### AUDIT REPORT

## LATIMER COUNTY RURAL WATER DISTRICT #2 LATIMER COUNTY, OKLAHOMA

**DECEMBER 31, 2012** 



### KERSHAW CPA & ASSOCIATES, PC

## LATIMER COUNTY RURAL WATER DISTRICT #2 LATIMER COUNTY, OKLAHOMA DECEMBER 31, 2012

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## LATIMER COUNTY RURAL WATER DISTRICT #2 LATIMER COUNTY, OKLAHOMA DECEMBER 31, 2012

### BOARD OF DIRECTORS

NAME POSITION

T.J. GREY CHAIRMAN

SCOTT MEDDERS VICE CHAIRMAN

JOHN BULL SECRETARY/TREASURER

BRENDA FOGARTY MEMBER (Sardis Board)

STACEY COLE MEMBER (Sardis Board)

STAFF

LINDA PETTY OFFICE MANAGER

MICHAEL DEWBRE MAINTENANCE

Unaudited

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#### INDEPENDENT AUDITOR'S REPORT

To the Board of Directors Latimer County Rural Water District #2 Latimer County, Oklahoma

Report on Financial Statements

We have audited the accompanying modified cash basis financial statements of Latimer County Rural Water District #2, as of and for the fiscal year ended December 31, 2012, as listed in the table of contents and the related notes to the financial statements.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with the modified cash basis of accounting described in Note 1. This includes determining that the modified cash basis of accounting is an acceptable basis for the preparation of the financial statements in the circumstances. Management is also responsible for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of the financial statements that are free from material misstatement. Whether due to fraud or error.

#### Auditor's Responsibility

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America, and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States, and in accordance with Oklahoma Statutes. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the District's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances but not for the purpose of expressing an opinion on the effectiveness of the District's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used, and the reasonableness of significant accounting estimates made, by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

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#### Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective modified cash basis financial position of the Latimer County Rural Water District #2, Latimer County, Oklahoma, as of December 31, 2012, and the respective changes in modified cash basis financial position thereof for the year then ended in conformity with the basis of accounting described in Note 1.

#### Other Matters

Supplementary and Other Information

The introductory section listed in the accompanying table of contents is presented for the purpose of additional analysis and is not a required part of the basic financial statements of the District. Such additional information has not been subjected to the auditing procedures applied in our audit of the basic financial statements, and accordingly, we do not express an opinion or provide any assurance on it.

Other Reporting Required by Government Auditing Standards

In accordance with Government Auditing Standards, we have also issued our report dated May 28, 2013, on our consideration of the Latimer County Rural Water District #2's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in compliance with *Government Auditing Standards* in considering Latimer County Rural Water District #2's internal control over financial reporting and compliance.

#### Basis of Accounting

We draw attention to Note 1 of the financial statements that describes the basis of accounting. The financial statements are prepared on the modified cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.

Kershaw CPA & Associates, PC.
Kershaw CPA & Associates, PC

May 28, 2013

## LATIMER COUNTY RURAL WATER DISTRICT #2 LATIMER COUNTY, OKLAHOMA STATEMENT OF NET POSITION - MODIFIED CASH BASIS DECEMBER 31, 2012

			Total		
		Total	(Memo Only) 2011		
		2012			
<u>ASSETS</u>					
Current Assets:					
Cash and Cash Equivalents	\$	49,770	\$	82,859	
Investments		96,127		95,423	
Total Current Assets	-	145,897		178,281	
Restricted Assets:					
ORWA Water Assistance Certificate		1,000	1,000 1,000		
Total Restricted Assets		1,000			
TOTAL ASSETS	\$	146,897	\$	179,281	
<u>LIABILITIES</u>					
Current Liabilities:					
Payroll Taxes Payable	\$	(13)	\$	3	
Water Deposits Payable		2,600		2,125	
Current Portion of Long-Term Debt		<u>-</u>			
Total Current Liabilities		2,587		2,128	
Long-Term Liabilities:					
Notes Payable		-		-	
Less: Current Portion of Long-Term Debt					
Total Long-Term Liabilities				-	
TOTAL LIABILITIES		2,587		2,128	
NET POSITION					
Invested in capital assets, net of related debt		-		-	
Restricted for debt service		2,600		2,125	
Unrestricted		141,711		175,027	
TOTAL NET POSITION		144,311		177,152	
TOTAL LIABILITIES & NET POSITION	\$	146,897	\$	179,281	

