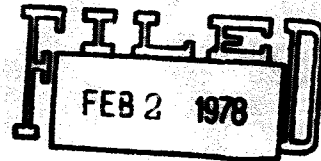


LAW OFFICES OF
LILLEY, COWAN & LOVE
SUITE 626 WOODRUFF BUILDING
P. O. BOX 1305, S. E. 2.
SPRINGFIELD, MISSOURI 65805

MAX W. LILLEY
LOUIS W. COWAN
GARY A. LOVE
JAMES E. DORAN

January 31, 1978

TELEPHONE
362-0596



Mr. R. Michael Jenkins,
Acting Secretary
Missouri Public Service Commission
Jefferson City, Missouri 65101

PUBLIC SERVICE COMMISSION

In Re: Ozark Mountain Water Company

Dear Mr. Jenkins:

Enclosed you will find the original and nine copies of an Application by Ozark Mountain Water Company for a certificate of convenience and necessity authorizing it to distribute water as a public utility and also to issue common stock. Also, contemporaneously herewith I am filing an Application on behalf of Turkey Mountain Estates and Lakeside Investment Company to acquire more than ten per cent of the common stock of Ozark Mountain Water Company.

Inasmuch as this case is so closely related to the Application filed on behalf of Turkey Mountain Estates and Lakeside Investment Company, it is requested that all of them be set for hearing at the same time and on a joint record.

Very truly yours,

LILLEY, COWAN & LOVE

By: *Louis W. Cowan*

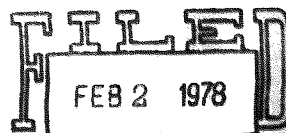
LWC:nlb
Encs.

H.D.

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In The Matter Of The Applica-)
tion of Ozark Mountain Water)
Company For (a) A Certificate)
Of Convenience And Necessity)
To Distribute Water As A Public)
Utility In Various Areas In)
Barry And Stone Counties,)
Missouri, and (b) To Issue And)
Sell 3,000 Shares Of Its Common)
Stock With A Par Value of)
Ten (\$10) Dollars Each.)

Case No. WA-78-170



A P P L I C A T I O N

Comes now Ozark Mountain Water Company, a Missouri Corpora-
tion (hereinafter referred to as "Applicant"), and for its
Application respectfully shows the Commission:

1. That it is a Corporation recently organized under the
laws of the State of Missouri for the purpose of distributing
water as a public utility under the laws of the State of Missouri,
but at this time it is not engaged in any business whatsoever.

2. That it makes this Application pursuant to provisions
of Chapter 393, RSMo., particularly Section 393.170 and 393.200,
and correspondence with respect thereto may be addressed as
follows:

Jimmie M. Norman, President,
Ozark Mountain Water Company,
c/o Turkey Mountain Estates
Shell Knob, Missouri 65747, and

Louis W. Cowan,
Attorney at Law
626 Woodruff Building
Springfield, Missouri 65805.

3. That four corporations engaged in the business of develop-
ing real estate, to-wit: Turkey Mountain Estates, Inc., Lakeside
Investment Company, Inc., Tomahawk Developers, Inc., and Central
Crossing Developers, Inc., own various components of water systems
serving areas located in Barry and Stone Counties, Missouri;
that such properties are not now regulated by nor are they subject
to the jurisdiction of this Commission; and that Applicant proposes
to acquire said properties and to operate them as a public utility.

4. That the aforementioned corporations have agreed to contribute
to Applicant various components of the proposed water system as
reflected by the proforma balance sheet, marked Exhibit "A",

attached hereto and made a part hereof by reference and that the value of the properties proposed to be contributed to this Corporation at November 30, 1977, is calculated at \$119,624.64, all as more particularly shown by Exhibit "A" hereto.

5. That in addition to the contribution of the components of the water system, as above stated, the aforementioned corporations propose to purchase from Applicant 3,000 shares of common stock with a par value of Ten (\$10) Dollars each, as more particularly described on Exhibit "A" attached hereto. Such shares will be issued at par for cash and the cash so received by the Applicant will be used for corporate purposes, including the development of the water distribution system. No portion of the proceeds of the sale of common stock will be used for the payment of dividends.

