

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a session of the Public Service
Commission held at its office
in Jefferson City on the 17th
day of December, 1993.

In the matter of the application of Gary L. Smith, d/b/a)
Incline Village Water and Sewer Co., to assume assets,)
to expand its operating area, to amend connection fees,) Case No. WM-93-109
and such related matters.)
)

ORDER APPROVING TARIFFS AND
CANCELING PREVIOUS TARIFFS ON FILE

On November 15, 1993, Gary L. Smith, d/b/a Incline Village Water and Sewer Company (Smith/Incline) filed proposed tariffs with an effective date of December 20, 1993, reflecting the authorized expansion of the water service area, revised water service connection charge, rewording of sewer service connection rules, and the addition of water main and collecting sewer extension rules. On May 4, 1993, the Commission issued its Order Approving Sale Of Assets, Granting Certification And Expanding Certificated Area which approved Smith/Incline acquiring the assets of Incline Village Water Company, Inc., and Incline Village Sewer Company, Inc. (Incline Villages) and expanding the certificated area for water service.

On December 13, 1993, the Commission's Staff (Staff) filed its recommendation. Staff states that at the time the acquisition was approved, a subsequent sale to East Central Missouri Water and Sewer Authority (ECM) was considered imminent. Smith/Incline was authorized to operate under tariffs of Incline Villages initially, and if the sale to ECM did not take place within 60 days, Smith/Incline would then file its own new tariffs. Staff states that the expected sale has not taken place. Staff states that the proposed tariffs are adopted from its example tariffs and that other than those authorized changes, there are no other rates or changes from Incline Villages' tariffs on

file. Also, in a letter dated December 6, 1993, Smith/Incline authorized Staff's permission to make technical corrections to certain of the proposed tariff sheets. Staff states that the proposed tariffs, after those technical corrections, comply with the Commission's Order and should be approved.

After considering the proposed tariffs of Smith/Incline, corrected by Staff, and Staff's recommendation, the Commission determines that the proposed tariffs are in compliance with its previous Order and are also fair and reasonable. Therefore, the Commission will approve the proposed tariffs of Smith/Incline as corrected by Staff for water and sewer service rendered on and after December 20, 1993, and order Incline Villages' tariffs to be canceled as of the effective date of the order.

IT IS THEREFORE ORDERED:

1. That the following proposed tariff sheets filed by Gary L. Smith, d/b/a Incline Village Water and Sewer Company, on November 15, 1993, and as corrected by the Commission's Staff, be hereby approved for water and sewer service rendered on and after December 20, 1993:

P.S.C.MO. No. 1 Water)

Original Sheet No. A (Index)

Original Sheet Nos. 1 through 38

P.S.C.MO. No. 1 (Sewer)

Original Sheet No. A (Index)

Original Sheet Nos. 1 through 41

2. That all the tariffs previously approved for Incline Village Water Company, Inc., and Incline Village Sewer Company, Inc. be hereby canceled as of the effective date of this order.

3. That this order shall become effective on the 20th day of
December, 1993.

BY THE COMMISSION


David L. Rauch
Executive Secretary

(S E A L)

Mueller, Chm., McClure, Perkins,
Kincheloe and Crumpton, CC., concur.