

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

**FILED<sup>2</sup>**

NOV 28 2006

**Missouri Public  
Service Commission**

In The Matter of the Application of Oakview                     )  
Oakview Water and Sewer Company, LLC                     )  
for a Certificate of Convenience and Necessity                     )  
Authorizing it to Participate in the Ownership,                     )  
Operation, Maintenance, Removal, Replacement,                     )  
Control and Management of a Sewer Utility in                     )  
Warren County, Missouri.                     )

**APPLICATION**

COMES NOW Oakview Water and Sewer Company, LLC., (hereinafter  
"Oakview" or "Company") pursuant to §§386.250, 393.140, 393.170 RSMo 2000, 4CSR  
240-2.060 and 4 CSR 240-3.305 and for its Application to the Missouri Public Service  
Commission ("Commission") states as follows:

**Overview**

1. This Application is being filed by Oakview to obtain from the  
Commission a certificate of convenience and necessity to participate in the the  
ownership, operation, maintenance, removal, replacement, control and management of a  
sewer utility in Warren County, Missouri.

**General Information About Oakview Water and Sewer Company, LLC**

2. Oakview is a Missouri Limited Liability Company in good standing with  
its principle office and place of business located at \_\_\_\_\_, Warrenton,  
Missouri 63368. The Company is authorized to do business as a sewer utility providing  
sewer service in those areas of the State of Missouri certificated to it by the Commission.

A Certificate of Good Standing evidencing Oakview's authority to conduct business in the State of Missouri is attached to this Application in accordance with 4 CSR 240-2.060(B).

3. Oakview has no pending actions or final unsatisfied judgments or decisions against it from any state or federal agency or court which involve customer service or rates having occurred within three (3) years from the date of this Application.

4. Oakview has no annual report or assessment fees that are overdue.

5. All pleadings, notices, orders and other communications should be directed to:

Mark Harrison  
Oakview Water and Sewer Company, LLC  
23165 Cresta Drive  
Twain Harte, CA 95383

Donald A. Baerveldt, Jr  
Baerveldt Law Firm, LLC  
566 First Capitol Drive  
St. Charles, MO 63301  
(636) 255-0000

6. There is currently no same or similar utility service offered in the area requested.

7. There are more than ten (10) residents and landowners in the area to be certificated. The names of ten (10) of the residents and landowners are as follows:

Mark Liesenfeld  
207 Hybl Drive  
Wright City, MO 63390

Susan Jaeger  
124 Kit Drive  
Wright City, MO 63390

Ernest Dietz  
236 Christy Drive  
Wright City, MO 63390

Mark Pellerito  
225 Christy Drive  
Wright City, MO 63390

Mr. & Mrs. Brad Shepard  
2403 Highway F  
Wright City, MO 63390

Mr. Glenn Wagster  
2409 Highway F  
Wright City, MO 63390

Mr. Mark Yallaly  
118 Duff Drive  
Wright City, MO 63390

Mr. & Mrs. Lonnie Markham  
214 Christy Drive  
Wright City, MO 63390

Mr. & Mrs. Billie Lawson  
2274 Highway F  
Wright City, MO 63390

Jesse Milleson  
112 Kit Drive  
Wright City, MO 63390

8. A legal description of the area to be certificated is attached in accordance with 4 CSR 240-3.305(3).

9. A plat drawn to scale in accordance with 4 CSR 240-3.305(4).

10. A feasibility study containing proposed rates and charges and an estimate of the number of customers, revenues and expenses during the first three years of operation.

11. There is no evidence of any approval required of affected governmental units.

WHEREFORE, Oakview respectfully requests that the Commission issue its

Order:

- (A) Providing public notice of this filing; and
- (B) Granting such other relief as may be deemed necessary and appropriate which is not inconsistent with this Application.

