

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

In the Matter of the Application of Missouri Gas)
 Utility, Inc. for a certificate of public convenience)
 and necessity authorizing it to construct, install,)
 own, operate, control manage and maintain a) Case No. _____
 natural gas distribution system to provide natural)
 gas service in parts of Harrison, Daviess and)
 Caldwell Counties, to acquire the Gallatin and)
 Hamilton, Missouri natural gas systems and to)
 encumber the acquired assets.)

APPLICATION

Comes now Missouri Gas Utility, Inc. (“MGU” or “Company”), pursuant to Section 393.170, RSMo; Section 393.190, RSMo; 4 CSR 240-2.060; 4 CSR 240-3.205; and 4 CSR 240-3.210, and for its application for a certificate of convenience and necessity; approval of the acquisition of the Gallatin and Hamilton, Missouri natural gas system assets; and, authority to encumber those assets in connection with the acquisition, respectfully states as follows to the Missouri Public Service Commission (“Commission”):

SUMMARY

MGU seeks to acquire and obtain the natural gas systems currently operated by the cities of Gallatin and Hamilton, Missouri. These cities formerly operated the systems under lease-purchase agreements. However, the cities have chosen to default on those agreements and, as a result, there are currently no gas supply contracts in place for the winter season. MGU is attempting to purchase the systems from their trustees and to complete the transactions in sufficient time to prevent the disruption of gas service to the Gallatin and Hamilton customers. Accordingly, MGU would propose to close this transaction, if possible, on or near December 1,

2004.

ABSENCE OF SOME REFERENCED DOCUMENTS

Because of the urgency of this matter, this Application is being filed prior to the completion of some of the appendices referenced herein. Additionally, certain documents are deemed to be highly confidential and will be provided after a protective order has been entered. In accordance with Commission Rule 4 CSR 240-2.060(2), MGU will supplement its Application and furnish these documents as soon as they are available. MGU has identified those appendices which will be late filed on the list of appendices attached hereto.

APPLICANT

1. Applicant is Missouri Gas Utility, Inc. MGU's principal office will be located at 702 E. Corine, Gallatin, Missouri 64640.
2. MGU is a corporation duly incorporated under the laws of the State of Colorado. A copy of a certificate from the Missouri Secretary of State that MGU is authorized to do business in Missouri as a foreign corporation was is marked **Appendix A**, and attached hereto. MGU has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court within the past three (3) years that involve customer service or rates. MGU has no annual report or assessment fees that are overdue.
3. MGU is a subsidiary of CNG Holdings, Inc. CNG Holdings' principal office is located at 7810 Shaffer Parkway, Suite 120 (P.O. Box 70868), Littleton, Colorado 80127. CNG Holdings also owns Colorado Natural Gas, Inc. Colorado Natural Gas, Inc. was founded in May of 1996 and provides natural gas service to approximately 6,300 customers in parts of Park, Jefferson, Gilpin, Teller, Clear Creek and Pueblo counties in the state of Colorado. CNG

provides this service subject to the jurisdiction of the Colorado Public Utilities Commission.

4. All correspondence, communications, notices, orders and decisions of the Commission with respect to this matter should be sent to the undersigned counsel and:

Michael P. Earnest
President/CEO
Missouri Gas Utility, Inc.
P.O. Box 270868
Littleton, Colorado 80127
Telephone: 303.979.7680, ext. 107
Facsimile: 303.979.7892
Email: mpearne@coloradonaturalgas.com

BACKGROUND AND URGENCY

Gallatin Natural Gas Distribution System

5. The City of Gallatin Natural Gas Distribution System (“NGS”) serves the City and the surrounding communities of Coffey, Jameson and Brooklyn, Missouri. The gas pipeline was installed in late 1995 and became fully operational in 1996. The goal of the project was to convert as many of the approximate 900 potential customers from propane gas to natural gas. Natural gas has many benefits over propane gas, both for the customer and the community. The system currently has approximately 460 customers.

