STATE OF MISSOURI

PUBLIC SERVICE COMMISSION

Jefferson City December 12, 1979

CASE NOS WA-78-170, WF-78-171 and WF-78-172

Louis W. Cowan Attorney at Law 626 Woodruff Bldg. Springfield, Missouri 65805

Charles J. Fain Attorney at Law 333 Madison Jefferson City, Missouri 65101

Jean C. Gaddy Shell Knob, Missouri 65747

E. L. Simes Shell Knob, Missouri 65747

Gentlemen:

Enclosed find certified copy of ORDER in the above-numbered case.

Sincerely,

D. Michael +

D. Michael Hearst Secretary BEFORE THE PUBLIC SERVICE COMMISSION

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OF THE STATE OF MISSOURI

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CASE NO. WA-78-170

In the matter of the application of
OZARK MOUNTAIN WATER COMPANY for (a)
certificate of Convenience and necessity
to distribute water as a public utility
in various areas in Barry and Stone Counties
Missouri, and (b) to issue and sell 3,000
share of Common Stock with a par value of
ten (\$10) dollars each.

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CASE NO. WF-78-171

In the matter of the application of Lakeside
Investment Company to hold more than ten (10%)
per cent of the Common Stock issued by OZARK
MOUNTAIN WATER COMPANY.

CASE NO. ME-78-172 Surgary Surgary Contract Cont

In the matter of the application of Turkey

Mountair Estates, Inc., to hold more than ten

(10t) per cent of teh Common Stock issued by

OZARK MOUNTAIN WATER COMPANY.

The Commission granted certificate of public convenience and necessity to construct, install, operate and maintain a water system where it found that the public convenience and necessity would be promoted thereby. The Commission also authorized the issuance and sale of Common Stock and for two real estate development corporations to each purchase and hold over ten (10%) per cent of such stock.

APPEARANCES: Louis M. Comm., Attorney at Law, 626 Woodruff Building,
Springfield, Missouri 65805, for Ozark Mountain
Water Company, Lakeside Investment Company, and
Turkey Mountain Estates, Inc.

Charles J. Fain and Charles B. Fain, Attorneys at Law.
333 Madison, Jefferson City, Missouri 65181, for
Turkey Mountain Estates Homeowners Association No. 1
and Turkey Mountain Estates Homeowners Association
No. 2.

Gary W. Duffy, Assistant General Counsel, P. G. Box 360, Jefferman City, Missouri 65102, for the Staff of the Commission.

Jean C. Gaddy, Turkey Mountain Estates No. 2, Shell Knob, Missouri, appearing pro se.

E. L. Simes, Turkey Mountain Estates No. 2, Shell Knob, Missouri, appearing pro se.

REPORT AND ORDER

On Pabruary 2, 1978, Ozark Mountain Nator Company (Applicant) filed its application with the Commission wherein it requested the ga e ji Jedevu ca kit Commission to grant it a certificate of public convenience and necessity to operate as a public utility, i.p., a water distribution swatem in an area in Stone and Barry Counties, Missouri near Table Rock Lake. It also requested permission to issue and sell 3,000 shares of \$10 per walue TIMER Movedain ascates Paceowners Assessation 189, common stock. Also on that date Lakeside Investment Company and Turkey PARTY ALTERNATION AL AM, Mountain Estates, Inc., filed their applications requesting approval HANY MENTALO ESCALES. from the Commission for each to take and hold more than ten (10%) per cent . Virgin Wildustrii ELLGERTY MYSSORET of the shares of common etack of Osark Mountain Water Company.

