

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

In the Matter of the Application of)
Confluence Rivers Utility Operating)
Company, Inc., for a Certificate of)
Convenience and Necessity to Provide)
Sewer Service in an Area of Lafayette)
County, Missouri (Swan Lake Estates))

Case No. SA-2026-0125

MOTION FOR LEAVE TO SUPPLEMENT APPLICATION

COMES NOW Confluence Rivers Utility Operating Company, Inc. (“Confluence Rivers”), by and through the undersigned counsel, pursuant to Commission Rules 20 CSR 4240-2.080(18), 20 CSR 4240-2.060, and 20 CSR 4240-60.050, and, for its *Motion for Leave to Supplement Application*, states as follows to the Missouri Public Service Commission (“Commission”):

1. On November 11, 2025, Confluence Rivers filed an *Application and Motion for Waiver* requesting that the Commission approve its acquisition of the sewer system assets of the currently unregulated system of Swan Lake Estates, LLC (“Swan Lake”). Confluence Rivers seeks a Certificate of Convenience and Necessity (CCN) to operate the system and provide service to the public.

MOTION FOR LEAVE

2. The Application explained that Swan Lake owns a sewer system serving two mobile home parks in Lafayette County, Missouri – Swan Lake Estates and Bates City Mobile Home Park. Swan Lake Estates has approximately 70 connections and Bates City Mobile Home Park has approximately 88 equivalent connections. Moreover, it was indicated that Bates City MHP pays a wholesale rate to Swan Lake. Accordingly, the Application only contemplated the

purchase of Swan Lake's system and did not include the purchase of any portion of Bates City MHP's collection system.

3. After execution of its agreement with Swan Lake, Confluence Rivers was contacted by representatives of the Missouri Department of Natural Resources ("DNR") who indicated that the Bates City MHP is considered connected to Swan Lake Estates sewer collection system via a lift station and DNR considered the Bates City MHP to be a satellite system of the Swan Lake Estates collection system. DNR Enforcement's understanding was that the Bates City MHP wastewater flow needed to be included the sale of the Swan Lake Estates WWTF to Confluence Rivers. This would include any infrastructure that allows the wastewater flow from Bates City MHP to flow to the Swan Lake Estates sewer collection system and, ultimately, the Swan Lake Estates WWTF. As a result of these conversations, Confluence Rivers reached an agreement to purchase from Midwest Management and Holdings, LLC (a/k/a "Bates City MHP") the lift station and downstream collection lines that allows the wastewater from the Bates City MHP to go to a permitted wastewater treatment facility.

4. Commission Rule 20 CSR 4240-2.080(18) indicates, in part, that (18) "Any pleading may be amended within ten (10) days of filing, unless a responsive pleading has already been filed, or at any time by leave of the commission."

5. Confluence Rivers seeks the Commission's leave to supplement its Application to include the Bates City MHP agreement and any additional matters that have changed given that agreement.

SUPPLEMENT

6. Central States Water Resources, Inc. ("CSWR") entered into the *Agreement for Sale of Utility System* ("*Agreement*") with Bates City MHP. A copy of the Agreement is attached

as **Appendix Supp A-C** 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. Pursuant to Paragraph 18 of the *Agreement*, CSWR plans to assign its rights under the *Agreement* to Confluence Rivers at closing.

7. Bates City MHP uses a lift station that pumps its sewage to be treated by Swan Lakes WWTF. Confluence Rivers is purchasing the lift station and downstream assets (collection line(s)) that flow to the Swan Lakes WWTF. Any asset upstream of the lift station will remain in ownership of Bates City MHP.

8. Attached hereto and marked as **Appendix Supp B-C** is the Engineering Memorandum concerning the Bates City MHP facilities that provides a description of any planned improvements to the assets, including the reason for the improvements, estimated cost of capital improvements, and a proposed timeline for completion of the improvements. **Appendix Supp B-C** has been identified as “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.

