

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

CASE NO. 17,787

In the Matter of the Application of
South Jefferson County Utility Company
For A Certificate of Public Convenience
and Necessity To Operate and Maintain
a Water System and a Sanitary Sewage Dis-
posal System in a Certain Described Area
in Jefferson County, Missouri.

APPEARANCES: Jeremiah Nixon, Attorney at Law, No. 1
Thurman Court, Hillsboro, Missouri 63050,
for Applicant South Jefferson County
Utility Company.

Michael K. McCabe, First Assistant General
Counsel, Missouri Public Service Commission,
Jefferson State Office Building, Jefferson
City, Missouri 65101, for the Commission
Staff and the Public.

REPORT AND ORDER

On May 4, 1973, South Jefferson County Utility Company
(Applicant), 322 South Main Street, DeSoto, Missouri, filed with
this Commission an application for a certificate of public
convenience and necessity to operate and maintain a water system
and a sanitary sewage disposal system in a certain described
area in Jefferson County, Missouri.

After due notice to all interested parties, the matter
was heard on August 31, 1973, in the Commission's hearing room
located on the tenth floor of the Jefferson State Office
Building, Jefferson City, Missouri.

At the close of the hearing, the parties did not
request oral argument or filing of briefs and waived the reading
of the transcript.

Findings of Fact

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

1. Jurisdiction: Applicant proposes to provide water and sewer service as a public utility as defined by Section 386.020 RSMo 1969, and as a public utility would be subject to the Commission's jurisdiction pursuant to Chapters 386 and 393 RSMo 1969.

2. Company: Applicant is a corporation duly organized and existing under the laws of the State of Missouri with its principal office located at 322 South Main Street, DeSoto, Missouri. It proposes to provide water and sewer service in the Summer Set Subdivision Development in Jefferson County, Missouri.

Mr. Paul H. Politte is the president of Applicant company and will direct its day-to-day operations. Applicant presently intends to use a plumbing contractor in DeSoto, Missouri for repairs and breakdowns of the system.

3. Service Area: Klondike Incorporated owns the Summer Set Subdivision Development which consists of about 720 acres of land. At the time of the hearing, there were 250 lots plotted but no building had taken place. The area is about two miles southwest of DeSoto, Missouri and approximately 35 miles south of St. Louis. There are no water or sewer services available in the area.

4. Accounts and Tariffs: The president of Applicant is aware that the company must keep its accounts in compliance with the Uniform System of Accounts, file proposed tariffs, rules and regulations with the Commission for approval and to keep continuing property records as required by the Commission.

Conclusions of Law

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

The management of the Applicant has the financial and technical ability to serve the requested service area and it is economically feasible for the Applicant to serve the requested area as a public utility.

The Commission further concludes that public convenience and necessity will be served and promoted by the granting of the authority requested in the instant application.

It is, therefore,

ORDERED: 1. That South Jefferson County Utility Company, 322 South Main Street, DeSoto, Missouri, be, and it is, hereby granted a certificate of convenience and necessity to operate and maintain a water system and a sewage disposal system in the described area in Jefferson County, Missouri, more fully described as follows:

All that part of Sections Fifteen (15), Sixteen (16), Twenty-one (21) and Twenty-two (22), Township Thirty-nine (39) North, Range Four (4) East, and described as follows: Beginning at a point from which the Northeast corner of the Southwest quarter of Section Fifteen (15) bears North one degree 48 minutes 30 seconds East, 30.09 feet distance; thence South one degree 48 minutes 30 seconds West, a distance of 977.00 feet to a point; thence South 82 degrees 36 minutes East, a distance of 1294.45 feet to a point; thence South 1 degree 48 minutes 30 seconds West, a distance of 144.77 feet to a point; thence South 82 degrees 13 minutes 14 seconds East, a distance of 1074.85 feet to a point; thence South 9 degrees 52 minutes 58 seconds East, a distance of 33.30 feet to a point; thence South 87 degrees 42 minutes 02 seconds East, a distance of 208.72 feet to a point; thence South 2 degrees 33 minutes 30 seconds West, a distance of 867.68 feet to a point; thence South 1 degree 48 minutes 30 seconds West a distance of 660.00 feet to a point; thence North 82 degrees 36 minutes West, a distance of 948.12 feet to a point; thence South 1 degree 39 minutes West, a distance of 1339.44 feet to a point thence North 82 degrees 38 minutes West, a distance of 1692.45 feet to a point; thence South 1 degree 30 minutes West a distance of 2647.40 feet to a point; thence North 81 degrees 22 minutes West, a distance of 2591.50 feet to a point; thence North 79 degrees 45 minutes West a distance of 700.30 feet to a point; thence North 2 degrees 42 minutes East, a distance of 642.00 feet to a point; thence North 85 degrees 45 minutes West a distance of 644.70 feet to a point; thence North 2 degrees 44 minutes West, a distance of 677.60 feet to a point; thence North 88 degrees 29 minutes West a distance of 195.00 feet to a point; thence North 53 degrees 02 minutes West, a distance of 71.00 feet to a point; thence North 39 degrees 26 minutes West, a distance of 190.00 feet to a point; thence North 2 degrees 15 minutes East, a distance of 1604.10 feet to a point; thence North 30 degrees 47 minutes 30 seconds East, a distance of 3499.33 feet to a point; thence North 39 degrees 34 minutes 30 seconds East, a distance of 560.11 feet to a

