

**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) **File No. SA-2026-_____**
Convenience and Necessity to Provide)
Sewer Service In an Area of Jefferson)
County, Missouri (Mapaville Meadows #2).)

APPLICATION AND MOTION FOR WAIVER

COMES NOW Confluence Rivers Utility Operating Company, Inc. (“Confluence Rivers”) pursuant to Sections 393.170, RSMo, 20 CSR 4240-2.060, 20 CSR 4240-60.050, 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 6,500 connections and sewer service to approximately 7,400 connections 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 that involves customer service or rates, which action, judgment or decision has occurred within three years of the date of this Application.

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

Aaron Silas, Assistant Vice President of Regulatory and Customer Operations
Confluence Rivers Utility Operating Company, Inc.
1630 Des Peres Rd., Suite 140
St. Louis, MO 63131
Phone: (314) 380-8510
E-mail: asilas@cswrgroup.com

THE PROPOSED SALE TRANSACTION

5. Confluence Rivers proposes to acquire all or substantially all of the sewer system assets of Mapaville Meadows #2, a Missouri nonprofit corporation. Confluence Rivers seeks a Certificate of Convenience and Necessity (“CCN”) to operate the system and provide service to the public.

6. Effective July 3, 2025, Central States Water Resources, Inc. (“CSWR”) entered into an *Agreement for Sale of Utility System* (“*Agreement*”) with Knox County PWSD. A copy of the *Agreement* is attached as **Appendix 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. (20 CSR 4240-60.050(3)(A)12). CSWR proposes to purchase substantially all the sewer system assets of Mapaville Meadows #2, as described in and under the terms and provisions of the *Agreement*.

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

CERTIFICATE OF CONVENIENCE AND NECESSITY

8. Mapaville Meadows #2 owns a wastewater treatment facility located approximately 5 miles northwest of Festus, MO in Mapaville, MO. The plant was originally constructed in the early 1980's and consists of an extended aeration system with chlorine disinfection. The facility has 12 homes presently connected and operates under NPDES Permit number MO-0102881. (20 CSR 4240-60.050(3)(A)3). The permit is active and expires on December 31, 2027.

9. Two treatment systems serve the Mapaville subdivision. Confluence Rivers owns and operates the first system at the front of the subdivision. Confluence Rivers was unable to purchase Mapaville Meadows #2 at the same time as the first system as the seller was not willing to sell at that point. With this purchase, Confluence Rivers plans to consolidate the two systems.

10. The following commission-regulated companies or political subdivisions have service areas within one (1) mile of the proposed service area (the area currently served by Mapaville Meadows #2): Jefferson County Public Sewer District and a system already owned by Confluence Rivers. Confluence Rivers is not aware of any customers of Mapaville #2 that are within another service area. (20 CSR 4240-60.050(3)(A)8).

11. After acquisition, Confluence Rivers plans to make operations or capital improvements to the Mapaville Meadows #2 sewer system. (20 CSR 4240-60.050(3)(A)4). Attached hereto and marked as Appendix C-C is the Engineering Memorandum concerning the Mapaville Meadows #2 system that provides a description of those improvements to the sewer system, including the reason for the improvements and estimated cost of capital improvements. Appendix C-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.

12. Records identifying the Mapaville Meadows #2 sewer system compliance based on EPA records are included in **Appendix C-C**. Further, Mapaville Meadows #2 has entered into an Abatement Order on Consent (“AOC”) with the Missouri Department of Natural Resources (“DNR”) (Order No. 2025-WPCB- 1720). This AOC details the system’s violations, fines, and agreements to which Mapaville Meadows #2 has agreed. Mapaville Meadows #2 is ordered to fix the discharge system, or, in the alternative, DNR recommends it connect to an area wide WWTF, or sell to a utility operating company.

ADDITIONAL INFORMATION

13. Confluence Rivers requests permission, approval and a CCN to construct, install, own, operate, maintain, control and manage a sewer treatment 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 **Appendix D**. (20 CSR 4240-60.050(3)(A)1). A map of the area sought to be certificated is attached as **Appendix E**. (20 CSR 4240-60.050(3)(A)2).

14. Attached hereto and marked as **Appendix F-C** is a feasibility study for the Mapaville Meadows #2 sewer system for which Confluence Rivers seeks a CCN, with the proposed method for financing, proposed rates, service charges, and revenues and expenses during the first three years of operation by Confluence Rivers and includes an estimate of the costs to operate the system. (20 CSR 4240-60.050(3)(A)6 and 20 CSR 4240-60.050(3)(A)9). **Appendix F-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.

15. Confluence Rivers estimates that it will incur approximately \$145 to incorporate the Mapaville Meadows #2 sewer systems customers into Confluence Rivers. (20 CSR 4240-060.050(3)(A)9).

16. Appendix G-C contains copies of any available support documentation related to the costs to operate the system. (20 CSR 4240-60.050(3)(A)9). Appendix G-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.

17. Attached hereto and marked as Appendix H-C is a rate base calculation following the Commission approved Uniform System of Accounts (USOA) requirements with workpapers and supporting documentation for the assets to be acquired. (20 CSR 4240-60.050(3)(A)7). Appendix H-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.

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

19. Confluence Rivers has requested from the seller, and has thus far been unable to obtain, financial statements, general ledgers, invoices, or billing registers for the Mapaville Meadows #2 sewer system for the previous five (5) years. Confluence Rivers will supplement its Application if documents are later received. (20 CSR 4240-60.050(3)(A)10).

