

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

In the Matter of the Application of Kimberling)
City Water Company for Authority to Transfer)
Certain Assets to Upper White River Basin) Case No. WO-2015-0113
Foundation, Inc. and, in Connection Therewith,)
Certain Other Related Transactions)

**MISSOURI DEPARTMENT OF NATURAL RESOURCES’
RESPONSE TO ORDER DIRECTING FILING**

The Missouri Department of Natural Resources (“Department”) by and through its undersigned counsel, appears, and in response to the Commission’s recent Order in the above-styled matter, states as follows.

1. On November 4, 2014, Kimberling City Water Company, (“KCWC”) filed its *Application and if Necessary, Motion for Waiver* to obtain authorization from the Commission to transfer its water system assets to the Upper White River Basin Foundation, Inc. (“UWRBF”), and ultimately to the Ozark Clean Water Company (“OCWC”).

2. On December 3, 2014, the Staff of the Missouri Public Service Commission filed its *Recommendation to Approve Sale of Assets*.

3. On December 5, 2014, the Office of Public Counsel (“OPC”) filed its *Response* to the Staff’s *Recommendation*.

4. On December 8, 2014, KCWC filed its *Response* to both the Staff *Recommendation* and OPC’s *Response and Request*.

5. On December 12, 2014, the Department filed its *Response to Staff’s*

Recommendation and Recommendations.

6. The Commission held a local public hearing on January 5, 2015. No customers attended.

7. On January 13, 2015, the Commission ordered that any further responses be filed by January 15, 2015.

8. While the Department reiterates its previous concerns, it believes that UWRBF and OCWC are able to address those concerns.

9. The Department does not object to the transfer of KCWC's system and assets to UWRBF and OCWC.

WHEREFORE, the Department does not object to an order from the Commission granting transfer of the assets.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been served electronically via EFIS to the following counsel of record this 15th day of January, 2015.

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