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October 24, 2003

**FILED<sup>3</sup>**

OCT 29 2003

Mr. Dale Hardy Roberts  
Executive Secretary  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

**Missouri Public  
Service Commission**

RE: New proposed CCN for Lake Region Water & Sewer  
Shawnee Bend #5- Sewer

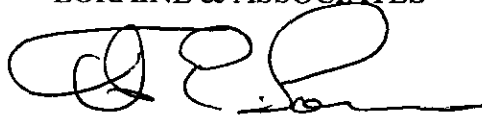
Dear Mr. Roberts:

Enclosed please find the original and thirteen (13) copies of our Application for CCN to be filed with the Commission. Please file-stamp a copy for our records and return to us in the enclosed self addressed stamped envelope.

Your attention to this matter is greatly appreciated.

Very truly yours,

LORAIN & ASSOCIATES



Thomas E. Loraine

TEL/jll

Enclosures

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

**FILED<sup>3</sup>**  
OCT 29 2003

Missouri Public  
Service Commission

In the Matter of the Application of )  
Lake Region Water and Sewer Company )  
for a Certificate of Convenience and ) Case No.  
Necessity authorizing it to enlarge )  
and extend its service area and to )  
construct, install, own, operate, control, )  
manage, and maintain a sewer system )  
for the public located in an unincorporated )  
area in Camden and Miller Counties, Missouri)

**APPLICATION**

**COMES NOW**, Lake Region Water and Sewer Company (hereinafter "Region" or "Applicant") and pursuant to Paragraph 393.170, RSMo 2000 and 4 CSR 240-2.060(4) (A) and states to the Missouri Public Service Commission ("Commission") as follows:

1. Applicant is a Missouri corporation duly organized and existing under and by virtue of the laws of the State of Missouri with its principal office and place of business located at 1 Grand Point Blvd, Sunrise Beach, Missouri. Region currently provides sewer service to members of the public located in unincorporated areas of Camden and Miller counties of Missouri and, accordingly, is subject to the jurisdiction, control and regulation of the Commission as provided by law.

2. Communications in regard to the Application should be addressed to:

Fritz Ritter, President  
Lake Region Water and Sewer Co.  
1 Grand Point Blvd.  
Sunrise Beach, MO 65079  
573-374-5850

Thomas Loraine MO #22206  
Loraine & Associates  
4075 Highway 54, Suite 300  
Osage Beach, Mo 65065  
573-348-8909

3. Applicant previously applied for and received a Certificate of Convenience and Necessity (CCN) from the Commission to provide service in its existing service territory in Commission Case No. WA-95-164.

Case No. WA-95-164, July 11, 1997 Order Approving Unanimous and Stipulation and Agreement, Granting Certificate of Convenience and Necessity, approving tariffs, and denying

Application to Intervene. Also, noted is Commission's Case No. WO-99-469 Order recognizing change of Corporate name and filing of Adoption Notice.)

4. Applicant requests permission, approval and a Certificate of Public Convenience and Necessity to extend, install, own, acquire, construct, operate, control, manage and maintain a **sewer system** for the public in areas adjacent to its existing territory all located in the unincorporated area in Camden and Miller Counties, Missouri, as set forth on the map marked as **Appendix 1** and attached to this Application.

The area adjacent to its existing territory and identified in **Appendix 1** is characterized as **Shawnee Bend # 5** and is as described in **Appendix 3**. The extended and enlarged CCN added to the original CCN from Commission Case No. WA-95-164 are: All of Lots 62,, 60, 59 continuing southerly at the six hundred and sixty (660) Lake of Ozarks foot level to Lot 22 then northerly along the Lake of the Ozarks shore line to existing certified area described by metes and bounds in original CCN awarded in Case No. WA-95-164.

5. In accordance with 4 CSR 240-2.060(4)(A)(5), Applicant prepared one feasibility study in Case WA-95-164 which, among other things, described extensive sewer infrastructure and contained plans and estimated costs of the utility plant and equipment, proposed rates and charges, and an estimate of the number of customers, revenues and expenses. This enlargement and extension of original CCN enhances this original feasibility study submitted in Case WA-95-164 and the added feasibility study of Shawnee Bend #5 is identified as **Appendix 4**.

6. There are no municipalities located within the proposed area, and approval by Camden and Miller Counties is not required for the Applicant to provide the sewer service to this area. The issuance of construction and operating permits from the Missouri Department of Natural Resources ("DNR") is subject to Commission certification inasmuch as the Commission's Certificate of Convenience and Necessity establishes the requirement of control and responsibility for the wastewater system under DNR regulations. Applicant expects that its sewer system will meet all requirements of the DNR.

7. There are no other public utilities or governmental bodies being operated or rendering service within the area proposed to be served.

