

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

In the Matter of the Application of Noel)
Water Company, Inc. for a General Increase)
in Water Revenues Through the Informal)
Rate Proceedings for Small Companies as
Provided for in Rule 4 CSR 240-3.050

Case No. WR-2009-0395

STAFF RECOMMENDATION REGARDING TARIFF FILING

COMES NOW the Staff of the Missouri Public Service Commission (Staff),
by and through counsel, and for its *Staff Recommendation Regarding Tariff Filing* states
the following:

1. On May 6, 2009, the Missouri Public Service Commission
(the Commission) received a Rate Increase Request Letter from Noel Water Company, Inc.
(Noel or the Company).

2. On September 23, 2009, Staff filed a *Notice of Company/Staff Agreement
Regarding Disposition of Small Water Company Revenue Increase Request*
(Disposition Agreement).

3. On October 7, 2009, the Commission issued its *Order Approving
Company/Staff Agreement, Rejecting Tariffs and Authorizing Tariff Filing*, approving the
Company/Staff Agreement and authorizing Noel to file tariffs in compliance with the
terms thereof.

4. On October 13, 2009, Noel filed revised tariff sheets with an effective date
of November 12, 2009. This filing was submitted in Tariff File Number YW-2010-0265.

5. The Commission thereafter issued its *Order Directing Staff to File a Recommendation and Setting Deadline for Responses*, ordering Staff to file a recommendation as to the tariff revisions no later than October 16, 2009.

6. James M. Russo, Rate and Tariff Examination Supervisor, has examined Noel's revised tariff sheets, P.S.C. MO No. 3, 2nd Revised Sheet No. 5, Canceling 1st Sheet No. 5; P.S.C. MO No. 3, 2nd Revised Sheet No. 6, Canceling 1st Sheet No. 6; P.S.C. MO No. 3, 2nd Revised Sheet No. 7, Canceling 1st Sheet No. 7; P.S.C. MO No. 3, 2nd Revised Sheet No. 8, Canceling 1st Sheet No. 8; P.S.C. MO No. 3, 2nd Revised Sheet No. 9, Canceling 1st Sheet No. 9; and P.S.C. MO No. 3, 2nd Revised Sheet No. 13, Canceling 1st Sheet No. 13 and notes that the tariff revisions reflect the agreed-upon rate increase and should be allowed to take effect no later than November 12, 2009. See *Russo Affidavit*, attached hereto.

7. The Commission has the authority to approve the subject proposed tariff revisions in accordance with Sections 393.140 (11) and 393.150 RSMo (2000).

WHEREFORE, Staff recommends the Commission issue an order approving the following proposed revised tariff sheets currently pending in Tariff File No. YW-2010-0265 to be effective no later than November 12, 2009.

P.S.C. MO No. 3, 2nd Revised Sheet No. 5, Canceling 1st Sheet No. 5

P.S.C. MO No. 3, 2nd Revised Sheet No. 6, Canceling 1st Sheet No. 6

P.S.C. MO No. 3, 2nd Revised Sheet No. 7, Canceling 1st Sheet No. 7

P.S.C. MO No. 3, 2nd Revised Sheet No. 8, Canceling 1st Sheet No. 8

P.S.C. MO No. 3, 2nd Revised Sheet No. 9, Canceling 1st Sheet No. 9

P.S.C. MO No. 3, 2nd Revised Sheet No. 13, Canceling 1st Sheet No. 13

Respectfully submitted,

/s/ Samuel D. Ritchie

Samuel D. Ritchie
Legal Counsel
Missouri Bar No. 61167

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the *Notice of Company/Staff Agreement Regarding Disposition of Small Water Company Revenue Increase Request* has been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all parties and/or counsel of record this 15th day of October 2009.

/s/ Samuel D. Ritchie

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

AFFIDAVIT OF JAMES M. RUSSO

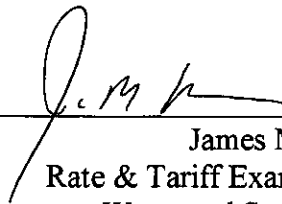
STATE OF MISSOURI)

) SS

CASE NO. WR-2009-0395

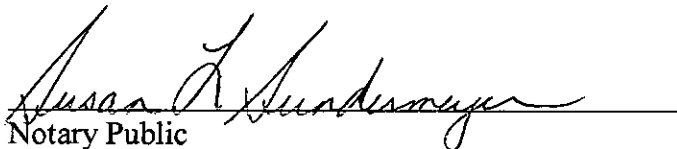
COUNTY OF COLE)

COMES NOW James M. Russo, being of lawful age, and on his oath states the following: (1) that he is the Rate and Tariff Examination Supervisor of the Missouri Public Service Commission's Water & Sewer Department; (2) that he reviewed and examined the revised tariff sheets filed by Noel Water Company, Inc on October 13, 2009; (3) that he has knowledge of the matters set forth in the forgoing tariff sheets; (4) that the matters set forth in the foregoing tariff sheets are true and correct to the best of his knowledge, information and belief; and (5) that to the best of his knowledge, information and belief, the revised tariff sheets comply with the Missouri Public Service Commission's *Order Approving Company/Staff Disposition Agreement and Authorizing Tariff Filing* issued October 7, 2009 and effective October 16, 2009.



James M. Russo
Rate & Tariff Examination Supervisor
Water and Sewer Department

Subscribed and sworn to before me this 13th day of October, 2009.


Notary Public

SUSAN L. SUNDERMEYER
My Commission Expires
September 21, 2010
Callaway County
Commission #06942086