

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Highway H Utilities,)
Inc., for Authority to Sell Certain Water System Assets) **File No. WO-2012-0211**
to the City of Waynesville, Missouri, and, in Connection)
Therewith, Certain Other Related Transactions.)

ORDER DIRECTING NOTICE AND ORDER DIRECTING FILING

Issue Date: January 12, 2012

Effective Date: January 12, 2012

On January 11, 2012, Highway H Utilities, Inc. ("Highway H") filed an application¹ with the Missouri Public Service Commission ("Commission") seeking to sell and transfer a portion of its works and systems to the City of Waynesville, Missouri ("City"). Highway H currently operates a water system known as the Hunter's Pointe Water System located in Pulaski County, Missouri. Highway H and the City have entered into an Agreement for Sale of Water System ("Sales Agreement") providing for the sale of all the assets, property and real estate connected with the Hunter's Pointe Water System to the City. A copy of the Sales Agreement describing the terms of the transaction has been included with the application. Although the City is a party to the Sales Agreement, it did not join in the application. Since the City is a party to the Sales Agreement, the Commission will add the City as a party to the case.

Section 390.190.1, RSMo, requires that when transactions such as the one described in the Sales Agreement are submitted to the Commission for approval, the Commission must send notice "to the county clerk of each county in which any portion

¹ The application was filed pursuant to Section 393.190, RSMo 2000, and Commission Rules 4 CSR 240-2.060 and 4 CSR 240-3.605. All statutory references are to RSMo 2000, and its amendments and revisions, unless otherwise noted.

of a political subdivision which will be affected by such disposition is located.” Since the application states that the water facilities being sold are located in Pulaski County, the Data Center of the Commission shall send a copy of this order to the County Clerk of Pulaski County, Missouri.

Proper persons wishing to intervene shall have 20 days from the date of this order to file an application to intervene with the Secretary of the Commission. Any application to intervene must be filed no later than February 1, 2012. The Commission’s Staff shall also file its recommendation or preliminary response as directed below.

THE COMMISSION ORDERS THAT:

1. The Data Center shall send a copy of this order to the County Clerk of Pulaski County, Missouri.
2. The City of Waynesville, Missouri is made a party to this case.
3. Any interested person wishing to intervene in this case shall file an application to intervene on or before February 1, 2012 to the following:

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

4. No later than February 15, 2012, the Staff of the Missouri Public Service Commission shall file a recommendation regarding approval of the application or a preliminary response to the application.

5. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Michael Bushmann, Regulatory Law
Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 12th day of January, 2012.