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October 14, 2003

FILED

OCT 15 2003

Mr. Dale Hardy Roberts Executive Secretary Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102

Missouri Public Service Commission

RE:

New proposed CCN for Lake Region Water & Sewer

Cornett Cove #3 & #4

Dear Mr. Roberts:

Enclosed please find the original and thirteen (13) copies of our Application for CCN to be filed with the Commission. Please file-stamp a copy for our records and return to us in the enclosed self address stamped envelope.

Your attention to this matter is greatly appreciated.

Very truly yours,

**LORAINE & ASSOCIATES** 

Thomas E. Loraine

TEL/ill

**Enclosures** 

FILED

OCT 15 2003

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

Missouri Public Service Commission

In the Matter of the Application of	)		
Lake Region Water and Sewer company	)		
for a Certificate of convenience and	) (	Case	No.
necessity authorizing it to acquire,			
own, operate, control, manage, and	)		
and maintain a sewer system for the public	)		
for the public located in an unincorporated	( t		
area in Camden and Miller Counties, Missour	ci)		

#### APPLICATION

COMES NOW, Lake Region Water and Sewer Company (hereinafter "Region" or "Applicant") and pursuant to Paragraph 393.170, RSMo 2000 and 4 CSR 240-2.060(4)(A) and states to the Missouri Public Service Commission ("Commission") as follows:

- 1. Applicant is a Missouri corporation duly organized and existing under and by virtue of the laws of the State of Missouri with its principal office and place of business located at. Region currently provides sewer service to members of the public located in an unincorporated areas of Camden and Miller counties of Missouri and, accordingly, is subject to the jurisdiction, control and regulation of the Commission as provided by law.
- 2. Communications in regard to the Application should be addressed to:

Fritz Ritter, Manager Lake Region Water and Sewer Company 1 Grand Point Blvd. Gravois Mills, MO 65079 573-392-5850

Thomas Loraine MO Bar #22206 Loraine & Associates 4075 Highway 54 Lake Ozark, Mo 65065 573-348-8909

3. Applicant intends to purchase all sewer plant presently serving the eighty one (81) lots on Horseshoe Bend of the Lake of the Ozarks and described as Cornett Cove #3 and #4 subdivisions. A Convenience and Necessity (CCN) from the Commission is necessary to provide such service

4. Applicant requests permission, approval and a certificate of public convenience and necessity to own, acquire, construct, operate, control, manage and maintain a sewer system for the public in areas adjacent to its existing territory all located in the unincorporated area in Camden and Miller Counties, Missouri, as set forth on the map marked as **Appendix 1** and attached to this Application.

All of Lots contained in Cornett Cove #3 and #4 are as described in **Appendix 3**.

- 5. In accordance with 4 CSR 240-2.060(4)(A)(5), Applicant prepared a three year feasibility study attached in **Appendix 4**.
- 6. There are no municipalities located within the proposed area, and approval of Camden and Miller Counties is not required for the Applicant to provide the sewer service provided. The issuance of construction and operating permits from the Missouri Department of Natural Resources ("DNR") is subject to Commission certification inasmuch as the Commission's Certificate of Convenience and Necessity establishes the requirement of control and responsibility for the wastewater system under DNR regulations. Applicant expects that its sewer system will meet all requirements of the DNR.
- 7. There are no other public utilities or governmental bodies being operated or rendering service within the area proposed to be served.
- 8. The area requested to be certified is comprised of approximately eighty one (81) lots in Camden County on Horseshoe Bend subdivisions Cornet Cove #3 & #4.
- 9. A certificate of the Missouri Secretary of State evidencing the corporate good standing of Applicant is attached hereto as **Appendix 2.** See 4 CSR 240-2.060 (1)(B).
- 11. Applicant has no pending action or final unsatisfied judgements or decisions against it from any state or federal agency or court which involve customer service or rates which action, judgement or decision has occurred within three (3) years of the date of this application.
- 12. Application has no annual report or assessment fees which are currently overdue..