6. Construction of the Gallatin system was financed through the use of a lease-purchase agreement. Under this agreement, Gallatin leased and operated the system. Investment in the system was provided by holders of certain certificates of participation. In December 2003, the City of Gallatin assigned the legal title to certain rights of way and easements and personal property related to the Business to Agent (which holds such real and personal property as agent for the holders of the Certificates of Participation) because the City did not appropriate funds to

pay under the Lease Agreement for the 2004 fiscal year and therefore defaulted on the Lease.

7. The Gallatin System runs approximately 46 miles north and south. The northernmost point begins in an area of Missouri known as Brooklyn (“Brooklyn”), and the southernmost point terminates in Gallatin, Missouri. The main pipeline was constructed in 1995 from 6” steel pipe. The wall thickness of the pipe measures 188 inches. Maximum allowable operating pressure is 450 pounds per square inch (“PSI”). The pipeline has a cathodic protection anode (electrical current at 1.4 volts) to prevent rust. The steel pipe has a Gypson coating. Over the 46-mile, 6” line, there are 88 test stations (approximately every ½ mile) for cathodic protection monitoring, and 4 separate 6-inch in-line shut-off valves.

This NGS has an additional 25 miles of 2-inch plexco polypropylene pipe, and 7 miles of 4-inch plexco polypropylene pipe used for short runs from the main 6-inch line to customers’ locations. Currently there are 576 services installed in ground with an average length of 60 feet. The pipeline is supported by four main regulator stations which convert the natural gas from 350 PSI down to 30/60 PSI for consumer use. There is also a smaller regulator station which services 6 separate accounts. The NGS also includes approximately 20 “Farm Taps” which also convert natural gas from 350 PSI to 30 PSI.

At the main connection point at the regulator station in Brooklyn, the pipeline has a fully automated Williams Company odorizer system. This system can also be used manually.

Hamilton Natural Gas Distribution System

8. The City of Hamilton Natural Gas Distribution System serves the City of Hamilton and surrounding areas. The system was built in 1998 to serve 870 potential customers. Today the system serves 277 customers which were converted from propane to natural gas.

9. Construction of the Hamilton system was financed through the use of a lease-purchase agreement. Under this agreement, Hamilton leased and operated the system. Investment in the system was provided by holders of certain certificates of participation. In December 2003, the City of Hamilton assigned the legal title to certain rights of way and easements and personal property related to the Business to Lessor/Trustee (which holds such real and personal property as Lessor/Trustee for the holders of the Certificates of Participation) because City did not appropriate funds to pay under the Lease Agreement for the 2004 fiscal year and therefore defaulted on the Lease.

10. The Hamilton System consists of a natural gas transmission line and distribution system serving the City and certain appurtenances thereto. The transmission line is a 4-inch steel pipeline between Gallatin, Missouri, and the City of Hamilton, a distance of approximately 13 miles. The distribution system is polyethylene plastic pipe and includes approximately 10,000 feet of 4-inch pipe, 48,000 feet of 2-inch pipe and 34,000 feet of ½ inch pipe. The distribution system currently serves 277 residential and commercial customers.

PROPOSED PURCHASE

11. MGU proposes to purchase from The Bank of New York and UMB Bank the assets, franchise, works or systems necessary and useful in the rendition of natural gas service to the cities of Gallatin and Hamilton, Missouri and the surrounding areas. The specific terms and conditions of the sale are set forth in a Purchase and Sale Agreement by and among City of Gallatin, Missouri and The Bank of New York Trust Company as Agent and Missouri Gas Utility, Inc. (“Gallatin Agreement”) and an Purchase and Sale Agreement by and among City of Hamilton, Missouri and UMB Bank, N.A. as Agent and Missouri Gas Utility, Inc. (“Hamilton

Agreement”) attached hereto and incorporated by reference as **Appendix B** and **Appendix C**, respectively. Descriptions of the facilities to be sold and transferred are contained in the Agreements.

