

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 9th  
day of July, 1991.

In the matter of the application of English )  
Village Sewer Service, Inc. to sell and ) CASE NO. SM-91-316  
transfer its franchise, works or system to )  
Ozark Water & Wastewater Management, Inc. )

ORDER APPROVING SALE

On April 22, 1991, English Village Sewer Service, Inc. (English Village) filed an application seeking authority to sell and transfer its works, franchise and system necessary and useful in the provision of sewer service to customers in its certificated area to Ozark Water & Wastewater Management, Inc. (Ozark).

By order issued April 26, 1991, the Commission gave extensive notice of the proposed sale to potentially interested parties, directed individual notice to the Company's customers, and established an intervention date of June 20, 1991. No applications to intervene or inquiries have been received as a result of the notice. The Commission is of the opinion that, pursuant to its notice of April 26, 1991, a hearing is unnecessary and the application should be considered based on the information submitted by the Applicant and the Staff recommendation.

On July 2, 1991, the Commission Staff filed a memorandum recommending approval of the proposed sale. The application has been reviewed by the Water and Sewer, Financial Analysis and Accounting Departments of the Utility Operations and Utility Service Divisions.

The Commission Staff has expressed the opinion that the proposed sale is in the public interest since, although the the present owners of the system render good service, they live in the State of California and are involved in the sewer company only because of ownership of a mobile home park which is a customer of the system.

The sewer system serves approximately 176 mobile homes plus approximately 100 residences and apartments and 43 commercial and light industrial customers. Staff recommends approval because the prospective purchaser is a professional utility management company located in nearby Springfield and has actually been managing the system since February, 1991. Under the sale contract the purchase price will be paid in sixty (60) equal monthly payments and there will be no increase in fees charged to the customers as long as the buyer shall owe the seller under the terms of the contract.

In the Commission's opinion the Staff's recommendation should be adopted and the proposed purchase and operation should be approved. Since the buyer has been operating the system there should be no change in service and under the contract customers will experience no rate increase for at least sixty months.

IT IS THEREFORE ORDERED:

1. That English Village Sewer Service, Inc. be authorized to sell and Ozark Water & Wastewater Management, Inc. be authorized to purchase the assets, facilities and franchise of English Village Sewer Service, Inc., used to provide sanitary sewage disposal service within Missouri under the Commission's jurisdiction in conformance with the terms and conditions of the application filed herein.

2. That Ozark Water & Wastewater Management, Inc., be hereby granted permission and approval to operate and maintain the sanitary sewage disposal system and provide sanitary sewage disposal service pursuant to the certificate of convenience and necessity of English Village Sewer Service, Inc. which is hereby transferred to Ozark Water & Wastewater Management, Inc., subject to the conditions set out in this order.

3. That English Village Sewer Service, Inc. shall cease providing sanitary sewage disposal service as a regulated public utility.

4. That English Village Sewer Service, Inc. and Ozark Water & Wastewater Management, Inc. are hereby authorized to enter into, execute and perform in

accordance with the terms of all other documents reasonably necessary and incidental to the performance of the transactions which are the subject of this application.

5. That Ozark Water & Wastewater Management, Inc. shall keep its books and records in accordance with the Uniform System Of Accounts.

6. That Ozark Water & Wastewater Management, Inc. shall, within ten (10) days from the date of this order file with the Commission an adoption notice adopting the tariff presently on file for English Village Sewer Service, Inc., and shall file a new permanent tariff within sixty (60) days from the date of this order.

7. That nothing in this order shall be considered as a finding by the Commission of the reasonableness of the expenditures herein involved, or of the value for ratemaking purposes of the properties herein involved, nor as an acquiescence in the value placed upon said properties by Ozark Water & Wastewater Management, Inc. Furthermore, the Commission reserves the right to consider the ratemaking treatment to be afforded these transactions, and their resulting cost of capital, in any later proceeding.

ORDERED: 8. That this Order shall become effective on July 19, 1991.

BY THE COMMISSION

*Brent Stewart*

Brent Stewart  
Executive Secretary

(S E A L)

Steinmeier, Chm., Mueller, Rauch,  
and Perkins, CC., Concur.  
McClure, C., Absent.