WHEREFORE, Applicant requests the Commission grant it permission, approval and a certificate of convenience and necessity authorizing it to acquire, build, construct, own, operate, control, manage and maintain a sewer system for the public within the area referred to paragraph 4, authorizing

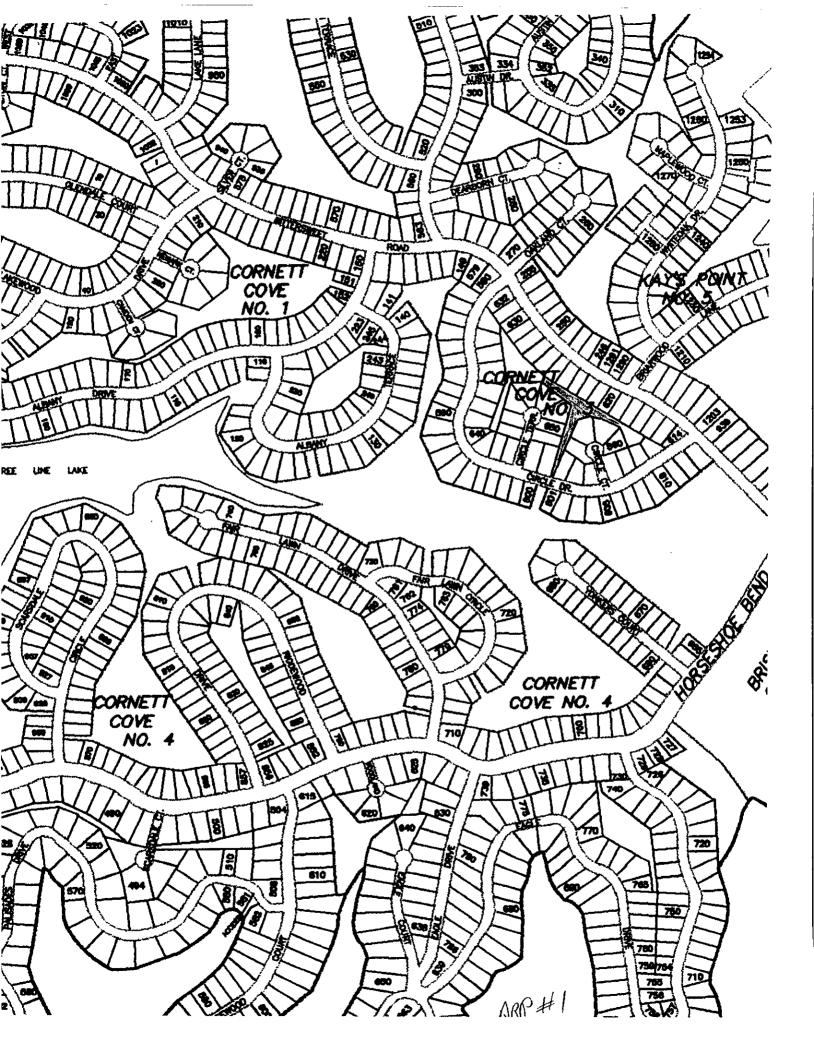
Applicant to implement rates and charges for the provision sewer service consistent with those contained in the feasibility study contained in **Appendix 4** and for such other orders as the Commission deems proper under the circumstances.

Respectfully submitted

Thomas Loraine Mo Bar #22206

Loraine & Associates

Attorney for Lake Region Water and Sewer Co.



STATE OF MISSOURI



Matt Blunt Secretary of State

CORPORATION DIVISION

CERTIFICATE OF ABSTRACT

LAKE REGION WATER & SEWER CO. 00149504

I, MATT BLUNT, Secretary of the State of Missouri, and Keeper of the Great Seal thereof, do hereby certify that the annexed abstract contains a true statement of the documents on file and of record in this office.

IN TESTIMONY WHEREOF, I have set my hand an imprinted the GREAT SEAL of the State of Missouri, on this, the 15th day of September, 2003

Secretary of State

Certification Number: 6086308-1 Page 1 of 1 Reference.

Verify this certificate online at http://www.sos.state.mo.us/businessentity/verification



#### Matt Blunt

#### Secretary of State

(573) 751-2300

### Abstract of Corporate Record

Charter Number: 00149504

State of Incorporation: MO - Missouri

Name of Corporation: LAKE REGION WATER & SEWER CO.

Former Name: FOUR SEASONS WATER & SEWER CO.

