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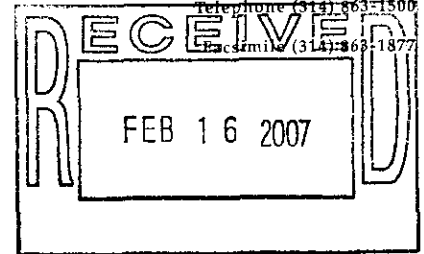
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**MARC H. ELLINGER**

E-mail: [mellinger@blitzbardgett.com](mailto:mellinger@blitzbardgett.com)

February 15, 2007

**VIA FACSIMILE 636-7119 & U.S. MAIL**



Mark A. Ludwig  
Carson & Coil, P.C.  
515 East High Street  
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Jefferson City, MO 65102-0028

**FOR SETTLEMENT PURPOSES ONLY,  
NOT ADMISSIBLE AS AN ADMISSION  
IN ANY MATTER.**

**FILED**

NOV 21 2007

Missouri Public  
Service Commission

RE: Quail Valley

Dear Mark:

In following up with our phone conversation yesterday, based upon my discussions with my client, we are willing to enter into the following agreement with your client regarding Quail Valley.

Aqua Missouri would agree to accept ten new connections, and commit to the same. In return, your client will sign an agreement that only ten more lots will be connected to the current wastewater treatment facility, with that agreement including a designation of which ten lots are covered by it. Further, your client will agree that any additional connections, beyond the ten, will require an expansion of the wastewater treatment facility and possibly also the collection system, which will not be the responsibility of Aqua Missouri.

Finally, with respect to the septic tanks, we have a concern regarding enforcement of the Bylaws to ensure that if more frequent pumping of a certain or multiple septic tanks is necessary to maintain the integrity of the system, but such can be obtained. Please advise if you have any suggestions on how we can ensure that the cleaning out of the septic tanks is done when necessary, especially if that is more frequently than once every three years.

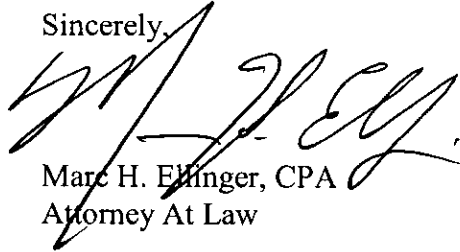
Hopefully this proposed agreement will be sufficient to resolve your client's concerns about selling his property and allowing a sufficient number of hookups to the treatment facility.

*Petitioners* Exhibit No. 49  
Case No(s). WC-2007-0303  
Date 10-30-07 Rptr pas

February 15, 2007  
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If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'M. H. Ellinger', written over the printed name.

Marc H. Ellinger, CPA  
Attorney At Law

MHE:krw

(KRW9110.WPD;1)