BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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In the Matter of the Application of Confluence Rivers Utility Operating Company, Inc., for Authority to Acquire Certain Water and Sewer Assets and for Certificates of Convenience and Necessity

File Nos. WA-2023-_____ SA-2023-_____

APPLICATION AND MOTION FOR WAIVER

COMES NOW Confluence Rivers Utility Operating Company, Inc. ("Confluence Rivers") pursuant to Section 393.170, RSMo, 20 CSR 4240-2.060, 20 CSR 4240-3.305, 20 CSR 4240-3.600 and 20 CSR 4240-4.017, and for its *Application and Motion for Waiver*, states as follows to the Missouri Public Service Commission ("Commission"):

Introduction

1. Confluence Rivers is a Missouri corporation with its principal office and place of business at 1630 Des Peres Rd., Suite 140, St. Louis, MO 63131. Confluence Rivers is a Missouri corporation in good standing. A certified copy of Confluence Rivers' certificate of good standing was filed in File No. WM-2018-0116 and is incorporated herein by reference.

2. Confluence Rivers provides water service to approximately 5,200 customers and sewer service to approximately 5,100 customers in the State of Missouri, pursuant to certificates of convenience and necessity previously granted by the Commission. Confluence Rivers is a "water corporation," a "sewer corporation," and a "public utility," as those terms are defined in Section 386.020, RSMo, and is subject to the jurisdiction and supervision of the Commission as provided by law.

3. Confluence Rivers has no overdue Commission annual reports or assessment fees. There is no pending action or final unsatisfied judgment or decision against Confluence Rivers

from any state or federal agency or court which involves customer service or rates, which action, judgment, or decision has occurred within three (3) years of the date of this Application.

4. Communications regarding this application should be addressed to the undersigned counsel and to:

Josiah Cox Confluence Rivers Utility Operating Company, Inc. 1630 Des Peres Rd., Suite 140 St. Louis, MO 63131 Phone: (314) 380-8544 E-mail: jcox@cswrgroup.com

The Proposed Sale Transactions

5. Confluence Rivers proposes to acquire all or substantially all of the water and/or sewer system assets of the currently unregulated systems of Brussels Valley Estates, Inc. (sewer), Chevron/Sierra Land Company, LLC (water and sewer), and Mapaville Meadows (sewer). Confluence Rivers seeks Certificates of Convenience and Necessity ("CCN") to operate the systems and provide service to the public.

Brussels Valley Estates, Inc.

6. Brussels Valley Estates, Inc. ("Brussels Valley") was formed in 2003 as a Missouri nonprofit corporation. On June 7, 2022, the Missouri Secretary of State administratively dissolved Brussels Valley pursuant to Section 355.711, RSMo, for failing to file a registration report. Brussels Valley provides sewer service to approximately 13 residential connections (single family homes) in Lincoln County, Missouri. There is no other same or similar sewer service available in the area served by Brussels Valley.

7. The wastewater system consists of a package extended aeration activated sludge plant with flow equalization, aeration, filtration and post aeration, chlorine disinfection and dechlorination, with sludge held in an aerated sludge holding tank prior to removal by contract

hauler. The facility is regulated under the Clean Water Act under NPDES (National Pollutant Discharge Elimination System) permit MO0130117. The facility has a history of exceeding Ammonia limits, and has regularly failed to submit DMR testing or incorrectly submitted DMR results.

8. On November 18, 2022, Central States Water Resources, Inc. ("CSWR") entered into an *Agreement for Sale of Utility System* ("*Brussels Valley Agreement*") with Brussels Valley. A copy of the *Brussels Valley Agreement* is attached as <u>Appendix A-C</u> and marked Confidential in accordance with Commission Rule 20 CSR 4240-2.135(2)(A)3. and 6., as it contains market specific information and information representing strategies employed in contract negotiations. CSWR proposes to purchase all or substantially all of the sewer system assets of Brussels Valley, as specifically described in, and under the terms and provisions of, the *Brussels Valley Agreement*.

9. Pursuant to Paragraph 18 of the *Brussels Valley Agreement*, CSWR plans to assign its rights under the *Brussels Valley Agreement* to Confluence Rivers at closing. <u>Appendix B</u> verifies the authority of Josiah Cox, the President of Confluence Rivers, to enter into the *Brussels Valley Agreement* and seek Commission approval of the transaction.

