

Missouri Public Service Commission

Adjudication Division - Data Center

P.O. Box 360

Jefferson City, Missouri 65102-0360

MO 419-2651 (9-01)

FILED

SEP 02 2009

Missouri Public
Service Commission

Heath and Holly Martin
414 Wells Rd.
Platte City, MO 64079

FIRST CLASS

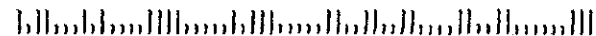


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Missouri Public
Service Commission

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Application of)
Timber Creek Sewer Company for a)
Certificate of Convenience and Necessity)

File No. SA-2010-0063

**NOTICE OF APPLICATION, AND
ORDER SETTING DEADLINE FOR INTERVENTION
AND DIRECTING STAFF TO FILE RECOMMENDATION**

Issue Date: August 24, 2009

Effective Date: August 24, 2009

The Commission is directing its staff to file a recommendation on the application of Timber Creek Sewer Company, ("the company") described in the title of this action ("application"), setting a deadline for motions to intervene, and giving notice of the application.

The company filed the application on August 24, 2009, seeking the Commission's permission and approval to construct sewer facilities and provide sewer service. Legal descriptions ("proposed service area") locating such proposed construction and service appear in the application's appendix 2. The names of ten persons residing or owning land in the proposed service area appears in appendix 4.

The statutory requirement of a "due hearing"¹ allows the Commission to grant an unopposed application without conducting a hearing.²

THE COMMISSION ORDERS THAT:

1. The Commission's Data Center shall serve this notice and order on the:
 - a. Commissioners of the Platte County Commission, and

¹ Section 393.170.3, RSMo 2000.

² *State ex rel. Rex Deffenderfer Ent., Inc. v. Public Serv. Com'n*, 776 S.W.2d 494, 496 (Mo. App., W.D. 1989).

b. Persons listed in appendix 4 of the application.

2. The Commission's information officer shall make this notice and order available to the:

a. members of the Missouri General Assembly whose districts include the proposed service area described in the body of this order, and

b. media serving the proposed service area.

3. Any motion for intervention is due no later than September 23, 2009. Any person filing such a motion shall send the motion to:

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

or use the Commission's electronic filing and information service.

4. Staff shall file its recommendation as to the application of Timber Creek Sewer Company that is the subject of this action no later than October 7, 2009.

5. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(SEAL)

Daniel Jordan, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 24th day of August 2009.


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 25th day of August 2009.





Steven C. Reed
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

August 25, 2009

File No. SA-2010-0063

General Counsel's Office
P.O. Box 360
200 Madison Street, Suite 800
Jefferson City, MO 65102

Lewis R. Mills, Jr.
P.O. Box 2230
200 Madison Street, Suite 650
Jefferson City, MO 65102

Timber Creek Sewer Company
Jeremiah Finnegan
3100 Broadway, Suite 1209
Kansas City, MO 64111

Steven M. Kerwin
15990 N. Winan Rd.
Platte City, MO 64079

Harvest Church, Inc.
4300 N. Corrington Ave.
Kansas City, MO 64118

Paula Jayne Roberts
17700 Lober Rd.
Weston, MO 64098

Heath and Holly Martin
414 Wells Rd.
Platte City, MO 64079

James and Norma Laderoute
4916 E County Line Rd
St. Joseph, MO 64505

Four States Properties, Inc.
15650 Hwy HH
Platte City, MO 64079

Fairview Enterprises, Inc.
4331 Warwick Blvd.
Kansas City, MO 64111

WB Seven, LLC
9601 N. Platte Purchase
Kansas City, MO 64155


Sperry Marketing, Inc.
14595 Highway 92
Platte City, MO 64055

Arnold and Jamie Wilkins
12975 Farmer Lane
Platte City, MO 64079

County of Platte, Missouri
County Commission Clerk
415 Third St., Ste. 30
Platte County Administration Bldg.
Platte City, MO 64079

Enclosed find a certified copy of a NOTICE in the above-numbered matter(s).

Sincerely,



Steven C. Reed
Secretary