6. That Turkey Mountain Estates, Inc., has developed or is in the process of developing ten (10) real estate subdivisions described in Sections I and II of Exhibit "B" attached hereto and made a part hereof by reference, said subdivisions being known as "Turkey Mountain Estate East", "Turkey Mountain Estate West", "Turkey Mountain Estate East, Second Subdivision", "Mitten's Second Subdivision", "Turkey Mountain Estate No. 2, First Subdivision", "Turkey Mountain Estate No. 2, Second Subdivision", "Turkey Mountain Estate No. 2, Third Subdivision", "Turkey Mountain Estate No. 2, Fourth Subdivision", "Turkey Mountain Estate No. 2, Fifth Subdivision", and "Turkey Mountain Estate No. 2, Sixth Subdivision".

7. That Lakeside Investment Company, Inc., has developed or is in the process of developing two (2) real estate subdivisions described in Section III of Exhibit "B" attached hereto and incorporated herein by reference and known as "Lakeside Heights Subdivision", and "Lakeside Heights First Subdivision".

8. That Central Crossing Developers, Inc., has developed or is in the process of developing one real estate subdivision described in Section IV of Exhibit "B" and known as "Lakeside Heights Second Subdivision".

9. That Tomahawk Developers, Inc., has developed or is in the process of developing one real estate subdivision described

in Section V of Exhibit "B" attached hereto and made a part hereof by reference and known as "Tomahawk Heights Subdivision".

10. That the aforesaid corporations have to varying degrees constructed and installed water distribution plant in the aforesaid subdivisions, including the drilling of wells, the erection of storage facilities, etc., all as more specifically described in following paragraphs hereof.

11. That at this time the four developers described in the previous paragraphs are providing water to approximately 186 customers, all of whom are residential users. The present users are served without meters (flat rate) and Applicant does not propose to meter the service. The flat rate charged per month varies from developer to developer, and does not cover the out-of-pocket cost of providing service. Applicant proposes to impose a flat rate charge of \$12.00 per month if it is granted a Certificate of Convenience and Necessity by this Commission.

12. That for purposes of explanation herein, Applicant has divided the proposed service area into three areas; and drawings thereof reflecting water plant in place and proposed have been furnished the Engineering Staff of this Commission. For the most part, the proposed service area is composed of subdivisions platted and recorded in the appropriate office of Recorder of Deeds; and each section is more particularly described as follows:

Area I: In "Tomahawk Heights" and "Lakeside Heights", there are located approximately 25 homes who use centrally distributed water. They are served by a well located on Lot 86 of Lakeside Heights Subdivision which is 404 feet deep and has a sustained pumping capacity estimated at 140 gallons per minute. It is equipped with two 500 gallon pressure tanks and a 7 1/2 horse power Reda pump. The pump has a capacity of 50 gallons per minute. The well has been approved by the State Department of Health. At this time there is in place in Area I approximately 12,475 feet of four inch water main and 18,590 feet of two inch water main. Long range plans contemplate the installation of approximately 3,570 additional feet of four inch and 10,700 feet of two inch main in Area I.

Area II: In "Turkey Mountain Estate No. 2, First Subdivision, through Sixth Subdivision", inclusive, there are located approximately 96 residential users who are receiving water from a central supply consisting of a well approximately 750 feet deep and which is cased to 326 feet. It is estimated to produce 140 gallons of water per minute on a sustained pumping basis and is equipped with a 30 horse power Reda pump with a capacity of 120 gallons per minute. There is a 10,000 gallon pressure storage tank located at the well site and the well has been approved by the State Health Department. At this time there is in place in Area II approximately 6,185 feet of six inch water main and approximately 11,535 feet of four inch water main and approximately 33,491 feet of two inch water main. Long range plans contemplate the installation of approximately 3,759 additional feet of six inch main, 2,898 feet of four inch main and 28,144 feet of two inch main.