10. Confluence Rivers requests permission, approval and a CCN to construct, install, own, operate, maintain, control and manage a sewer system for the public in an area of Lincoln County, Missouri, as an addition to its existing service territories. A legal description of the area sought to be certificated is attached hereto as <u>Appendix C</u>. A map of the area sought to be certificated as <u>Appendix D</u>.

11. Attached hereto and marked as <u>Appendix E-C</u> is a list of ten residents or landowners within the proposed service area. <u>Appendix E-C</u> is marked Confidential in

accordance with Commission Rule 20 CSR 4240-2.135(2)(A)1., as it contains customer-specific information.

Chevron/Sierra Land Company, LLC

12. Chevron/Sierra Land Company, LLC ("Chevron/Sierra") was formed in 1995 as a Missouri limited liability company. Chevron/Sierra provides water and sewer services to approximately 63 residential connections (single family homes) in Johnson Bay Subdivision in Morgan County, Missouri. There is no other same or similar water and sewer service available in the area served by Chevron/Sierra.

13. The water system consists of two active wells with a bladder tank and chlorine disinfection at each well site, one 16,000-gallon ground storage tank, and a distribution system. The facility is regulated under the Safe Drinking Water Act as public water system MO3031338. There are no recent violations in the compliance history.

14. The wastewater system consists of a recirculating sand filter treatment plant (septic and recirculation tanks, sand filter beds, chlorination/dechlorination, with sludge hauled by contract hauler). The facility is regulated by the Clean Water Act under NPDES permit MOGD00172. The facility has not exceeded permit limits for over a year, but prior to that it regularly exceeded ammonia and total suspended solids limits.

15. On February 28, 2023, CSWR entered into an Agreement for Sale of Utility System ("Chevron/Sierra Agreement") with Chevron/Sierra. A copy of the Chevron/Sierra Agreement is attached as <u>Appendix F-C</u> and marked Confidential in accordance with Commission Rule 20 CSR 4240-2.135(2)(A)3. and 6., as it contains market specific information and information representing strategies employed in contract negotiations. On May 18, 2023, CSWR entered into a *First Amendment to Agreement for Sale of Utility System* ("Chevron/Sierra Amended Agreement"). A

copy of the *Chevron/Sierra Amended Agreement* is attached as <u>Appendix G-C</u> and marked Confidential in accordance with Commission Rule 20 CSR 4240-2.135(2)(A)3. and 6., as it contains market specific information and information representing strategies employed in contract negotiations. CSWR proposes to purchase all or substantially all of the water and sewer system assets of Chevron/Sierra, as specifically described in, and under the terms and provisions of, the *Chevron/Sierra Agreement* and *Chevron/Sierra Amended Agreement*.

16. Pursuant to Paragraph 18 of the *Chevron/Sierra Agreement*, CSWR plans to assign its rights under the *Chevron/Sierra Agreement* to Confluence Rivers at closing. <u>Appendix B</u> verifies the authority of Josiah Cox, the President of Confluence Rivers, to enter into the *Chevron/Sierra Agreement* and *Chevron/Sierra Amended Agreement* and seek Commission approval of the transaction.

17. Confluence Rivers requests permission, approval and a CCN to construct, install, own, operate, maintain, control and manage a water system and sewer system for the public in an area of Morgan County, Missouri, as an addition to its existing service territories. A legal description of the area sought to be certificated is attached hereto as <u>Appendix H</u>. A map of the area sought to be certificated is attached as <u>Appendix I</u>.

18. Attached hereto and marked as <u>Appendix J-C</u> is a list of ten residents or landowners within the proposed service area. <u>Appendix J-C</u> is marked Confidential in accordance with Commission Rule 20 CSR 4240-2.135(2)(A)1., as it contains customer-specific information.

Mapaville Meadows

Mapaville Meadows was formed in 2017 as a Missouri nonprofit corporation.
 Mapaville Meadows provides sewer service to approximately 9 residential connections (single

family homes) in Jefferson County, Missouri. There is no other same or similar sewer service available in the area served by Mapaville Meadows.

20. The wastewater system consists of an extended aeration treatment plant (flow equalization, aeration, clarification, chlorine disinfection and dechlorination, with sludge held in an aerated sludge holding tank prior to removal by contract hauler. The facility is regulated by the Clean Water Act under NPDES Permit MO0081906. The facility has recently violated ammonia limits and previously violated *E. coli* and BOD limits.

