

CSR 240-3.605 Filing Requirement for Water/Sewer Utility Applications for  
Authority to Sell, Assign, Lease or Transfer Assets

(A) Refer to the Public Service Commission of Missouri Tariff Sheets which is attached hereto for the legal description of the service area.

The sale includes all company customer accounts, 90 days support from present owners, all lagoons with property. November 7, 2008, there were 190 accounts.

1. The company holds no franchise rights.
2. The Operating Permit has previously been filed with this application.
3. Refer to Public Service Commission of Missouri Tariffs which are attached hereto and incorporated herein by reference for the sewer rates.

(D) KMB Utility Corporation believes that the proposed sale of the assets is not detrimental to the public interest but will be advantageous. The interests of the public are serviced by the regulation of a Tariff on file with the Missouri Public Service Commission.

The present owners are not located in Cape Girardeau County and hold no future interest in the development of the subdivision which is served by the lagoon system. The Stockholders of KMB Utility Corporation wish to divest themselves of this type of investment. Cape Rock Village Sewer system is an operational sewer facility.

Triple C Development LLC will be a hands on owner/operator. Triple C Development LLC maintains electrician equipment and equipment operators available to them to service the facility in that Triple C Development LLC is a construction company who will be able to service, repair and maintain the sewer facility. Marsha Steger is a member of Triple C Development LLC will be doing the billing for the new sewer company. Arrangements have been made between KMB Utility Corporation and Triple

C Development LLC to provide the same software program and software which is currently used for billing so that Triple C Development LLC will be able to use said software in the future and can use the same billing process.

(F) There will be no impact on the tax revenues of Cape Rock Village (a subdivision). The recorded covenants of the subdivision make no mention of any tax consequences that would impact the utilities company. Therefore, there is no known tax consequences that would impact the utility company in association with the subdivision.

I, Ann Rudy, am the owner of KMB Utility Corporation, a corporation organized and existing under the laws of the State of Missouri, with their principal office located at 5108 Dulin Creek Rd, House Springs, Missouri and for whose behalf I make this affidavit.

I do hereby certify, sign and affirm, and declare that I am competent to give the preceding declaration based on my personal knowledge, and that the preceding facts are true and correct to the best of my knowledge.

The above mentioned corporation has caused this instrument to be executed in its behalf, pursuant to authority of its Board of Directors.

Witness my signature 10th day of November, 2008.

KMB UTILITY CORPORATION

By: Ann C. Rudy