

IN THE CIRCUIT COURT OF CHRISTIAN COUNTY, MISSOURI

DIVISION I

IN RE:

PUBLIC WATER SUPPLY DISTRICT #2  
OF CHRISTIAN COUNTY

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)  
)  
)

CASE NO. 04CT-CV00321

JUDGMENT APPROVING APPLICATION FOR  
APPROVAL OF CONTRACT FOR PURCHASE OF WATER SUPPLY DISTRICT

NOW ON THIS 22<sup>nd</sup> day of April, 2004, this case comes on to be heard. THE CITY OF HIGHLANDVILLE, MISSOURI appears by its Mayor, PAUL WEEKS and PUBLIC WATER SUPPLY DISTRICT #2 OF CHRISTIAN COUNTY appears by its President, JIM WILSON. MATTHEW F. TROKEY appears as Attorney for THE CITY OF HIGHLANDVILLE. Evidence is presented and the Court finds that the Approval of the Contract For Purchase of Water Supply District is in the best interest of the citizens of the CITY OF HIGHLANDVILLE and the persons served by PUBLIC WATER SUPPLY DISTRICT #2 OF CHRISTIAN COUNTY.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Contract For Purchase of Water Supply District between the CITY OF HIGHLANDVILLE, MISSOURI and PUBLIC WATER SUPPLY DISTRICT #2 OF CHRISTIAN COUNTY is approved, subject to the CITY OF HIGHLANDVILLE paying off all bonds owed by PUBLIC WATER SUPPLY DISTRICT #2 OF CHRISTIAN COUNTY.

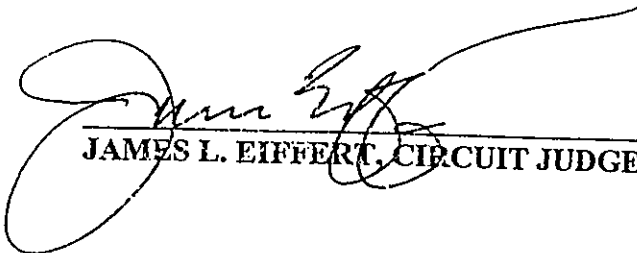
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that title to the assets being purchased will not transfer until the bonds have been paid in full, at which time a final order transferring the assets will be entered.

IT IS SO ORDERED.

DATED:

4-29-04

MT3PLEADV-CITYOFHIGHLANDVILLE.044

  
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JAMES L. EIFFERT, CIRCUIT JUDGE

ATTEST A TRUE COPY:  
CIRCUIT CLERK  
CHRISTIAN COUNTY, MISSOURI  
By Debra J. Roberts

**NOTICE OF BOND ELECTION  
CITY OF HIGHLANDVILLE, MISSOURI**

Notice is hereby given to the qualified voters of the City of Highlandville, Missouri, that the Board of Aldermen of said City has called a special bond election to be held in said City on Tuesday, August 3, 2004, commencing at 6:00 a.m. and closing at 7:00 p.m. on the question contained in the following sample ballot.

**OFFICIAL BALLOT  
BOND ELECTION  
CITY OF HIGHLANDVILLE, MISSOURI  
AUGUST 3, 2004**

Shall the City of Highlandville, Missouri, issue and sell negotiable combined waterworks and sewerage system revenue bonds of the City of Highlandville, Missouri, in an amount not to exceed 1.5 Million dollars (\$1,500,000.00) for the purpose of paying all or a part of the costs of acquiring, constructing, extending, equipping and improving a waterworks system for said City, including the acquisition of any necessary rights-of-way, with the cost of operation and maintenance of the waterworks system and repayment of the principal of and the interest on the combined waterworks and sewerage system revenue bonds to be payable solely from the revenue and receipts derived and to be derived from the operation of the combined waterworks and sewerage system, and all future expansions and extensions thereof?

Yes [    ]

No [    ]

The authorization of such revenue bonds will authorize the collection of rates, fees and charges for the use of and services provided by the acquisition, construction, extension, equipping and improvement of the City's existing combined waterworks and sewerage system sufficient to pay the costs of operating and maintaining the system, to pay the principal of and interest on said revenue bonds as they fall due, and to provide for and maintain all contractual obligations incurred during the issuance of said revenue bonds.

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**INSTRUCTIONS TO VOTERS**

To vote FOR the Question, punch a hole opposite "YES"  
To vote AGAINST the Question, punch a hole opposite "NO"

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Polling Places: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

AN ORDINANCE

CALLING A SPECIAL BOND ELECTION IN THE CITY OF HIGHLANDVILLE, MISSOURI (THE "CITY") TO BE HELD ON TUESDAY, AUGUST 3, 2004, IN SAID CITY FOR THE PURPOSE OF TESTING THE SENSE OF THE QUALIFIED VOTERS OF SAID CITY ON A PROPOSITION TO ISSUE AND SELL NEGOTIABLE COMBINED WATERWORKS AND SEWERAGE SYSTEM REVENUE BONDS OF THE CITY IN AN AMOUNT NOT TO EXCEED 1.5 Million DOLLARS (\$1,500,000.00 ) FOR THE PURPOSE OF PAYING ALL OR A PART OF THE COSTS OF ACQUIRING, CONSTRUCTING, EXTENDING, EQUIPPING AND IMPROVING A WATERWORKS SYSTEM FOR THE CITY, INCLUDING THE ACQUISITION OF ANY NECESSARY RIGHTS-OF-WAY; DESIGNATING THE TIME FOR HOLDING SUCH ELECTION; AUTHORIZING THE CITY CLERK TO GIVE NOTICE OF SAID ELECTION AND AUTHORIZING ELECTION OFFICIALS TO DO ALL THINGS NECESSARY TO CARRY OUT THE ELECTION.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HIGHLANDVILLE, MISSOURI as follows:

