# JONES, ROPER AND SCOTT

II NORTH SEVENTH STREET
COLUMBIA, MISSOURI 65901

AREA CODE 314 TELEPHONE 440-2451

May 20, 1980

J. TURNER JONES

STEPHEN C. SCOTT

ROBERT L. ROPER, JR.

# RECEIVED

MAY 2 1 1980

Hon. D. Michael Hearst, Secretary Missouri Public Service Commission 10th Floor, Jefferson State Office Building P.O. Box 360 Jefferson City, Missouri 65102

MISSOURI
PUBLIC SERVICE COMMISSION

RE: Application of WATER'S EDGE SEWER COMPANY Case No. 8208 SA-80-208

Dear Mr. Hearst:

Enclosed please find original and nine (9) copies of Application to Intervene in the above-referenced matter, which I am filing on behalf of my client, Boone Water & Waste Treatment Co., Inc.

Concurrently, copies of said Application to Intervene and this cover letter are being mailed to: Mr. Dan Hagan; Mr. Raymond C. Lewis, Jr.; Mr. William Barvick, Public Counsel; Boone Count Court c/o Mr. Christopher S. Kelly, County Clerk; and Missouri Department of Natural Resources.

Very truly yours,

JONES, ROPER AND SCO

Stephen C. Scott

SCS:abm Enclosures

cc: Mr. Dan Hagan

Mr. Raymond C. Lewis, Jr.

Mr. William Barvick, Public Counsel

Boone County Court, c/o Mr. Christopher

S. Kelly, County Clerk Missouri Department of Natural Resources



BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of:

Application of WATER'S EDGE SEWER COMPANY )
for Permission and Approval and for a )
Certificate of Convenience and Necessity )
Authorizing it to Construct, Install, )
Own, Operate, Control, Manage and )
Maintain a Sewer System for the Public )
Located in an Unincorporated Area in )
Boone County, Missouri

SA-80-208 Case No. <del>-8209</del>

## APPLICATION TO INTERVENE

COMES NOW Intervenor Applicant BOONE WATER & WASTE TREATMENT CO., INC., pursuant to 4 CSR 240-2.110(13), and hereby makes application to be joined as a Party Intervenor in the abovecaptioned matter.

Pursuant to 4 CSR 240-2.110(15), this Intervenor Applicant states:

- 1. This Intervenor Applicant is a corporation duly organized and existing under the laws of the State of Missouri and is the holder of a Certificate of Convenience and Necessity issued by this Commission to provide water and sewer service to an unincorporated area in Boone County, Missouri, generally known as Lakewood Estates and Lakewood Villa, and does provide such services pursuant to said Certificate.
- 2. Applicant WATER'S EDGE SEWER COMPANY is proposing in its above-captioned Application to provide sewer service to the said area now served by this Intervenor Applicant, and that by reason thereof this Intervenor Applicant has an interest in this proceeding and has grounds to intervene in that this Commission's action on the above-captioned Application could have a detrimental effect on this Intervenor Applicant and could affect the persons now served by this Intervenor Applicant.
- 3. This Intervenor Applicant is opposed to the granting of the above-captioned Application insofar as it affects the area now being provided with sewer service by this Intervenor Applicant.



WHEREFORE, Intervenor Applicant BOONE WATER & WASTE TREATMENT CO., INC. requests the Commission to grant this Application for Intervention and to make it a Party Intervenor in the above-captioned matter.

TEPHEN C. SCOTT

JONES, ROPER AND SCOTT 11 North Seventh Street Columbia, Missouri 65201 314-449-2451

Attorney and agent for BOONE WATER & WASTE TREATMENT CO., INC.

### AFFIDAVIT

STATE OF MISSOURI)
) SS:
COUNTY OF BOONE)

COMES NOW Stephen C. Scott, of lawful age, first being duly sworn upon his oath, and states that he is agent and attorney for BOONE WATER & WASTE TREATMENT CO., INC. and duly authorized to file this Application for Intervention and to make this Affidavit on behalf thereof, and further states that the facts and matters set forth in the foregoing Application for Intervention are true and correct to the best of his knowledge, information and belief.

STEPHEN C. SCOTT

SUBSCRIBED AND SWORN TO before me this 20th day of May, 1980.

1-5-84

My commission expires:

1.00

CAROLINE J. SCHUERMANN NOTARY PUBLIC, STATE OF INCOME COMMISSIONED IN BOOME COUNTY BY COMMISSION EXPIRES JANUARY S, 1880

Notary Public

### PROOF OF SERVICE

The undersigned hereby certifies that on the 20th day of May, 1980, he mailed copies of the foregoing by first class mail, postage prepaid, to: Mr. Dan Hagan; Mr. Raymond C. Lewis, Jr.; Mr. William Barvick, Public Counsel; Boone County Court c/o Mr. Christopher S. Kelly, County Clerk; and Missouri Department of Natural Resources.