See Accountant's Audit Report & Notes Which Accompany These Financial Statements

## LATIMER COUNTY RURAL WATER DISTRICT #2 LATIMER COUNTY, OKLAHOMA STATEMENT OF REVENUES, EXPENSES AND CHANGES IN NET POSITION - MODIFIED CASH BASIS -

#### FOR THE FISCAL YEAR ENDED DECEMBER 31, 2012

On another a Boundary		otal 012	Total (Memo Only) 2011	
Operating Revenues: Water Sales	\$	245,065	\$	241,134
Miscellaneous	Φ	6,198	Ф	12,554
Total Operating Revenues		251,263		253,688
Operating Expenses:				
Bank Charges		74		75
Office Rent		4,200		4,200
Group Health Insurance		10,884		10,884
Bonds & Insurance		6,369		5,963
Contract Labor		2,463		28,504
Wages		51,401		49,667
Payroll Taxes		4,298		4,640
Dues & Subscriptions		1,402		1,049
Professional Fees		20,400		2,800
Postage		2,793		2,646
Miscellaneous		1,272		961
Office Supplies		1,341		798
Retirement		5,097		4,971
Supplies		17,137		19,394
Telephone & Utilities		11,228		4,019
Vehicle Expense		7,508		8,505
Travel Expense		1,013		973
Water Purchases		93,005		87,514
Machine Rentals		5,775		7,935
Equipment Purchase		37,295		-
Total Operating Expenses		284,954		245,497
Operating Income (Loss)		(33,691)		8,191
Non-Operating Revenues (Expenses): Interest Income Interest Expense		849 -		1,042 -
Total Non-operating Revenues (Expenses)		849		1,042
Change in Net Position		(32,843)		9,233
Total Net Position - Beginning		177,152		167,919
Total Net Position - Prior Year Adjustment		1		-
Total Net Position - Ending	\$	144,311	\$	177,152
i otal Net Fosition - Litulity	Ψ	144,311	Ψ	177,132

## LATIMER COUNTY RURAL WATER DISTRICT #2 LATIMER COUNTY, OKLAHOMA STATEMENT OF CASH FLOWS - MODIFIED CASH BASIS FOR THE FISCAL YEAR ENDED DECEMBER 31, 2012

		2010	Me	morandum Only
NACO EN CONTRACTOR AND MARKET		2012		2011
Net Cash Flows from Operating Activities:	•	054 000	•	050.000
Cash Receipts from Customers	\$	251,263	\$	253,688
Payments to Suppliers for Goods & Services		(224,175)		(186,919)
Payments to Employees and Laborers	-	(60,796)	-	(59,278)
Net Cash Provided (Used) by Operating Activities		(33,708)		7,491
Net Cash Flows from Capital & Related Financing Activities:				
Customer Deposits Received (Refunded)		475		50
Principal paid on Debt		-		-
Interest paid on Debt				-
Net Cash Provided (Used) by Capital & Related Financing Activities		475		50
Net Cash Flows from Investing Activities:				
(Increase)Decrease in Investments		(704)		(870)
Interest Income		849		1,042
Net Cash Provided (Used) by Investing Activities		145		172
Net Increase (Decrease) in Cash and Cash Equivalents		(33,089)		7,713
Cash & Cash Equivalents, Beginning of Year		82,859		75,146
Cash & Cash Equivalents, Prior Year Adjustment				
Cash & Cash Equivalents, End of Year	\$	49,770	\$	82,859
Reconciliation of operating income (loss) to net cash provided				
operating activities:				
Operating Income (Loss)	\$	(33,691)	\$	8,191
Adjustments to reconcile operating income (loss) to net cash provided (used) by operating activities				
Depreciation		-		-
Increase(Decrease) in Payroll Tax Payable		(17)		(700)
Net Cash Provided (Used) by Operating Activities	\$	(33,708)	\$	7,491

See Accountant's Audit Report & Notes Which Accompany These Financial Statements

#### NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

As discussed further in Note 1.C, these financial statements are presented on a modified cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America (GAAP) established by the Governmental Accounting Standards Board (GASB). These modified cash-basis financial statements generally meet the presentation and disclosure requirements applicable to GAAP, in substance, but are limited to the elements presented in the financial statements and the constraints of the measurement and recognition criteria of the modified cash basis of accounting.

