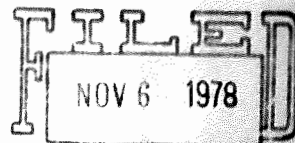


BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

IN THE MATTER OF THE APPLICATION OF)
STONESHIRE WATER CO., FOR A CERTIFICATE)
OF CONVENIENCE AND NECESSITY AUTHORIZING)
IT TO CONSTRUCT, INSTALL, OPERATE AND)
MAINTAIN A WATER SYSTEM AND TO SUPPLY)
AND RENDER WATER SERVICE TO THE PUBLIC)
LOCATED IN AN UNINCORPORATED AREA IN)
CHRISTIAN COUNTY, MISSOURI)

CASE NO. WA-79-112



APPLICATION

PUBLIC SERVICE COMMISSION

Comes now Stoneshire Water Co., a Missouri Corporation, herein-
after referred to as "Applicant" and respectfully states:

1. That the applicant is a corporation duly organized and existing under the laws of the State of Missouri, and has its principal offices and place of business at Route 1, Box 163A, Highlandville, Missouri. A copy of its Certificate of Incorporation and Articles of Incorporation and hereto attached and marked Exhibit "1" and incorporated herein by reference.

2. Communications in regard to the applicant should be addressed to Don D. Anderson, President, Stoneshire Water Co., 5425 Southwood Rd., Springfield, Missouri, 65804, and Anthony McConnell, Attorney at Law, P.O. Box 158, West Public Square, Ozark, Missouri.

3. By this application, the applicant seeks a Certificate of public convenience and necessity to build, construct, operate and maintain a water distribution system and all other facilities, including the acquisition of easements, rights of way, land, drilling of wells, reservoirs, necessary for the purpose of furnishing potable water to the public in the area described as follows:

Beginning at the NW Corner of SW 1/4 of Section 6, Township 25, Range 21 Christian County, Missouri, thence East to the NE Corner of said SW 1/4, thence South to the NE Corner of the SE 1/4 SW 1/4 said Section thence East along the North line of the SW 1/4 SE 1/4 said Section to the NE Corner of said SW 1/4 SE 1/4, thence South to the Southeast corner of said SW 1/4 SE 1/4, being the North line of Section 7, Township 25, Range 21, thence East along the Section line of said Section 7 to the Northeast corner of said Section 7, thence South to the Northeast Corner of the SW 1/4 of said Section 7, thence East to the Northeast Corner of the West Half of the SW 1/4 of Section 8, Township 25, Range 21, thence South to the Northeast Corner of SW 1/4 SW 1/4 of

① NOV 6 - 1978

PUBLIC SERVICE COMMISSION

said Section 8, thence East to the Northeast Corner of the SW 1/4 SE 1/4 of said Section 8, thence South to the South section line of said Section 8, thence East along the South section line of said Section 8, and along the North section line of Section 16, Township 25, Range 21 to the Northeast Corner of said Section 16, thence South to the Southeast Corner of said Section 16, thence West along the South line of said Section 16, to the Southwest Corner of the SE 1/4 of said Section 16, thence North to the NW Corner of the S 1/2 of SE 1/4 of said Section 16, thence West along the North line of the S 1/2 of SE 1/4 of said Section 16, to the East Section line of Section 17, Township 25, Range 21, thence South to the Southeast Corner of said Section 17, thence West along the South line of said Section 17, to the SW Corner of said Section 17, thence North along the West line of said Section 17, to the Northwest Corner of said Section 17, thence West along the South line of the SE 1/4 SE 1/4 of Section 7, Township 25, Range 21, to the SW Corner of said SE 1/4 SE 1/4 Section 7, thence North to the NW Corner of said SE 1/4 SE 1/4, thence West to the West Section line of said Section 7 and continuing West to the SW Corner of the NE 1/4 SE 1/4 Section 12, Township 25, Range 22, thence North to the NW Corner of said NE 1/4 SE 1/4 Section 12, thence East to the West Section line of Section 7, Township 25, Range 21, thence North along the West Section lines of said Section 7 and 6 to the point of beginning.

4. Applicant, on or before the hearing, will file a service map showing the boundaries of the above described area for which a certificate of convenience and necessity is now requested.

5. Applicant states that there are no water companies under jurisdiction of the commission being operated or rendering service within the area proposed to be served.

6. Applicant states that the area proposed to be served is rapidly being developed into subdivision and that there are many homes and establishments being planned in the near future within said area, all of which will need adequate water supply.

7. The applicant is financially able to construct said water system. The amount and nature of additional financing, if any, except interim borrowing, will be submitted to the commission for approval, if and as funds are required for construction.

8. The applicant will present up to date financial exhibits at the hearing on this application and on or before the hearing, the applicant will also file and present complete engineering surveys, plans and specifications of said project together with a feasibility study showing all necessary data and information concerning said

facilities and projects. Such plans and specifications will show that the system will meet all applicable requirements of this commission and the Missouri Division of Health.