On August 17 and 25, 1978, Turkey Mountain Estates Homeowners Association No. 1 filed its application to intervene in all three mat-Promoted the total confidence to make a second and the transfer ters. Inasmich as all three applications are related, the matters were Commercial Markett Sections and beintain a water green whose consolidated for hearing which was had on August 28, 1978; Jamesry 11, 1979: and March 28, 1979, in the Commission's hearing room on the tenth ・ローリー 場合的は高度が振り締役法とは、 floor of the Jefferson State Office Building, Jefferson City, Missouri. garanas jakas pe boya cera At the time of the hearing Turkey Mountain Estates Homeowners Association No. 2 intervened in the cases. The requirement that the Commissioners read the transcript in these cases was not waived. No briefs were filed and bel come of the control processes of cover none of the parties desired to present oral argument. o the patter of the attribute to the argo

Pindings of Fact

The Missouri Rublic Service Commission, having considered
all the competent and substantial evidence upon the whole record, makes
the following findings of facts

Turkey Mountain Batates, Inc.; Lakeside Investment Company;

Tomahawk Developers, Inc.; and Central Crossing Developers, Inc.; are all

Missouri corporations and all are engaged in the business of developing and selling real estate lots in Barry and Stone Counties near Table

Rock Lake. On August 19, 1977, Turkey Mountain Estates, Inc. received a

letter sent by the Commission stating that it had come to the Commission's statentian that the Company was operating a water system and may come under the Commission's jurisdiction. The Commission asked them to supply more informatic, which Turkey Mountain Estates, Inc. did. On September 15, 1977, they received a letter from a Commission Assistant General Counsel indicating that they did come within the Commission's jurisdiction and that they should apply to the Commission for a certificate of public provenience and necessity.

Predontly to operation will agree the development in the formessble

Since all four developers were in the same situation they
formed Ozark Mountain Nater Company, the Applicant, a Missouri corporation, on October 29, 1977. The plan called for all four developers to
donate all their water facilities to Applicant. Such facilities have
an original cost of \$238,249.38. Furthermore, to raise operating funds,
all four developers agreed, subject to the Commission's approval, to
purchase a total of 3,000 shares of \$10 par value common stock of Applicant.
This would result in the raising of \$30,000 in cash for Applicant. The
number of shares which each developer would take is as follows:

Lakeside Investment Company 630 shares

Lakeside Investment Company 630 shares

Tomahawk Developers, Inc. 120 shares

Central Crossing Developers, Inc. 30 shares

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Since this plan would result in Turkey Mountain Estates, Inc. and Lakeside Investment Company each owning more than 10% of the outstanding capital stock of Applicant, the applications in Cases No. WF-78-171 and No. WF-78-172 were filed.

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Applicant will serve three distinct geographical areas. Area one will contain Tomahawk Heights and Lakeside Heights which currently bave about thirty houses. These homes are served by a well located on Lot 85 of Lakeside Heights Subdivision which is 404 feet deep and has a sustained pumping capacity estimated at 140 gallons per minute. It is equipped with two 500 gallon pressure tanks and a seven and one-half horsepower Reda pump which has a capacity of 50 gallons per minute. At this

time there is in place in area one approximately 12,475 feet of fourinch water main and 18,590 feet of two-inch water main. Long range plans contemplate the installation of approximately 3,570 additional paragraph continuated and lade sections per machine. It is considered feet of four-inch and 1,700 feet of two-inch main.

ENGL SERVE WALL SHEET TO A TELETION !

of Laxoalda Helants Subditioning which is sur-Area number two encompasses Turkey Mountain Estates No. 2, first subdivision, through sixth subdivision, inclusive. About 98 CARTER TOTAL CONTRACTOR OF THE DAME houses are presently included in this area. They are receiving water from a Applicant Well surve thise distinct geographics; great, free central supply consisting of a well approximately 750 feet deep and which is cased to 326 feet. It is estimated to produce 140 gallons of water control especially will reproduct the estation of the court of and the control of per minute on a sustained pumping basis and is equipped with a 30 horse-Three twent Contany eloh own it was about the first consentating power Reda pump with a capacity of 120 gallons per minute. There is a s plan multiprantition for the governal accordance 10,000 gallon pressure storage tank located at the well site. At this 1.100 840 4.0 THE STORAGE time there is in place approximately 6,185 feet of six-inch water THE TATABLE SEED SEPT main, approximately 11,535 feet of four-inch water main, and approximately 33,491 feet of two-inch water main. Long range plans contemplate the installation of approximately 3,759 additional feet of six-inch main, 2,898 feet of four-inch main and 28,144 feet of two-inch main.