Area III: In "Turkey Mountain Estates Subdivision, including "Mitten's Second Subdivision", "Turkey Mountain Estate East", and "Turkey Mountain Estate East Second Addition", there are approximately 65 residences located in the area receiving central water service from a well located at the north end of the golf course. This well has been approved by the State Health Department; it is 553 feet deep; and it has a sustained pumping capacity of 140 gallons per minute. It is equipped with a 30 horse power Reda pump capable of pumping at the rate of 120 gallons per minute. There is located near the well site a 5,000 gallon pressure tank. At this time there is in place in Area III approximately 18,962 feet of four inch water and approximately 20,172 feet of two inch water main. Long range plans contemplate the installation of approximately 4,434 additional feet of four inch and 21,711 feet of two inch main in Area III. If this Application is approved all water lines constructed thereafter by or for this Applicant will be in accordance with provisions of the tariff which this Applicant proposes to file subsequent to the approval of this Application by the Commission.

13. At this time the Applicant is without assets and it has no debts. However, it proposes to issue and sell for cash 3,000 shares of its common stock with a par value of Ten (\$10)

Dollars each as aforesaid, and such shares will be purchased by the following named companies, to-wit:

Turkey Mountain Estates, Inc.,	2,220 shares;
Lakeside Investment Company,	630 shares;
Tomahawk Developers, Inc.,	120 shares;
Central Crossing Developers, Inc.,	30 shares.

14. With respect to those aforementioned subdivisions which are located in Stone County, Missouri, there are no streets, etc., subject to county maintenance; hence, the Applicant does not propose to obtain an Order of the Stone County Court authorizing the use of public ways for water mains. With respect to the subdivisions located in Barry County, certain of the streets, etc., are subject to County maintenance and Applicant proposes to obtain an Order of the Barry County Court authorizing the use of public ways for the location of water mains.

15. At the time of the hearing in this case Applicant will produce as Exhibits the following documents:

- (a) A certified copy of its Articles of Incorporation;
- (b) A proforma balance sheet and operating statement respecting the operation of the proposed water system;
- (c) Copies of recorded plats of the involved subdivisions;
- (d) A drawing of the proposed service areas on which the location of the various water facilities are indicated;
- (e) Copies of the approval of the various components of the proposed system by the Missouri Division of Health;
- (f) A copy of a certificate of stock proposed to be issued; and
- (g) Order of Barry County Court permitting use of roads for water lines;

16. Applicant states that the issuance to it of a certificate of convenience and necessity authorizing it to provide water distribution service as herein indicated and the granting to it of authority to issue common stock as herein proposed is in the public interest and will promote the public convenience and necessity.

WHEREFORE, Applicant prays for an Order:

(a) Granting to it a certificate of convenience and necessity to operate as a public utility a water distribution system in Areas I, II, and III above described, and more particularly described in Exhibit "B" hereto; and to use in such business properties to be acquired from the following named corporations, to-wit:

Turkey Mountain Estates, Inc.;
 Lakeside Investment Company;
 Tomahawk Developers, Inc.; and
 Central Crossing Developers, Inc.;

(b) Upon the issuance to it of a certificate of convenience and necessity, authorizing it to charge a flat rate of \$12.00 per month for water service to each family unit; and

(c) Authorizing it to issue and sell for cash at not less than par 3,000 shares of its common stock with a par value of Ten (\$10) Dollars each.

OZARK MOUNTAIN WATER COMPANY

By: *Jimmie M. Norman*

Jimmie M. Norman, President

LILLEY, COWAN & LOVE

By: *Louis W. Cowan*

Louis W. Cowan, Attorney for
 Ozark Mountain Water Company

LILLEY, COWAN & LOVE
 Attorneys at Law
 626 Woodruff Building
 Springfield, Missouri
 Telephone 862-0596

STATE OF MISSOURI)
) ss.
 County of Barry)

Jimmie M. Norman, having first been duly sworn, upon his oath states that the matters and things contained in the foregoing Application are true and correct, according to his best information and belief.

Jimmie M. Norman
 Jimmie M. Norman

Subscribed and sworn to before me, a Notary Public, this 30th day of January, 1978.