20. There are no known communications with existing customers. (20 CSR 4240-60.050(3)(A)5). Within twenty (20) days after the filing of this Application, Confluence Rivers

will provide notice to all potential customers within the designated service area. An example of this customer notice is attached hereto as **Appendix-I**. (20 CSR 4240-60.050(2)).

21. 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)).

TARIFF/RATES

22. Confluence Rivers understands the existing customer rates for customers within the Mapaville Meadows #2 sewer system to be \$40.00 per month. The Company proposes to charge a monthly fixed rate of \$40.00 for the customers of the Mapaville Meadows #2 sewer system. In addition, the Company proposes to utilize Confluence Rivers' existing service charges for these systems. Confluence Rivers would further plan to submit tariff sheets, to be effective before closing on the assets, to include a service area map, service area written description, and rates to be included in its EFIS tariff P.S.C. MO No. 31, applicable to sewer service.

23. The sewer systems will require investment after the purchase by Confluence Rivers that will necessarily result in a future request for a rate increase of some amount.

PUBLIC INTEREST

24. The grant of the requested CCN (and approval of the underlying transactions) is in the public interest and results in regulated sewer service being provided to the current and future residents of the Mapaville Meadows #2 sewer system. The system would be acquired by Confluence Rivers, a Missouri public utility, and be subject to the jurisdiction of the Commission. As 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 sewer system for which the certificate is 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 system. Confluence Rivers also has the financial strength and resources necessary to make any expenditures and investments required to maintain the systems.

MOTION FOR WAIVER

25. 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.

26. 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...”).

27. Therefore, 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:

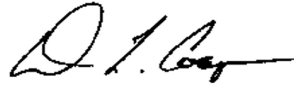
(A) Waiving the 60-day notice requirement of Rule 20 CSR 4240-4.017(1) for good cause shown;

(B) Granting Confluence Rivers a CCN authorizing it to install, acquire, build, construct, own, operate, control, manage, and maintain sewer treatment systems for the public within the specified areas currently served by Mapaville Meadows #2;

(C) Authorizing Confluence Rivers to acquire the sewer system assets of Mapaville Meadows #2, as described in this *Application and Motion for Waiver*; and

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

Respectfully submitted,



Dean L. Cooper MBE #36592

BRYDON, SWEARENGEN & ENGLAND P.C.

312 E. Capitol Avenue

P.O. Box 456

Jefferson City, MO 65102

(573) 635-7166 telephone

dcooper@brydonlaw.com

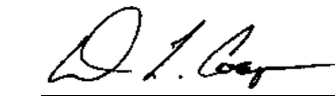
**ATTORNEYS FOR CONFLUENCE RIVERS
UTILITY OPERATING COMPANY, INC.**

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail this 10th day of April 2026, to the following:

Staff Counsel Division
staffcounsel@psc.mo.gov

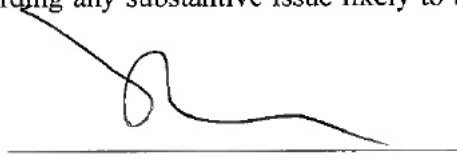
Office of the Public Counsel
opc@opc.mo.gov



AFFIDAVIT

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

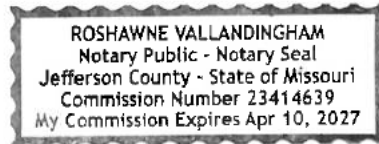
I, Josiah Cox, having been duly sworn upon my oath, state that I am the President of Confluence Rivers Utility Operating Company, Inc. ("Confluence Rivers"), that I am duly authorized to make this affidavit on behalf of Confluence Rivers, that I have knowledge of the matters stated herein, and that said matters are true and correct to the best of my information, knowledge, and belief. 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 27th day of February, 2026.


Notary Public

My Commission Expires 04-10-2027



APPENDIX A-C

**HAS BEEN
IDENTIFIED AS**

CONFIDENTIAL

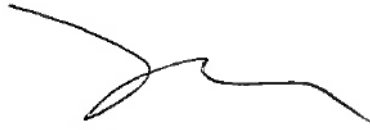
**IN ITS ENTIRETY PURSUANT TO
20 CSR 4240-2.135(2)(A)3. and 6.**

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 27th day of February, 2026.



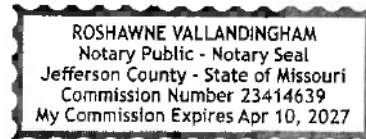
Josiah Cox, President
CONFLUENCE RIVERS UTILITY OPERATING
COMPANY, INC. and CENTRAL STATES
WATER RESOURCES, INC.

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

Subscribed and sworn before me this 27th day of February, 2026.


Notary Public

My Commission Expires 04-10-2027



APPENDIX C-C

**HAS BEEN
IDENTIFIED AS**

CONFIDENTIAL

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

APPENDIX D

MO Mapaville Meadows 2 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 590.43 feet more or less to the point of beginning; thence continuing N89°14'00"E 706.46 feet more or less to the east line of the Southwest Quarter of the Southeast Quarter of Section 29; thence along said east line, Southerly 330.04 feet more or less; thence leaving said east line, S89°16'00"W 701.27 feet more or less; thence N0°46'00"W 330.00 feet to the point of beginning, containing 5.33 acres more or less.

APPENDIX E

HAS BEEN
FILED SEPARATELY

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-C

**HAS BEEN
IDENTIFIED AS**

CONFIDENTIAL

**IN ITS ENTIRETY PURSUANT TO
20 CSR 4240-2.135(2)(A)4.**

APPENDIX I

**HAS BEEN
FILED SEPARATELY**