who have waived receipt of follow-up hard copies.

Niki Christopher	<u>n.christopher@curb.kansas.gov</u>
C. Steven Rarrick	<u>s.rarrick@curb.kansas.gov</u>
Della Smith	<u>d.smith@curb.kansas.gov</u>
Shonda Smith	<u>sd.smith@curb.kansas.gov</u>
David R. Springe	<u>d.springe@curb.kansas.gov</u>
Holly L. Fisher	<u>h.fisher@kcc.ks.gov</u>
Robert A. Fox	<u>b.fox@kcc.ks.gov</u>
Judy Jenkins	<u>j.jenkins@kcc.ks.gov</u>



James G. Flaherty

LAW OFFICES OF
ANDERSON & BYRD

A Limited Liability Partnership

JOHN L. RICHESON
JAMES G. FLAHERTY
R. SCOTT RYBURN
KEITH A. BROCK

216 S. HICKORY, P. O. BOX 17
OTTAWA, KANSAS 66067
(785) 242-1234, *Telephone*
(785) 242-1279, *Facsimile*
www.andersonbyrd.com

ROBERT A. ANDERSON
(1920-1994)
RICHARD C. BYRD
(1920-2008)

January 7, 2013

Sent by Facsimile
Original Mailed 1/7/13

Ms. Patrice Petersen-Klein
Executive Director
Kansas Corporation Commission
1500 S. W. Arrowhead Road
Topeka, Kansas 66604-4027

Re: Suburban Water Company
Docket No. 13-SUBW-175-CPL

Received
on

JAN 07 2013

by
State Corporation Commission
of Kansas

Dear Ms. Petersen-Klein:

Please file the enclosed Fifth Compliance Filing on behalf of Suburban Water, Inc., d/b/a Suburban Water Company, in the above captioned matter. I would appreciate receiving a file stamped copy of this cover letter as well as a file stamped copy of the filing for my files. An envelope is included for your convenience.

Thank you for your assistance. If you have any questions, please call.

Sincerely,

James G. Flaherty

James G. Flaherty
jflaherty@andersonbyrd.com

JGF/fr
Enclosure