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August 23, 1996

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VACANT General Counsel

AUG 23 1996

FILED

Mr. David L. Rauch Executive Secretary Missouri Public Service Commission P. O. Box 360 Jefferson City, MO 65102

MISSOURI PUBLIC SERVICE COMMISSION

RE: Case No. WA-96-246 - Spokane Highlands Water Company for a Certificate of Convenience and Necessity

Dear Mr. Rauch:

Enclosed for filing in the above-captioned case are an original and fourteen (14) conformed copies of a Motion for Clarification.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

John Mr. Honnelling Je

John M. Himmelberg, Jr. Assistant General Counsel (573) 751-7485 (573) 751-9285 (Fax)

JMH/clw Enclosure cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION LED OF THE STATE OF MISSOURI AUG 23 1996

In the matter of the Application of Spokane) Highlands Water Company for a Certificate) of Convenience and Necessity Authorizing it) to Construct, Install, Operate and Maintain a) Water System and to Supply and Render) Water Service to the Public Located in and) around an Unincorporated Area Near) Spokane, Christian County, Missouri.) MISSOURI PUBLIC SERVICE COMMISSION

Case No. WA-96-246

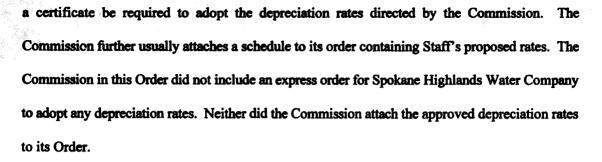
MOTION FOR CLARIFICATION

COMES NOW the Staff of the Missouri Public Service Commission ("Staff") by and through its attorney and for its Motion for Clarification of the Missouri Public Service Commission's ("Commission") Order Granting Certificate of Convenience and Necessity dated August 20, 1996 ("Order") states as follows:

1. The Commission's Order states "[t]hat Spokane Highlands Water Company shall file in this docket a complete set of rates, rules, service area description, and other necessary tariffs, including tariffs fully incorporating the recommendations of the Staff as set out in this order, prior to commencing operations. Order at 3.

2. The Commission stated in its order that the Staff recommended that the Commission "[a]pprove depreciation accrual rates as shown on Attachment 1." Order at 2.

3. Section 393.240.2 RSMo 1994 states "[t]he commission may, from time to time, ascertain and determine and by order fix the proper and adequate rates of depreciation of the several classes of property of such corporation, person or public utility." In its prior orders, the Commission has traditionally expressly included in its "ordered" language a requirement that the entity seeking



4. Without clarification of the Commission's Order, Staff argues that Spokane Highlands Water Company has no ordered depreciation rates in effect. The Staff respectfully requests the Commission to clarify its order to include language expressly ordering Spokane Highlands Water Company to adopt Staff's proposed depreciation rates recommended in this case. The Staff further respectfully requests the Commission attach a copy of the effective depreciation rates to its order. This, Staff believes, will clarify the Commission's intent and eliminate potential confusion over the Commission's Order.

WHEREFORE, the Staff respectfully moves the Commission to clarify its Order in accordance with the preceding paragraphs.

Respectfully submitted,

John Ml Humethey Ja

John M. Himmelberg, Jr. 42704 Assistant General Counsel

Attorney for the Staff of the Missouri Public Service Commission P. O. Box 360 Jefferson City, MO 65102 (573) 751-7485 573-751-9285 (Fax)

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 23 day of August, 1996.

John M. Hennellery Ja.

Service List For Case No. WA-96-246 February 5, 1996 Office of Public Counsel P.O. Box 7800 Jefferson City, MO 65102

David N. Appleby Attorney at Law 119 N. Second Street P.O. Box 158 Ozark, MO 65721