Betty Hutchison
 Betty Hutchison,
 Notary Public

My Commission expires: January 25, 1981

OZARK MOUNTAIN WATER COMPANY
SHELL KNOB, MISSOURI

Balance Sheet
November 31, 1977

A S S E T S

Current:

Common stock, subscribed, 3000 shares @ \$10.00 par \$ 30,000.00

<u>Fixed:</u>	<u>Original</u> <u>Cost</u>	<u>Reserve for</u> <u>Deprec. or Amort.</u>	<u>Net Cost to</u> <u>Be Removed</u>	
Wells	\$ 17,037.61	\$ 8,518.80	\$ 8,518.81	
Water lines	187,546.09	93,773.05	93,773.04	
Pumps	25,845.65	12,922.83	12,922.82	
Tanks	3,563.30	1,781.65	1,781.65	
Generator	1,168.00	584.00	584.00	
Well houses	2,088.63	1,044.31	1,044.32	
Land	1,000.00	-	1,000.00	
Totals	<u>\$238,249.28</u>	<u>\$118,624.64</u>		<u>119,624.64</u>

TOTAL ASSETS

\$149,624.64

L I A B I L I T I E S A N D N E T W O R T H

Liabilities

None

Capital:

Common stock, authorized 30,000 shares, par value \$10.00,
total 300,000.00. Issued and outstanding:

	<u>No. of Shares</u>		
Turkey Mountain Estates, Inc. (74%)	2,220	\$22,200.00	
Lakeside Investment Company (21%)	630	6,300.00	
Tomahawk Developers, Inc. (4%)	120	1,200.00	
Central Crossing Developers, Inc. (1%)	30	300.00	
Total @ \$10.00 par	<u>3,000</u>		\$ 30,000.00
Capital Surplus Donated			<u>119,624.64</u>

TOTAL LIABILITIES AND CAPITAL

\$149,624.64

Exhibit "A"

SUBDIVISIONS PROPOSED TO BE SERVED BY
OZARK MOUNTAIN WATER COMPANY

SECTION I

DEVELOPER: TURKEY MOUNTAIN ESTATES, INC.

Subdivisions:

- (a) Turkey Mountain Estate East, 2nd Subdivision, Barry County, Missouri, described as:

Beginning at the Northeast corner of Section 29, Township 22, Range 25, thence South 2651.5 feet to the Southeast corner of the Northeast Quarter of said Section 29, thence West 825 feet, thence North 659 feet, thence North $26^{\circ}34'$ West 737.88 feet, thence West 143.14 feet to the East side of I Street in Turkey Mountain Estate East Subdivision, thence Southerly 1312.78 feet along the East side of said I Street, thence East 1325.03 feet to the point of beginning. Being a part of the Northeast Quarter of Section 29, Township 22, Range 25, Barry County, Missouri, and containing 68 acres more or less,

and recorded in Book 5, Page 141, Office of Recorder of Deeds, Barry County, Missouri.

- (b) Turkey Mountain Estate East, a Subdivision of Barry County, Missouri, described as:

Beginning at the Northeast corner of the Northwest Quarter of the Northeast Quarter of Section 29, Township 22, Range 25; thence West 1324 feet; thence South 572 feet; thence South 4° West 451.08 feet; thence South $16^{\circ}02'$ West 234.09 feet; thence South $28^{\circ}59'$ West 85.75 feet; thence South 34° West 229.17 feet; thence South 15° West 205.3 feet; thence South 3° West 702.14 feet; thence South $14^{\circ}56'$ East 123.2 feet; thence South 45° West 180 feet; thence South 45° East 880 feet; thence South $36^{\circ}52'$ East 824.93 feet; thence East 320 feet; thence North 45° West 233.34 feet; thence North $26^{\circ}34'$ East 368.94 feet; thence North 1159.3 feet; thence North $63^{\circ}26'$ West 368.94 feet; thence North $71^{\circ}34'$ East 521.78 feet; thence North $11^{\circ}19'$ West 841.33 feet; thence East 165 feet; thence North 1315.9 feet to the point of beginning.

Same being part of the West half of the Northeast Quarter and a part of the East half of the Northwest Quarter and a part of the Northwest Quarter of the Southeast Quarter and a part of the Northeast Quarter of the Southwest Quarter of a resurvey of Mitten's Subdivision Table Rock Lake as recorded in plat book No. 5, page 95, in the Recorder's Office in Barry County, Missouri. All in Section 29, Township 22, Range 25, Barry County, Missouri, and containing 115 acres more or less,

and recorded in Book 5, Page 99, Office of Recorder of Deeds, Barry County, Missouri.