point; thence South 83 degrees 40 minutes 30 seconds East, a distance of 1826.24 feet to the place of beginning.

ORDERED: 2. That before instituting the service herein authorized or within thirty (30) days of the effective date of this Report and Order, whichever shall occur first, South Jefferson County Utility Company shall file subject to the approval of this Commission a schedule of rates, rules and regulations for water service to be furnished within the area herein described.

ORDERED: 3. That before instituting the service herein authorized or within thirty (30) days of the effective date of this Report and Order, whichever shall occur first, South Jefferson County Utility Company shall file subject to the approval of this Commission a schedule of rates, rules and regulations for sewer service to be furnished within the area herein described.

ORDERED: 4. That South Jefferson County Utility Company, prior to instituting the service herein authorized, shall file with the Commission operating permits in compliance with the requirements of the Missouri Clean Water Commission and Missouri Division of Health for all constructed facilities in use.

ORDERED: 5. That nothing contained herein shall be construed as a finding by the Commission of the value for rate-making purposes of the properties herein involved nor as an acquiescence in the value placed upon said properties by the Applicant.

ORDERED: 6. That this Report and Order shall become effective on the 3rd day of April, 1974, and the Secretary of the Commission shall serve a certified copy of same upon each interested party.

(S E A L)

Mauze, Chm., Clark, Fain,
Reine, and Pierce, CC., Concur.

Dated at Jefferson City, Missouri,
this 4th day of March, 1974.

BY THE COMMISSION

Robert L. Gilmore
Robert L. Gilmore
Secretary

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

FILED
MAY 4 1973

In the Matter of the Application of
South Jefferson County Utility Company
For A Certificate of Public Convenience
and Necessity To Operate and Maintain
a Water System and a Sanitary Sewage Dis-
posal System in a Certain Described Area in
Jefferson County, Missouri.

PUBLIC SERVICE COMMISSION

Case No. 17,787

FILED
MAY 4 1973

APPLICATION

PUBLIC SERVICE COMMISSION

Comes now South Jefferson County Utility Company, hereinafter referred to as Applicant, pursuant to Section 393.170 R. S. Mo. 1969 and in support of its application for a certificate of public convenience and necessity respectfully represents and states:

1. The applicant is a corporation, duly organized and existing under and by virtue of the laws of the State of Missouri, with its principal office located at 322 S. Main Street, DeSoto, Missouri.

2. Communications in regard to this application should be addressed to Paul H. Politte, President, South Jefferson County Utility Company, 322 S. Main Street, DeSoto, Missouri 63020 and Jeremiah Nixon, No. 1 Thurman Court, Hillsboro, Missouri 63050.

3. Applicant seeks a certificate of public convenience and necessity to provide a water system and a sanitary sewage disposal system in a certain area of Jefferson County, Missouri, more specifically described in Exhibit 2 attached hereto.

4. Applicant has employed L. J. Antoine and Associates, Inc., Consulting Engineers to make an evaluation and an economic feasibility study, which includes, but is not limited to:

- a. Plans and specifications of the water distribution system and sewage collection system to be installed within 2 years, including the size, type and general location of pipe.
- b. Proposed rates, rules and regulations for both the water and sewer systems.
- c. Plans for financing.
- d. Cost of installation over 2 years and estimated entire cost.

(1)

H. P.

e. Number of customers to be served and need for services in the area requested.

5. There are attached hereto and made a part hereof copies of the following: "Exhibit 1" - a certified copy of Articles of Incorporation of South Jefferson County Utility Company. "Exhibit 2" - legal description of area sought to be served by applicant. The current financial condition of the applicant is that it owns Lot 11, Section 1 of Monaco Lake Resort, as shown by plat on file in the land records of Jefferson County. This lot has located on it a drilled well and the lot and well has a value of \$20,000.00. Map showing area sought to be served by applicant, feasibility study of proposed system and any required consents or franchises will be filed as exhibits prior to hearing of this application by the Commission.

6. The method of financing the systems will be set forth in full in the feasibility study to be filed prior to the hearing of this application.