Area three contains Turkey Mountain Estates Subdivision including Mitten's Second Subdivision, Turkey Mountain Estate East, and Turkey Mountain Estate East Second Addition on About 70 houses are currently in this area. They are receiving central water service from a well located at the north end of the golf course. This well is --553 feet deep and has a sustained pumping capacity of 140 gallons per minute. It is equipped with a 30 horsepower Reda pump capable of pumping at the rate of 120 gallons per minute. There is located near the well site a 5,000 gallen pressure tank. At this time there is in place in area three approximately 18,962 feet of four-inch water main and approximately 2,172 feet of two-inch water main. Long range plans contemplate the installation of approximately 4,434 additional feet of four-inch and 21,711 feet of two-inch main in this area.

The Commission's Staff is of the opinion that the facilities presently in operation will serve the development in the foreseeable

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Chassis of the lots, that adeats for the drietness and have mide also

All wells have been approved by the Department of Natural

Resources. Applicant also plans on having the systems of piper leoped,

with a couple of exceptions, in order to better provide service in the

case of a break in the pipe and also to prevent water stagnation.

Applicant has obligated itself to lay all pipe in accordance with the

American Waterworks Association's standards or else the pipe manufacturer's standards, i.e., setting the pipe and not laying the pipe on top

of rock.

Applicant will have one full-time maintenance man, a part-time bookkeeper and a telephone number where someone can be reached twenty-four hours a day in the event of an emergency.

be adopted of Millorerin banks for a person of endineer worther Currently, none of the customers have water meters. The Staff maission and to the that the area proposed by the State abusing is of the opinion that without meters, customers are inclined to weste combails and garges control para se the second personal p the applications of Crask Mountain Wiser Company, Lakestee Indee merc mend that all new customers have a meter installed and a time table ple applied to the politic interest. The Correstion for the continues the be devised to provide all current customers with meters. However, the Special control of the second meters at this time. The Staff is also of the opinion that the master the dome saion to the At he purchase was personal to a meters on the well should be read on a daily basis. By doing this, the 193.190, MSMo 1970, required a cercoration to have appropria Applicant can detect unusual water consumption patterns and breaks in the Constanton for a reg the systems resulting in leaks. The Staff believes the Commission should TO MAKE TOO . SALLTON 393. · Price (A)s Leinium Ber order the Applicant to do this as it is important in the management of The private a contrilledte of public convenience and secretary to a water system.

There are only residential users of water in these areas. Currently, customers are paying a flat rate of \$25 per year with the exception of residents in Turkey Mountain Estates No. 1 and No. 2 who are paying \$50 per year. There is no limit on water usage. Applicant introduced proforma financial statements at the hearing. Initially it expected it would need a monthly rate of \$12. However, due to increasing costs, Applicant believes that \$15 per month would be needed. The Staff also introduced proforma financial statements. The Staff's evidence indicated that a

monthly rate of \$9.40 should be charged to customers. The Commission finds that the rate proposed by the Staff is more reasonable.

Year. There is no limit on water heads. Applicant introduces proforms

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The Kissouri Public Service Commission has arrived at the following conclusions:

