

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

In the Matter of the Application of Rodger Owens)
d/b/a Whispering Hills Water System for Authority)
and Approval of the Acquisition of Certain Assets of)
Whispering Hill Water System and, in Connection)
Therewith, Certain Other Related Transactions.)
File No. WM-2009-0436

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

Issue Date: June 15, 2009

Effective Date: June 15, 2009

On June 5, 2009¹, Rodger Owens, d/b/a Whispering Hills Water System (hereafter “Whispering Hills”) filed an application. That application requests, among other things, authority from the Commission for Whispering Hills to purchase certain regulated assets and to receive a certificate of convenience and necessity to operate a water system.²

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 Wayne 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 Wayne County and to the members of the General Assembly representing Wayne County.

¹ All calendar references are to 2009 unless otherwise noted.

² Some of the information required by Commission Rule 4 CSR 240-3.305 appears to be missing. The Commission, its Staff or The Office of the Public Counsel may require that information at a later time.

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.³

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 July 6, 2009. Such applications shall be filed with:

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

with a copy served on:

Terry C. Allen, Esq.
P.O. Box 1702
Jefferson City, Missouri 65102
Attorney for Applicant

and

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

³ *State ex rel. Deffenderfer v. Public Service Commission*, 776 S.W.2d 494, 496 (Mo App. 1989).

4. This order shall become effective immediately on issuance.

BY THE COMMISSION



Colleen M. Dale
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 15th day of June, 2009.