9. No change to the proposed legal description or map of the area sought to be certificated is required as a result of the Bates City MHP agreement. Confluence Rivers’ proposal for rates going forward is unchanged and, because Bates City MPH is still intended to be a wholesale customer after acquisition, no additional notice is required.

10. Because the original application contemplated service to the Bates City MHP, there is no new feasibility study associated with this supplement. (20 CSR 4240-60.050(3)(A)6 and 20 CSR 4240-60.050(3)(A)9).

11. **Appendix Supp C-C** contains copies of any available support documentation

related to the costs to operate the Bates City MHP assets. (20 CSR 4240-60.050(3)(A)9). Appendix Supp C-C has been identified as “Confidential” in accordance with Commission Rule 20 CSR 4240-2.135(2)(A).4 as it contains market specific information.

12. Attached hereto and marked as Appendix Supp D-C is a rate base calculation following the commission approved Uniform System of Accounts (USOA) requirements with workpapers and supporting documentation that includes the Bates City MHP assets to be acquired. (20 CSR 4240-60.050(3)(A)7). Appendix Supp D-C has been identified as “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.

13. Confluence Rivers believes an acquisition premium does not exist as to the Bates City MHP assets and Confluence Rivers does not intend to seek recovery of such premium in future rates. (20 CSR 4240-60.050(3)(A)13).

14. Confluence Rivers has been unable to obtain financial statements, general ledgers, invoices, or billing registers for the Swan Lake sewer systems for the previous five (5) years. (20 CSR 4240-60.050(3)(A)10).

15. 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. (20 CSR 4240-60.050(4)).

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

(A) Granting Confluence Rivers leave to supplement its *Application and Motion for Waiver* as identified herein;

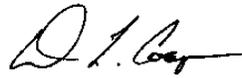
(B) Waiving the 60-day notice requirement of Rule 20 CSR 4240-4.017(1) for good cause shown;

(C) Granting Confluence Rivers a CCN authorizing it to install, acquire, build, construct, own, operate, control, manage, and maintain a sewer treatment system for the public within the specified area identified in the *Application and Motion for Waiver*;

(D) Authorizing Confluence Rivers to acquire the sewer system assets of Swan Lake Estates, LLC, as described in this *Application and Motion for Waiver* and the assets of Bates City MHP identified in this *Supplement*; and

(E) Granting such other relief as may be deemed necessary and appropriate to accomplish the purposes of the *Agreements*, the *Application and Motion for Waiver* as supplemented, and to consummate related transactions in accordance with the *Agreements*.

Respectfully submitted,

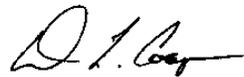


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**ATTORNEYS FOR CONFLUENCE RIVERS
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CERTIFICATE OF SERVICE

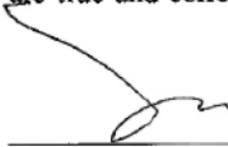
I hereby certify that a true and correct copy of the foregoing was served by electronic mail on this 29th day of January 2026, to counsel of record.



AFFIDAVIT

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

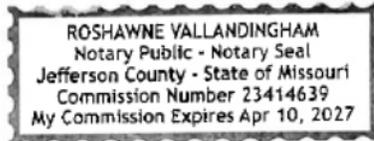
I, Josiah Cox, having been duly sworn upon my oath, state that I am the President of Confluence Rivers Utility Operating Company, Inc. ("Confluence Rivers"), that I am duly authorized to make this affidavit on behalf of Confluence Rivers, that I have knowledge of the matters stated herein, and that said matters are true and correct to the best of my information, knowledge, and belief.



Subscribed and sworn before me this 29th day of January, 2026.


Notary Public

My Commission Expires 04-10-2027



APPENDICES SUPP A-C, SUPP B-C, SUPP C-C AND SUPP D-C

**HAVE BEEN
IDENTIFIED AS**

CONFIDENTIAL

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