

STATEMENT BY KMB UTILITY CORPORATION
AS PURSUANT TO 4 CSR 240.2.060

Information in Support of Application for
Transferring Sale of Assets of Cape Rock Village Sewer System

COMES NOW Ann Rudy, President of the above described corporation and as pursuant to 4 CSR 240.2.060 makes the following statements in support of the application of KMB Utility Corporation for transfer of assets of Cape Rock Village Sewer System:

1. As pursuant to 4 CSR 240.2.060(1)(H), the character of the business performed by KMB Utility Corporation is the holding of land provision of sewer services.
2. As pursuant to 4 CSR 240.2.060, all correspondence, communications, orders and decisions of the Commission is to be sent to our legal counsel, Stephen R. Southard, Layton & Southard, LLC, PO Box 1238, Cape Girardeau, MO 63702, ssouthard@laytonsouthardlaw.com and all notices to Triple C Development shall be sent to their legal counsel, Jonah T. Yates, Osburn, Hine, Kuntze, Yates & Murphy, L.L.C. 3071 Lexington Avenue, Cape Girardeau, MO 63701, tyates@ohkylaw.com.
3. That as pursuant to 4 CSR 240.2.060(1)(K) applicant does not have any pending action or final unsatisfied judgment or decisions against it from any state or federal agency or court which involve customer service or rates, or any action, judgment or decision has occurred within three (3) years of the date of this application.
4. As pursuant to 4 CSR 240.2.060(1)(L) there are no annual reports or assessment fees which are overdue from this applicant.

5. That attached hereto pursuant to 240.3605 CSR that the Public Service Commission Missouri Tariff rates which contain the legal description. Also attached hereto is the Missouri Operating Permit No.: MO-0056332.

I, Ann Rudy, am the OWNER of KMB Utility Corporation, a corporation organized and existing under the laws of the State of Missouri, with their principal office located at 5108 Dublin Ck. Rd., Howe Springs, Missouri and for whose behalf I make this affidavit.

I do hereby certify, sign and affirm, and declare that I am competent to give the preceding declaration based on my personal knowledge, and that the preceding facts are true and correct to the best of my knowledge.

The above mentioned corporation has caused this instrument to be executed in its behalf, pursuant to authority of its Board of Directors.

Witness my signature 20th day of October, 2008.

KMB UTILITY CORPORATION

By: Ann P. Rudy