

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

In the Matter of Application of Bear Creek Water and)	
Sewer, LLC to Sell its Water System in Taney County,)	<u>File No. WM-2010-0239</u>
Missouri to Public Water Supply District No. 3 of)	
Taney County, Missouri.)	

**ORDER DIRECTING NOTICE AND SETTING
DATE FOR SUBMISSION OF INTERVENTION REQUESTS**

Issue Date: February 22, 2010

Effective Date: February 22, 2010

On February 11, 2010, Bear Creek Water and Sewer, LLC ("Bear Creek"), filed an application. That application requests, among other things, authority from the Commission for Bear Creek to sell its water system and its certificate of convenience and necessity to Public Water Supply District No. 3 of Taney County, Missouri.

The Commission finds that notice of this application should be given to the general public and interested parties and a date for intervention of proper parties should be set. The Commission's Data Center shall mail a copy of this notice to the County Commission of Taney County, and to the Department of Natural Resources of the State of Missouri. In addition, the Commission's public information officer shall make notice of this order available to the media serving Taney County and to the members of the General Assembly representing Taney County.

The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party or governmental entity is granted intervention and neither the Commission's Staff nor the Office of the Public

Counsel requests a hearing, the Commission may determine that a hearing is not necessary.¹

THE COMMISSION ORDERS THAT:

1. The Missouri Public Service Commission's Data Center is ordered to serve notice as described in the body of this order.

2. The Missouri Public Service Commission's information officer is ordered to serve notice as described in the body of this order.

3. Any proper person wishing to intervene in this matter shall file an application no later than March 15, 2010. Such applications shall be filed with:

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

with a copy served on:

David N. Appleby, Esq.
119 N. 2nd Street
Ozark, Missouri 65721
ATTORNEY FOR BEAR CREEK WATER AND SEWER, LLC

and

Office of the Public Counsel
Post Office Box 2230
Jefferson City, Missouri 65102

¹ *State ex rel. Deffenderfer v. Public Service Commission*, 776 S.W.2d 494, 496 (Mo App. 1989).

4. This order shall become effective upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Ronald D. Pridgin, Senior Regulatory Law
Judge, by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 22nd day of February, 2010.