Date of Incorporation: 08/10/1971

Registered Agent: FRITZ RITTER

Registered Office: #1 GRAND POINT BLVD

SUNRISE BEACH, MO 65079

Status: Good Standing

# Appendix3

whether of record or not of record. and subject further to gil existing readways, electric and telephone lines, 780, in the Recorder's Office of Camben County, Missouri (or as now or bereafter sper is all shook at hebrones has after 10, 1971, and recorded in Book 183, at Page , or bestull pained for such that the second of records of residents, but not bestul paint and the second of the s Massouri; subject, nowever, to the provisions shows on said plats, and to all essentia, record in Flat Book 15, at Fages 77 and 78, in the Secondar's Office of Camben County, ALL Of Lot Mo. (s) 2, 3, 4, 5, 8, 9, 14, 21, 28, 32, 33, 41, 42, 43, 44, 48, and 71, 4n W

conducts, electric and telephone Lines, Whethar of record or not of record. county, Missouri (or as now or hereafter smended); and subject further to eld explaing record, including, but not being limited to, those contained in an indenture dated March 10, 1971, and recorded in Book 162, at Rade 780, in the Recorder's Office of Canden to sanitavarest has sanitabane , anothitimest , estaments Lis of bas , (s) faid biss no Secondar's Certos of Camben County, Missouri; subject, hossies, to the proventions shown ath mi ,08-87 (s) spat ta ,81 .08 Mook Datt in blac more at tage (s) 79-80, in the All of Lot Mo. (a) 17, in "COUNTRY CLUB ESTATES No. 2", all as about on the plat(s) of

Recorder's Office of Canden Councy, Massouri. subdivision, filled for record in Plat Book No. 40, at Pages 29A through 29F, in the SEASONS MINCE, A SOSDIVISION, FIRST AMENDED PLAT, all as shown on the plat(a) of cald 

through 29%, in the Recorder's Office of Canden Guunty, Missouri. the plant(s) of said subdivision, thind for neutral in Plant Book No. 40, at Pages 29A. 105, 106, and 107, in maksons since, a supprission, rests andmost at , tot has , and , and THE OR TOP NO. (=) 88' 88' 48' 68' 68' 68' 68' 68' 68' 68' 707' 707' 702' 702' 703'

whether of record or not of record. .seatl supplied bus others, electric to the of the of the collectric bus (became 780, in the Recorder's Office of Canden County, Mesouri (or as now or herestter epes da 162, as in an an indemiran bear 1771, and recorded in Book 162, at Page estrictions, enditions and reservations of record, including, but not being limited to Missouri; subject, however, to the provisions shown on said plate, and to all essessing, filled for record in Plat Book 14, at Pages 92, in the Recorder's Office of Camben County, 663, and 664, in "CONMIT COVE Ho. 3", all as shown on the plate of said subdivision, 232' 220' 674' 673' 638' 638' 645' 646' 642' 646' 650' 655' 656' 651' 638' 656' 660' 665' 631' 638' 656' 665' wit or for ho (\*) eld' zet' zes' ee' zee' zee' 200' 200' 201' e0'' en' e0'' e0e' e0e' e0e'

or not of record, subject further to all existing roadveys; electric and telephone lines, whether of record the Recorder's Office of Canden County, Missouri (or as now or hereafter assended); and conditions and reservations of record, including, but not baing limited to, those on the second to seek 180, 181, in second to sook 162, it seek 780, in constructions, to the provisions shows on said piets, and to all essentists, restrictions, 14, at Rages 93 through 95, in the Recorden's Office of Camden County, Missourk; subject, 829, 833, 834, 835, 836, 842, 843, 844, 645, 845, 845, 849, 849, 849, and 894, in Plat Book 2078 20, 4", all as shown on the plats of said subdivision, filled for second in Plat Book YTT OK FOF MO'(#) 193' 194' 196' 191' 198' 199' 800' 807' 803' 804' 8T3' 8T8' 8S8'

FROM MISSOURI PARTNERS INC

Appendix 4

Three year feasibility study for Cornett Cove subdivisions #3 & #4

Years		annual Amot. debt	tariff revenue	DNR permit	Materials & supplies	lab testing		Lake region labor	Depr expense	Electric	Legal Fees	Billing costs	Water Bill
	0	12743	24825	3000	650	-	600	1890	2875	720	4000	900	168
	1	12743	24825	3000	650		600	1890	2875	720	0	900	168
	2	12743	24825	3000	650		600	1890	2875	720	0	900	168
		38229	74475	9000	1950	1	800	5670	8625	2160	4000	2700	504

Year 1	Year 2	Year 3
-12743	-12743	-12743
24825	24825	24825
-3000	-3000	-3000
-650	-650	-650
-600	-600	-600
-1890	-1890	-1890
-2875	-2875	-2875
-720	-720	-720
-4000	0	0
-960	-960	-960
-504	-504	-504
-3117	883	883