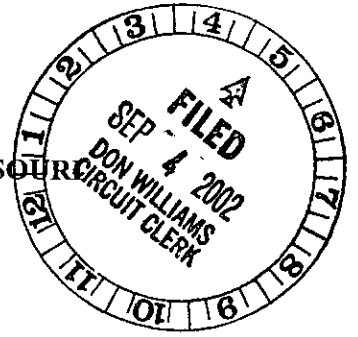


IN THE CIRCUIT COURT OF CAMDEN COUNTY, MISSOURI



Public Service Commission of the State of)
Missouri,)
)
Plaintiff,)
)
v.)
)
Osage Water Company)
)
and)
)
Debra J. Williams, Trustee of the Future)
Advance Deed of Trust and Security)
Agreement granted by Osage Water)
Company and dated February 15, 2001,)
)
Defendants.)

Case No.

APPLICATION FOR
TEMPORARY RESTRAINING ORDER
AND NOTICE OF HEARING THEREON

COMES NOW Plaintiff, the Public Service Commission of the State of Missouri, by and through its General Counsel, and pursuant to Supreme Court Rule 92, moves the Court to grant a temporary restraining order against the Defendant, Debra J. Williams, Trustee of the Future Advance Deed of Trust and Security Agreement ("Deed of Trust") granted by Osage Water Company and dated February 15, 2001, temporarily restraining the Trustee's Sale of the property secured by the Deed of Trust currently scheduled for September 13, 2002, pending final judgment and decree in this suit. The Trustee's Sale is designed to result in the transfer of all Osage Water Company assets in Camden County from Osage Water Company, a public utility company regulated by the Public Service Commission, to the highest bidder. The Public Service

Commission Law requires that no "water corporation or sewer corporation shall hereafter sell, assign, lease, transfer, mortgage, otherwise dispose or encumber the whole or any part of its franchise, works or system, necessary or useful in the performance of its duties to the public . . . without having first secured from the [Public Service Commission] an order authorizing it to do so." Section 393.190 RSMo. 2000. The Commission has not issued such an order. Immediate injunctive relief is needed to prevent irreparable harm to the Commission and Osage Water Company customers. The potential transfer of assets will interfere with the ability of the Commission to regulate the water and sewer services provided to Osage Water Company's customers. If the assets of Osage Water Company are transferred to the highest bidder, the utility service to these customers will be at risk, as the utility infrastructure could then be owned by an owner that has no authority to provide utility service to those customers. Likewise, the company with the obligation to provide the service will not have the means to do so.

Notice: this application for temporary restraining order will be presented to the Court in chambers at the following time: 9:00 on the 4th day of September, 2002, or as soon thereafter as counsel can be heard.

Respectfully submitted,

DANA K. JOYCE
General Counsel

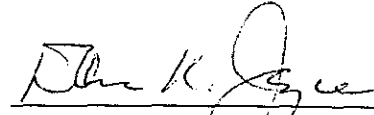
A handwritten signature in black ink, appearing to read "David A. Meyer", written over a horizontal line.

David A. Meyer
Associate General Counsel
Missouri Bar No. 46620

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-7489 (Telephone)
(573) 751-9285 (Fax)

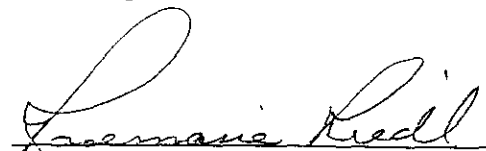
AFFIDAVIT

Comes now Dana K. Joyce, General Counsel of the Public Service Commission of the State of Missouri, being duly sworn on his oath, and states that the matters and things stated in the petition above are true, except as to those matters stated on information and belief, and those he believes to be true.



Dana K. Joyce
General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Mo 65102-0360

Subscribed and sworn to before me this 3rd day of September, 2002.



Notary Public

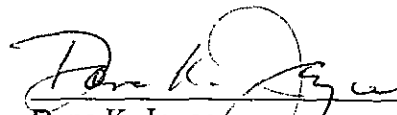
My commission expires: June 1, 2005

CERTIFICATION

I hereby certify that I am attorney for the above-named plaintiff, and that efforts were made to give the Respondent notice of the filing of the foregoing petition and application to this Court for the granting of a temporary restraining order by telephone at 4:45 on Sept. 3, 2002 and subsequent fax

I further certify that this court should grant a temporary restraining order in this cause without notice because: if not granted, irreparable harm will ensue.

Dated this 3rd day of September, 2002.



Dana K. Joyce
Attorney for Plaintiff