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October 16, 2003

Mr. Dale Hardy Roberts
P.O. Box 360
200 Madison Street, Suite 800
Jefferson City, MO 65102

FILED

OCT 20 2003

Re: Envirowater Company, LLC
Cause No. ~~WA-2004-0155~~
SA-2004-0159

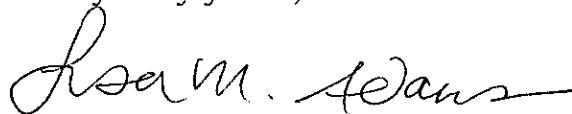
Missouri Public
Service Commission

Dear Judge Roberts:

Enclosed for filing please find the original and one copy of the Amended and Verified Application for a certificate of convenience and necessity for Envirowater Company, LLC. Please return the file-stamped copy to me in the self-addressed stamped envelope that I have enclosed for your convenience.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



Lisa M. Adams

enclosures

cc w/enclosures: Ms. Dana K. Joyce
Mr. John B. Coffman

LMA/kw

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

FILED

OCT 20 2003

Missouri Public
Service Commission

In the matter of the application)
of Envirowater Company, LLC)
for permission, approval, and)
a certificate of convenience)
and necessity)

Case No. SA-2004-0159

AMENDED and VERIFIED APPLICATION

Comes now Envirowater Company, LLC (hereinafter "Envirowater" or "Applicant") and pursuant to §393.170, RSMo 1994, states to the Missouri Public Service Commission ("Commission") as follows:

1. Applicant is a Missouri limited liability company duly organized and existing under the laws of the State of Missouri with its principal office and place of business located at 712 Balcarra Drive, Dardenne Prairie, Missouri 63366. If this Application is granted, Envirowater will be a "public utility" as that term is defined in §286.020(32), RSMo 1994, and will be subject to the jurisdiction, control and regulation of the Missouri Public Service commission ("Commission"). A copy of Envirowater's certificate of organization and articles of organization are marked as Exhibit 1 and attached to this Application.

2. Communications in regard to this Application should be addressed to:

Patrick A. Nasi, Manager
Envirowater Company, LLC
712 Balcarra Drive
Dardenne Prairie, Missouri 63366
(636) 561-8602

Lisa M. Adams
Hazelwood & Weber LLC
200 North Third Street
St. Charles, Missouri 63301
(636) 947-4700

3. Applicant requests permission, approval and a certificate of public convenience and necessity to install, own, acquire, construct, operate, control, manage a sewer system for the public in an unincorporated area in Lincoln County, Missouri, as set forth on the map marked as Exhibit 2 and attached to this Application. The area is legally described by metes and bounds on the document marked as Exhibit 3 and attached to this application.

4. In accordance with 4 CSR 240-2.060(2) (A) (9), Applicant has prepared a feasibility study which, among other things, contains plans and estimated costs of the utility plant and equipment, proposed rates and charges, and an estimate of the number of customers, revenues and expenses during the first three years of operation. Said feasibility study is marked Exhibit 4 and attached to this Application as if more fully incorporated herein.

5. There are no municipalities located within the proposed area, and the approval at Lincoln County is not required for Applicant to provide the sewer service proposed.

6. Applicant's sewer system will meet all requirements of the Missouri Department of Natural Resources. A copy of the permits issued by the Department of Natural Resources are included in Section 8 of the Riverbluff Sanitary Sewer Engineering Report of the feasibility study (Exhibit 4).

7. There are no other public utilities or governmental bodies

being operated or rendering sewer service within the area proposed to be served.

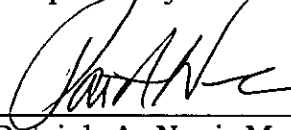
8. The area requested for the certificate of public convenience and necessity is being developed into a subdivision consisting primarily of single family residential homes. It is anticipated that the occupancy of the subdivision will begin in the first quarter of 2004. Therefore, a public need exists for adequate sewer service within the area proposed to be served, and the public convenience and necessity will be promoted by the granting of the authority herein requested.

9. At present there are no residents and/or owners of land in the proposed service area.

10. The Applicant does not have any pending action or unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service rates, which action, judgment or decision has occurred within three (3) years of the date of this Application. Nor does the Applicant have any annual reports or assessment fees overdue.

WHEREFORE, Applicant requests the Commission to: grant it permission, approval and a certificate of convenience and necessity authorizing it to install, acquire, build, construct, own, operate, control, manage and maintain a sewer system for the public within the area referred to in paragraph three (3) hereof, authorizing Applicant to implement rates and charges for the provision of sewer service consistent with those contained in the feasibility study attached hereto as Exhibit 4, and for such other orders as the Commission deems proper under the circumstances.

Respectfully submitted,



Patrick A. Nasi, Manager
Envirowater Company, LLC

Lisa M. Adams #51321
HAZELWOOD & WEBER LLC
200 North Third Street
St. Charles, Missouri 63301
(636) 947-4700

ENVIROWATER COMPANY, LLC

By: 

Patrick A. Nasi, Manager

STATE OF MISSOURI)

) SS.

COUNTY OF ST. CHARLES)

On this 14 day of OCTOBER, 2003, before me appeared Patrick A. Nasi, to me personally known, who, being by me duly sworn, did say that he is the Manager of Envirowater Company, LLC, a limited liability company of the State of Missouri, and states that he has personal knowledge regarding the matters addressed in the foregoing Verified Application for the Permission, Approval, and a Certificate of Convenience and Necessity and that he has reviewed the Verified Application for the Permission, Approval, and a Certificate of Convenience and Necessity; and that the information appears to be true and accurate to the best of his knowledge.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

Notary Public: 

My Commission Expires: _____

