

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service Commission held at its office in Jefferson City on the 17th day of February, 1982.

CASE NO. SO-81-351

In the matter of the application of LINCOLN COUNTY UTILITIES CO. for approval to acquire property through eminent domain proceedings.

ORDER GRANTING APPLICATION
TO REOPEN PROCEEDINGS

By a report and order issued January 5, 1982, and effective February 4, 1982, the Commission denied the authority sought herein.

On January 26, 1982, the Applicant filed its Application For Rehearing and to Reopen Proceedings.

The application seeks a reopening of the proceedings to allow the Applicant to present additional competent and substantial evidence in support of a grant of the authority requested.

On February 4, 1982, the intervenors, William and Rita Kaimann, filed their Objection to Application For Rehearing and to Reopen Proceedings and Motion to Dismiss the Application of Lincoln County Utilities Company.

The Commission has considered the Application For Rehearing and to Reopen Proceedings and the objections thereto filed by the intervenors and is of the opinion that the Applicant's application should be granted to the extent that the record in this matter should be reopened for the purposes requested.

The Commission is also of the opinion that its utility staff should perform a field investigation and file a recommendation relative to the authority requested, which shall include a consideration of alternative sites or methods of increasing the treatment capacity of the Applicant's system.

It is, therefore,

ORDERED: 1. That the record in this matter is hereby reopened and that a further hearing is set in the Commission's offices in Jefferson City, Missouri, at 9:00 AM on the 21st day of May, 1982, to afford the Applicant an opportunity to present additional evidence in support of the authority sought.

ORDERED: 2. That the Commission's utility staff shall, on or before May 11, 1982, filed with the Commission ten (10) copies, and shall serve one (1) copy upon the Applicant and the intervenors, of its field investigation report containing a recommendation relative to the authority requested, including a consideration of alternative sites or methods of increasing the treatment capacity of the Applicant's system.

ORDERED: 3. That this order shall become effective on the date hereof.

BY THE COMMISSION

Harvey G. Hubbs
Harvey G. Hubbs
Secretary

(S E A L)

Fraas, Chm., McCartney, Shapleigh
and Musgrave, CC., Concur.
Dority, C., Absent.