12. Copies of the Resolutions of the Board of Directors of MGU, as certified by the corporate secretary, authorizing the transactions proposed herein are attached to this Application and incorporated herein by reference as **Appendix D** and **Appendix E**, respectively.

13. The proposed sale and transfer of the Gallatin and Hamilton is not detrimental to the public interest because MGU and its employees and affiliates have experience in the provision of natural gas service and is dedicated to the provision of safe and adequate utility service to the public. The management of MGU possesses a considerable amount of experience in the provision of natural gas service. Accordingly, MGU possesses the managerial, engineering and financial expertise to provide good quality natural gas service to the public currently served by the Gallatin and Hamilton systems. Because of its financial stability, MGU may also be able to take advantage of certain strategies in the operation and management of these systems which have heretofore not been available.

14. The proposed transaction should have a positive impact on the tax revenues of the political subdivisions in which the structures, facilities or equipment are now located because MGU is an investor-owned utility and, as such, will be subject to personal and real property taxes, the same as any business owning assets within the taxing authorities.

15. Marked as **Appendix F**, and attached hereto, is a pro forma balance sheet and pro forma income statement of MGU showing the results of the proposed acquisitions.

CERTIFICATED AREA

16. Attached hereto and marked as **Appendix G** is a map of the location of the proposed service area.

17. Attached hereto and marked as **Appendix H** is a metes and bounds legal description of the proposed boundaries of the proposed certificated area in Harrison, Daviess and Caldwell Counties.

18. Because MGU is purchasing existing systems, there is no estimated cost of construction. Attached hereto and marked as **Appendix I** is a feasibility study, which incorporates plans for financing, proposed rates and charges and an estimate of the number of customers, revenues and expenses during the first three (3) years of operation.

19. Attached hereto and marked as **Appendix J** is a list of ten persons residing in the area proposed to be certificated.

20. Because MGU does not have a certificate from the Commission for the requested area, it is necessary for MGU to obtain the requisite permission from the Commission.

21. MGU will require franchises from the cities of Gallatin, Hamilton and Coffey. Marked **Appendix K**, **Appendix L** and **Appendix M** are the franchises from these cities. No other franchises or permits from municipalities, counties or other governmental authorities will be required at this time.

22. MGU proposes to use the following base rates for natural gas service:

	<u>Customer Charge</u>	<u>Commodity Charge</u>
Residential	\$ 8.00	\$ 3.00
Commercial	\$15.00	\$ 3.00

Transport (Firm)	\$125.00	\$ 2.70
Transport (Interruptible)	\$300.00	Set by Contract

Marked **Appendix N** and **Appendix O**, and attached hereto, are the rates currently utilized by the Gallatin and Hamilton systems. MGU's proposed rates lower the Commodity Charge to \$3.00, from \$3.70, for residential customers. To remain consistent with its affiliate operations, MGU proposes that all rates be set by the therm (100,000 BTU) or dekatherm (Dth). The normal BTU value of the gas delivered into the system from ANR Pipeline is 1000 BTU/CF, so these rates will be the same as equivalent rates in CCF or MCF.

23. Gallatin and Hamilton currently have 14,192 Dth in storage at a cost of \$6.476/Dth, including storage and transportation fees. The estimated usage for the period November 1, 2004, through April 30, 2005, is 59,458 Dth. Using all the storage gas and purchasing additional gas based on the October 27 NYMEX futures corrected for a differential basis of negative \$0.505 for gas delivered into ANR Pipeline, the total cost of gas necessary to meet system requirements for that period is \$520,470, for an initial PGA price of \$8.75/Dth. MGU does not intend to lock in the NYMEX futures prices until Commission approval of the purchase of the system. However, if rates decrease from the current historic highs, MGU may enter into an agreement with the City of Gallatin pursuant to which the City would contract for gas and MGU would agree to take over that contract upon approval.

24. MGU proposes to utilize other rates and regulations similar to those currently utilized by existing Missouri local distribution companies. MGU will work with Staff of the Commission and the Office of the Public Counsel to propose a set of tariff sheets which set forth such regulations.

