

LORAIN & ASSOCIATES

Attorneys at Law
4075 Highway 54, Suite 300
Osage Beach, Missouri 65065

Thomas E. Loraine
Clara M. Weppner, Paralegal

Tel: (573) 348-8909
Fax: (573) 348-8920

FILED

October 14, 2003

OCT 15 2003

**Missouri Public
Service Commission**

Mr. Dale Hardy Roberts
Executive Secretary
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

RE: New proposed CCN for Lake Region Water & Sewer
Shawnee Bend #3 & #4 – Sewer

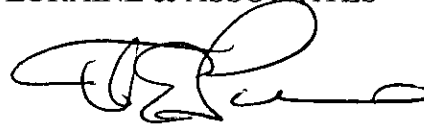
Dear Mr. Roberts:

Enclosed please find the original and thirteen (13) copies of our Application for CCN to be filed with the Commission. Please file-stamp a copy for our records and return to us in the enclosed self addressed stamped envelope.

Your attention to this matter is greatly appreciated.

Very truly yours,

LORAIN & ASSOCIATES



Thomas E. Loraine

TEL/jll

Enclosures

FILED

OCT 15 2003

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

MISSOURI
Service Commission

In the Matter of the Application of)
Lake Region Water and Sewer company)
for a Certificate of convenience and) Case No.
necessity authorizing it to enlarge)
and extend its service area and to)
construct, install, own, operate, control,)
manage, and maintain a sewer system)
for the public located in an unincorporated)
area in Camden and Miller Counties, Missouri)

APPLICATION

COMES NOW, Lake Region Water and Sewer Company (hereinafter "Region" or "Applicant") and pursuant to Paragraph 393.170, RSMo 2000 and 4 CSR 240-2.060(4)(A) and states to the Missouri Public Service Commission ("Commission") as follows:

1. Applicant is a Missouri corporation duly organized and existing under and by virtue of the laws of the State of Missouri with its principal office and place of business located at. Region currently provides sewer service to members of the public located in an unincorporated areas of Camden and Miller counties of Missouri and , accordingly, is subject to the jurisdiction, control and regulation of the Commission as provided by law.

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

Fritz Ritter, Manager
Lake Region Water and Sewer Company
1 Grand Point Blvd.
Gravois Mills, MO 65079
573-392-5850

Thomas Loraine MO #22206
Loraine & Associates
4075 Highway 54
Lake Ozark, Mo 65065
573-348-8909

3. Applicant previously applied for and received a Certificate of Convenience and Necessity (CCN) from the Commission to provide service in its existing service territory in Commission Case No. WA-95-164 .

Case No. WA-95-164, July 11, 1997 Order Approving Unanimous and Stipulation and Agreement, Granting Certificate of

Convenience and Necessity, approving tariffs, and denying Application to Intervene. Also, noted is Commission's Case No. WO-99-469 Order recognizing change of Corporate name and filing of Adoption Notice.)

4. Applicant requests permission, approval and a certificate of public convenience and necessity to extend, install, own, acquire, construct, operate, control, manage and maintain a **sewer system** for the public in areas adjacent to its existing territory all located in the unincorporated area in Camden and Miller Counties, Missouri, as set forth on the map marked as **Appendix 1** and attached to this Application.

The area adjacent to its existing territory and identified in **Appendix 1** is characterized as **Shawnee Bend #3 & #4** and are described in **Appendix 3**. The extended and enlarged CCN added to the original CCN from Commission Case No. WA-95-164 are: Extend westward south of existing State Highway MM-42 to include Government Lot #17. This description includes all of "Villages" Subdivisions; Continuing northerly at the six hundred and sixty (660) Lake of Ozarks foot level then southerly along the Lake of the Ozarks shore line including all Shawnee Bend subdivisions #3; all Shawnee Subdivisions #4 and Lot # 5 of Government Lot 7 on Map #08-03-05.2 to existing certified area described by metes and bounds in original CCN awarded in Case No. WA-95-164.

5. In accordance with 4 CSR 240-2.060(4)(A)(5), Applicant prepared one feasibility study in Case WA-95-164 which, among other things, described extensive sewer infrastructure and contained 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. This enlargement and extension of original CCN enhances this original feasibility study submitted in Case WA-95-164 and the added feasibility study of Shawnee Bend #3 & #4 is identified in **Appendix 4**.

6. There are no municipalities located within the proposed area, and approval of Camden and Miller Counties is not required for the Applicant to provide the sewer service provided. The issuance of construction and operating permits from the Missouri Department of Natural Resources ("DNR") is subject to Commission certification inasmuch as the Commission's Certificate of Convenience and Necessity establishes the requirement of control and responsibility for the wastewater system under DNR regulations. Applicant expects that its sewer system will meet all requirements of the DNR.

