

August 2, 2006

The Honorable Colleen M. Dale  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102-0360

**FILED**<sup>4</sup>

AUG 07 2006

Missouri Public  
Service Commission

Re: Big Island Water & Sewer Company, Inc.  
Case No. WA-2006-0480

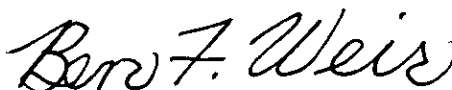
Dear Judge Dale,

Enclosed for filing in the referenced matter please find Intervenor's Request for a Copy of the Asset Transfer Agreement and other related data pertaining to that agreement between Big Island Water & Sewer Company, Inc. (the "Applicant"), Big Island Homeowners Water and Sewer Association, Inc. (the "Association"), an unregulated homeowner's association, and Folsom Ridge, L.L.C. ("Folsom Ridge"), a Colorado limited liability company which acquired the construction and operating permits from the Missouri Department of Natural Resources ("DNR") for these systems.

Would you please bring this filing to the attention of the appropriate Commission personnel.

Please contact me if you have any questions regarding this filing.

Very truly yours,



Ben F. Weir  
3515 SW Meyer Blvd.  
Blue Springs, MO 64015

Cc: Office of Public Counsel  
General Counsel's Office  
Mark W. Comley  
Charles E. McElyea

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

**FILED<sup>4</sup>**

AUG 07 2006

In the Matter of the Application of )  
Big Island Water & Sewer Company, Inc. )  
for a Certificate of Convenience and )  
Necessity authorizing it to construct, )  
install, own, operate, control, manage, )  
and maintain a water and sewer system )  
for the public located in an unincorporated )  
area in Camden County, Missouri )

Missouri Public  
Service Commission

Case No. WA-2006-0480

**INTERVENOR'S REQUEST FOR COPY OF ASSET TRANSFER AGREEMENT  
AND OTHER RELATED DATA PERTAINING TO THAT AGREEMENT  
BETWEEN BIG ISLAND WATER & SEWER COMPANY, INC.,  
BIG ISLAND HOMEOWNERS WATER AND SEWER ASSOCIATION, INC.,  
AND FOLSOM RIDGE, L.L.C.**

**COMES NOW**, Ben F. Weir, homeowner and weekend resident, 2162 Big Island Drive, Roach, MO 65787, and intervenor in the above named case and submits the following to the Commission:

1. On June 16, 2006, the Big Island Water & Sewer Company, Inc. (hereinafter "Applicant") filed an application with the Missouri Public Service Commission for a Certificate of Convenience and Necessity.
2. "Applicant" is a private investor owned commercial corporation and has been recently organized to acquire the necessary regulatory approvals to offer and provide water and sewer service to members of the public residing on and near to Big Island. According to the application, those residents currently receive service from Big Island Homeowners Water and Sewer Association, Inc., (the "Association"), an unregulated homeowner's association. It was originally organized as the Big Island Homeowners Association (the "BIHOA"). As stated in the Application, the systems are presently owned by Folsom Ridge, L.L.C. ("Folsom Ridge") a Colorado limited liability company which acquired the construction and operating permits from the Missouri Department of Natural Resources ("DNR") for these systems.

3. As stated in Paragraph 7, Page 3 of that Application, the "Applicant", the "Association" and "Folsom Ridge" have entered into an asset transfer agreement by which "Applicant" shall acquire the water and sewer business and all right, title and interest in the wells, pipes, pumps, treatment facilities, real property, interests in casements and related equipment used to provide service. The Application specifically states "A copy of that agreement is available upon request."

WHEREFORE, on behalf of myself and in the best interests of the other intervenors in the above named case as well as the general populace either residing on or owning property on Big Island, I hereby request that a copy of the Asset Transfer Agreement, as allowed for in the Application referenced above, and all other related data pertaining to that Agreement should be made immediately available to all interested parties, including the Commission, Staff and General and Public Counsels.

The requested documents should clarify not only who currently has ownership of the assets of the systems but also when and how that process of ownership was transferred from the original Big Island Homeowners Association (BIHOA) to the newly formed "Association" and then back to "Folsom Ridge" so it could then be ultimately acquired by the "Applicant".

Full disclosure of this process is definitely in the public interest and should be made available to all parties in this case.

Respectfully submitted,

A handwritten signature in cursive script that reads "Ben F. Weir".

Ben F. Weir

Big Island Homeowner