

P.S.C. MO. No. 2

1st (Revised) SHEET No. Title Page

Canceling P.S.C. MO. No. 2

(Original) SHEET No. Title Page

AQUA MISSOURI, INC.

For Missouri Certificated Service Area

Name of Issuing Corporation

Sewer Division

Aqua Missouri, Inc.
Jefferson City, Missouri

SEWER SERVICE TARIFF

SERVICE AREA DEFINITION
SCHEDULE OF RATES
SCHEDULE OF SERVICE CHARGES
RULES AND REGULATIONS

DATE OF ISSUE September 30, 2008 DATE EFFECTIVE November 14, 2008

ISSUED BY Terry Rakocy President P. O. Box 7017, Jefferson City, Missouri 65102
Name of Officer Title Address

Canceling P.S.C. MO. No. 2

3rd (Revised) SHEET No. S-2

AQUA MISSOURI, INC.

For

Missouri Certificated Service Area

Name of Issuing Corporation

Sewer Division

Rules and Regulations
Governing Rendering of Service

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+ Indicates change

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President

P. O. Box 7017, Jefferson City, Missouri 65102

Name of Officer

Title

Address

FORM NO. 13

P.S.C. MO. No. 2

1st (Revised) SHEET No. SRR 39

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(Original) SHEET No. SRR 39

AQUA MISSOURI, INC.

For Missouri Certificated Service Area

Name of Issuing Corporation

Sewer Division

Rules and Regulations
Governing Rendering of Service

Rule 12 Extension of Collecting Sewers and Acquisition of Existing Sewer System

- A. This Rule shall govern the extension of collecting sewers as requested by the Applicant(s) where there are no collecting sewers in existing streets and/or roadways, in areas of new development, expansions of existing developed area, and. for acquisitions of existing sewer systems.
- B. The Company will extend its collecting sewers along streets, roadways or Company owned or public utility easement(s), within its certificated area, to serve new Customers under the following terms and conditions:
- (1) Upon receipt of written application for service in compliance with Rule 4, the Company will provide the Applicant(s) an itemized estimate of the cost of the proposed extension. Said estimate shall include the cost of all labor and materials required including manholes, cleanouts, lift stations, reconstruction of existing sewers (if necessary), and the direct costs associated with supervision, engineering, permits, easements and bookkeeping.
- (2) The pipe used in making extension shall be of a type and size which will be adequate for the area to be served as determined according to sound engineering principles. If the area is to be served by conventional gravity piping, an 8-inch minimum diameter shall be required. Such determination as to size and type of pipe shall be left solely to the judgment of the Company. If the Company desires a pipe size, lift station, or treatment facility larger than required by sound engineering principles to provide service to the lots abutting said extension area, the additional cost due to the larger size shall be borne by the Company.
- (3) The Applicant(s) shall enter into a contract (see Exhibit A) with the Company for the installation of said extension and shall tender to the Company a contribution in-aid-of Construction (CIAC) equal to the amount determined in B(1), plus the applicable inspection or connection fee(s) and Treatment Plant Contribution-in-aid-of Construction (TpCIAC) for each lot proposed by Applicant(s) to be served. (TpCIAC = estimate cost of new constructed treatment facilities minus the company's investment in treatment facilities divided by total equivalent customers to be served by treatment facilities).

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(Original) SHEET No. SRR 40AQUA MISSOURI, INC.For Missouri Certificated Service Area

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Rule 12 Extension of Collecting Sewers and Acquisition of Existing Sewer System (cont.)

(4) If, as a result of reasonable unforeseen circumstances, the actual cost of the extension exceeds the estimated cost of the extension, the Applicant(s) shall pay the added cost.

(5) At the option of Applicant(s), and with the approval of the Company, Applicant(s) may enter into a contract with the Company (see Exhibit B) which provides that the Applicant(s) may undertake engineering planning and/or construction of said collecting sewers along with manholes, cleanouts and lift stations, to meet the requirements of all governmental agencies and the Company's Rules and Regulations, including the Company's Technical Specifications. In addition:

(i) The Applicant(s) shall contribute said sewer collection system to the Company with a detailed accounting of the actual cost of construction.

(ii) The Company, or its representative, shall have the right to inspect and test the sewer extension prior to connecting it to the Company's existing collecting sewers, acceptance of ownership by the Company, and occupancy of customer premises connected to the extension.