- (c) Turkey Mountain Estate West, a Subdivision of Barry County, Missouri, described as:

Beginning at the Southwest corner of the Southeast Quarter of the Southwest Quarter of Section 20, Township 22, Range 25, thence South $26^{\circ} 34'$ West 368.94 feet; thence South 660 feet; thence South 45° East 233.34 feet; thence South 330 feet; thence South 45° East 79.15 feet; thence North $42^{\circ} 12'$ East 457.6 feet; thence North $64^{\circ} 02'$ East 140.3 feet; thence North $77^{\circ} 54'$ East 147.95 feet; thence South $83^{\circ} 23'$ East 125.2 feet; thence South $85^{\circ} 12'$ East 69.33 feet; thence North $11^{\circ} 36'$ West 157.2 feet; thence North 1803 feet; thence North $9^{\circ} 27'$ West 498.74 feet; thence West 960.5 feet; thence South $9^{\circ} 27'$ East 501.78 feet; thence South 660 feet; thence South 45° East 233.34 feet to the point of beginning.

Being a part of Lots 9, 10, 11 and 12 (Northwest Quarter) of Section 29 and a part of the South half of the Southwest Quarter of Section 20, all in Township 22, Range 25, Barry County, Missouri, and containing 55.8 acres more or less,

and recorded in Book 5, Page 102, Office of Recorder of Deeds, Barry County, Missouri.

- (d) Mitten's Second Subdivision, Barry County, Missouri, described as:

Beginning at the Southeast corner of the North Half of the Southeast Quarter of the Southwest Quarter of the Southeast Quarter of the Northwest Quarter of Section 29, Township 22, Range 25, thence North $53^{\circ} 08'$ West 825.06 feet, thence West 165 feet, thence North 330 feet, thence North 45° East 233.34 feet, thence North 18.25 feet, thence North $42^{\circ} 12'$ East 433 feet, thence South $47^{\circ} 48'$ East 90 feet, thence North $42^{\circ} 12'$ East 7.6 feet, thence North $64^{\circ} 02'$ East 140.3 feet, thence North $77^{\circ} 54'$ East 147.95 feet, thence South $83^{\circ} 23'$ East 125.2 feet, thence South $85^{\circ} 12'$ East 99.33 feet, thence South $0^{\circ} 09'$ West 389.52 feet, thence $36^{\circ} 28'$ West 395.9 feet, thence South $27^{\circ} 58'$ West 60.4 feet, thence South $2^{\circ} 58'$ West 202.83 feet, thence South $53^{\circ} 08'$ East 281.75 feet, thence South $2^{\circ} 56'$ West 84.37 feet, thence South $40^{\circ} 56'$ West 170.35 feet, to the point of beginning.

Being a part of the Northwest Quarter of Section 29, Township 22, Range 25, Barry County, Missouri,

and recorded in Book 5, Page 96, Office of Recorder of Deeds, Barry County, Missouri.

SECTION II

DEVELOPER: TURKEY MOUNTAIN ESTATES, INC.

Subdivisions:

- (a) Turkey Mountain Estate No. 2, 1st Subdivision,
Stone County, Missouri, described as:

Beginning at a point 20 feet East and 15 feet North of the Southwest corner of Section 18, Township 22, Range 24, thence North 1373.5 feet to the South Right-of-way line of State Highway YY, thence Easterly 1715.68 feet along the South Right-of-way line of said Highway YY, thence South 1545.6 feet, thence West 1697.16 feet to the point of beginning.

Being a part of the Southwest Quarter of Section 18, Township 22, Range 24, Stone County, Missouri, and containing 59 acres more or less,

and recorded in Book 4, Page 79, Office of Recorder of Deeds, Stone County, Missouri.

- (b) Turkey Mountain Estate No. 2, 2nd Subdivision,
Stone County, Missouri, described as:

Beginning at a point 15 feet North and 20 feet East of the Northwest corner of Section 19, Township 22, Range 24, thence South 2655 feet, thence East 1317.16 feet, thence North 2655 feet, thence West 1317.16 feet to the point of beginning.

