

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office  
in Jefferson City on the 1<sup>st</sup> day  
of November, 2017.

In the Matter of the Joint Application of	)	
Missouri-American Water Company and Audrain	)	
Public Water Supply District No. 1 for Approval	)	<b><u>File No. WO-2017-0191</u></b>
Of a Territorial Agreement Concerning Territory	)	Tariff No. YW-2017-0272
In Audrain County, Missouri	)	

**ORDER GRANTING VARIANCE**

Issue Date: November 1, 2017

Effective Date: November 11, 2017

On April 6, 2017, the Commission approved a territorial agreement between Missouri American Water Company (MAWC) and Audrain Public Water Supply District No. 1 of Audrain County, Missouri. A revised tariff sheet was filed with the Commission on June 26, 2017, and took effect thirty days after issuance. As part of the order approving the territorial agreement, the Commission directed MAWC to “submit . . . a legal description of the corporate limits of the City of Mexico as they existed on September 30, 2016.”<sup>1</sup> A legal description is required in Commission Regulation 4 CSR 240-3.625(1)(A) as part of an application seeking Commission approval of a territorial agreement.

On October 5, 2017, MAWC requested that the Commission accept a map with the city limits of the City of Mexico depicted in lieu of a legal description. MAWC stated that there was no better legal description available and that a survey to obtain a legal description would cost \$10,000 to \$15,000. MAWC also suggested that a surveyor-

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<sup>1</sup> *Report and Order*, File No. WO-2017-0191 (issued April 6, 2017), Ordered Paragraph 2.

created legal description would not provide any benefits over the map attached to MAWC's request for a variance. The Staff of the Commission responded on October 11, 2017, that it had no objection to the request for a variance.

The Commission has the authority to grant a variance of the requirements of 4 CSR 240-3.625 under the provisions of Commission Rules 4 CSR 240-3.015, 3.010(31), and 2.060. In accordance with those rules, the Commission determines that the request for a variance is reasonable and that good cause exists to grant the requested variance.

**THE COMMISSION ORDERS THAT:**

1. Missouri American Water Company is granted a variance from 4 CSR 240-3.625(1)(A) requiring a legal description be attached to its application for a territorial agreement.
2. Missouri American Water Company is excused from filing a legal description of the city limits of the City of Mexico, Missouri, as directed in the *Report and Order* issued on April 6, 2017.
3. This order shall become effective on November 11, 2017.
4. This case shall be closed on November 12, 2017.



**BY THE COMMISSION**

A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Hall, Chm., Stoll, Kenney,  
Rupp, and Coleman, CC., concur.

Dippell, Senior Regulatory Law Judge

**STATE OF MISSOURI**

**OFFICE OF THE PUBLIC SERVICE COMMISSION**

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

**WITNESS** my hand and seal of the Public Service Commission,  
at Jefferson City, Missouri, this 1<sup>st</sup> day of November 2017.



  
Morris L. Woodruff  
Secretary

**MISSOURI PUBLIC SERVICE COMMISSION**

**November 1, 2017**

**File/Case No. WO-2017-0191**

**Missouri Public Service  
Commission**

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**Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).**

*Sincerely,*



**Morris L. Woodruff  
Secretary**

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.