21. On March 6, 2023, CSWR entered into an *Agreement for Sale of Utility System* ("*Mapaville Meadows Agreement*") with Mapaville Meadows. A copy of the *Mapaville Meadows Agreement* is attached as <u>Appendix K-C</u> and marked Confidential in accordance with Commission Rule 20 CSR 4240-2.135(2)(A)3. and 6., as it contains market specific information and information representing strategies employed in contract negotiations. CSWR proposes to purchase all or substantially all of the sewer system assets of Mapaville Meadows, as specifically described in, and under the terms and provisions of, the *Mapaville Meadows Agreement*.

22. Pursuant to Paragraph 18 of the *Mapaville Meadows Agreement*, CSWR plans to assign its rights under the *Mapaville Meadows Agreement* to Confluence Rivers at closing. <u>Appendix B</u> verifies the authority of Josiah Cox, the President of Confluence Rivers, to enter into the *Mapaville Meadows Agreement* and seek Commission approval of the transaction.

23. Confluence Rivers requests permission, approval and a CCN to construct, install, own, operate, maintain, control and manage a sewer system for the public in an area of Jefferson County, Missouri, as an addition to its existing service territories. A legal description of the area sought to be certificated is attached hereto as <u>Appendix L</u>. A map of the area sought to be certificated as <u>Appendix M</u>.

24. Attached hereto and marked as <u>Appendix N-C</u> is a list of ten residents or landowners within the proposed service area. <u>Appendix N-C</u> is marked Confidential in accordance with Commission Rule 20 CSR 4240-2.135(2)(A)1., as it contains customer-specific information.

Additional Information

25. Attached hereto and marked as <u>Appendix O-C</u> are feasibility studies for the unregulated water and sewer systems for which Confluence Rivers seeks a CCN, including estimates of the number of customers, expenses and revenues during the first three years of operation by Confluence Rivers. <u>Appendix O-C</u> is marked Confidential in accordance with Commission Rule 20 CSR 4240-2.135(2)(A)3. and 6., as it contains market specific information and information representing strategies employed in contract negotiations. To provide service to the proposed areas, Confluence Rivers will purchase existing water and sewer systems and will not construct systems. Thus, Confluence Rivers asks for a waiver of any requirement to provide plans and specifications related to the construction of the distribution and collection systems.

26. Confluence Rivers is not aware of any franchises or permits from municipalities, counties or other authorities that would be required in order to provide service in the requested area.

27. The sale and purchase of the referenced assets should have no impact on the tax revenues of relevant political subdivisions, as Confluence Rivers, Brussels Valley, Chevron/Sierra, and Mapaville Meadows are private entities and their status as taxpaying entities will not change as a result of these transactions.

Tariff/Rates

28. Confluence Rivers proposes to utilize the rules governing the rendering of service that are currently found in Confluence Rivers' existing Commission-approved tariffs for water and sewer, until such time as the rules are modified according to law. Confluence Rivers would anticipate later adding the service areas to the tariff book at issue in its pending rate case (WR-2023-0006/SR-2023-0007) when compliance tariffs are ultimately filed at the conclusion of that case.

29. Confluence proposes to adopt the existing rates for each of the unregulated systems, until such time as the rates are modified according to law.

The current rates for Mapaville Meadows are: \$50 per month.

The current rates for Brussels Valley are: \$32 per month.

The current water rates for Chevron/Sierra are: \$27.00 per month for water up to a maximum of 3000 gallons with \$.90 per additional 100 gallons used.

The current wastewater rates for Chevron/Sierra are: \$47.50 per month for wastewater.

30. The systems will require investment after the purchase by Confluence Rivers that will necessarily result in a request for a rate increase of some amount after those additions have been completed.

Public Interest

31. The grant of the requested CCNs (and approval of the underlying transactions) is in the public interest and will result in regulated water and sewer services provided to the current and future residents of the service areas. The systems would be acquired by Confluence Rivers, a Missouri public utility, and be subject to the jurisdiction of the Commission. As it has demonstrated to the Commission in past cases, Confluence Rivers, with the support and assistance

of its affiliates, is fully qualified, in all respects, to own and operate the water and sewer systems for which the certificates are sought. Confluence Rivers' successful operation of other water and sewer systems in Missouri demonstrates its ability to provide safe and reliable service to customers and to comply with the Commission's rules, regulations, and decisions governing the ownership and operation of such systems. Confluence Rivers also has the financial strength and resources necessary to make expenditures and investments required to maintain the system.