Being a part of the Southwest Quarter of the Southwest Quarter of Section 18 and the West Half of the Northwest Quarter of Section 19, all in Township 22, Range 24, Stone County, Missouri, and containing 80 acres more or less,

and recorded in Book 4, Page 81, Office of Recorder of Deeds, Stone County, Missouri.

- (c) Turkey Mountain Estate No. 2, Third Subdivision,
Stone County, Missouri, described as:

Beginning at the Southwest corner of the Southwest Quarter of the Southwest Quarter of Section 19, Township 22, Range 24, thence North 2630 feet, thence East 1376.64 feet to the government take line on Table Rock Lake, thence South $90^{\circ} 28'$ East 658.93 feet, thence South 660 feet, thence South $33^{\circ} 40'$ East 595.9 feet, thence South $26^{\circ} 32'$ East 738.7 feet, thence East 165 feet, thence South $44^{\circ} 55'$ East 233.7 feet, thence South 495 feet, thence West 330 feet, thence North 330 feet, thence West 330 feet, thence South $45^{\circ} 05'$ West 233 feet, thence West 165 feet, thence North $67^{\circ} 08'$ West 368.84 feet, thence South $26^{\circ} 36'$ West 368.49 feet, thence North $63^{\circ} 08'$ West 737.68 feet, thence North 165 feet, thence West 330 feet to the point of beginning.

Being a part of the East Half of the Southwest Quarter of Section 19, part of the West Half of the Southeast Quarter of Section 19, part of the Northeast Quarter of the Northwest Quarter of Section

30, and part of the Northwest Quarter of the Northeast Quarter of Section 30, all in Township 22, Range 24, Stone County, Missouri, and containing 116 acres more or less and subject to a flowage easement to the 936 contour,

and recorded in Book 4, Page 82, Office of Recorder of Deeds, Stone County, Missouri.

- (d) Turkey Mountain Estate No. 2, 4th Subdivision, Stone County, Missouri, described as:

Beginning at the Southwest corner of the Southeast Quarter of the Northwest Quarter of Section 19, Township 22, Range 24, thence South 10 feet, thence East 1376.64 feet, thence North $9^{\circ} 28'$ West 344.67 feet, thence North $26^{\circ} 39'$ West 369.24 feet, thence East 165 feet, thence North 1995 feet, thence West 1320 feet, thence South 1335 feet, thence east 214 feet, thence South $0^{\circ} 15'$ West 1320 feet, thence West 208.04 feet to the point of beginning.

Being a part of the East Half of the Northwest Quarter of Section 19, part of the Northeast Quarter of the Southwest Quarter of Section 19, part of the Southwest Quarter of the Northeast Quarter of Section 19 and part of the Southwest Quarter of the Southwest Quarter of Section 18, all in Township 22, Range 24, Stone County, Missouri, and containing 73.5 acres more or less, and subject to a flowage easement to the 936 contour,

and recorded in Book 4, Page 87, Office of Recorder of Deeds, Stone County, Missouri.

- (e) Turkey Mountain Estate No. 2 Fifth Subdivision, Stone County, Missouri, described as:

Beginning at a point 15 feet North of the Southeast corner of the Southeast Quarter of the Southwest Quarter of Section 18, Township 22, Range 24, thence West 940 feet, thence North 1545.6 feet to the South Right-of-way line of State Highway YY, thence North $89^{\circ} 32'$ East 771.06 feet, thence South 249.08 feet, thence East 169 feet to the Northeast corner of the Southeast Quarter of the Southwest Quarter of said Section 18, thence South 1305 feet to the point of beginning.

Being a part of the East Half of the Southwest Quarter of Section 18, Township 22, Range 24, Stone County, Missouri, and containing 29.4 acres more or less,

and recorded in Book 4, Page 88, Office of Recorder of Deeds, Stone County, Missouri.

- (f) Turkey Mountain Estate No. 2, 6th Subdivision, Stone County, Missouri, described as:

Beginning at the Northwest corner of the Southwest Quarter of the Northeast Quarter of Section 19, Township 22, Range 24, thence East 1320 feet, thence South 2615.04 feet, thence North $89^{\circ} 05'$ West 175.02 feet, thence North

30° 58' West 935.59 feet, thence North 45° East 233.34 feet, thence North 45° West 233.34 feet, thence North 21° 58' West 835.52 feet, thence West 330 feet, thence North 660 feet to the point of beginning.