9. The applicant will present at the hearing its proposed rates and charges for the rendering of water service to the public in said area.

10. Applicant states that there is and will be a public need for adequate water service within the area proposed to be served and that public convenience and necessity will be promoted by the granting to the applicant the authority herein requested.

11. There are no municipalities located within the proposed area.

WHEREFORE, applicant requests the commission to grant it a certificate of Convenience and Necessity authorizing it to acquire, build, construct, operate, and maintain a water distribution system and all other facilities necessary for the purpose of furnishing adequate and potable water to the public within the area above referred to and for such further orders as the commission may deem proper.

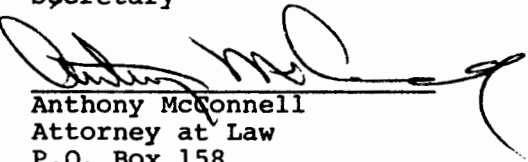
STONESHIRE WATER CO.

BY: 

President

ATTEST:


Secretary


Anthony McConnell
Attorney at Law
P.O. Box 158
West Public Square
Ozark, Missouri
Attorney for Applicant

No. 0020429



STATE of MISSOURI

JAMES C. KIRKPATRICK, Secretary of State

Corporation Division

Certificate of Incorporation

WHEREAS, duplicate originals of Articles of Incorporation of
 STONESHIRE WATER CO.

have been received and filed in the office of the Secretary of State, which Articles, in all respects, comply with the requirements of The General and Business Corporation Law:

NOW, THEREFORE, I, JAMES C. KIRKPATRICK, Secretary of State of the State of Missouri, by virtue of the authority vested in me by law, do hereby certify and declare
 STONESHIRE WATER CO.

a body corporate, duly organized this day and that it is entitled to all rights and privileges granted corporations organized under The General and Business Corporation Law; that the address of its initial Registered Office in Missouri is

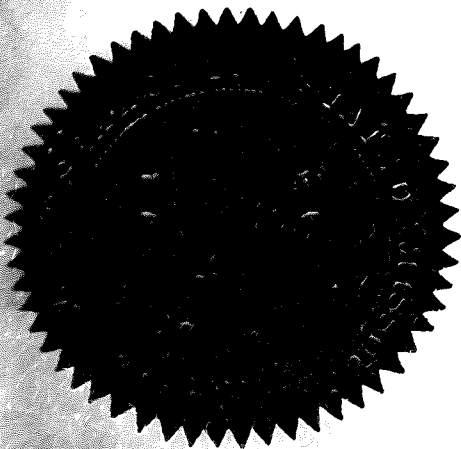
Route 1, Box 163A, Highlandville

that its period of existence is perpetual; and that the amount of its Authorized Shares is

200,000 common @ \$1.00 par

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the GREAT SEAL of the State of Missouri, at the City of Jefferson, this ...10th... day ofOctober....., 19...78....

James C. Kirkpatrick
 Secretary of State





State of Missouri . . . Office of Secretary of State

JAMES C. KIRKPATRICK, Secretary of State

Articles of Incorporation

(To be submitted in duplicate by an attorney)

HONORABLE JAMES C. KIRKPATRICK
SECRETARY OF STATE
STATE OF MISSOURI
JEFFERSON CITY, MO. 65101

The undersigned natural person(s) of the age of eighteen years or more for the purpose of forming a corporation under The General and Business Corporation Law of Missouri adopt the following Articles of Incorporation:

ARTICLE ONE

STONESHIRE WATER CO.

The name of the corporation is: _____

ARTICLE TWO

The address, including street and number, if any, of the corporation's initial registered office in this state is: _____

Route 1, Box 163A, Highlandville, Missouri

and the name of its initial agent at such address is: **Don D. Anderson**

ARTICLE THREE

The aggregate number, class and par value, if any, of shares which the corporation shall have authority to issue shall be:

Two Hundred Thousand (200,000) shares common stock with one Dollar (\$1.00) per share par value.

The preferences, qualifications, limitations, restrictions, and the special or relative rights, including convertible rights, if any, in respect of the shares of each class are as follows:

There is reserved to the Corporation, and then to the existing shareholders, the right to purchase and acquire the stock of a selling shareholder before selling to a non-shareholder, but this restriction shall not be construed as a requirement that a selling shareholder shall sell his shares for less than the book value at the time of the proposed sale. Each existing shareholder so desiring to purchase the stock of a selling shareholder shall have the right to purchase such portion of that stock as the number of the shares owned by him bears to the total number of shares owned by all the shareholders so desiring to purchase. The option hereinabove granted to the corporation and shareholders, if not exercised within 90 days shall be void and of no effect. This restriction shall be plainly printed or typewritten on each certificate of stock issued by the Corporation.

ARTICLE FOUR

The extent, if any, to which the preemptive right of a shareholder to acquire additional shares is limited or denied.

None except those listed in Article Three above.