FINANCING

25. In order to finance the purchases described herein, MGU has arranged for a bank loan (the "Loan"). A copy of the term sheet for which is attached hereto and marked **Appendix P**. In connection with the Loan, MGU will pledge a first security interest in all assets being acquired to include accounts receivable, inventory and the complete physical utility plant, which will constitute a lien on the MGU property to be acquired in the State of Missouri and contains a provision for subjecting after acquired property to the lien.

26. The Loan will be extended for a ten-year term with monthly payments of principal and interest based upon a 20-year amortization. The rate will be fixed for the first five-year period at a rate equivalent to the published rate of the Federal Home Loan Bank of Topeka for 5-year fixed-rate advances plus 225 basis points. As of today's date, the advance rate for this maturity is 3.85%. Were the Loan to close today, the fixed rate on the loan would therefore be 6.10%. All of the \$1.4 million of the Loan will be used for the purchase of the systems.

27. MGU seeks approval of this Commission for the Company to encumber the utility assets to be located in the State of Missouri and/or to create liens on its property to be situated in Missouri in order to secure the Loan.

28. The proposed encumbrance will have no impact on the tax revenues of the political subdivisions in which the structures, facilities or equipment is located as the financing arrangement itself will not result in a change of ownership of these assets.

CONCLUSION

29. Service from a natural gas supplier may not be available in this area if these transactions are not completed. Since MGU has the expertise and the ability to provide service in

this area, MGU believes that the customers should be afforded the opportunity to take continue to take service, if they so desire. These facts support a finding that the granting of the Application, and approval of the transactions described herein, is required by the public convenience and necessity and is not detrimental to the public interest.

WHEREFORE, Missouri Gas Utility, Inc. respectfully requests that the Commission issue its order:

1) authorizing MGU to acquire the franchise, works or systems of the Gallatin and Hamilton, Missouri natural gas systems pursuant to the terms and conditions contained in the Purchase and Sale Agreement by and among City of Gallatin, Missouri and The Bank of New York Trust Company as Agent and Missouri Gas Utility, Inc (“Gallatin Agreement”) and an Purchase and Sale Agreement by and among City of Hamilton, Missouri and UMB Bank, N.A. as Agent and Missouri Gas Utility, Inc. attached hereto as **Appendix B** and **Appendix C**;

2) granting MGU a certificate of convenience and necessity to construct, install, own, operate, control, manage, and maintain a system for the provision of natural gas service to the public in the area described herein;

3) authorizing MGU to file tariffs to establish rates, rules and regulations as described in this Application;

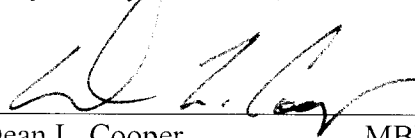
4) finding that the proposed encumbrance of the franchise, works or system of MGU necessary or useful in the performance of its duties to the public in the State of Missouri in order to secure its obligations under the described Loan and authorizing MGU to create and make effective a lien on MGU’s Missouri assets as described herein;

5) authorizing MGU to cause to be done and performed all such other acts and things

as well as to make, execute and deliver any and all documents as may be necessary, advisable and proper to the end that the intent and purposes of the foregoing transactions may be fully effectuated; and,

6) granting such further relief as the Commission may deem just and reasonable under the circumstances.

Respectfully submitted,



Dean L. Cooper MBE#36592
BRYDON, SWEARENGEN & ENGLAND P.C.
312 E. Capitol Avenue
P. O. Box 456
Jefferson City, MO 65102
(573) 635-7166
(573) 635-3847 facsimile
dcooper@brydonlaw.com

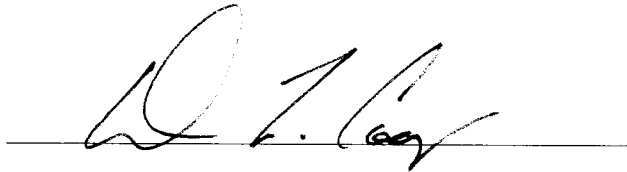
ATTORNEYS FOR MISSOURI GAS UTILITY, INC.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was hand-delivered, or sent by electronic mail, on October 29, 2004, to the following:

