

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

In the Matter of Foxfire Utility Company for)
Authority to Transfer Certain Water Assets)
Located in Benton County, Missouri to Upper)
White River Basin Foundation, Inc. and, in)
Connection Therewith, Certain Other Related)
Transactions

File No. WM-2016-0094

STAFF RECOMMENDATION TO APPROVE TARIFF

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”), by and through counsel, and states as follows:

1. On October 22, 2015, Foxfire Utility Company (“Foxfire”) filed an Application to transfer certain water assets located in Benton County, Missouri to Upper White River Basin Foundation, Inc.

2. On December 16, 2015, the Commission approved Foxfire’s request to transfer assets subject to the conditions and requirements contained in the *Order Approving Transfer of Utility Assets* (“Order”).

3. On February 11, 2016, Foxfire filed each revised tariff sheet individually with all bearing a proposed effective date of March 12, 2016 (Tracking Nos. YW-2016-0211, YW-2016-0210, YW-2016-0209, YW-2016-0208, JW-2016-0207, JW-2016-0206, JW-2016-0203, JW-2016-0202).

4. Staff has reviewed the tariff submissions and finds the following:
- Foxfire has correctly substituted the term “lessee” in place of “lessor” on 2nd Revised Sheet No. WRR 28 of YW-2016-0210.
 - The tariff sheets are in compliance with the Commission’s Order.

WHEREFORE, Staff submits this Recommendation and recommends approval of the tariff filed on February 11, 2016 incorporating the tariff sheets filed under tracking numbers YW-2016-0211, YW-2016-0210, YW-2016-0209, YW-2016-0208, JW-2016-0207, JW-2016-0206, JW-2016-0203, JW-2016-0202.

Respectfully submitted,

/s/ Jamie S. Myers

Jamie S. Myers
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CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing were served electronically to all counsel of record this 7th day of March, 2016.

/s/ Jamie S. Myers

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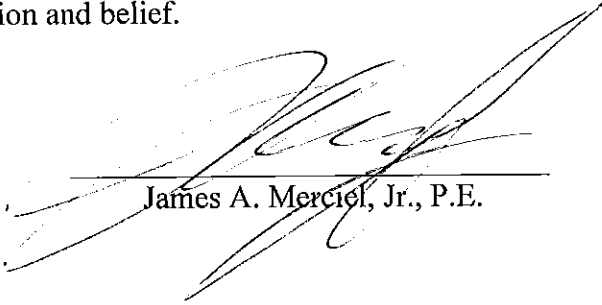
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AFFIDAVIT OF JAMES A. MERCIEL, JR., P.E.

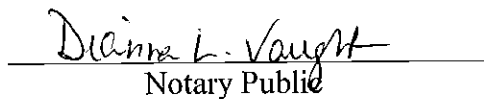
STATE OF MISSOURI)
) ss
COUNTY OF COLE)

COMES NOW, James A Merciel, Jr., P.E., of lawful age, on his oath states: (1) that he is the Utility Regulatory Engineering Supervisor in the Water and Sewer Unit of the Missouri Public Service Commission; (2) that he participated in the preparation of the foregoing *Staff Recommendation*; (3) that he has knowledge of the matters set forth in the foregoing *Staff Recommendation*; and, (4) that the matters set forth in the foregoing *Staff Recommendation* are true and correct to the best of his knowledge, information and belief.


James A. Merciel, Jr., P.E.

Subscribed and sworn to before me this 7th day of March, 2016.

DIANNA L. VAUGHT
Notary Public - Notary Seal
State of Missouri
Commissioned for Cole County
My Commission Expires: June 28, 2019
Commission Number: 15207377


Notary Public