7. There are no other public utilities or governmental bodies being operated or rendering service within the area proposed to be served.

8. The area requested to be certified is comprised of approximately one hundred fifty seven (157) lots that are to developed into residential Subdivision.

Sewer service to those homes, absent Commission approval of the CCN area enlargement and extension, would consist of septic tanks and drain fields. The nature of the problems of operating a multitude of septic tanks with the possible negative impact on the quality of the aquifer which provides a source of drinking water to all residents of the area. Therefore, 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. A certificate of the Missouri Secretary of State evidencing the corporate good standing of Applicant is attached hereto as **Appendix 2**. See 4 CSR 240-2.060 (1)(B).

11. Applicant has no pending action or final unsatisfied judgements or decisions against it from any state or federal agency or court which involve customer service or rates which action, judgement or decision has occurred within three (3) years of the date of this application.

12. Application has no annual report or assessment fees which are currently overdue..

WHEREFORE, Applicant requests the Commission 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 n paragraph 4, authorizing Applicant to implement rates and charges for the provision sewer service consistent with those contained in the feasibility study originally presented in Commission Case WA-95-164 , and for such other orders as the Commission deems proper under the circumstances.

Respectfully submitted



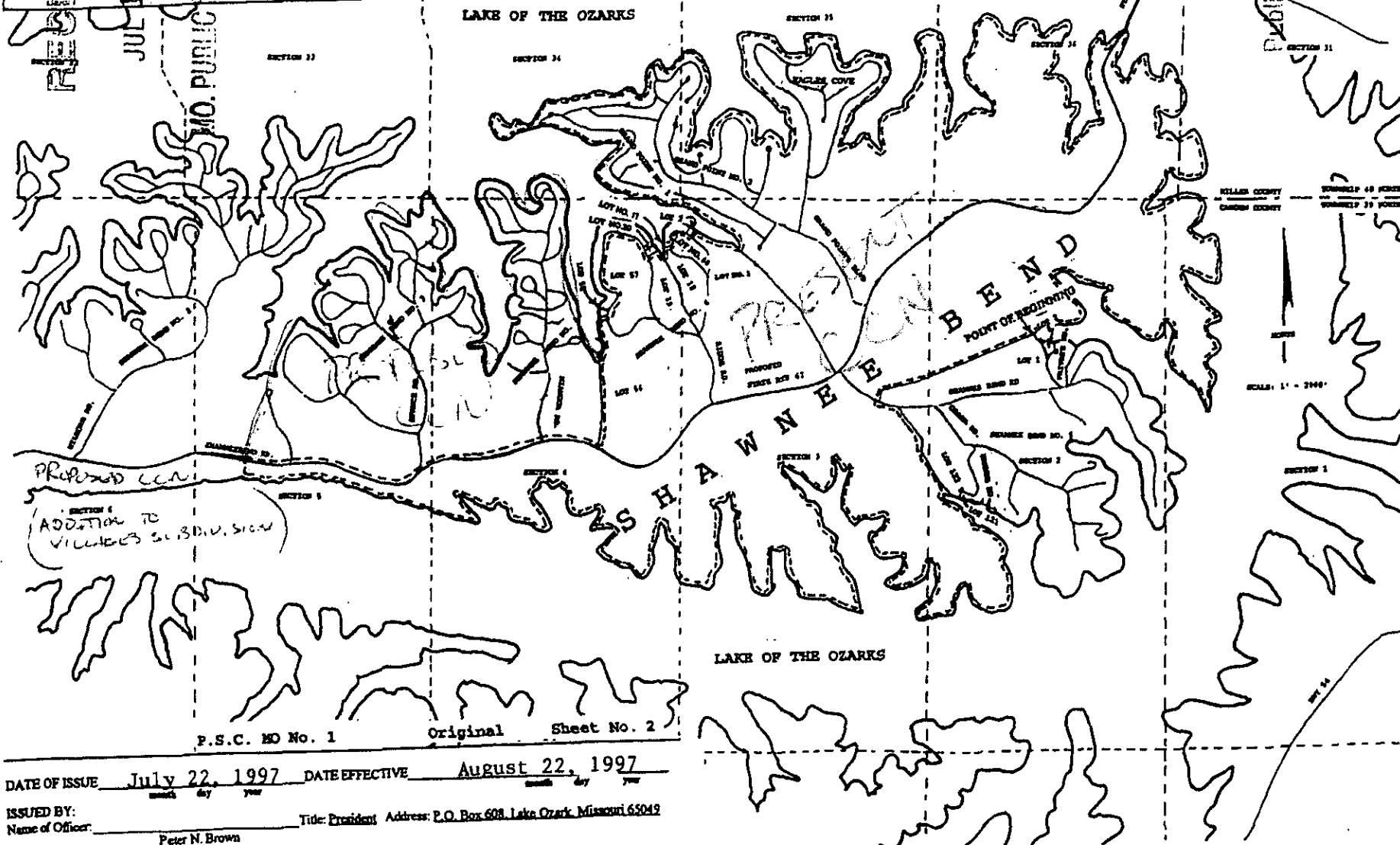
Thomas Loraine Mo #22206
Loraine & Associates

Attorney for Lake Region Water and Sewer Co.