8. The area requested to be certified is comprised of approximately forty one (41) lots that are to be developed into a residential Subdivision.

Sewer service to those homes, absent Commission approval of

the CCN area enlargement and extension, would consist of septic tanks and drain fields. The nature of the problems of operating a multitude of septic tanks is the possible negative impact on the quality of the aquifer which provides a source of drinking water to all residents of the area. Therefore, public need exists for adequate sewer service within the area proposed to be served, and the public convenience and necessity will be promoted by the granting of the authority herein requested.

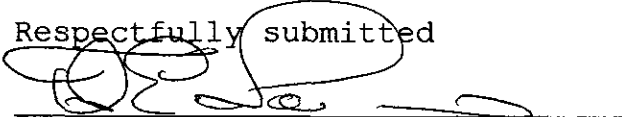
9. A certificate from the Missouri Secretary of State evidencing the corporate good standing of Applicant is attached hereto as **Appendix 2**. See 4 CSR 240-2.060 (1)(B).

11. Applicant has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service or rates in which action, judgment or decision has occurred within three (3) years of the date of this application.

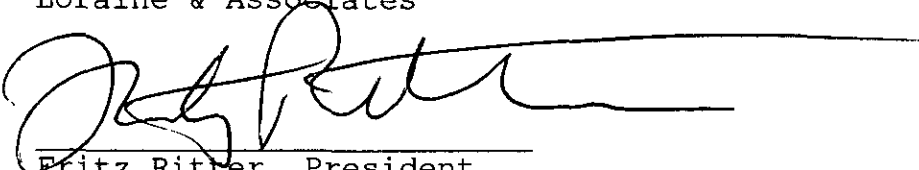
12. Applicant has no annual report or assessment fees which are currently overdue.

**WHEREFORE**, Applicant requests the Commission grant it permission, approval and a Certificate of Convenience and Necessity authorizing it to install, acquire, build, construct, own, operate, control, manage and maintain a sewer system for the public within the area referred to in paragraph 4, authorizing Applicant to implement rates and charges for the provision of sewer service consistent with those contained in the feasibility study originally presented in Commission Case WA-95-164, and for such other orders as the Commission deems proper under the circumstances.