sers are only remidential over 6 of war-r an thate areas, The Commission is empowered by virtue of Section 393.170, RSMo MALONIN WENT ON 1978, to grant a certificate of public convenience and necessity to operate a water corporation. Section 393.200, RSMn 1978, requires perwe alarway read that to ave the profit payroles for the largon with mission of the Commission for a regulated utility to issue and sell Contrations for the president and december in a stock. Section 393.190, RSMo 1978, requires a corporation to have approval THE RESULT OF MICH. ows: a marul furst the of the Commission before it may purchase and hold more than 10% of the remine of the optimic that the energy total capital stock issued by any water comporation. The Commission das ruk gomeranom a vorg older für bullar graft bis be concludes that the plan presented by these three applications is reason-ISMA NO PROPRIME ALL COLLEGES AUTODISTS WITH THERE MONEYAR able and in the public interest. The Commission further concludes that are resourced and areas are as a subject of the corresponding to the cor the applications of Ozark Mountain Water Company, Lakeside Investment WELD TO THE STATE OF THE STATE Company, and Turkey Mountain Estates, Inc. should be granted. The Z TIM OBJETE) TUST RECEWED TOLDER CHRIDEMIC WIS TRUTTED IN MERCE Commission also believes that the rates proposed by the Staff should be adopted on an interim basis for a period of eighteen months. Further-CONTRACTOR OF THE CARRY OF THE CONTRACTOR more, the Commission concludes that the Staff's proposal that Applicant capersonal part of the companies where companies by the companies and be required to read the master meters on a daily basis is reasonable and ADST THE THE PARTY OF THE COURSE WATER OF THE TOTAL OF THE COURSE OF THE should be adopted.

The Commission believes that it is unnecessary for the Applicant to install customer meters at this time because of the small number of customers to be presently served and the expense involved for the customers. Bowever, this issue should be examined at the end of the 18 month period set forth above to determine if individual metering is warranted as the number of customers on the system increases.

The Commission concludes that intervenors in this case raised issues over which the Commission has no jurisdiction. It was suggested that the four developers may be in breach of contracts with the purchasers of the lots, that agents for the developers may have made mis-

representations to purchasers regarding water service, and certain acts by the developers may contravene property reports filed with the U. S. Department of Housing and Urban Development. Such matters must be decided by a court of law and not the Public Service Commission.

It is, therefore,

ORDERED: 1. That Ozark Mountain Water Company be, and is, hereby granted a certificate of public convenience and necessity to construct, install, operate, and maintain a water distribution system and all other facilities for the purpose of furnishing water service to the public in portions of Barry and Stone Counties, Missouri, more fully described in Appendix A attached hereto.

ORDERED: 2. That Ozark Mountain Water Company be, and is, hereby authorized to issue and sell 3,000 shares of \$10 par value common stock to the following corporations in amounts indicated below:

Turkey Mountain Estates, Inc. 2,220 shares
Lakeside Investment Company 630 shares
Tombhawk Developers, Inc. 120 shares
Lakeside Investment Company 630 shares

The proceeds from the issuance of stocks shall be used for the acqui1998 (NOTEST TESTED

Sition of property; the construction, completion, extension or improve1997 (NOTEST TESTED

ment of its plant or system; the improvement or maintanance of

its service; or for the lawful discharge or lawful refunding of its

allocations.

ORDERED: 3. That for an interim period of eighteen months,

Ozark Mountain Water Company is authorized to charge its customers a

monthly rate of \$9.40.

commencing operation, furnish the Commission its rules and regulations for the Commission's approval, in accordance with 4 CSR 240-50.

contained shall be construed by the Commission as a finding of value for the properties herein involved nor as an acquiescence in the value placed on said properties by the parties.