Motion for Waiver

32. Commission Rule 20 CSR 4240-4.017(1) requires "[a]ny person that intends to file a case shall file a notice with the secretary of the commission a minimum of sixty (60) days prior to filing such case." Because it did not file such a notice within the time period prescribed by that rule, Confluence Rivers seeks a waiver of the 60-day pre-filing notice requirement.

33. Under Rule 20 CSR 4240-4.017(1)(D), a waiver of the pre-filing notice requirement may be granted for good cause. In this regard, Confluence Rivers declares, as verified below, that it has had no communication with the Office of the Commission (as defined in 20 CSR 4240-4.015(10)) within the prior 150 days regarding any substantive issue likely to be in this case. Good cause for the requested waiver exists in accordance with Commission Rule 20 CSR 4240-4.017(1)(D) ("Good cause for waiver may include, among other things, a verified declaration from the filing party that it has had no communication with the office of the commission within the prior one hundred fifty (150) days regarding any substantive issue likely to be in the case...."

34. Thus, as authorized by Rule 20 CSR 4240-4.017(1)(D), Confluence Rivers moves for a waiver of the 60-day notice requirement and acceptance of this application at this time.

WHEREFORE, for the reasons previously stated, Confluence Rivers respectfully requests the Commission issue an order:

(A) Waiving the 60-day notice requirement of Rule 20 CSR 4240-4.017(1) for good cause shown;

(B) Authorizing Confluence Rivers to acquire the water and/or sewer system assets of Brussels Valley Estates, Inc., Chevron/Sierra Land Company, LLC, and Mapaville Meadows as described in this Application;

(C) Authorizing Confluence Rivers to enter into, execute, and perform, in accordance with the terms described in the agreement attached to this application, and take any and all other actions that may be deemed necessary and appropriate to accomplish the purposes of the agreements and the Application and to consummate related transactions in accordance with the agreements;

(D) Granting Confluence Rivers CCNs authorizing it to install, acquire, build, construct, own, operate, control, manage, and maintain water and sewer systems for the public within the specified areas as described herein; and

(E) Granting such other relief as may be deemed necessary and appropriate to accomplish the purposes of the agreements and the Application and to consummate related transactions in accordance with the agreements.

Respectfully submitted,

<u>/s/ Jennifer L. Hernandez</u>
Dean L. Cooper MBE #36592
Jennifer L. Hernandez MBE #59814 **BRYDON, SWEARENGEN & ENGLAND P.C.**312 E. Capitol Avenue
P.O. Box 456
Jefferson City, MO 65102
(573) 635-7166 telephone
dcooper@brydonlaw.com
jhernandez@brydonlaw.com

David L. Woodsmall MBE #40747 Central States Water Resources 1630 Des Peres Rd., Suite 140 Des Peres, MO 63131 dwoodsmall@cswrgroup.com

ATTORNEYS FOR CONFLUENCE RIVERS UTILITY OPERATING COMPANY, INC.

CERTIFCATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail this 30th day of June 2023 to the following:

Office of the General Counsel staffcounselservice@psc.mo.gov

Office of the Public Counsel opcservice@opc.mo.gov

/s/ Jennifer L. Hernandez

AFFIDAVIT

State of Missouri)) ss County of St. Louis)

I, Mike Duncan, having been duly sworn upon my oath, state that I am the Vice President of Confluence Rivers Utility Operating Company, Inc. ("Confluence Rivers"), that I am duly authorized to make this affidavit on behalf of Confluence Rivers, that I have knowledge of the matters stated herein, and that said matters are true and correct to the best of my information, knowledge, and belief. Additionally, no representative of Confluence Rivers has had any communication with the Office of the Missouri Public Service Commission as defined in Commission Rule 20 CSR 4240-4.015(10) within the one hundred fifty (150) days immediately preceding the filing of the Application regarding any substantive issue likely to be addressed in this case.

Subscribed and sworn before me this 22 day of June, 2023.

