

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

In the Matter of the Application of)	
Savannah Heights Industrial Treatment, Inc.)	
for Authority to Transfer Certain Assets to)	Case No. _____
Table Rock Lake Community Service, Inc.)	
d/b/a Table Rock Lake Water Quality, Inc. and,)	
in Connection Therewith, Certain Other Related)	
Transactions.)	

APPLICATION

COMES NOW Savannah Heights Industrial Treatment, Inc. (Savannah Heights), and, pursuant to Section 393.190, RSMo 2000, 4 CSR 240-2.060 and 4 CSR 240-3.310, states the following to the Missouri Public Service Commission (Commission):

BACKGROUND INFORMATION

1. Savannah Heights is a Missouri corporation with its principal office and place of business at 3600 S. National Avenue, Springfield, Missouri 65807, (417) 883-6666. Savannah Heights is in good standing. A Certificate of Good Standing from the Office of the Missouri Secretary of State is attached hereto as **Appendix A**. Savannah Heights currently provides sewer service to approximately 100 customers in an unincorporated area in Taney County, Missouri pursuant to a certificate granted by the Commission in Case No. SA-98-294.

2. Savannah Heights is a “sewer corporation” and a “public utility” as those terms are defined in Section 386.020 RSMo. 2000, and is subject to the jurisdiction and supervision of the Commission as provided by law. Savannah Heights has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court that involve customer service or rates, which action, judgment or decision has occurred within the last three years. Savannah Heights has no overdue Commission annual reports or assessment fees.

3. Table Rock Lake Community Service, Inc. d/b/a Table Rock Lake Water Quality,

Inc. (TRLCS) is a Missouri non-profit corporation. TRLCS has a principal office and place of business located at 2 Kissee Avenue, P.O. Box 606, Kimberling City, Missouri 65686, (417) 739-4100.

4. TRLCS is a 501 C-3 corporation committed to improving the water quality of Table Rock Lake. The corporation was formed in December, 1998 by the Table Rock Lake/Kimberling City Area Chamber of Commerce. The Board asserts that the organization will be an action group, with projects that actually stop pollution sources, and accomplish these projects in a determined, positive, helpful and organized manner.

5. TRLCS is associated with Ozarks Clean Water Company (OCWC). OCWC was formed in March of 2004 with the help of Table Rock Lake Water Quality and the Table Rock Lake National Onsite Demonstration Project for the specific purpose of owning and operating individual and clustered wastewater systems. OCWC was formed in accordance with sections 393.825 to 393.861 of the Missouri Revised Statutes. OCWC is a not for profit corporation with voluntary membership. Membership is gained by applying for and receiving services from OCWC. The Missouri Department of Natural Resources has given written notice that OCWC is recognized as a viable Continuing Authority and will also be an acceptable entity to receive funding from the State Revolving Fund, which is a low interest loan program. OCWC currently serves wastewater customers in the Table Rock Lake area and contracts with White River Valley Environmental Services, an experienced operator, for the care of its systems.

4. Communications in regard to this Application should be addressed to:

Dean L. Cooper
Brydon, Swearengen & England P.C.
312 East Capitol Avenue
P.O. Box 456

Jefferson City, Missouri 65102
(573) 635-7166
(573) 635-3847 (facsimile)
dcooper@brydonlaw.com

THE TRANSACTION

5. Savannah Heights and TRLCS have entered into an Agreement For Sale of Sewer System dated August 24, 2007 (Agreement), a copy of which is marked **Appendix B**, and attached hereto. Pursuant to the Agreement, TRLCS agrees to obtain and acquire certain sewer facilities of Savannah Heights as specifically described in the Agreement under the terms and provisions further described in the Agreement.

6. Because Savannah Heights is a sewer corporation doing business in the State of Missouri, it is subject to the provisions of Section 393.190.1, RSMo 2000, which states, in pertinent part, that “no . . . sewer corporation shall hereafter sell, assign, lease, transfer, mortgage or otherwise dispose of 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 Commission an order authorizing it so to do.”

ADDITIONAL INFORMATION

7. A certified copy of the resolutions of the Board of Directors of Savannah Heights authorizing the sale of the subject assets and related transactions contemplated by the Agreement is marked **Appendix C**, attached hereto, and made a part hereof for all purposes.

8. The sale of assets should have no impact on the tax revenues of relevant political subdivisions.

PUBLIC INTEREST

9. The proposed sale of the specified assets of Savannah Heights and the related

transactions are not detrimental to the public interest of the State of Missouri. The assets of Savannah Heights will be acquired by TRLCS. As described above, TRLCS is an organization that was formed for the purpose of protecting the water quality of Table Rock Lake. TRLCS will transfer ownership of the system to OCWC in order to provide for sewer utility services.

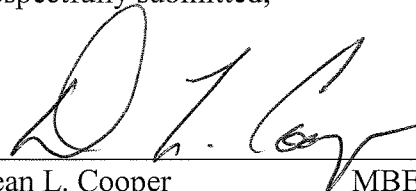
13. OCWC is fully qualified, in all respects, to own and operate the system currently being operated by Savannah Heights and to otherwise provide safe, reliable and affordable service. OCWC will continue to utilize the rates, rules and regulations that are determined by its members/customers to be appropriate.

WHEREFORE, Savannah Heights respectfully requests that the Commission issue its order:

- (A) authorizing Savannah Heights to sell the assets identified herein;
- (B) authorizing Savannah Heights to perform in accordance with the terms described in the Agreement For Sale of Sewer System that is attached to this Application and to take any and all other actions which may be reasonably necessary and incidental to the performance of the sale;
- (C) authorizing Savannah Heights, effective upon the closing of the transaction, to terminate its responsibilities as a water and sewer corporation in Missouri, and cancelling Savannah Heights' certificates of convenience and necessity and its filed tariffs; and,
- (D) granting such other relief as may be deemed necessary and appropriate to accomplish the purposes of the Agreement and the Application and to consummate related transactions in

accordance with the Agreement.

Respectfully submitted,



Dean L. Cooper MBE #36592
BRYDON, SWEARENGEN & ENGLAND P.C.
312 E. Capitol Avenue
P. O. Box 456
Jefferson City, MO 65102
(573) 635-7166 voice/(573) 635-0427 facsimile
dcooper@brydonlaw.com

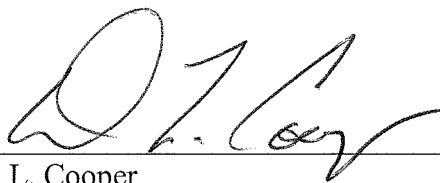
ATTORNEYS FOR SAVANNAH HEIGHTS
INDUSTRIAL TREATMENT, INC.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail to the following this 1st day of October, 2007:

Office of the General Counsel
Missouri Public Service Commission
Governor State Office Building
Jefferson City, Missouri 65101
gencounsel@psc.mo.gov

Office of the Public Counsel
Governor State Office Building
Jefferson City, Missouri 65101
opcservice@ded.mo.gov



Dean L. Cooper

AFFIDAVIT

State of Mo)
) ss
County of Greene)

I, Carol Jones, having been duly sworn upon my oath, state that I am the President of Savannah Heights Industrial Treatment, Inc., that I am duly authorized to make this affidavit on behalf of Savannah Heights, and that the matters and things concerning Savannah Heights stated in the foregoing Application and appendices thereto are true and correct to the best of my information, knowledge and belief.

Carol Jones

Subscribed and sworn before me this 24 day of September 2007.

Jeannette A. Collins
Notary Public