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ORDERED: 6. That Turkey Mountain Metates, Inc., be, and is, hereby, authorized to take, purchase, and hold 2,220 shares of \$10 per Value Common Stock of Ozark Hountain Water Company. ORDERED: 7. That Lakeside Investment Company be, and is, hereby authorized to take, purchase, and hold 630 shares of \$10 par value Common Stock of Ozark Mountain Water Company. Company of Control of the Control of Control on December 27, 1979. southly the section 40. BY THE COMMISSION DEFINE MODULATE MESSE CONTROL OF VOLVOLTANCE D morel Heart and Single nim period of archteen econo. D. Michael Hearst erpickitos (AME Secretary (SEAL) SEAL SEAL OF THE LOCAL PROPERTY OF THE SEAL OF Slavin, Chm., McCartney, Dority, Bryant, CC., Concur. The constitution of agency of the top of the concur. Fraas, C., Not Participating The proceeds from the issuer of the contraction of the contraction of the contraction Dated at Jefferson City; Missouri, he are the grant of the second 20 share: on this 12th day of December, 1979. TAXESTON INTERESTANT CINED IN in applica COLENS SOUNDERFEILE STEELEN SEELEN ASTRONE OF genera to the following componations in an unser Applicated be the noreby action to the table and well bedde shares of the feeting common ar Jeneven. Jan Jeach Bourcain Marer Commany des, and se forth orangers to about a very one very to no the publicate logitable of Berry and Stans from especialists. The and all conser and refer to the characters of the characters and the conservation of t none triffe . The triff . Togethere by said malaceth to Warer . The stail ayeares eg Argerraa (die 1908 e biggroeken aan deele aan deele aan deele gebeur al in Merikani - CHONESTON - TO CARE A CONTROL OF CONTROL O · 27、金额等 一种规则或数约数据等

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SUBDIVISIONS PROPOSED TO BE SERVED BY OZARK MOUNTAIN WATER COMPANY

SECTION I

DEVELOPER: TURKEY MOUNTAIN ESTATES, INC.

Subdivisions:

(a) Turkey Mountain Estate East, 2nd Subdivision, Barry County, Missouri, described as:

Beginning at the Northeast corner of Section 29, Township 22, Range 25, thence South 2651.5 feet to the Southeast corner of the Northeast Quarter of said Section 29, thence West 825 feet, thence North 659 feet, thence North 26°34' West 737.88 feet, thence West 143.14 feet to the East side of I Street in Turkey Mountain Estate East Subdivision, thence Southerly 1312.78 feet along the East side of said I Street, thence East 1325.03 feet to the point of beginning. Being a part of the Northeast Quarter of Section 29, Township 22, Range 25, Barry County, Missouri, and containing 68 acres more or less,

and recorded in Book 5, Page 141, Office of Recorder of Deeds, Barry County, Missouri.

(h) Turkey Mountain Estate East, a Subdivision of Barry County, Missouri, described as:

Beginning at the Northeast corner of the Northwest Quarter of the Northeast Quarter of Section 29. Township 22. Range 25; thence West 1324 feet; thence South 572 feet; thence South 4 West 451.08 feet; thence South 16 02' West 234.09 feet; thence South 28 59 West 85.75 feet; thence South 340 West 229.17 feet; thence South 15 West 205.3 feet; thence South 30 West 702.14 feet; thence South 450 Mest 180 feet; thence South 450 East 880 feet; thence South 450 Mest 180 feet; thence South 450 East 880 feet; thence South 360 52' East 824.93 feet; thence East 328 feet; thence North 450 West 233.34 feet; thence North 1159.3 feet; thence North 630 26' West 368.94 feet; thence North 110 19' West 841.33 feet; thence North 110 19' West 841.33 feet; thence East 365 feet; thence North 1315.9 feet to the point of beginning.

Same being part of the West half of the Northeast Quarter and a part of the East half of the Northwest Quarter and a part of the Northwest Quarter of the Southeast Quarter and a part of the Northeast Quarter of the Southwest Quarter of a resurvey of Mitten's Subdivision Table Rock Lake as recorded in plat book No. 5, page 95, in the Recorder's Office in Barry County, Missouri. All in Section 29, Township 22, Range 25, Barry County, Missouri, and containing 115 acres more or less,

and recorded in Book 5, Page 99, Office of Recorder of Deeds, Barry County, Missouri.