#### A. Organization & Reporting Entity

Latimer County Rural Water District #2, Latimer County, Oklahoma, operates as a nonprofit corporation under Oklahoma Statutes, Title 82, Sections 1234.1 through 1234.26, as amended.

#### B. Basis of Presentation

The accounts of the District are organized on the basis of proprietary fund type, specifically an enterprise fund. The activities of this fund are accounted for with a separate set of self-balancing accounts that comprise the District's assets, liabilities, net assets, revenues and expenses. Enterprise Funds account for activities (1) that are financed with debt that is secured solely by a pledge of the net revenues from fees and charges of the activity; or (2) that are required by laws or regulations that the activity's costs of providing services, including capital costs (such as depreciation or debt service), be recovered with fees and charges, rather than with taxes or similar revenues; or (3) that the pricing policies of the activity establish fees and charges designed to recover its costs, including capital costs (such as depreciation or debt service).

#### C. Measurement Focus and Basis of Accounting

#### Measurement Focus

The District utilizes an economic resources measurement focus within the limitations of the modified cash basis of accounting. The accounting objectives of this measurement focus are the determination of operating income, changes in net position (or cost recovery), net financial position, and cash flows. All assets, deferred outflows, liabilities, and deferred inflows (whether current or noncurrent or financial or nonfinancial) associated with their activities are generally reported within the limitations of the modified cash basis of accounting.

#### Basis of Accounting

The financial statements are presented on a modified cash basis of accounting, which is a basis of accounting other than GAAP as established by GASB. This basis of accounting involves modifications to the cash basis of accounting to report in the statements of net position cash transactions or events that provide a benefit or result in an obligation that covers a period greater than the period in which the cash transaction or event occurred. Such reported balances include investments, and short-term and long-term liabilities arising from cash transactions or events. Revenues are recognized when received and expenses are recorded when paid and depreciation is not included as the District does not maintain capital asset ledgers and depreciation.

This modified cash basis of accounting differs from GAAP primarily because certain assets and their related revenues (such as accounts receivable and revenue billed or provided services not yet collected and other accrued revenue and receivables) and certain liabilities and their related expenses (such as accounts payable and expenses for goods or services received buy not yet paid and other accrued expenses and liabilities) are not recorded in these financial statements. In addition, other economic assets, deferred outflows, liabilities, and deferred inflows that do not arise from a cash transaction or event are not reported, and the measurement of reported assets and liabilities does not involve adjustment to fair value.

If the District utilized the basis of accounting recognized as generally accepted in the United States, the fund financial statements for proprietary fund types would use the accrual basis of accounting.

#### D. Financial Position

#### Cash & Cash Equivalents

For the purpose of financial reporting, "cash & cash equivalents" includes all demand and savings accounts and certificates of deposit or short-term investments with an original maturity of three months or less.

#### Inventories

Supplies inventory is not recorded in the financial statements as the value of supplies at December 31, 2012 is not material to the financial statements.

#### Capital Assets

The District does not keep detailed records for depreciation or capital assets.

#### Long-Term Debt

Long-term debt is reported at face value, net of applicable discounts and deferred loss on refunding. Costs related to the issuance of debt are deferred and amortized over the lives of various debt issues.

#### Equity Classification

Equity is classified as net assets and displayed in three components:

- 1. Invested in capital assets, net of related debt-Consists of capital assets including restricted capital assets, net of accumulated depreciation and reduced by the outstanding balances of any bonds, mortgages, notes, or other borrowings that are attributable to the acquisition, construction, or improvements of those assets.
- 2. Restricted net assets—Consists of net assets with constraints placed on the use either by (a) external groups such as creditors, grantors, contributors, or laws and regulations of other governments; or (b) law through constitutional provisions or enabling legislation.
- Unrestricted net assets—All other net assets that do not meet the definition of "restricted" or "invested in capital assets, net of related debt."

#### E. Revenues, expenditures & expenses

Operating revenues and expenses for proprietary funds result from providing services and producing and delivering goods and/or services. They also include all revenues and expenses not related to capital and related financing, noncapital financing, or investing activities.