Respectfully submitted,

BAERVELDT LAW FIRM, LLC

By: \_\_\_\_\_

Donald A. Baerveldt, Jr., #37032

**Attorneys for Applicant**

566 First Capitol Drive

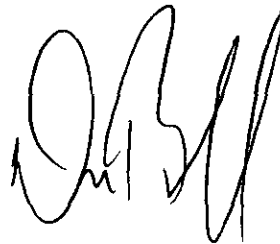
St. Charles, MO 63301

(636) 255-0000 voice

## **CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was hand delivered on November 28, 2006, to:

Jennifer Heintz  
Assistant General Counsel  
Missouri Public Service Commission  
Governor Office Building, 8<sup>th</sup> Floor  
Jefferson City, MO 65101

A handwritten signature in black ink, appearing to be 'JH', located to the right of the recipient's address.

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## AFFIDAVIT

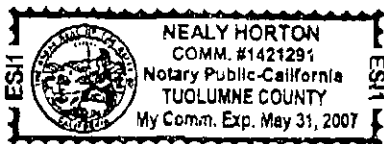
State of California )  
County of Tuolumne ) ss

I, Mark Harrison, having been duly sworn upon my oath, state that I am a member of Oakview Water & Sewer Company, LLC "Oakview"), that I am duly authorized to make this affidavit of behalf of Oakview, and that the matters and things stated in the foregoing application are true and correct to the best of my information, knowledge and belief.

Mark Harrison

Subscribed and sworn before me this 28 day of November 2006.

Neely Horton  
Notary Public



# STATE OF MISSOURI



Robin Carnahan  
Secretary of State

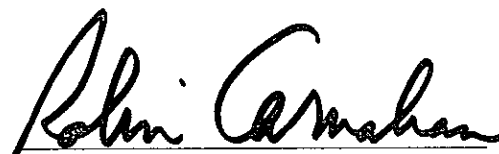
**CORPORATION DIVISION  
CERTIFICATE OF GOOD STANDING**

I, ROBIN CARNAHAN, Secretary of the State of Missouri, do hereby certify that the records in my office and in my care and custody reveal that

**OAKVIEW ESTATES WATER & SEWER COMPANY, LLC  
LC0778952**

was created under the laws of this State on the 27th day of November, 2006, and is in good standing, having fully complied with all requirements of this office.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 27th day of November, 2006

  
Secretary of State



Certification Number: 9221545-1 Reference:  
Verify this certificate online at <http://www.sos.mo.gov/businessentity/verification>

