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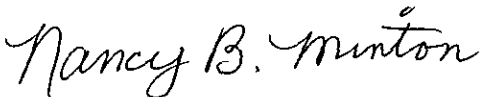
From: Ronald L. and Nancy B. Minton  
To: Public Service Commission of Missouri  
Date: November 4, 2002

UTILITY OPERATIONS  
DIVISION

We, Ronald L. and Nancy B. Minton, owners of the Wilden Heights Water Company (PWID #5036192), do not believe the Wilden Heights Water Company will be subject to Missouri Public Service Commission jurisdiction after the proposed sale.



Ronald L. Minton



Nancy B. Minton

FILED<sup>3</sup>

NOV 12 2002

Missouri Public  
Service Commission

Karen E. Riecks

KAREN E. RIECKS

Notary Public

State of Maryland

County of Prince Georges

My Commission expires 2/2/03

# BEFORE THE PUBLIC SERVICE COMMISSION

## OF THE STATE OF MISSOURI

In the Matter of the Application of Wilden                     )  
Heights Water Company for an Order                     )  
Authorizing its Sale to the Wilden Heights                     )     **Case No. WO-2003-0086**  
Homeowners Association                     )

### **ORDER DIRECTING FILING**

On September 3, 2002, Ronald and Nancy Minton filed a pleading with the Missouri Public Service Commission requesting authority to sell Wilden Heights Water Company to the Wilden Heights Homeowners Association. On October 22, 2002, the Staff of the Commission filed its Recommendation, advising the Commission to approve the sale. Attached to Staff's Recommendation and marked as Appendix A is a document entitled Notice of Proposed Sale of Wilden Heights Water Company, informing the water company's customers of the sale. In the letter the following is noted:

As an association comprised of the residents and water users, the water utility operation would not be subject to the jurisdiction of the Public Service Commission after the sale takes place.

Section 386.250(3), RSMo 2002, extends jurisdiction over all water corporations to the Commission. Section 386.020(58) includes in the definition of a water corporation, associations and persons. Finally, Commission Rule 4 CSR 240-2.060(7)(E) states that "if the purchaser [in an application for authority to sell] is subject to the jurisdiction of the commission, a balance sheet and income statement with

adjustments showing the results of the acquisition of the property [shall be included with the application].”

The Commission will require from its Staff and the parties pleadings addressing the issue of whether the Wilden Heights Water Company will be subject to the jurisdiction of the Commission after the proposed sale. If it is found that the Company is subject to the jurisdiction of the Commission, a filing in compliance with Commission Rule 4 CSR 240-2.060(7) will be required.

**IT IS THEREFORE ORDERED:**

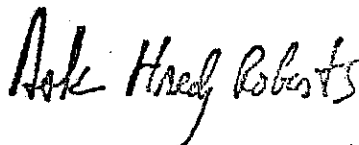
1. That the Staff of the Commission shall file its recommendation as to whether the Wilden Heights Water Company will be subject to the jurisdiction of the Missouri Public Service Commission after the proposed sale of the Company.

2. That Ronald and Nancy Minton shall file their recommendation as to whether the Wilden Heights Water Company will be subject to the jurisdiction of the Missouri Public Service Commission after the proposed sale of the Company.

3. That if Staff and Ronald and Nancy Minton agree that the Wilden Heights Water Company will be subject to the jurisdiction of the Commission, a pleading in compliance with Commission Rule 4 CSR 240-2.060(7) shall be filed.

4. That this order shall become effective on November 7, 2002.

**BY THE COMMISSION**

A handwritten signature in black ink, reading "Dale Hardy Roberts". The signature is written in a cursive, flowing style.

**Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge**

(SEAL)

Kennard L. Jones, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 28th day of October, 2002.