

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

In the Matter of the Joint Application of )  
Missouri-American Water Company and Audrain )  
Public Water Supply District No. 1 for Approval )  
Of a Territorial Agreement Concerning Territory )  
In Audrain County, Missouri )

**File No. WO-2017-0191**

**NOTICE OF APPLICATION AND ORDER DIRECTING FILING**

Issue Date: January 12, 2017

Effective Date: January 12, 2017

On January 10, 2017, Missouri-American Water Company (MAWC), a Missouri corporation, and Audrain Public Water Supply District No. 1 (the District), a Missouri public water supply district, (collectively referred to as, “Joint Applicants”) filed a joint application asking the Commission to approve a territorial agreement pursuant to Section 247.172, RSMo.

According to the application, a dispute arose between MAWC and the District with regard to overlapping territories within the city limits of Mexico, Missouri. As a result the parties were engaged in a federal law suit in the U.S. District Court for the Eastern District of Missouri. Following extensive settlement negotiations from that litigation, the parties reached the territorial agreement set out with the application. In conjunction with the territorial agreement, the Joint Applicants agreed to certain boundaries to be served exclusively and that certain existing customers will continue to be served by their current providers. Additionally, the Joint Applicants agreed that the following properties located within the city limits of Mexico, Missouri, will no longer be served by the District and, instead, shall be served by MAWC. Those properties are as follows: 2781, 2797,

2813, 2825, 2871, 2875, 2935, 2977, and 3100 S. Clark and 440 Kelley Parkway, Mexico, Missouri. The Joint Applicants agreed that all other customers would remain with their current water service provider.

The Commission will direct notice of the filing of this territorial agreement to be sent to the public. In addition, the Commission will establish a deadline for the filing of applications to intervene and will order its Staff to file a recommendation regarding the joint application. If no party files a motion for an evidentiary hearing, the Commission may deem the right to an evidentiary hearing waived. The controlling statute requires the Commission to rule on the application no later than 120 days from the date the application was filed.

**THE COMMISSION ORDERS THAT:**

1. The Commission's Data Center shall send a copy of this order to the County Commission of Audrain County, Missouri, and to the Mayor of the City of Mexico, Missouri.

2. The Commission's Public Information Office shall make notice of this order available to the members of the General Assembly representing Audrain County, Missouri and to the newspapers serving that county.

3. Missouri-American Water Company and Audrain Public Water Supply District No. 1, shall jointly notify each of the customers or property owners whose water service will be affected by this Territorial Agreement no later than January 31, 2017, by serving them with a copy of this notice.

4. Any interested person or party wishing to intervene in this matter shall file an application to intervene **no later than February 10, 2017** electronically using the Commission's Electronic Filing and Information System (EFIS) at <https://www.efis.psc.mo.gov/mpsc/> or with:

Secretary  
Missouri Public Service Commission  
Post Office Box 360  
Jefferson City, Missouri 65102

and send or provide a copy to:

Diana Carter  
Brydon, Swearingen & England  
312 East Capitol Avenue  
P.O. Box 456  
Jefferson City, MO 65102-0456

Aimee Davenport  
Evans & Dixon, LLC  
501 W. Cherry St., Suite 200  
Columbia, MO 65201

and

Office of the Public Counsel  
Post Office Box 7800  
Jefferson City, Missouri 65102

5. The Commission's Staff shall file a recommendation regarding the joint application no later than February 21, 2017.

6. This order shall be effective when issued.



**BY THE COMMISSION**

A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Nancy Dippell, Regulatory Law Judge,  
by delegation of authority pursuant  
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 12<sup>th</sup> day of January, 2017.