(iii) Connection of the extension to existing Company collecting sewers shall be made only by a duly authorized representative of the Company.

(iv) The Company shall have the right to refuse ownership and responsibility for the sewers until the applicant has met the contractual obligation as outlined in Exhibit B.

(6) The cost to an Applicant or Applicants directly connecting service sewers to a sewer that was contributed by other Applicants, in addition to applicable inspection and connection fees and TpCIAC charge, shall be as follows:

(i) For single-family residential Applicants that are applying for service in a platted subdivision, the Company shall divide the actual cost of the extension by the number of lots abutting said extension to determine the per lot extension cost. When counting lots, corner lots which abut existing collecting sewers where service may be obtained shall be excluded. This provision does not apply to lots for which a developer, as an applicant, constructed the extension.

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Rules and Regulations
Governing Rendering of Service

Rule 12 Extension of Collecting Sewers and Acquisition of Existing Sewer System (cont.)

- (ii) For single-family residential Applicants that are applying for service in areas that are unplatted into subdivision lots, the Applicants' cost shall be equal to the total cost of the extension divided by the total length of the extension in feet times 100 feet.
- (iii) For industrial, commercial, or multi-family residential Applicants, the cost will be equal to the amount calculated for a single-family residence in paragraphs 6(i) or 6(ii) above times a water usage factor. The water usage factor shall be determined by dividing the average monthly usage in gallons by 7,000 gallons, but shall not be less than 1.
- (7) Refunds of contributions shall be made to the original Applicant(s) as follows:
- (i) Should the actual cost of extension be less than the estimated cost, the Company shall refund the difference as soon as the actual cost has been ascertained.
- (ii) During the first ten (10) years after the extension is completed, the Company will refund to the original Applicants who paid for the extension monies determined in accordance with Rule 12 B(6) above that are collected from additional Applicants connecting to that extension.
- (iii) If applicable as per Rule 12 C(3) of these rules, during the first ten (10) years after the extension is completed, the TempCIAC (TempCIAC = the company's total investment in the treatment facilities divided by total equivalent customers to be served by the treatment facilities) charge for each lot shall be refunded to the Applicant(s) within 90 days of taking of service by a customer on the lot.
- (iv) The sum of all refunds to any Applicant(s) shall not exceed the total contribution which the Applicant(s) has paid.
- (v) Each refund shall be distributed to original Applicant(s) based upon the percentage of the actual extension cost contributed by each Applicant(s).

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Governing Rendering of Service

Rule 12 Extension of Collecting Sewers and Acquisition of Existing Sewer System (cont.)

- (8) Extensions made under this rule shall be and remain the property of the Company in consideration of its perpetual upkeep and maintenance.
- (9) The Company reserves the right to connect future extensions to collecting sewers or trunk sewers constructed under any of the above contracts, and the attaching of customers to such further extensions shall not entitle applicant(s) contracting for the original extension to additional refund.
- (10) After the effective date of this rule:
- (i) Pressure sewer systems will not be constructed, except existing pressure systems may be extended, or unless it is not reasonably possible, in the opinion of the Company, to service an area or premise by gravity or with a common lift station.
 - (ii) Small diameter (less than 8-inch diameter) gravity sewers may be constructed for areas where existing homes are served with septic tanks, provided however, that sewer extension shall in no event be less than six inches (6") in diameter.

C. This rule shall govern the design and construction by the Company of new sewage treatment plant facilities, expansion of existing treatment plant facilities, and replacement treatment plant facilities to serve new customers:

- (1) The Company will, generally, provide adequate treatment plant capacity for all new customers in consideration of payment of TpCIAC. The Company will not hold itself out to provide service in locations where it is not feasible to connect groups of fewer than twenty-five (25) potential residential customers to existing treatment facilities.

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(Original) SHEET No. SRR 43AQUA MISSOURI, INC.For Missouri Certificated Service Area

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Governing Rendering of Service

Rule 12 Extension of Collecting Sewers and Acquisition of Existing Sewer System (cont.)

(2) If twenty-five (25) or more individual residential Applicant(s) simultaneously request sewer service who are within reasonably proximity as determined solely by the Company, and whose properties were not or are no longer associated with a developer or any active new development properties, and are located where it is not feasible to connect to any existing treatment facility controlled by the Company, then the Company shall design and construct an adequate treatment facility in consideration of payment of applicable TpCIAC by the Applicants, subject to availability of a suitable location for a treatment facility.