Koshaune Vallandingham Iotary Public

My Commission Expires Apr 10, 2027

ROSHAWNE VALLANDINGHAM Notary Public - Notary Seal Jefferson County - State of Missouri Commission Number 23414639 My Commission Expires Apr 10, 2027

APPENDIX A-C

HAS BEEN IDENTIFIED AS

CONFIDENTIAL

IN ITS ENTIRETY PURSUANT TO 20 CSR 4240-2.135(2)(A)3. and 6

APPENDIX B

VERIFICATION OF AUTHORITY

COMES NOW the undersigned, the President of Confluence Rivers Utility Operating Company, Inc. ("Confluence Rivers") and Central States Water Resources, Inc. ("CSWR"), and does hereby verify that CSWR had and has the requisite authority to enter into each Agreement for Sale of Utility System described in the Application and to carry out all the obligations contained in each Agreement for Sale of Utility System.

IN WITNESS WHEREOF, the undersigned has hereto set his hand the $44^{4/2}$ day of June, 2023.

Josiah Cox, President CONFLUENCE RIVERS UTILITY OPERATING COMPANY, INC. and CENTRAL STATES WATER RESOURCES, INC.

State of Missouri)) SS County of St. Louis)

Subscribed and sworn before me this 4^{4h} day of June, 2023.

Kell Gilmon Notary Public

My Commission Expires OCT 16th, 2026



APPENDIX C

Brussels Valley Estates MO Service Area Description

The area served is part of Lincoln County, Missouri and is more particularly described as follows:

Commencing from the northwest corner of Section 2, Township 49 North, Range 2 East; thence along the north line of said Section 2, Easterly 113.90 feet, more or less; thence leaving the north line of said Section 2, N29°11'29"W 276.20 feet, more or less to the point of beginning; thence N61°13'00"W 242.49 feet, more or less; thence N29°11'45" E 218.53 feet, more or less; thence N0°48'20" W 312.29 feet, more or less; thence N56°25'53"E 55.46 feet, more or less; thence N34°34'34"W 191.52 feet, more or less; thence N35°04'26"W 157.54 feet, more or less to the centerline of Brussels Valley Drive; thence along said centerline, Northwesterly 307.52 feet, more or less; thence leaving said centerline of Brussels Valley Drive N89°15'00"E 409.26 feet, more or less; thence S88°54'00"E 441.80 feet, more or less to the southwest right-of-way line of Missouri Highway "W"; thence along said southwest right-of-way line, Southeasterly 451.99 feet, more or less; thence leaving said southwest right-of-way line of Missouri Highway "W", S32°51'38"W 258.76 feet, more or less; thence S59°53'26"E 506.29 feet, more or less; thence S16°00'00"W 229.30 feet, more or less; thence S43°41'00"W 88.30 feet, more or less; thence S74°17'00"W 174.10 feet, more or less; thence S42°34'00"W 241.00 feet, more or less; thence S22°22'00"W 90.07 feet, more or less; thence N39°32'22"W 180.46 feet, more or less; thence N35°16'22"W 102.86 feet, more or less; thence N36°13'38"W 153.33 feet, more or less; thence N35°35'41"W 73.93 feet, more or less; thence S49°27'14"W 349.41 feet, more or less to the point of beginning, containing 23.65 acres more or less.



ROUGH SERVICE AREA MAP (v1) **BRUSSELS VALLEY** (WASTEWATER) LINCOLN COUNTY, MO

Utility Note Disclaimer:

The service area shown hereon are depicted based on a service area map provided by the system manager. 21 Design Group, Inc performed no field verification of the layout and are unable to determine the exact location at this time. The location represents approximate location only and should not be construed as being 100% accurate. It is shown to provide general service area of the system to assist with ordering title work and preparation of scope for a License Land Surveyor. This sketch should not be used to interpret encroachments.