Respectfully submitted



Thomas Loraine Mo #22206  
Loraine & Associates

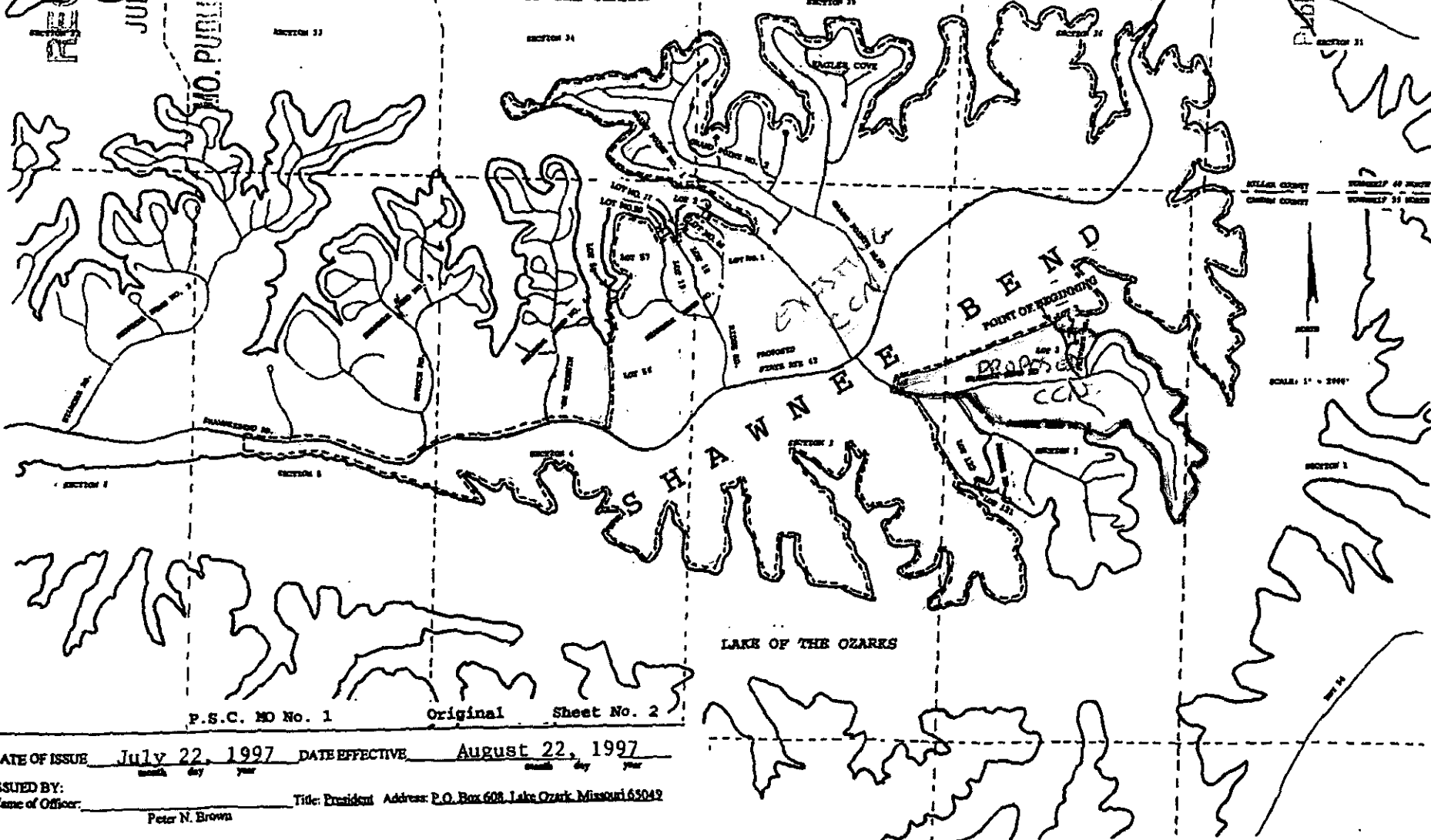


Fritz Ritter, President  
Lake Region Water and Sewer Co.

FORM NO. 13 P.S.C.M.O.: No. First Revised ORIGINAL SHEET No. 2  
CANCELLING P.S.C.M.O.: Original Sheet No. 2  
FOUR SEASONS WATER AND SEWER COMPANY For MISSOURI SERVICE AREAS

Rules Governing Rendering of  
Sewer Service

LAKE OF THE OZARKS



P.S.C. MO No. 1

Original Sheet No. 2

DATE OF ISSUE July 22, 1997 DATE EFFECTIVE August 22, 1997

ISSUED BY: Peter N. Brown Title: President Address: P.O. Box 608 Lake Ozark, Missouri 65049

Shawnee Bend #

# STATE OF MISSOURI



Matt Blunt  
Secretary of State

CORPORATION DIVISION

## CERTIFICATE OF ABSTRACT

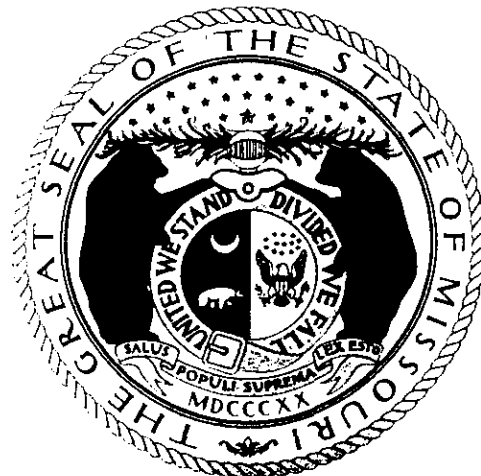
LAKE REGION WATER & SEWER CO.  
00149504

I, MATT BLUNT, Secretary of the State of Missouri, and Keeper of the Great Seal thereof, do hereby certify that the annexed abstract contains a true statement of the documents on file and of record in this office.

IN TESTIMONY WHEREOF, I have set my hand and an imprinted the GREAT SEAL of the State of Missouri, on this, the 15th day of September, 2003

A handwritten signature of Matt Blunt in black ink, written over a horizontal line.

Secretary of State



Certification Number: 6086308-1 Page 1 of 1 Reference:  
Verify this certificate online at <http://www.sos.state.mo.us/businessentity/verification>