(3) If the Applicant is a developer applying for an extension into a subdivision, then the developer shall enter into a developer contract (see Exhibit B) with the Company, and the fees applying to each lot of the developer's subdivision to be served by the extension shall be due to the Company. The Applicant shall be required to tender to the Company, in addition to the TpCIAC and other above noted fees, a Temporary treatment CIAC (TempCIAC) for each lot proposed to be served by the extension, which is subject to refund as customers actually connect and begin taking service. (TempCIAC = the company's total investment in treatment facilities divided by total equivalent customers to be served by the treatment facilities) If the extension is to serve a new development with twenty-five (25) or more lots, and connection to an existing treatment facility is not practical or feasible, then the Applicant may also be required to provide a location, on a permanent basis as necessary, free of liens and encumbrances, for a new treatment facility that is adequate to serve the subdivision and surrounding area.

(4) If the Applicant is a developer where Rule B(3), above, applies, and if a new treatment facility, expansion of an existing treatment facility, or a replacement treatment facility will be necessary to serve the customers proposed to be connected, and if mutually agreeable between the Company and the Applicant, then the contract may provide for the Applicant to construct the treatment facility in lieu of payment of the TpCIAC and TempCIAC amounts. Refunds of TempCIAC as provided for within these rules shall be made as if the TempCIAC amount was paid by the Applicant. The Applicant shall contribute the treatment facility to the Company with a detailed accounting of the actual cost of construction.

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Rule 12 Extension of Collecting Sewers and Acquisition of Existing Sewer System (cont.)

(5) If a per-lot cost is not applicable to commercial development, then TpCIAC shall be determined on a case-by-case basis based on equivalent water usage and strength of sewage discharge of single family residential customers. The commercial customer may be required as determined by the Company in its sole discretion to install a monitoring manhole and metering device so actual usage and strength of sewage discharge can be determined by the Company over a period of two years. If the actual usage or strength of sewage discharge deviates by 10% or more, then the TpCIAC will be adjusted. If the resulting determination of TpCIAC is less than the original TpCIAC collected, then a refund will be made to the customer, and if the resulting determination of TpCIAC is greater than the original TpCIAC collected, then the customer shall pay the additional cost.

D. This Rule shall govern the acquisition of existing sewer systems that serve prospective Customers within the Company's certificated service area.

(1) Developer or Owner shall negotiate and enter into a contract for the transfer of ownership of the existing sewer system with the Company. The contract shall adequately describe the sewer system to be acquired including capacity and operational considerations, and may include a description of improvements that may be necessary, the original cost of the facility and its depreciated value, and any investment of funds by the Company, as necessary, for the proposed transaction.

(2) The Developer or Owner shall be required to bring the collection system into compliance with the Company's minimum standards. The cost of any required upgrading shall be at the Developer's or Owner's expense so as not to result in additional costs being borne by the Company's existing Customers.

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AQUA MISSOURI, INC. For Missouri Certificated Service Area
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Rules and Regulations
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Rule 12 Extension of Collecting Sewers and Acquisition of Existing Sewer System (cont.)

- (3) If the acquisition includes an existing treatment facility capable of providing service to the existing customers to be acquired while meeting existing discharge permit requirements, then the Company will assume ownership of the existing facility. Future new customers will be required to pay applicable CIAC and connection charges except those that may be specifically exempt by the terms of the negotiated contract.
- (4) If an existing treatment facility cannot meet regulatory treatment requirements, then the Company may, at its option, enter into a contract with the developer, owner, or lot owners, providing for construction by the Company of a replacement treatment facility, or trunk sewers to connect to another treatment facility, in consideration of payment of a calculated TpCIAC charge for each existing customer, collecting sewer extension charges, special surcharges, and Company investment.
- (5) The Developer or Owner shall be responsible for providing to the Company prior to connection to the Company's sewer system and prior to the Company accepting ownership clear title and adequate easements, as necessary, to properly access and operate the sewer system.
- (6) The Company, or its representative, shall have the right to inspect and test the sewer piping prior to connecting it to the Company's collecting sewers or accepting ownership.
- (7) The Company shall have the right to refuse connection to the sewer system, ownership and responsibility for the sewers until the Developer or Owner has met contractual obligations as provided by this rule.
- (8) Except for special contractual considerations involving excess existing capacity, the Company reserves the right to connect future extensions to any collecting sewers required under this contract without compensation to the developer or owner, or pre-existing customers.

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