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BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

AUG 05 2002

IN RE: EASTERN MISSOURI  
UTILITIES CO., INC.

and

CITY OF FORISTELL, MISSOURI

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INTERNAL ACCOUNTING  
MO. P.S.C.

Application No. SM2002-1062

CERTIFICATE OF SERVICE

COMES NOW, Applicant, by and through its attorney, and pursuant to Commission Rule  
4CSR-2.080(19) and certifies that on this 2nd day of August, 2002 did mail the attached Compliance to  
Order Approving Transfer of Assets by mailing the Compliance to:

Dale Hardy Roberts,  
Secretary/Chief Regulatory Law Judge  
Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

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

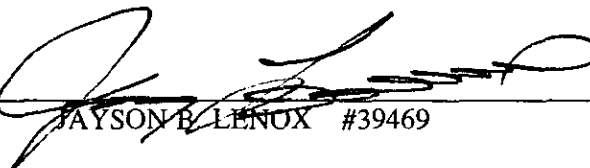
General Counsel  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

E-Mail to the Law Judge at [bhopkins@mail.state.mo.us](mailto:bhopkins@mail.state.mo.us)

FILED<sup>2</sup>  
AUG 05 2002  
Missouri Public  
Service Commission

NIEDNER, BODEUX, CARMICHAEL  
HUFF, LENOX, AND PASHOS, L.L.P.  
131 Jefferson Street  
St. Charles, Missouri 63301  
(636) 949-9300 Phone / (636) 949-3141 Fax  
Attorneys for Applicant.

By

  
JAYSON E. LENOX #39469

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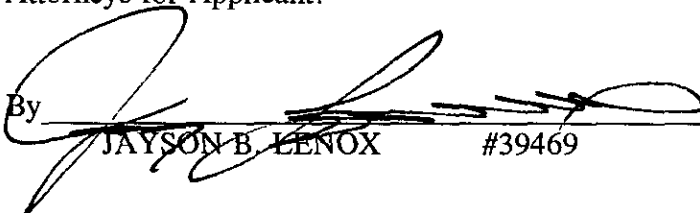
Application No. SM2002-1062

COMPLIANCE WITH ORDER APPROVING TRANSFER OF ASSETS

COMES NOW, Applicant, by and through its attorney, and pursuant to Order Approving Transfer of Assets issued on July 18, 2002, files the following compliance.

1. Applicant submits herewith a check in the amount of \$747.07 payable to Missouri Public Service Commission for assessment owed by Eastern Missouri Utilities Co., Inc.
2. The City of Foristell files herewith statement of impact the transaction will have on tax revenues.
3. The City of Foristell attaches hereto a certified copy of the ordinance transferring the assets of Eastern Missouri Utilities Co., Inc. to the City of Foristell.
4. The City of Foristell attaches hereto its application for Articles of Dissolution by voluntary action which has been submitted in duplicate to Matt Blunt, Secretary of State.

NIEDNER, BODEUX, CARMICHAEL  
HUFF, LENOX, AND PASHOS, L.L.P.  
131 Jefferson Street  
St. Charles, Missouri 63301  
(636) 949-9300 Phone / (636) 949-3141 Fax  
Attorneys for Applicant.

By  \_\_\_\_\_  
JAYSON B. LENOX #39469

# CITY OF FORISTELL



Mailing Address  
City of Foristell  
Post Office Box 50  
Foristell, Missouri 63348

Business Offices & City Hall  
#10 Highway "T"  
Foristell, Missouri 63348  
Telephone # (636) 463-2123  
Fax # (636) 673-2701

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July 26, 2002

Statement of Impact

RE: Eastern Missouri Utilities Co., Inc.

At the present time, the facility serves only the City of Foristell. Because the facility is so small, it is unlikely there will be any significant impact on tax revenues.

Sincerely,

Jane Burch  
City Clerk

# CITY OF FORISTELL

Mailing Address  
City of Foristell  
Post Office Box 50  
Foristell, Missouri 63348



Business Offices & City Hall  
#10 Highway "T"  
Foristell, Missouri 63348  
Telephone # (636) 463-2123  
Fax # (636) 673-2701

Title of Document: Ordinance 487

Date of Document: July 22, 2002

**Description:** An ordinance transferring the assets of Eastern Missouri Utilities Co., Inc. to the City of Foristell

## CERTIFICATION

This is to certify that the following: **Ordinance #487**, is a full, true, and complete copy as the original of the same is recorded in the Office of the City Clerk of the City of Foristell, Missouri.

IN WITNESS WHEREOF, I hereunto set my hand and affix the seal of said City of Foristell, Missouri, this 30<sup>th</sup> day of July 2002.