(c) Turkey Mountain Estate Nest, a Subdivision of Barry County, Missouri, described as:

Beginning at the Southwest corner of the Southeast Quarter of the Southwest Quarter of Section 20, Township 22, Range 25, thence South 26° 34' West 368.94 feet; thence South 660 feet; thence South 45° East 233,34 feet; thence South 330 feet; thence South 45° East 79.15 feet; thence North 42° 12' East 457.6 feet; thence North 64° 02' East 140.3 feet; thence North 77° 54' East 147.35 feet; thence South 83°23' East 125.2 feet; thence South 85° 12' East 69.33 feet; thence North 1803 feet; thence North 9° 27' West 498.74 feet; thence Nest 960.5 feet; thence South 8° 27' East 501.78 feet; thence South 660 feet; thence South 45° East 233.36 feet to the point of beginning.

Being a part of Lots 9, 10, 11 and 12 (North-west Quarter) of Section 29 and a part of the South half of the Southwest Quarter of Section 20, all in Township 22, Range 25, Barry County, Missouri, and containing 55,8 acres more or leas,

and recorded in Book 5, Page 102, Office of Recorder of Deeds, Barry County, Missouri.

(d) Mitter's Second Subdivision, Barry County, Missouri, described as:

Beginning at the Southeast corner of the North Half of the Southeast Quarter of the Southeast Quarter of the Southeast Quarter of the Northwest Quarter of Section 29, Township 22, Range 25, therce Earth 53° 08' West 825.06 feet, thence West 165 feet, thence North 330 feet, thence West 165 feet, thence North 330 feet, thence North 45° East 233.34 feet, thence North 18.25 feet, thence North 42° 12' East 470 48' East 90 feet, thence North 42° 12' East 470 feet, thence North 64° 02' Bast 140.3 feet, thence North 77° 54' East 147.95 feet, thence South 85° 12' East 99.33 feet, thence South 0° 09' West 389.52 feet, thence 36° 28' Nest 395.9 feet, thence South 27° 58' West 60.4 feet, thence South 2° 58' West 202.82 feet, thence South 53° 08' East 231.75 feet, thence South 2° 56' West 84.37 feet, thence South 40° 56' West 170.35 feet, to the point of beginning.

Reing a part of the Northwest Quarter of Section 29, Township 22, Range 25, Barry County, Missouri,

and recorded in Book 5, Page 96, Office of Recorder of Deeds, Barry County, Missouri.

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SECTION II

DEVELOPER: TURKEY MOUNTAIN ESTATES, INC.

Subdivisions: (a) Turkey Mountain Satate No. 2, let Subdivision. Stone County, Missouri, described ast

Beginning at a point 20 feet East and 15 feet North of the Southwest corner of Section 18, Me d Township 22, Range 24, thence North 1373.5 feet to the South Right-of-way line of State Highway Yy, thence Easterly 1715.68 feet along the South Right-of-way line of said Highway YY, thence South 1545.6 feet, thence West 1697.16 feet to the point of beginning.

Being a part of the Southwest Quarter of Section 18, Township 22, Range 24, Stone County, Missouri, and containing 59 acres more or less,

and recorded in Book 4, Page 79, Office of Recorder of Deeds, Stone County, Missouri.

(b) Tuskey Mountain Estate No. 2, 2nd Subdivision. Stone County, Missouri, described as:

Beginning at a point 15 feet North and 29 fact East of the Northwest corner of Section 19. Township 22, Range 24, thence South 2655 feet, thence East 1317.16 feet, thence North 2655 feet, thence West 1317.16 feet to the point of beginning.

Being a part of the Southwest Quarter of the Southwest Quarter of Section 18 and the West Half of the Northwest Quarter of Section 19, all in Township 22, Range 24, Stone County, Missouri, and containing 80 acres more or less,

and recorded in Book 4, Page 81, Office of Recorder of Deeds, Stone County, Missouri.