ARTICLE FIVE

The name and place of residence of each incorporator is as follows:

Name

Don D. Anderson

Street

5425 Southwood

Springfield, MO. 65804

ARTICLE SIX

(Designate which and complete the applicable paragraph)

X The number of directors to constitute the first board of directors is two. Thereafter the number of directors shall be fixed by, or in the manner provided in the bylaws. Any changes in the number will be reported to the Secretary of State within thirty calendar days of such change.

or

The number of directors to constitute the board of directors is _____. (The number of directors to constitute the board of directors must be stated herein if there are to be less than three directors. The persons to constitute the first board of directors may, but need not, be named).

ARTICLE SEVEN

The duration of the corporation is perpetual

ARTICLE EIGHT

The corporation is formed for the following purposes:

- (a) To build, construct, operate and maintain water distribution system and all other facilities, including the acquisition of easements, rights of way, land, drilling of wells, reservoirs, necessary for the purpose of furnishing potable water to the public.
- (b) To do everything necessary, proper, advisable or convenient for the accomplishment of the purposes hereinabove set forth, and to do all things incidental to them or in connection with them that are not forbidden by The General and Business Corporation Law of Missouri, by other law, or by these Articles of Incorporation.
- (c) To exercise all of the powers conferred upon it as a corporation as set forth in Section 351.385 of the Revised Statutes of Missouri, each of which powers is hereby incorporated by reference and is stated to be one of the purposes for which this corporation is formed.

FILED IN OFFICE OF
INCORPORATION ISSUED

OCT 10 1978

[Signature]

IN WITNESS WHEREOF, these Articles of Incorporation have been signed this 6th day
of October, 1978

[Signature]

Don D. Anderson

STATE OF MISSOURI
COUNTY OF CHRISTIAN

ss.

I, Anthony McConnell, a notary public,
do hereby certify that on the 6th day of October, 19 78, personally appeared
before me, Don D. Anderson ~~orak~~,
who being by me first duly sworn, (~~several~~) declared that he is (~~the person~~) who signed the foregoing docu-
ment as incorporator (~~and~~), and that the statements therein contained are true.

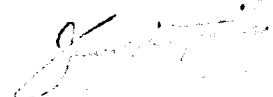


Anthony McConnell Notary Public

My commission expires October 20, 19 81.

APPLEBY, McCONNELL & APPLEBY
Attorneys at Law
P. O. Box 158
Ozark, MO. 65721

485-2411 (417)

FILED IN THE OFFICE OF
RECORDS & CLERK
OCT 10 1978


*Mr. Courtney
See*

November 6, 1978

Mr. Anthony McConnell
Attorney at Law
P. O. Box 158
West Public Square
Ozark, Missouri 65721

Re: Case No. WA-79-112

Dear Mr. McConnell:

We acknowledge receipt of the original and nine copies of the application of Stoneshire Water Co. for a certificate of convenience and necessity to construct, install, operate and maintain a water system and to supply and render water service to the public located in an unincorporated area in Christian County, Missouri.

The application has been filed in this office today as Case No. WA-79-112 and called to the attention of the Commission.

You will be informed, when further action is taken in this matter.

Sincerely,

R. Michael Jenkins
Secretary

RMJ/jf

APPLEBY, McCONNELL & APPLEBY
ATTORNEYS AT LAW
P. O. BOX 158
PUBLIC SQUARE — WEST
OZARK, MISSOURI 65721

December 20, 1978

RECEIVED

DEC 22 1978

PUBLIC SERVICE COMMISSION

Public Service Commission
Jefferson City,
Missouri

RE: Stoneshire Water Company Petition WA-79-112

Attention: Clerk

Dear Sirs:

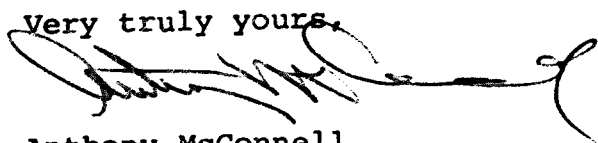
The Commission has requested that I furnish a list of ten names of area residents.

The first ten named individuals reside in or are constructing a home within the area to be served and I have furnished an additional four persons who own real estate within the territory to be served.

1. Terry L. Hill
Box 163 B
Highlandville, MO 65669
2. John Hiser
Box 163-1
Highlandville, MO 65669
3. Carl Patton
Route 3
Strafford, MO 65757
4. Floyd Prock
Star Route 1, Box 5A
Ozark, MO 65721
5. Robert Cary
2105 S. Manley
Springfield, MO 65804
6. Robert Rice
1929 St. Charles
Springfield, MO 65804

7. Jerry Glossip
Spokane, MO
8. Joe Glossip
Spokane, MO
9. Jim Tinker
Highlandville, MO 65669
10. Bill Clayman
Highlandville, MO 65669
11. Jessie Shull
2823 Chicago
Springfield, MO 65803
12. Earl Boyd
1325 E. 100th Terr.
Kansas City, MO 64131
13. V. C. Bussard
2251 N. Main
Springfield, MO 65803
14. Dorothy Bear
2346 N. Robberson
Springfield, MO 65803

Very truly yours,



Anthony McConnell