  
\_\_\_\_\_  
Jane Burch, City Clerk



AN ORDINANCE TRANSFERRING THE ASSET OF EASTERN MISSOURI UTILITIES CO., INC. TO THE CITY OF FORISTELL.

WHEREAS, the Board of Aldermen of the City of Foristell have previously purchased the total outstanding shares of Eastern Missouri Utilities Co., Inc.;

WHEREAS, The City of Foristell now owns all three hundred (300) issued shares of Eastern Missouri Utilities Co., Inc. and no other entity or person owns shares in Eastern Missouri Utilities Co., Inc.;

WHEREAS, The Board of Aldermen desire to transfer all of Eastern Missouri Utilities Co., Inc.'s assets to the City of Foristell;

WHEREAS, The Board of Aldermen of the City of Foristell desire to dissolve Eastern Missouri Utilities Co., Inc. after all assets have been transferred to the City of Foristell.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FORISTELL, MISSOURI AS FOLLOWS:

- Section 1. Eastern Missouri Utilities Co., Inc. shall transfer all of its assets to be titled in the name of the City of Foristell, Missouri.
- Section 2. After the transfer of assets is complete, the Mayor is directed to execute Articles of Dissolution for Eastern Missouri Utilities Co., Inc. with the Missouri Secretary of State.
- Section 3. Copies of this Ordinance were available to the public for inspection prior to its consent and conformity with RSMo. 79.130.
- Section 4. This Ordinance shall be in full force and effect from and after its passage by the Board of Aldermen and approval of the Mayor.

BE IT FURTHER ORDAINED that all ordinance(s) of the City of Foristell in direct conflict with this ordinance are hereby revoked or modified to comply with this ordinance.

FIRST READING by the Board of Aldermen of the City of Foristell, Missouri this 22<sup>nd</sup> day of July 2002.

Attest: Jane Burch  
City Clerk, Jane Burch

Approved: Carol Rose  
Mayor, Carol Rose

SECOND READING AND PASSED by the Board of Aldermen of the City of Foristell, Missouri this 22<sup>nd</sup> day of July 2002.

APPROVED BY THE MAYOR of the City of Foristell, Missouri this 22<sup>nd</sup> day of July 2002.

Attest: Jane Burch  
City Clerk, Jane Burch

Approved: Carol Rose  
Mayor, Carol Rose



*State of Missouri . . . Office of Secretary of State*

MATT BLUNT, Secretary of State

## ARTICLES OF DISSOLUTION BY VOLUNTARY ACTION

(Submit in duplicate with filing fee of \$20.00)

The undersigned corporation, for the purpose of dissolving the corporation, and pursuant to the provisions of The General and Business Corporation Law of Missouri, hereby executes the following Articles of Dissolution:

- (1) The corporation's name is: Eastern Missouri Utilities Co., Inc.
- (2) The dissolution was authorized on: July 15, 2002  
(Must be dissolved by a 2/3 vote of outstanding shares entitled to vote.) (month/day/year)
- (3) The following shareholder voting occurred:  
(If voting by class or series of stock is required, information must be provided for each class or series):

A. Number of votes (outstanding shares entitled to vote) for dissolution by class was:

Class/Series	Number entitled to vote
Common	300

B. Complete either i or ii (skip if C is used).

i. Number of votes cast for and against dissolution were:

Class/Series	For	Against
Common	300	0

or

ii. Number of undisputed votes cast for dissolution was sufficient for approval, and was:

Class/Series	Number voted

C. (Skip if B was used) The dissolution was approved by written consent of all shareholders. (Outstanding shares entitled to vote.)

CHECK HERE FOR YES \_\_\_\_\_

- (4) The effective date of this document is the date it is filed by the Secretary of State of Missouri, unless you indicate a future date, as follows:

(Date may not be more than 90 days after the filing date in this office)

In affirmation thereof, the facts stated above are true.

Owner of 100% of stock  
Mayor of City of Foristell

7/30/02

(Authorized signature of officer or chairman of the board)

(Title)

(Date of Signature)


THE CITY OF FORISTELL 5-89  
COMBINED WATERWORKS OPERATIONS  
P.O. BOX 50  
FORISTELL, MO 63348

2105

80-459/810

DATE 7-25-2002

PAY TO THE ORDER OF Missouri Public Service Commission \$ 747.07

Seven Hundred Forty Seven and 07/100 DOLLARS  Security features. Details on back.



Commerce Bank<sup>TM</sup>  
St. Louis, Missouri 63385 127

TWO SIGNATURES REQUIRED

*Janet Conway*  
*Carol Rose*

FOR \_\_\_\_\_

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MO. P.S.C.