Section 1. A special election be and the same is hereby called and ordered to be held in the City of Highlandville, Missouri (the "City") on Tuesday, August 3, 2004, for the purpose of testing the sense of the qualified voters of said City upon the following proposition:

Shall the City of Highlandville, Missouri, issue and sell negotiable combined waterworks and sewerage system revenue bonds of the City of Highlandville, Missouri, in an amount not to exceed 1.5 Million dollars (\$1,500,000.00) for the purpose of paying all or a part of the costs of acquiring, constructing, extending, equipping and improving a waterworks system for said City, including the acquisition of any necessary rights-of-way, with the cost of operation and maintenance of the waterworks system and repayment of the principal of and the interest on the combined waterworks and sewerage system revenue bonds to be payable solely from the revenue and receipts derived and to be derived from the operation of the combined waterworks and sewerage system, and all future expansions and extensions thereof?

Section 2. The City Clerk is hereby authorized and directed to notify the County Clerk of Christian County, Missouri, of the adoption of this Ordinance no later than 5:00 p.m. on the tenth Tuesday prior to the date of the election, and to include in said notification all of the terms and provisions required by Chapter 115 RSMo. 2000, as amended.

Section 3. Said election shall be held in the several wards and precincts of said City, as the same are now defined by the ordinances of the City, in voting places as shall be established therein by the City Clerk or the County Clerk as required by Chapter 115 RSMo. 2000, as amended, and the polls shall be open on said election day during the hours provided by law.

Section 4. The County Clerk of Christian County, Missouri, shall appoint the judges and clerks of said election and shall conduct the election and make returns to the Board of Aldermen as provided by the laws of the State of Missouri and the ordinances of the City applicable to other municipal elections.

The City Clerk or the County Clerk is hereby authorized to do all things necessary to comply with the provisions of State law and City ordinances pertaining to conduct of elections.


**Section 5.** The County Clerk of Christian County, Missouri, is hereby authorized and directed to conduct such election in a manner consistent with the provisions of Chapter 115 RSMo. 2000, as amended.

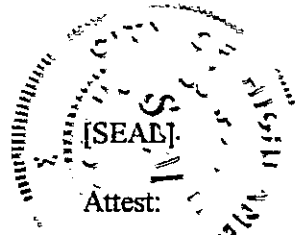
**Section 6.** The form of the notice of special election for said special election, a copy of which is attached hereto and incorporated herein by reference, is hereby approved.

**Section 7.** All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed insofar as they are in conflict. Any provision of this Ordinance in conflict with Chapter 115 RSMo. 2000, as amended, shall be null and void and shall be superseded. Appropriate public officials are hereby authorized to take any and all actions to comply with Chapter 115 RSMo. 2000, as amended.

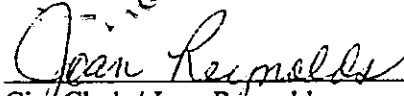
**Section 8.** This Ordinance shall be in full force and effect from and after passage and approval.

Read, agreed to and passed this the 4th day of May, 2004.

  
\_\_\_\_\_  
Mayor/ Paul Weeks



Attest:

  
\_\_\_\_\_  
City Clerk / Joan Reynolds

BILL NO: # 148

ORDINANCE NO.: #127

AN ORDINANCE


COMBINING THE EXISTING SEWERAGE SYSTEM OF THE CITY OF HIGHLANDVILLE, MISSOURI WITH THE WATERWORKS SYSTEM TO BE ACQUIRED OR CONSTRUCTED BY THE CITY OF HIGHLANDVILLE, MISSOURI INTO A COMBINED WATERWORKS AND SEWERAGE SYSTEM PURSUANT TO SECTION 250.030, RSMO. 2000.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HIGHLANDVILLE, MISSOURI, as follows:

Section 1. The Board of Aldermen hereby finds it in the public interest of the City of Highlandville, Missouri (the "City"), pursuant to Section 250.030, RSMo. 2000, that the existing sewerage system operated and maintained by the City should be combined with the waterworks system to be acquired or constructed by the City. Such combined waterworks and sewerage system shall be hereafter operated and maintained as a combined waterworks and sewerage system, including all future improvements or extensions to such combined system.

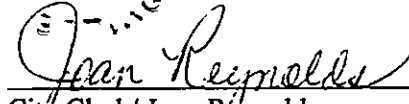
Section 2. This Ordinance shall be in full force and effect from and after passage and approval.

Read, agreed to and passed this the 4th day of May, 2004.

  
\_\_\_\_\_  
Mayor/ Paul Weeks



Attest:

  
\_\_\_\_\_  
City Clerk/ Joan Reynolds