FORM NO. 13 P.S.C.M.O.: No. First Revised ORIGINAL SHEET No. 2
CANCELLING P.S.C.M.O.: Original Sheet No. 2
FOUR SEASONS WATER AND SEWER COMPANY For MISSOURI SERVICE AREAS

Rules Governing Rendering of
Sewer Service

LAKE OF THE OZARKS



P.S.C. MO No. 1 Original Sheet No. 2
DATE OF ISSUE July 22, 1997 DATE EFFECTIVE August 22, 1997
ISSUED BY: Peter N. Brown Title: President Address: P.O. Box 608, Lake Ozark, Missouri 65049
Name of Officer: Peter N. Brown

Shawnee Bend 3

STATE OF MISSOURI



Matt Blunt
Secretary of State

CORPORATION DIVISION

CERTIFICATE OF ABSTRACT

LAKE REGION WATER & SEWER CO.
00149504

I, MATT BLUNT, Secretary of the State of Missouri, and Keeper of the Great Seal thereof, do hereby certify that the annexed abstract contains a true statement of the documents on file and of record in this office.

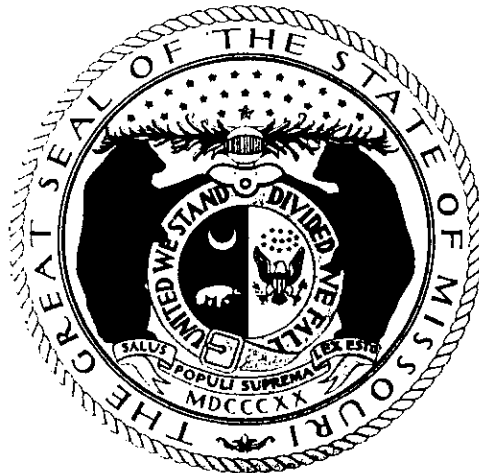
IN TESTIMONY WHEREOF, I have set my hand and an imprinted the GREAT SEAL of the State of Missouri, on this, the 15th day of September, 2003

A handwritten signature of Matt Blunt in black ink.

Secretary of State

Certification Number: 6086308-1 Page 1 of 1 Reference:

Verify this certificate online at <http://www.sos.state.mo.us/businessentity/verification>



Matt Blunt

09/15/2003

Secretary of State

(573) 751-2300

Abstract of Corporate Record

Charter Number : 00149504

State of Incorporation : MO - Missouri

Name of Corporation : LAKE REGION WATER & SEWER CO.

