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

In the Matter of the Application of	)	
Osage Water Company for Permission,	)	
Approval and Certificate of Convenience	)	
and Necessity Authorizing It to Construct,	)	<b><u>Case No. SA-99-268</u></b>
Own, Operate, Control, Manage and Maintain	)	
a Sewer System for the Public Located in	)	
Unincorporated Portions of Camden	)	
County, Missouri, Golden Glade Subdivision	)	

**ORDER DENYING MOTION TO DENY APPLICATION TO INTERVENE**

On December 12, 1998, Osage Water Company (Applicant) filed an application with the Commission requesting issuance of a certificate of convenience and necessity to construct, install, own, operate, control, manage, and maintain a sewer system for the public in unincorporated portions of Camden County, Missouri, known as Golden Glade Subdivision (proposed service area). The Commission issued an order and notice, directing interested parties to file applications to intervene no later than January 14, 1999.

The City of Osage Beach (City) filed a timely application to intervene on January 12. This application was approved by the Commission on January 22, to be effective February 1.

On January 22, Applicant timely filed a response to application to intervene by the City of Osage Beach. Applicant requests an Order of the Commission denying the application to intervene filed herein by the City of Osage Beach.

Although the Commission granted the City intervention before Applicant timely filed a motion opposing intervention, the Commission will reconsider its order in light of Applicant's pleading.

The long-settled law in Missouri is that intervenors before the Public Service Commission are not required to have a pecuniary interest, or property or other rights, which will be directly or immediately affected by the order sought. State ex rel. Consumers Public Service Co. v. Public Service Commission, 180 S.W.2d 40, 352 Mo. 905 (1944). Furthermore, the Commission's rule at 4 CSR 240-2.075 (4)(B) states: "The commission may permit intervention on showing that . . . [t]he applicant is a municipality or other political subdivision."

The Commission's order granting intervention should not be modified or set aside in any respect.

**IT IS THEREFORE ORDERED:**

1. That Applicant's request for an Order of the Commission denying the application to intervene filed herein by the City of Osage Beach is denied.

2. That this order shall become effective on February 8,  
1999.

**BY THE COMMISSION**

A handwritten signature in black ink, reading "Dale Hardy Roberts". The signature is written in a cursive style with a large, stylized 'D' and 'R'.

**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

( S E A L )

Bill Hopkins, Senior Regulatory Law Judge,  
by delegation of authority pursuant  
to 4 CSR 240-2.120(1) (November 30,  
1995) and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 28th day of January, 1999.