

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
May 14, 2001**

CASE NO: WA-2001-53

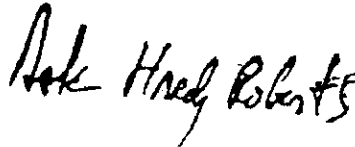
Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Dean L. Cooper
Brydon Swearngen & England, P.C.
PO Box 456
Jefferson City, MO 65102-0456

Enclosed find certified copy of ORDER in the above-numbered case(s).

Sincerely,

A handwritten signature in black ink that reads "Dale Hardy Roberts". The signature is written in a cursive, slightly stylized font.

**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of	)	
Foxfire Utility Company for a Certificate	)	
of Convenience and Necessity Authorizing	)	
it to Construct, Install, Own, Operate,	)	Case No. WA-2001-53
Control, Manage and maintain a Water	)	Tariff File No. 200101076
system for the Public in an Unincorporated	)	
Area of Benton County, Missouri.	)	

ORDER APPROVING TARIFFS FILED IN COMPLIANCE
WITH A COMMISSION DECISION

On April 17, 2001, the Missouri Public Service Commission issued its order granting a certificate of public convenience and necessity to Foxfire Utility Company and directed the company to file new tariff sheets for its existing tariff, including a map, a written description of the Spring Branch water service area, and the approved customer rates for the service area. On April 19, 2001, Foxfire filed its proposed tariff sheets along with a motion for expedited treatment and request for effective date of fewer than 30 days.

On April 27, 2001, the Commission directed Staff of the Commission to file its response indicating when it could reply to the Motion for Expedited Treatment no later than May 1, 2001. On May 1, 2001, Staff filed its response and its recommendation that the Commission approve the Foxfire's proposed tariff sheets. Staff stated that it reviewed the proposed tariff sheets submitted by Foxfire and that the tariff sheets are in compliance with ordered paragraph three of the Commission's April 17, 2001 order. Staff also stated that Foxfire is already

providing water service to the customers in the Spring Branch area without the ability to charge the customers receiving water service. Staff noted that earlier approval of these tariff sheets would permit Foxfire to begin charging customers as soon as practical. On May 4, 2001, Foxfire, Staff and Public Counsel jointly submitted supplemental information regarding customer notice regarding rates in the affected area of Benton County, Missouri.

The Commission has reviewed Foxfire's tariff filing and Staff's memorandum. The Commission finds that the tariff sheets filed are in compliance with Ordered paragraph three of the Commission's April 17, 2001 order, and therefore, are reasonable. The Commission will grant Foxfire's motion for expedited treatment by making the proposed tariff sheets effective date less than 30 days after filing. The Commission finds that the proposed tariff sheets should be approved for service rendered on or after May 15, 2000.

IT IS THEREFORE ORDERED:

1. That tariff file No. 200101076, submitted in Case No. WA-2001-53 by Foxfire Utility Company, is hereby approved for service to be rendered on or after May 15, 2000:

P.S.C. Mo. No. 1

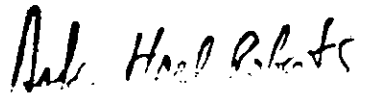
1st Revised Sheet No. W1, canceling Original Tariff Sheet No. W1
1st Revised Sheet No. W2, canceling Original Tariff Sheet No. W2
1st Revised Sheet No. WM2, canceling Original Tariff Sheet No. WM2
1st Revised Sheet No. WL3, canceling Original Tariff Sheet No. WL3
1st Revised Sheet No. WR2, canceling Original Tariff Sheet No. WR2
1st Revised Sheet No. WSC1, canceling Original Tariff Sheet No. WSC1
Original Tariff Sheet No. WRR A

2. That the motion for expedited treatment and request for effective date of fewer than 30 days filed by Foxfire Utility Company on April 19, 2001, is granted.

3. That this order shall become effective on May 15, 2001.

4. That this case may be closed after May 16, 2001.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Shelly A. Register, Regulatory
Law Judge, by delegation of
authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 14th day of May, 2001.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,
Missouri, this 14th day of May 2001.



Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge