

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

In the Matter of the Application of the)
Consolidated Public Water Supply District)
No. 1 of Clark County, Missouri and the City)
of Canton, Missouri for Approval of a)
Territorial Agreement Concerning Territory)
Encompassing Part of Lewis County,)
Missouri)

Case No. WO-2006-0135

SUGGESTIONS IN SUPPORT OF STIPULATION AND AGREEMENT

COMES NOW the Missouri Public Service Commission Staff ("Staff"), by and through counsel, and for its Suggestions in Support of Stipulation and Agreement ("Suggestions") states the following to the Missouri Public Service Commission ("Commission").

1. On December 9, 2005, the Staff, Consolidated Public Water Supply District No. 1 of Clark County, Missouri ("District"), the City of Hannibal, Missouri ("City") and the Office of the Public Counsel ("OPC") (collectively, "the Parties") filed their Unanimous Stipulation and Agreement in the instant case.

2. As noted in the Stipulation, no customers of either the District or the City will realize a change in their service provider upon approval of the subject territorial agreement; nor is it currently anticipated that any customers will realize a change in their service provider in the future. (There are a few City customers that are located in the District's service area.)

3. Except as specifically noted in Paragraph 17 of the Stipulation, the Parties agree that the Joint Application and the Territorial Agreement meet the requirements of the applicable Commission rules and Section 247.172, RSMo, respectively.

4. The "compliance exception" noted in Paragraph 3 above is adequately addressed by the Parties in Paragraph 20 of the Stipulation.

5. As noted in the Stipulation, the Parties agree that the Territorial Agreement is "not detrimental to the public interest" and respectfully request that the Commission so find.

6. The Stipulation contains provisions whereby the Staff may discuss the provisions of the Stipulation with the Commission at any Agenda session at which the Stipulation is noticed to be considered by the Commission; provided that the Staff will provide the other signatories to the Stipulation with as much advance notice as possible of any request from the Commission for an explanation of the provisions of the Stipulation at any such Agenda session.

7. The Stipulation contains provisions whereby the Parties agree that an evidentiary hearing is not necessary in this instance, and contains sufficient case citations to support such a finding by the Commission (see Paragraphs 21 and 22 of the Stipulation).

8. The Staff believes that the Stipulation satisfactorily resolves all matters related to the subject Joint Application and Territorial Agreement.

9. The Staff believes that the collective provisions of the Joint Application, the Territorial Agreement and the Stipulation are sufficient to allow the Commission to issue an order finding that the four factors it routinely considers with regard to the approval of water service territorial agreements have been satisfied in this instance, where applicable.

WHEREFORE, the Staff respectfully submits these Suggestions for the Commission's consideration in this matter, and further respectfully requests that the Commission enter an order in this case consistent with the Parties' request as set out in their Stipulation.

Respectfully submitted,

DANA K. JOYCE
General Counsel

/s/ Keith R. Krueger

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CERTIFICATE OF SERVICE

I hereby certify that copies of these Suggestions have been mailed with first class postage, hand-delivered, transmitted by facsimile or electronically served to all counsel and/or parties of record this 15th day of December 2005.

/s/ Keith R. Krueger