WHEREFORE, applicant prays that the Commission enter its order granting a certificate of public convenience and necessity to applicant to furnish water service and to provide a sanitary sewage disposal in the area described in Exhibit 2, and for such other and further orders as the Commission finds meet and proper.

SOUTH JEFFERSON COUNTY UTILITY COMPANY

By: Paul H. Politte, President

Thurman, Nixon, Smith, Howald, Wener & BCWLES Attorney for Applicant

THURMAN, NIXON, SMITH, HOWALD, WENER &
Attorneys at Law
Hillsboro, Missouri 63050
789-2601, 296-5225 and 376-7045

STATE OF MISSOURI)

) SS

COUNTY OF JEFFERSON)

Paul H. Politte, of lawful age being duly sworn, states that he is President

of South Jefferson County Utility Company, that he has read the above and foregoing Application and that the statements made therein are true according to best of his knowledge and belief.

Paul H. Politte
President

Subscribed and sworn to before me this 2nd day of May, 1973.

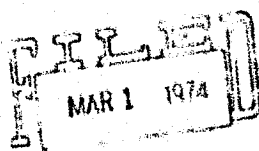
Charles L. McShay
Notary Public

My Commission Expires : June 10, 1975

EXHIBIT 2

All that part of Sections Fifteen (15), Sixteen (16), Twenty-one (21) and Twenty-two (22), Township Thirty-nine (39) North, Range Four (4) East, and described as follows: Beginning at a point from which the Northwest corner of the Southwest quarter of Section Fifteen (15) bears North one degrees 48 minutes 30 seconds East, 30.09 feet distance; thence South one degree 48 minutes 30 seconds West, a distance of 977.00 feet to a point; thence South 82 degrees 36 minutes East, a distance of 1294.45 feet to a point; thence South 1 degree 48 minutes 30 seconds West, a distance of 144.77 feet to a point; thence South 82 degrees 13 minutes 14 seconds East, a distance of 1074.85 feet to a point; thence South 9 degrees 52 minutes 58 seconds East, a distance of 33.30 feet to a point; thence South 87 degrees 42 minutes 02 seconds East, a distance of 208.72 feet to a point; thence South 2 degrees 33 minutes 30 seconds West, a distance of 867.68 feet to a point; thence South 1 degree 48 minutes 30 seconds West a distance 660.00 feet to a point; thence North 82 degrees 35 minutes West, a distance of 948.12 feet to a point; thence South 1 degree 39 minutes West, a distance of 1339.44 feet to a point; thence North 82 degrees 38 minutes West, a distance of 1692.45 feet to a point; thence South 1 degree 30 minutes West a distance of 2647.40 feet to a point; thence North 81 degrees 22 minutes West, a distance of 2591.50 feet to a point; thence North 79 degrees 45 minutes West a distance of 700.30 feet to a point; thence North 2 degrees 42 minutes East, a distance of 642.00 feet to a point; thence North 85 degrees 45 minutes West a distance of 644.70 feet to a point; thence North 2 degrees 44 minutes West, a distance of 677.60 feet to a point; thence North 88 degrees 29 minutes West a distance of 195.00 feet to a point; thence North 53 degrees 02 minutes West, a distance of 71.00 feet to a point; thence North 39 degrees 26 minutes West, a distance of 190.00 feet to a point; thence North 2 degrees 15 minutes East, a distance of 1604.10 feet to a point; thence North 30 degrees 47 minutes 30 seconds East, a distance of 3499.33 feet to a point; thence North 39 degrees 34 minutes 30 seconds East, a distance of 560.11 feet to a point; thence South 83 degrees 40 minutes 30 seconds East, a distance of 1826.24 feet to the place of beginning.

SOUTH JEFFERSON COUNTY UTILITY COMPANY



DE. REPT. MISSOURI ST
COMMISSION

February 26, 1974

PUBLIC SERVICE COMMISSION

RECEIVED

MAR 1 - 1974

PUBLIC SERVICE COMMISSION

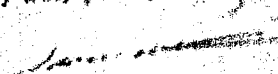
Secretary
Missouri Public Service Commission
Jefferson City, Missouri 65101

Re: Case No. 17,787
In The Matter of Application of South Jefferson
County Utility Company for Certificate of Public
Convenience and Necessity.

Gentlemen:

The South Jefferson County Utility Company agrees that they will obtain and file with the Public Service Commission guarantees from the manufacturer for a period of not less than one (1) year of the pumping components of the sewers that the users will be obligated to purchase and install. A copy of that guarantee can not be filed at this time since the studies that will determine the exact unit to be used have not been completed. We will advise the supplier of the type unit finally selected of this requirement and will file the guarantee prior to the time that any units are purchased or installed. If any other information is required, please feel free to contact us.

Very truly yours,


Paul H. Politt, President