Being a part of the Southwest Quarter of the Northeast Quarter and a part of the Northwest Quarter of the Southeast Quarter, all in Section 19, Township Twenty-two, Range 24, Stone County, Missouri and containing 47.5 acres more or less,

and recorded in Book 4, Page 93, Office of Recorder of Deeds, Stone County, Missouri.

SECTION III

DEVELOPER: LAKESIDE INVESTMENT COMPANY

Subdivisions:

- (a) Lakeside Heights Subdivision, Stone County, Missouri, described as:

Beginning at the Southwest corner of Section 30, Township 22, Range 24, thence North 990 feet, thence North 63° 26' East 368.94 feet, thence North 33° 41' West 594.84 feet, thence North 990 feet, thence South 63° 26' East 368.94 feet, thence North 63° 26' East 737.88 feet, thence East 330 feet, thence South 2805 feet, thence West 1320 feet to the point of beginning. Being a part of the West Half of the Southwest Quarter and a part of the Southwest Quarter of the Northwest Quarter, all in Section 30, Township 22, Range 24, Stone County, Missouri, and containing 77.43 acres more or less and subject to a flowage easement to the 936 contour,

and recorded in Book 5, Page 50, Office of Recorder of Deeds, Stone County, Missouri.

- (b) Lakeside Heights 1st Subdivision, Barry County, Missouri, described as:

Beginning at a point 165 feet South of the Northeast corner of the Southeast Quarter of Section 25, Township 22, Range 25, thence South 825 feet, thence West 165 feet, thence North 26° 34' West 368.94 feet, thence North 495 feet, thence East 330 feet to the point of beginning. Being a part of the Northeast Quarter of the Southeast Quarter of Section 25, Township 22, Range 25, Barry County, Missouri, and containing 5.62 acres more or less and subject to a flowage easement to the 936 contour,

and recorded in Book 5, Page 140, Office of Recorder of Deeds, Barry County, Missouri.

SECTION IV

DEVELOPER: CENTRAL CROSSING DEVELOPERS, INC.

Subdivision: Lakeside Heights 2nd Subdivision, Barry County, Missouri, described as:

Beginning at the Southeast corner of Section 25, Township 22, Range 25, thence North 930 feet, thence West 949.3 feet, thence South $11^{\circ} 00'$ West 947.39 feet, thence East 1130.07 feet to the point of beginning. Being a part of the Southeast Quarter of the Southeast Quarter of Section 25, Township 22, Range 25, Barry County, Missouri, and containing 22.19 acres, more or less,

and recorded in Book 5, Page 152, Office of Recorder of Deeds, Barry County, Missouri.

SECTION V

DEVELOPER: TOMAHAWK DEVELOPERS, INC.

Subdivision: Tomahawk Heights Subdivision, Stone County, Missouri, described as:

A resurvey of the following described property situated in Section 30, Township 22, Range 24, Stone County, Missouri, to-wit: containing all of Tomahawk Estates Subdivision, Stone County, Missouri, except the following lots: 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 30, 31, 36, 37, 38, 102, 103, 104, 105, 106 and tract C. Also, containing all of Millwhite Estates Subdivision, Stone County, Missouri (a resurvey of tract C in Tomahawk Estates Subdivision) except tracts D and G in Millwhite Estates Subdivision. Also, containing all of Aero Beach Subdivision, Stone County, Missouri (a resurvey of tracts H, I, J and K in Millwhite Estates Subdivision),

ALSO described as:

Beginning at the Southwest corner of the Southeast Quarter of the Southwest Quarter of Section 30, Township 22, Range 24, Stone County, Missouri, thence North 2805 feet, thence South $89^{\circ} 04'$ East 327.6 feet, thence South $17^{\circ} 56'$ East 1044 feet, thence South $62^{\circ} 47'$ East 369.1 feet, thence North $21^{\circ} 01'$ East 1407.2 feet, thence South $89^{\circ} 28'$ East 990 feet, thence South $0^{\circ} 25'$ West 330 feet, thence South $34^{\circ} 06'$ West 594.84 feet, thence South $0^{\circ} 25'$ West 1153.03 feet, thence South $56^{\circ} 53'$ West 594.84 feet, thence South $47^{\circ} 17'$ West 232.22 feet, thence South $73^{\circ} 28'$ West 323.23 feet, thence South 390 feet, thence West 1145 feet to the point of beginning,

and being recorded in Book 5, Page 76, Office of Recorder of Deeds, Stone County, Missouri.