(c) Turkey Mountain Estate No. 2, Third Subdivision, Stone County, Missouri, described as:

Beginning at the Southwest corner of the Southwest Quarter of the Southwest Quarter of Section 19, Township 22, Range 24, thence North 2630 feet, thence East 1376.64 feet to the government take line on Table Rock Lake, thence government take line on Table Rock Lake, thence South 90 28' East 658.93 feet; thence South 660 feet, thence South 330 40' East 555.9 feet, thence South 260 32' East 738.7 feet, thence East 165 feet, thence South 440 55' East 233.7 feet, thence South 440 55' East 233.7 feet, thence Worth 330 495 feet, thence West 330 feet, thence Worth West 233 feet, thence West 165 feet, thence North West 233 feet, thence West 165 feet, thence South 260 36' West 368.84 feet, thence South 260 36' West 368.49 feet, thence North 630 08' West 737.68 feet, thence North 165 feet, thence West 330 feet to the point of beginning. point of beginning.

Being a part of the East Half of the Southwest Quarter of Section 19, part of the West Half of the Southeast Quarter of Section 19, part of the Northeast Quarter of the Northwest Quarter of Section 30, and part of the Northwest Quarter of the Northeast Quarter of Section 30, all in Township 22, Range 24, Stone County, Missouri, and containing 116 acres more or less and subject to a flowage easement to the 936 contour,

and recorded in Book 4, Page 82, Office of Recorder of Deeds, Stone County, Missouri.

(d) Turkey Kountain Estate No. 2, 4th Subdivision, Stone County, Missouri, described as:

Beginning at the Southwest corner of the Southeast Quarter of the Northwest Quarter of Section 19, Township 22, Range 24, thence South 10 feet, thence East 1376.64 feet, thence North 9° 28' West 344.57 feet, thence North 26° 39' West 369.24 feet, thence East 165 feet, thence North 1995 feet, thence West 1320 feet, thence South 1335 feet, thence east 214 feet, thence South 0° 15' West 1320 feet, thence South to the point of beginning.

Being a part of the East Half of the Northwest Quarter of Section 19, part of the Northeast Quarter of the Southwest Quarter of Section 19, part of the Southwest Quarter of the Northeast Quarter of Section 19 and part of the Southwest Quarter of the Southwest Quarter of Section 18, all in Township 22, Range 24, Stone County, Missouri, and containing 73.5 acres more or less, and subject to a flowage easement to the 936 contour,

and recorded in Book 4, Page 87, Office of Recorder of Deeds, Stone County, Missouri.

(e) Turkey Mountain Estate No. 2 Fifth Subdivision, Stone County, Missouri, described as:

Seginning at a point 15 feet North of the Southeast corner of the Southeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 18, Township 22, Range 24, thence West 940 feet, thence North 1545.6 feet to the South Right-of-way line of State Highway YY, thence North 89° 32' East 771.06 feet, thence South 249.08 feet, thence East 169 feet to the Northeast corner of the Southeast Quarter of the Southwest Quarter of said Section 18, thence South 1305 feet to the point of beginning.

Being a part of the East Half of the Southwest Quarter of Section 18, Township 22, Range 24, Stone County, Missouri, and containing 29.4 acres more or less,

and recorded in Book 4, Page 88, Office of Recorder of Beeds, Stone County, Missouri.

(f) Turkey Mountain Estate No. 2, 6th Subdivision, Stone County, Missouri, described as:

Beginning at the Northwest corner of the Southwest Quarter of the Northeast Quarter of Section 19, Township 22, Range 24, thence East 1320 feet, thence South 2615.04 feet, thence North 890 05' West 175.02 feet, thence North

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30° 58' West 935.59 feet, thence North 45° Fast 233.34 feet, thence North 45° Nest 233.34 feet, thence North 22° 58' West 835.52 feet, thence West 330 feet, thence North 660 feet to the point of beginning.

Being a part of the Southwest Quarter of the Northeast Quarter and a part of the Morthwest Quarter of the Southeast Quarter, all is Section 19, Township Twenty-two, Range 24, Stone County, Missouri and containing 47.5 acres more or less,

and recorded in Book 4, Page 93, Office of Recorder of Deeds, Stone County, Missouri.

