

FILED³

MAY 17 2010

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Missouri Public
Service Commission

In the Matter of Lake Region Water & Sewer) File No. SR-2010-0110
Company's Application to Implement a General) Tariff No. YS-2010-0250
Rate Increase in Water & Sewer Service)

In the Matter of Lake Region Water & Sewer) File No. WR-2010-0111
Company's Application to Implement a General) Tariff No. YW-2010-0251
Rate Increase in Water & Sewer Service)

STATE OF MISSOURI)
) SS
COUNTY OF Camden)

AFFIDAVIT OF PETER N. BROWN

Comes Now Peter N. Brown after being duly sworn, being of lawful age and from his personal knowledge, information and belief, upon his oath states as follows:

1. I am Co-Chairman of the Board of Four Seasons Group, Inc. and President of Four Seasons Lakesites, Inc.

2. Prior to August 17, 1998, I was President of Four Seasons Water & Sewer Co. On that date all of the issued and outstanding stock of that Company was sold to Roy and Cindy Slates, who changed the name of the Company to Lake Region Water & Sewer Company. I have not been an officer or director since that date.

3. The purpose of the availability fees was to recover the investment in the water and sewer systems, not to subsidize the operations of the systems.

4. My understanding is that the rates charged to the customers of Four Seasons Water & Sewer Co. were approved by the Missouri Public Service Commission in the original certification case without taking into account the availability fees. The records relating to the original certification and rate setting should be in the custody of the Commission.

5. All of the lots developed by Four Seasons Lakesites, Inc on Shawnee Bend have been sold. All or virtually all, of the sales contracts require the purchasers to pay water and sewer availability fees. Four Seasons Lakesites, Inc, the Developer, owns no lots in Shawnee Bend Subdivisions except for a few anomalies such as deed backs, foreclosures, lots held for a specific purpose, etc. Four Seasons Lakesites, Inc., no longer sells lots on Shawnee Bend and its operations have ceased except for a few minor unrelated activities. It no longer has the sales staff, construction staff or accounting staff.

Exhibit No. 3
Date 5/3/10 Reporter MLL
File No. SR-2010-0110
WR-2010-0111

6. Four Seasons Lakesites, Inc. became involved in litigation with various parties over ownership of the availability fees, and that litigation was settled on April 15, 2005. In a confidential settlement agreement, Sally J. Stump and RPS Properties, L.P. received the right to collect the availability fees.

7. The subpoena duces tecum in this case as to which I have filed objections and a motion to quash are unreasonable and burdensome. I was served as an Individual at my home and not as the custodian of records. None of the records requested are in my personal possession. Additionally, the subpoena is unclear as to which records are requested. There are over one thousand customers who purchased lots on Shawnee Bend. There are many transfer cases of documents that relate to the development and sale of the lots at Shawnee Bend. Many if not all of these are in storage. Four Seasons Lakesites, Inc. has no staff to accumulate and copy these documents. It would require that the Company hire former employees or others to locate and produce the files and copy them. The volume of such files makes reproduction difficult, if not impossible to do. It would be very burdensome and costly to require the Company to do this or require me to do this without the advancement of expenses by the party seeking discovery. Four Seasons Group, Inc. is undergoing its annual audit and has no staff available to produce and copy records requested herein.

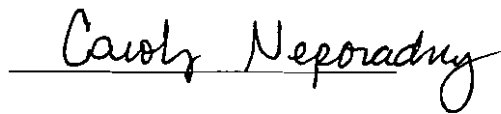
8. Neither Four Seasons Group, Inc, nor Four Seasons Lakesites, Inc. have been involved with the billing and collection of availability fees since August 17, 1998.



Peter N. Brown

Subscribed and sworn to before me this the 29th day of April, 2010.

My Commission expires:



Notary

(Seal)



CAROLYN NEPORADNY
My Commission Expires
August 30, 2013
Camden County
Commission #09452654