#### F. Income Tax Status

The District is exempt from income taxes under Section 501(c)(6) of the Internal Revenue Code.

#### G. Enterprise Fund

The Enterprise Fund is used to account for the operations of the District that are financed and operated in a manner similar to private business enterprises where the intent is that costs of providing goods or services be recovered in whole or part through user fees or charges.

#### H. Estimates

The preparation of financial statements in conformity with accounting principles generally in the United States requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

#### I. Memorandum Only

The "Memorandum Only" captions above the total columns mean that totals are presented for overview information purposes only.

#### NOTE 2 - STEWARDSHIP, COMPLIANCE AND ACCOUNTABILITY

As a local government unit, the District is subject to various federal, state, and local laws and contractual regulations.

#### Deficit Fund Balance or Retained Earnings

As indicated in the financial statements, there are no fund balance or retained earnings deficits for the District for this fiscal year.

#### NOTE 3 - CASH AND INVESTMENTS

Custodial Credit Risk

At December 31, 2012, the District held deposits of approximately \$145,897 at financial institutions. The District's cash deposits, including interest-bearing certificates of deposit are covered by Federal Depository Insurance (FDIC) or direct obligation of the U.S. Government insured or collateralized with securities held by the District or by its agent in the District's name.

Investment Interest Rate Risk

The District does not have a formal investment policy that limits investment maturities as a means of managing its exposure to fair value losses arising from increasing interest rates.

Investment Credit Risk

The District has no policy that limits its investment choices other than the limitation of state law as follows:

a. Direct obligations of the U.S. Government, its agencies and instrumentalities to which the full faith and credit of the U.S. Government is pledged, or

obligations to the payment of which the full faith and credit of the State is pledged.

- b. Certificates of deposits or savings accounts that are either insured or secured with acceptable collateral with in-state financial institutions, and fully insured certificates of deposit or savings accounts in out-of-state financial institutions.
- c. With certain limitation, negotiable certificates of deposit, prime bankers' acceptances, prime commercial paper and repurchase agreements with certain limitations.
- d. County, municipal or school district tax supported debt obligations, bond or revenue anticipation notes, money judgments, or bond or revenue anticipation notes of public trusts whose beneficiary is a county, municipality or school district.
- e. Notes or bonds secured by mortgage or trust deed insured by the Federal Housing Administrator and debentures issued by the Federal Housing Administrator, and in obligations of the National Mortgage Association.
- f. Money market funds regulated by the SEC and in which investments consist of the investments mentioned in the previous paragraphs (a.-d.).

#### NOTE 4 - RESTRICTED ASSETS

Meter deposits are restricted cash. Deposits are refunded when service to a non land owner is finished. The meter deposits for the District are not separated but are comingled in the operating account.

#### NOTE 5 - CAPITAL ASSETS

The District does not maintain detailed schedules for depreciation of capital assets. The amount of depreciation and capital assets is not known.

#### NOTE 6 - LONG-TERM DEBT

The District has no long-term debt.

#### Changes in Long-Term Debt

The following is a summary of changes in long-term debt for the year ended December 31, 2012:

Balance at					Balance at			
	Dec. 31, 2011 Additions		Dedu	ctions	Dec.	31, 2012		
Notes Payable	\$	-	\$	-	\$	-	\$	-
Total Long-Term Debt	\$	-	\$	-	\$	-	\$	-

#### Debt Services Requirements to Maturity

The annual debt service requirements to maturity, including principal and interest, for long-term debt, as of December 31, 2012, are as follows:

Year Ended						
December 31,	Prin	Principal		Interest		tal
2013	\$	•	\$	-	\$	-
2014		-		-		-
2015		-		-		-
2016		-		-		-
2017		-		-		-
2018-2022		-		-		-
Total	\$	-	\$	-	\$	-

#### NOTE 7 - FUND EQUITY

As described in Note 1 above, equity is classified as net assets and displayed in three components:

- 1. Invested in capital assets, net of related debt
- 2. Restricted net assets
- 3. Unrestricted net assets

The restricted net assets include assets restricted for the repayment of refundable water deposits as stated in Note 4 above.