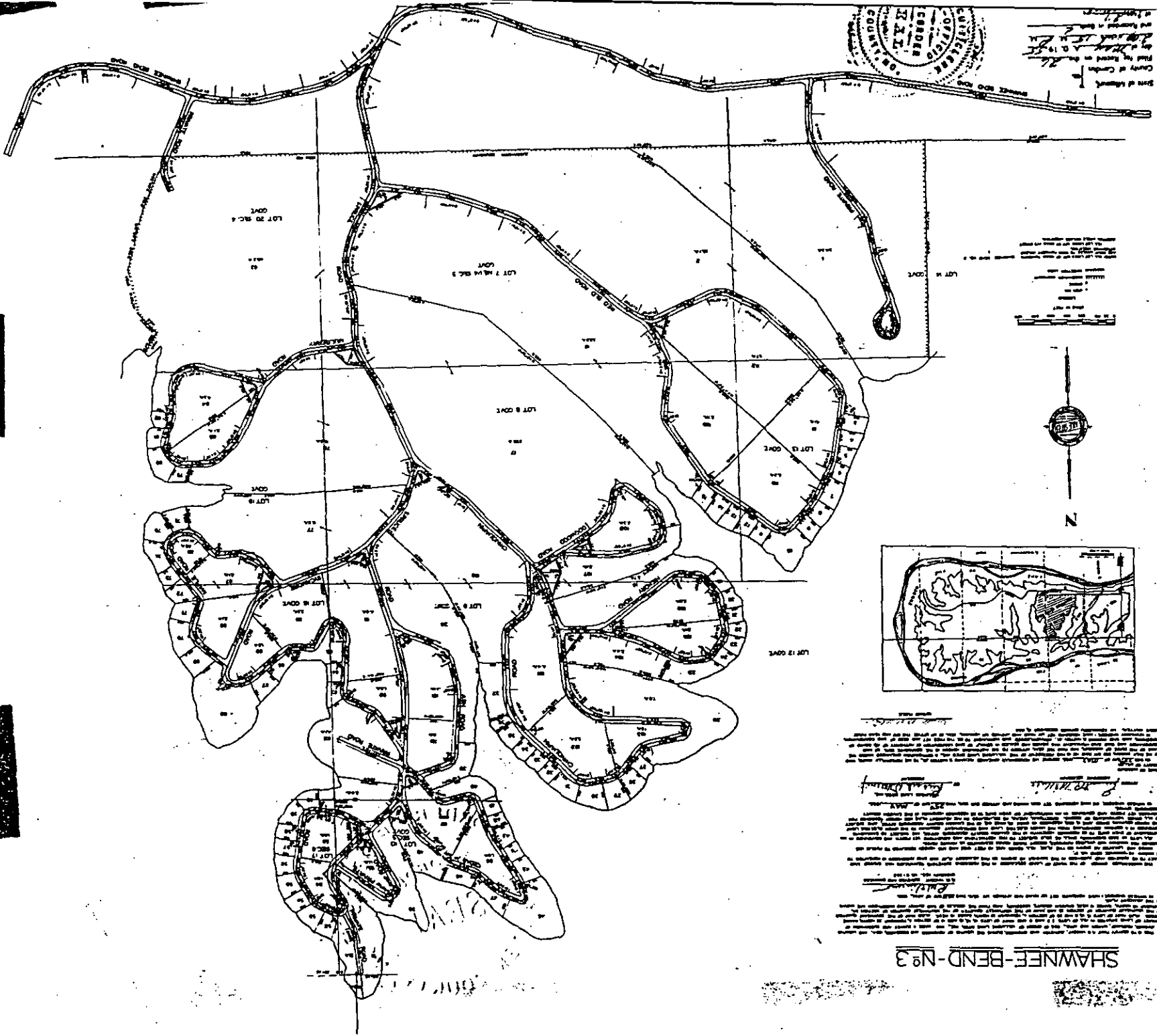
Former Name : FOUR SEASONS WATER & SEWER CO.

Date of Incorporation : 08/10/1971

Registered Agent : FRITZ RITTER

Registered Office : #1 GRAND POINT BLVD
SUNRISE BEACH, MO 65079

Status : Good Standing



SHAWNEE BEND - No. 3

Surveyed and Platted by J. D. Smith, Surveyor General of the State of Ohio, in 1914.

Containing 100 Lots, more or less.

For a full and complete description of the property, see the accompanying plat.

Witness my hand and the seal of the State of Ohio, at Columbus, Ohio, this 1st day of January, 1914.

J. D. Smith, Surveyor General of the State of Ohio.

SHAWNEE BEND NO. 4

BY WILLMORE LAW FIRM, INC.

[illegible]

Paul Vincent

[illegible]

WILMORE LAND SITES, INC.

W. Richard Williams Jr.

STATE OF MINNESOTA
COUNTY OF HENNEPIN

do hereby certify that JOHN J. HATTON, JR. has taken the Oath of Office and is now acting as CLERK OF DISTRICT COURT in and for the County of Hennepin, State of Minnesota.

WILLIAM L. LAKE, JUDGE. (A Commission Expires NOVEMBER 1, 1934)

Witness my hand and the Seal of said County at Minneapolis, Minnesota, this 10th day of February, 1934.

JOHN J. HATTON, JR., Clerk of District Court.
My Comm. Expires NOVEMBER 1, 1934

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my signature, this 27th day of March, 1964, at New York, New York.

James J. Buckley
JJB

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

STATE OF MISSOURI, COUNTY OF CAMDEN, SS.
I, M. J. WILLIAMS, Clerk of the Circuit Court and Ex-Officio Recorder and
said County, do hereby certify that the within instrument of writing was on the
15th day of July A. D. 1956, at 11:45 a.m., duly filed for record and is now recorded in the Record
of this office in Book 24, page 24.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed an
official seal at Camden, Mo., on 15th day of July A. D. 1956.
M. J. Williams, Clerk. J. J. Williams, Recorder.

Appendix 4

feasibility water Sawnee Bend #3 & #4

years	0	1	2
legal	-3000		
revenue	0	0	6503
total	-3000		6503