M E M O R A N D U M

TO: Bob Trippe
Tom Hughes
Paul Reimnitz

FROM: Norman Newby
Steve Carver

RE: Case No. WA-78-170--In the Matter of the Application of Ozark Mountain Water Company For (a) A Certificate of Convenience and Necessity and (b) To Issue and Sell 3,000 Shares of its Common Stock with a Par Value of Ten (\$10) Dollars Each.

DATE: February 14, 1978

The Accounting Staff has reviewed the above Application and has noted the following information should be submitted before final determination can be made on this case:

- (1) Economic Feasibility Study (See Attachment A).
- (2) Certified copy of the Articles of Incorporation and Certificate of Incorporation.
- (3) Proposed Method of accounting for connection fees for projected customers not currently receiving service.
- (4) Certified copy of the document granting the consent by franchise by a city or county or an affidavit of the Applicant indicating that such consent has been acquired.
- (5) A statement indicating whether the same or similar service, regulated or non-regulated, is being offered in the area requested.
- (6) The name and address of at least ten (10) persons residing in the proposed service area currently receiving or wanting service.
- (7) A statement indicating the proposed use of the proceeds from the issuance and sale of the common stock for which authorization is requested.

February 8, 1978

RECEIVED

FEB 14 1978

SAFETY AND COMPLIANCE DEPT.
PUBLIC SERVICE COMMISSION

Mr. Bill Sankpill, P.E.
Water and Sewer Section
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65101

Dear Mr. Sankpill:

Thank you for a early reply.

We would appreciate if you would notify me of a hearing of the Ozark Mountain Water Company when they file for a application to serve Turkey Mountain Estates #1 and adjacent areas..

I am president of the Turkey Mountain Home Association #1. Its in the interest of sixty (60) families.

Upon hearing from you we would like to have a committee to attend the hearing.

Very truly yours,

George D. Willet

George D. Willet
Turkey mountain estates #1
East Second Subdivision Lot #260
Shell Knob, Mo. 65747

GW/mp

March 9, 1978

SA-78-170
RECEIVED

MAR 13 1978

Mr. Bill Sankpill
Water and Sewer Section
Missouri Public Service Commission
Jefferson City, Missouri 65101

**SAFETY AND COMPLIANCE DEPT.
PUBLIC SERVICE COMMISSION**

Re: Application for Certificate of Public Convenience
and Necessity by Turkey Mountain Estates Inc.,
Shell Knob, Missouri 65747.
(Ozark Mountain Water Corp.)

Dear Sir:

You have communication by letter with The Home Owner's Association of Turkey Mountain Estates #1, Mr. George Willet, President regarding Application for Certificate and proposed water rate increase.

This letter is two-fold. First, to inform you of the existence of our home owner's association known as The Home Owner's Association of Turkey Mountain #2. I represent this association as their elected President.

Turkey Mountain Estates #2, a sub-developement of Turkey Mountain Estates Inc. is located approximately 10 miles from the sub developement known as Turkey Mountain Estates #1. Our two associations function entirely separately even though we have the same common problems concerning our supplier of water, namely, Turkey Mountain Estates Inc. now known as Ozark Mountain Water Corp.

At present there are 99 homes located in Turkey Mountain Estates #2, of which 60 are occupied by permanent resident owners. The other 40% are occupied by part-time resident owners. We are all served by the same water supply.

We are very much concerned with the proposed rate to be established and I have been directed by the Board of Directors of our association to write this letter to you.

We have been told that there will be a public hearing regarding this rate increase. That is the second purpose of this letter--to request that you advise us the date, time, and place of this public hearing. Please send this information to me at the address below. Thank You.

Sincerely yours,



Sam B. Hayden, President
Home Owner's Association
Turkey Mountain Estates #2
Shell Knob, Mo. 65747