#### NOTE 8 - CONTINGENCIES

#### Litigation

The District currently has no pending litigation.

#### Federally Assisted Programs

In the normal course of operations, the District participates in various federal or state/loan programs from year to year. The grant/loan programs are often subject to additional audits by agents of the granting or loaning agency, the purpose of which is to ensure compliance with the specific conditions of the grant or loan. Any liability of reimbursement that may arise as a result of these audits cannot be reasonably determined at this time, although it is believed the amount, if any, would not be material.

#### NOTE 9 - EMPLOYEE RETIREMENT SYSTEM

The District has a retirement plan. The plan is a money purchase plan. Contributions are made by the District for all eligible employees equal to ten percent (10%) of the employee's compensation for the year.

An employee, age 21 or more, with 1,000 hours of service to the District is eligible to participate in the plan. The employee vests at the rate of 20% per year of plan participation, when after five (5) years of participation, is fully vested in benefits.

The District's total contributions for 2012, 2011 and 2010 were \$5,097, \$4,971 and \$4,650, respectively.

The plan may be viewed at the District's office.

#### NOTE 10 - SUBSEQUENT EVENTS

The District did not have any subsequent events through May 28, 2013, which is the date the financial statements were issued, for events requiring recording or disclosure in the financial statements for the year ending December 31, 2012.

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REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

To the Board of Directors
Latimer County Rural Water District #2
Latimer County, Oklahoma

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States, and in accordance with Oklahoma Statutes, the modified cash basis financial statements of the Latimer County Rural Water District #2, as of and for the year ended December 31, 2012, and the related notes to the financial statements, which were prepared on the modified cash basis of accounting, which is a comprehensive basis of accounting other than generally accepted accounting principles, and have issued our report thereon dated May 28, 2013.

#### Internal Control Over Financial Reporting

In planning and performing our audit, we considered the Latimer County Rural Water District #2's internal control over financial reporting (internal control) to determine the audit procedures that are appropriate in the circumstances for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Latimer County Rural Water District #2's internal control. Accordingly, we do not express an opinion on the effectiveness of Latimer County Rural Water District #2's internal control.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A material weakness is a deficiency, or combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies and therefore, material weaknesses or significant deficiencies may exist that were not identified. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses.

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However, material weaknesses may exist that have not been identified. We did identify certain deficiencies in internal control described in the accompanying Schedule of Findings that we consider to be significant deficiencies. Those deficiencies are listed as Item 12-01.

#### Compliance and Other Matters

As part of obtaining reasonable assurance about whether the Latimer County Rural Water District #2's financial statements are free of material misstatement, we performed tests of compliance with certain provisions of laws, regulations, contracts and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under Government Auditing Standards.

#### Latimer County Rural Water District #2's Response to Findings

Latimer County Rural Water District #2's response to the findings identified in our audit is described in the accompanying Schedule of Findings. Latimer County Rural Water District #2's response was not subjected to the auditing procedures applied in the audit of the financial statements and, accordingly, we express no opinion on it.

#### Purpose of this Report

This report is intended solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Kershaw CPA \$ Associates, P.C. Kershaw CPA & Associates, PC

May 28, 2013

# LATIMER COUNTY RURAL WATER DISTRICT #2 LATIMER COUNTY, OKLAHOMA SCHEDULE OF FINDINGS DECEMBER 31, 2012

#### Internal Control Findings:

#### Item 12-01: Segregation of Duties

<u>Criteria:</u> A good system of internal control requires a proper segregation of duties to prevent one person from being in a position to authorize, execute, and record the same transaction.

<u>Condition:</u> Due to the size of the District's major areas of internal control, that would be prevalent in a larger District, such segregation of duties is not available for this size operation. Duties are concentrated in the hands of a few individuals, who are responsible for all phases of the accounting functions. Because of this lack of division of responsibility, internal control is determined to be weak, and in some instances, non-existent.

<u>Cause/Effect:</u> Due to the limited number of personnel, a breach of internal controls could occur and not be detected in the normal course of operations.

<u>Recommendation:</u> The Board should continue to be actively involved in the operations of the organization.

<u>Response:</u> The Board continues to be actively involved in the operations of the District. The cost of implementing a plan to segregate duties exceeds any benefits derived.