SECTION III

DEVELOPER: LAKESIDE INVESTMENT COMPANY

Subdivisions:

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(a) Lakeside Heights Subdivision, Stone County, Missouri, described as:

Beginning at the Southwest corner of
Section 30, Township 22, Range 24, thence Borth
990 feet, thence North 63° 26' Bast 368.94 feet,
thence North 33° 41! West 594.84 feet, thence
North 990 feet, thence South 63° 26' East 368.94
feet, thence North 63° 26' East 737.88 feet, thence
East 330 feet, thence South 2805 feet, thence Bast
1320 feet to the point of beginning. Being a part
of the West Half of the Southwest Quarter and a
part of the Southwest Quarter of the Northwest
Quarter, all in Section 30, Township 22, Range 24,
Stone County, Missouri, and containing 77.43 acres
more or less and subject to a flowage easement to
the 336 contour.

and recorded in Book 5, Page 50, Office of Recorder of Deads, Stone County, Missouri.

(b) Lakeside Heights 1st Subdivision, Barry County, Misseuri, described as:

Beginning at a point 165 feet South of the Northeast corner of the Southeast Quarter of Section 25, Township 22, Range 25, thence South 325 feet, thence Nest 165 feet, thence North 26^G 34 West 368.94 feet, thence North 495 feet, thence East 330 feet to the point of beginning. Being a part of the Northeast Quarter of the Southeast Quarter of Section 25, Township 22, Range 25, Earry County, Missouri, and Containing 5.62 acres more or less and subject to a flowage easement to the 936 contour,

and recorded in Book 5, Page 140, Office of Recorder of Deeds, Barry County, Missouri.

SECTION JV

DEVELOPER: CENTRAL CROSSING DEVELOPERS, INC.

Subdivision: Lakeside Heights 2nd Subdivision, Barry County, Missouri, described as:

Beginning at the Southeast corner of Section 25, Township 22, Range 25, thence North 930 feet, thence West 949.3 feet, thence South 110 00' West 947.39 feet, thence East 1130.07 feet to the point of beginning. Being a part of the Southeast Quarter of the Southeast Quarter of Section 25, Township 22, Range 25, Narry County, Missouri, and containing 22.19 acres, more or less,

and recorded in Book 5, Page 152, Office of Recorder of Deeds, Barry County, Missouri.

SECTION V

DEVELOPER: TOMAHAWK DEVELOPERS, INC.

Subdivision: Tomahawk Heights Subdivision, Stone County, Missouri, described as:

> A resurvey of the following described property situated in Section 30, Township 22, Range 24, Stone County, Missouri, to-wit: containing all of Tomahawk Estates Subdivision, Stone County, Missouri, except the following lots: 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 30, 31, 36, 37, 38, 102, 103, 104, 105, 106 and tract C. Also, containing all of Millwhite Estates Subdivision, Stone County, Missouri (a resurvey of tract C in Tomahawk Entates Subdivision) except tracts D and G in Millwhite Estates Subdivision. Also, containing all of Aero Beach Subdivision, Stone County, Missouri (a resurvey of tracts H, I, J and K in Millwhite Estates Subdivision),

ALSO described as:

Beginning at the Southwest corner of the Southeast Quarter of the Southwest Quarter of Section 30, Township 22, Range 24, Stone County, Missouri, thence Township 22, Range 24, Stone County, Missouri, thence North 2805 feet, thence South 89° 04' East 327.6 feet, thence South 17° 56! East 1044 feet, thence South 62° 47' East 369.1 feet, thence North 21° 01' East 1407.2 feet, thence South 89° 28' East 990 feet, thence South 0° 25' West 330 feet, thence South 34° 06' West 594.84 feet, thence South 0° 25' West 1153.03 feet, thence South 56° 53' West 594.84 feet, thence South 47° 17' West 232.22 feet, thence South 73° 28' West 323.23 feet, thence South 390 feet, thence West 1145 feet to the point of beginning. thence West 1145 feet to the point of beginning,

and being recorded in Book 5, Page 76, Office of Recorder of Deeds, Stone County, Missouri.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, this 12th day of December 1979

D. Michael Hearst Secretary