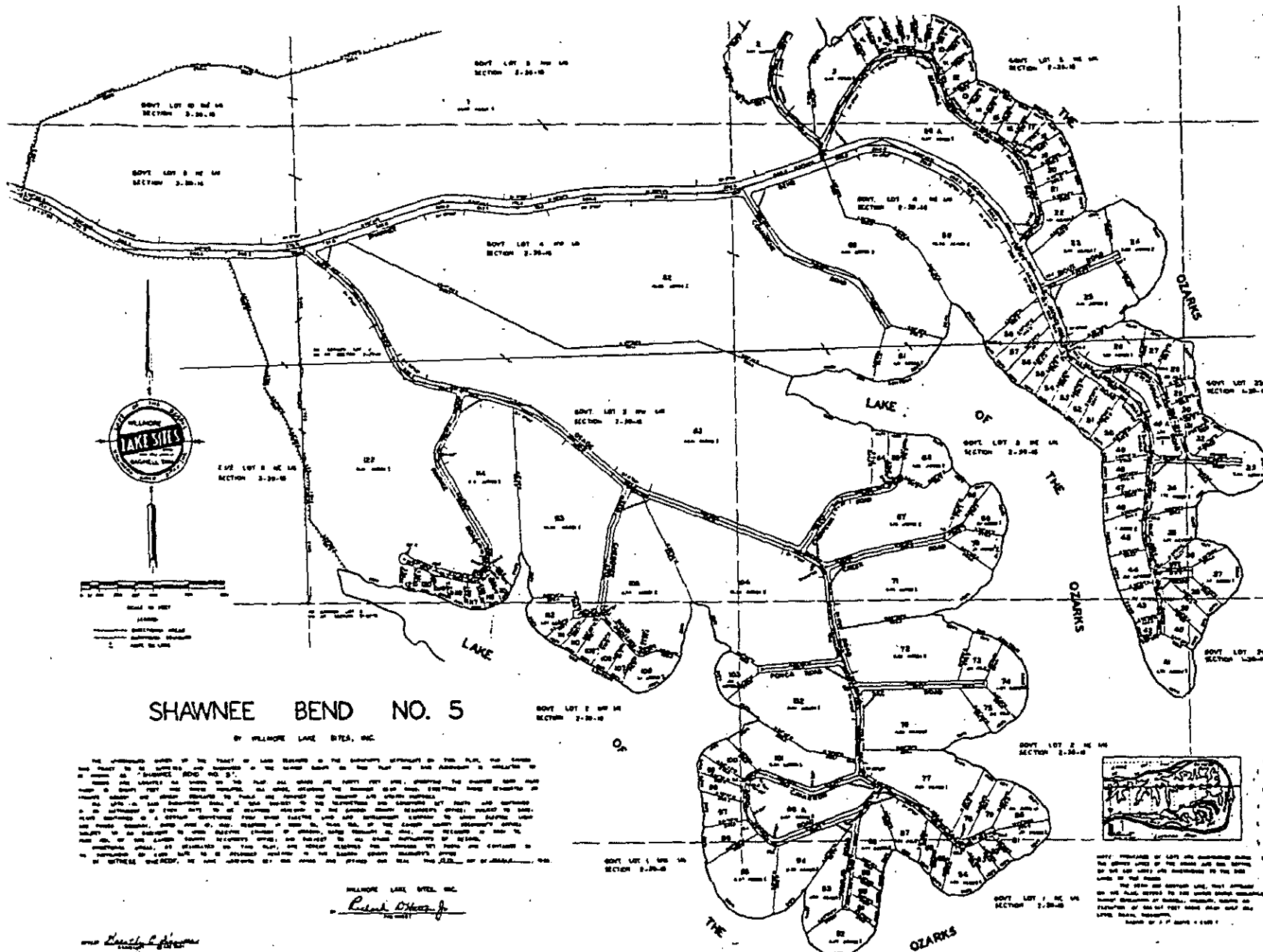
09/15/2003

Matt Blunt  
Secretary of State

(573) 751-2300

## Abstract of Corporate Record

Charter Number : 00149504  
State of Incorporation : MO - Missouri  
Name of Corporation : LAKE REGION WATER & SEWER CO.  
Former Name : FOUR SEASONS WATER & SEWER CO.  
Date of Incorporation : 08/10/1971  
Registered Agent : FRITZ RITTER  
Registered Office : #1 GRAND POINT BLVD  
SUNRISE BEACH, MO 65079  
Status : Good Standing



# SHAWNEE BEND NO. 5

OF WILLMORE LAKE DIST. INC.

BEFORE ME, the undersigned authority, on this day personally appeared \_\_\_\_\_, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

WILLMORE LAKE DIST. INC.  
*Richard O. Williams*  
 Secretary

*Richard O. Williams*  
 Secretary

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 19\_\_\_\_.

*Richard O. Williams*  
 Secretary

STATE OF MISSOURI, COUNTY OF CAMDEN, SS.  
 I, H. J. WILLIAMS, Clerk of the Circuit Court and Ex-Officio Recorder of said County, do hereby certify that the within instrument of writing was by the \_\_\_\_\_ of \_\_\_\_\_, D. 19\_\_\_\_, M., a duly qualified \_\_\_\_\_ of said County, duly qualified to execute and record the same, and that the same was duly recorded in Book \_\_\_\_\_ of said County, at \_\_\_\_\_, on \_\_\_\_\_, A.D. 19\_\_\_\_.

*Richard O. Williams*  
 Secretary



## Appendix 4

### Feasibility Sewer Sawnee Bend # 5

	0	1	2
legal	-3000	0	0
revenue	790	2106	5265
total	-2210	2106	5265