ER: ROBERT & JANICE POTTHOFF

APPENDIX D



Cunhingham Creek





APPENDIX E-C

HAS BEEN IDENTIFIED AS

CONFIDENTIAL

IN ITS ENTIRETY PURSUANT TO 20 CSR 4240-2.135(2)(A)1

APPENDIX F-C

HAS BEEN IDENTIFIED AS

CONFIDENTIAL

IN ITS ENTIRETY PURSUANT TO 20 CSR 4240-2.135(2)(A)3. and 6

APPENDIX G-C

HAS BEEN IDENTIFIED AS

CONFIDENTIAL

IN ITS ENTIRETY PURSUANT TO 20 CSR 4240-2.135(2)(A)3. and 6

APPENDIX H

Johnson Bay Service Area Description:

The area served is part of Morgan County, Missouri and is more particularly described as follows:

Beginning at the southwest corner of the South Half of the Northwest Quarter of Section 12, Township 40 North, Range 17 West; thence N56°21'29"E 55.27 feet more or less to the Southwesterly right-of-way line of Towering Oaks Lane; thence leaving said Southwesterly right-of-way line N8°24'33"E 31.09 feet more or less to the Northeasterly right-of-way line of Towering Oaks Lane; thence along said Northeasterly right-of-way line, Northerly 2178.57 feet more or less; thence leaving said Northeasterly right-of-way line of Towering Oaks Lane \$45°56'35"E 833.17 feet more or less to the approximate edge of the Lake of the Ozarks; thence along the approximate edge of the Lake of the Ozarks, Easterly 3084.68 feet more or less; thence leaving the approximate edge of the Lake of the Ozarks, N88°45'30"E 213.04 feet more or less; thence N77°32'46"E 54.13 feet more or less; thence N87°05'32"E 195.59 feet more or less; thence S0°34'07"W 100.00 feet more or less; thence \$87°10'30"W 152.93 feet more or less to the east line of said South Half of the Northwest Quarter of Section 12; thence along said east line, Southerly 1233.54 feet more or less to the southeast corner of said South Half of the Northwest Quarter of Section 12; thence along the south line of said South Half of the Northwest Quarter of Section 12, Westerly 2745.16 feet more or less to the point of beginning, containing 84.24 acres more or less.



ROUGH SERVICE AREA MAP (v2) **JOHNSON BAY** (WATER & WASTEWATER) MORGAN COUNTY, MO

APPENDIX I

The service area shown hereon are depicted based on a service area map provided by the system manager. 21 Design Group, Inc performed no field verification of the layout and are unable to determine the exact location at this time. The location represents approximate location only and should not be construed as being 100% accurate. It is shown to provide general service area of the system to assist with ordering title work and preparation of scope for a License Land Surveyor. This sketch should not be used to interpret encroachments.



DATE:	03/07/202
PROJECT NO:	0596-2
DRAWN BY:	KA
SCALE:	
SHEET NAME:	
SERVICE AREA	MAP



APPENDIX J-C

HAS BEEN IDENTIFIED AS

CONFIDENTIAL

IN ITS ENTIRETY PURSUANT TO 20 CSR 4240-2.135(2)(A)1

APPENDIX K-C

HAS BEEN IDENTIFIED AS

CONFIDENTIAL

IN ITS ENTIRETY PURSUANT TO 20 CSR 4240-2.135(2)(A)3. and 6

APPENDIX L

Mapaville Meadows MO Service Area Description:

The area served is part of Jefferson County, Missouri and is more particularly described as follows:

Commencing from the northwest corner of the Southwest Quarter of the Southeast Quarter of Section 29, Township 41 North, Range 5 East; thence along the north and south centerline of said Section 29, Southerly 330.53 feet more or less; thence leaving the north and south centerline of said Section 29, N89°14′00″E 15.00 feet more or less to the east right-of-way line of Morgan Road and being the point of beginning; thence leaving said east right-of-way line and continuing N89°14′00″E 560.42 feet more or less; thence S89°14′00″W 570.50 feet more or less to said east right-of-way line of Morgan Road; thence along said east right-of-way line, Northerly 330.15 feet more or less to the point of beginning, containing 4.28 acres more or less.



ROUGH SERVICE AREA MAP (v1) **MAPAVILLE MEADOWS** (WASTEWATER) JEFFERSON COUNTY, MO

APPENDIX M



DATE:	03/10/2
PROJECT NO:	0596
DRAWN BY:	
SCALE:	
SHEET NAME:	
SERVICE AREA N	MAP

APPENDIX N-C

HAS BEEN IDENTIFIED AS

CONFIDENTIAL

IN ITS ENTIRETY PURSUANT TO 20 CSR 4240-2.135(2)(A)1

APPENDIX O-C

HAS BEEN IDENTIFIED AS

CONFIDENTIAL

IN ITS ENTIRETY PURSUANT TO 20 CSR 4240-2.135(2)(A)3. and 6