

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 6th  
day of November, 1990.

In the matter of the application of High Ridge Manor Water )  
Company to transfer its franchise, works, or system to ) CASE NO. WM-91-52  
KMB Utility Corporation.

ORDER DENYING IN PART AND GRANTING IN PART THE APPLICATION  
OF HIGH RIDGE MANOR WATER COMPANY AND KMB UTILITY CORPORATION

On August 15, 1990, High Ridge Manor Water Company (Water Company) a subdivision of National Development Company (Development Company) filed an application to transfer all of its assets used in the provision of water service and all rights to KMB Utility Corporation pursuant to a transfer agreement. Water Company provides service in High Ridge Manor Subdivision in High Ridge, Jefferson County, Missouri. KMB, whose offices are at 6823 Leona, St. Louis, Missouri, is a newly formed Missouri corporation organized for the purpose of developing and selling real estate.

On August 22, 1990, the Commission issued an Order And Notice in which proper persons were given the opportunity to intervene. There were no intervenors.

On October 17, 1990, the Commission Staff (Staff) filed a memorandum recommending the Commission approve the transfer of assets of water company and the certificate of convenience and necessity to KMB. Staff states that KMB has experience in the utility business and is willing to operate and upgrade the water system, thus the transfer would be in the public interest. Staff does not recommend approval of the total transfer agreement which includes such things as transfer of subdivision lots not pertaining to the water system. Staff further recommends that KMB keep its records in accordance with the Uniform System of Accounts (USOA) and that KMB file new tariffs within 30 days of this Order.

The Commission has reviewed the application and Staff's recommendation and has determined that it will approve the transfer of all the assets of Water Company used to provide water service and the certificate of convenience and necessity. Based upon Staff's recommendation, it appears that KMB is qualified and capable of operating a water system.

The Commission will also approve Staff's recommendation concerning the filing of tariffs and compliance with USOA. The Commission is not approving the entire transfer agreement since that agreement includes matters unrelated to the provision of water service under the jurisdiction of the Commission.

IT IS THEREFORE ORDERED:

1. That High Ridge Manor Water Company is hereby granted authority to transfer its assets used in the provision of water service and its certificate of convenience and necessity to provide water service to KMB Utility Corporation.
2. That KMB Utility Corporation shall file new tariffs within thirty (30) days of the effective date of this Order.
3. That KMB Utility Corporation shall keep its records in accordance with the Uniform System of Accounts.
4. That this Order shall become effective on the 16th day of November, 1990.

BY THE COMMISSION

*Brent Stewart*  
Brent Stewart  
Interim Executive Secretary

(S E A L)

Steinmeier, Chm., Mueller, Rauch,  
McClure and Letsch-Roderique, CC.,  
concur.