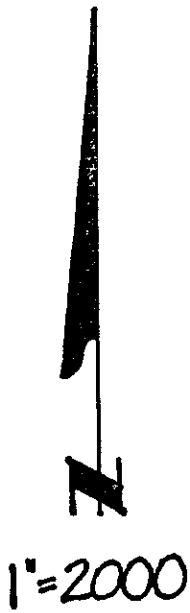
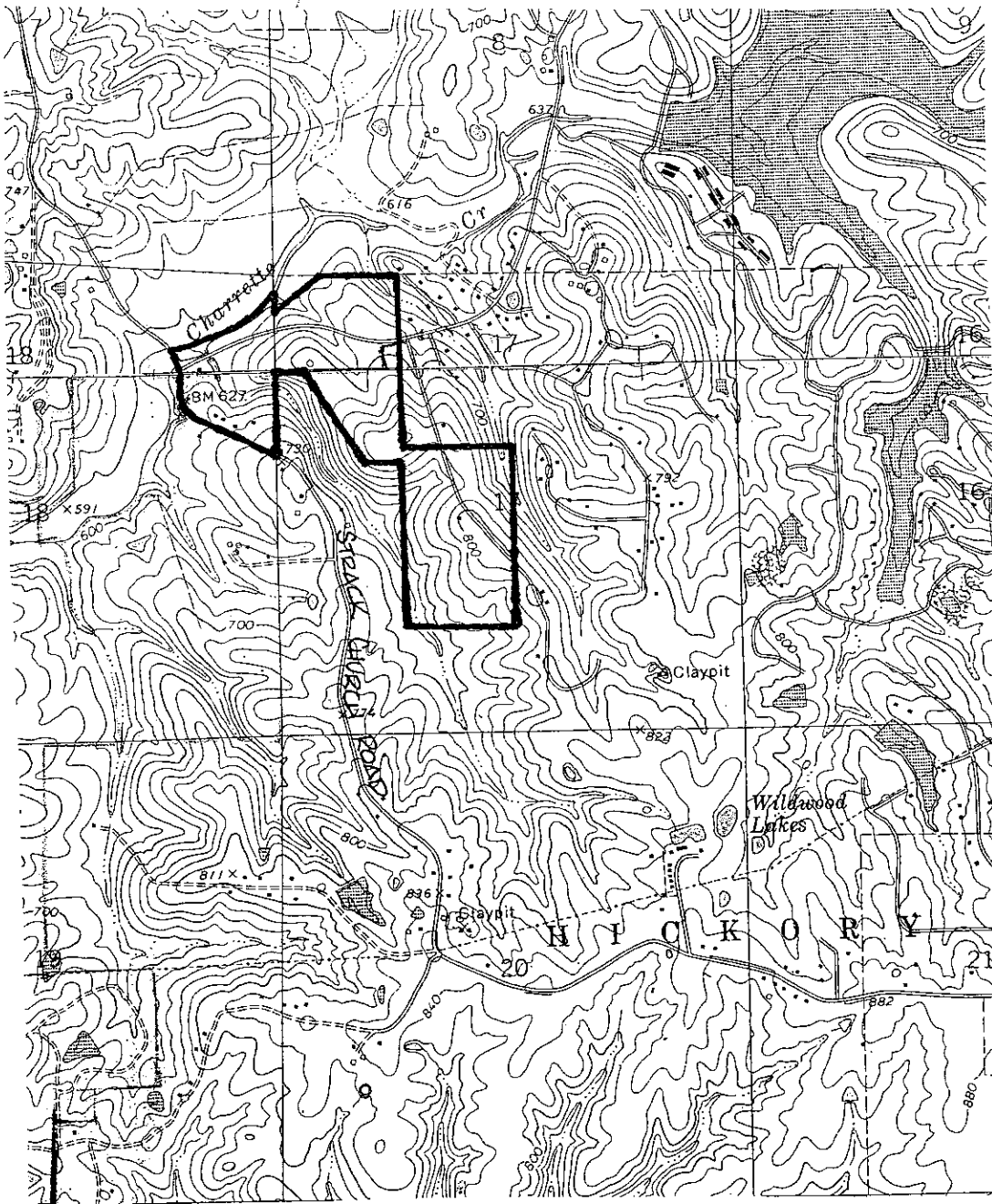
**Service Area**

**All of the Northeast Quarter of the Southwest Quarter and the South Half of the Southeast Quarter of the Northwest Quarter of Section 17, Township 46 North, Range 1 West, Warren County, Missouri.**

**ALSO all of Oakview Estates as shown on slide B-53 of the Warren County Records and located in Section 17, Township 46 North, Range 1 West, Warren County, Missouri.**

**ALSO all of the East Half of the Northeast Quarter of Section 18, Township 46 North, Range 1 West lying South of Charrette Creek and North of Strack's Church Road, Warren County, Missouri.**

# SERVICE AREA MAP



### **FEASIBILITY STUDY PROPOSED RATES AND CHARGES**

The Construction of the water plant has been substantially completed excepting the running of lines to certain lots.

Applicant proposes the following monthly charges:

- Water Sentry Operation fees..... \$ 200.00
- Electricity..... \$ 200.00
- Testing of water system..... \$ 25.00
- Repairs..... \$ 100.00

Applicant proposes the following monthly water rates:

- 1,000 gallon minimum..... \$ 17.25
- All over 1,000 gallons..... \$ 7.36 per 1,000 gallons over minimum

Applicant proposes the following charges to hookup to the system:

- New home construction..... \$1,200.00
- Existing residence..... \$5,500.00

Estimated number of customers first three years... 25