

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY**

July 16, 2001

CASE NO: WO-2002-17

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

General Counsel
Missouri Public Service Commission
P.O. Box 360
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Jeffrey H. Blaylock
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609 East Walnut Street
P. O. Box 1097
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Presiding Commissioner
Ralls County Courthouse
New London, MO 63459

John Briscoe
Briscoe & Mobley
423 South Main Street
PO Box 446
New London, MO 63459
Presiding Commissioner
Marion County Courthouse
6960 County Road 263
Palmyra, MO 63461

Enclosed find certified copy of an ORDER AND NOTICE in the above-numbered case(s).

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of the City of Hannibal,)
Missouri, and Public Water Supply District No. 1 of)
Ralls County, Missouri, for Approval of a Territorial)
Agreement Concerning Territory Encompassing Part)
of Ralls County, Missouri.)

Case No. WO-2002-17

ORDER DIRECTING NOTICE

On July 9, 2001, the City of Hannibal, Missouri, and Public Water Supply District No. 1 of Ralls County, Missouri, filed their joint application for approval by the Missouri Public Service Commission under Section 247.172, RSMo 2000, of a territorial agreement setting out the boundaries of their respective water service areas. The City is located in Ralls and Marion Counties, Missouri, and provides water service to its residents. The District is located in Ralls County, Missouri, and provides water service to persons residing in both Ralls and Marion Counties, Missouri.

The Commission is required to determine this matter no later than the 120th day following the filing of the application. Therefore, the Commission will move expeditiously to bring this matter to a resolution. The Commission finds that proper persons should be allowed 20 days from the effective date of this order to file a motion for leave to intervene. The Commission determines that notice of this Application should be given by the Commission's Records Department to the County Commission of Ralls County, Missouri, and of Marion County, Missouri. The Commission further determines that the Information Officer of the Commission should provide notice of this Application to the members of the

General Assembly representing the residents of Ralls and Marion Counties and to the newspapers and other media which serve those counties.

The Commission is required to determine this matter after hearing.¹ However, the requirement of a hearing is met when an opportunity to be heard has been provided and no proper party has requested the opportunity to present evidence.² If there are no requests for a hearing, relief may be granted based on the verified petition.

IT IS THEREFORE ORDERED:

1. That the Records Department of the Commission shall send notice of this Application to the County Commission of Ralls County, Missouri, and to the County Commission of Marion County, Missouri.

2. That the Information Officer of the Commission shall provide notice of this Application to the members of the General Assembly representing persons residing within Ralls County and Marion County, Missouri, and to the newspapers and other media which serve those counties.

3. That any party wishing to intervene or request a hearing in this matter shall file an application no later than August 6, 2001, with:

Dale Hardy Roberts, Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

¹ Section 247.172.4, RSMo 2000.

² *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d, 494, 496 (Mo. App., W.D. 1989).

and send copies to:

Jeffrey H. Blaylock, Esq.
Ford, Parshall & Baker
609 East Walnut
Post Office Box 1097
Columbia, Missouri 65205

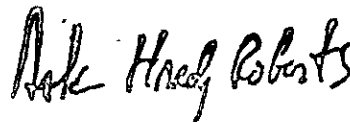
John Briscoe, Esq.
Briscoe, Rodenbaugh & Brannon
423 South Main Street
Post Office Box 446
New London, Missouri 63459

and:

Office of the Public Counsel
Post Office Box 7800
Jefferson City, Missouri 65102

4. That this order shall become effective on July 26, 2001.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Kevin A. Thompson, Deputy Chief
Regulatory Law Judge, by delegation
of authority pursuant to Section 386.240,
RSMo 2000.

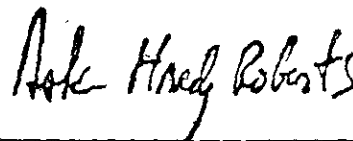
Dated at Jefferson City, Missouri,
on this 16th day of July, 2001.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,
Missouri, this 16th day of July 2001.



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