Tim Schwarz
Office of the General Counsel
Governor Office Building, 8th Floor
Jefferson City, Mo 65101

Douglas Micheel
Office of the Public Counsel
Governor Office Building, 6th Floor
Jefferson City, MO 65101



LIST OF APPENDICES

APPENDIX A – Certificate to Do Business in Missouri [*Application provided. Certificate to be late filed.*]

APPENDIX B – Gallatin Purchase Agreement [*Highly Confidential. Draft and ultimately an executed copy to be late filed after issuance of a protective order.*]

APPENDIX C – Hamilton Purchase Agreement [*Highly Confidential. Draft and ultimately an executed copy to be late filed after issuance of a protective order.*]

APPENDIX D – MGU Board Resolution Approving Gallatin Acquisition

APPENDIX E – MGU Board Resolution Approving Hamilton Acquisition

APPENDIX F – MGU Pro Forma Balance Sheet and Income Statement

APPENDIX G – Map of Proposed Certificated Area

APPENDIX H – Legal Description of Area to be Certificated

APPENDIX I – Feasibility Study

APPENDIX J – List of Ten Persons Residing in the Area to be Certificated (and their addresses)

APPENDIX K – Gallatin Franchise

APPENDIX L – Hamilton Franchise [*Draft provided. Final to be late filed.*]

APPENDIX M – Coffey Franchise [*Draft provided. Final to be late filed.*]

APPENDIX N – Current Gallatin Rates

APPENDIX O – Current Hamilton Rates

APPENDIX P – Loan Documents [*Highly confidential. Term sheet to be provided after issuance of a protective order.*]

AFFIDAVIT

STATE OF COLORADO)
) SS
COUNTY OF JEFFERSON)

I, Michael P. Earnest, having been duly sworn upon my oath, state that I am President / CEO of Missouri Gas Utility, Inc., that I am duly authorized to make this affidavit on behalf of Missouri Gas Utility, Inc., and that the matters and things stated in the foregoing application are true and correct to the best of my information, knowledge and belief.

Michael P. Earnest
President / CEO

Subscribed and sworn to before me this 26th day of October, 2004.

Franklin W. Taylor
Notary Public
FRANKLIN W. TAYLOR

My Commission Expires:

 3/23/2006

GR-2014-0086

Feasibility Study has been
deemed “Highly Confidential”
in its entirety

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

In the matter of the application of Missouri Gas Utility, Inc., for a certificate of convenience and necessity authorizing it to construct, install, own, operate, control, manage and maintain a natural gas distribution system to provide gas service in Daviess County, Missouri, as a further expansion of its existing certified area.)
)
)
)
)
)
)

Case No. _____

APPLICATION

COMES NOW Missouri Gas Utility, Inc. (MGU or Applicant), by and through its counsel, and as its Application pursuant to §393.170, RSMo (2000), 4 CSR 240-2.060 and 4 CSR 240-3.205, for a certificate of convenience and necessity, respectfully states as follows:

1. Applicant is Missouri Gas Utility, Inc. MGU’s principal office is located at 7810 Shaffer Parkway, Suite 120, Littleton, CO 80127.

2. MGU is a corporation duly incorporated under the laws of the State of Colorado. A copy of a certificate from the Missouri Secretary of State that MGU is authorized to do business in Missouri as a foreign corporation is attached hereto as **Appendix A**. Other than cases that have been docketed at the Commission, MGU has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court within the past three (3) years that involve customer service or rates. MGU has no annual report or assessment fees that are overdue.

3. MGU conducts the business of a “gas corporation” and provides natural gas service in the Missouri counties of Harrison, Daviess and Caldwell, subject to the jurisdiction of the Missouri Public Service Commission (Commission).

4. All correspondence, communications, notices, orders and decisions of the Commission with respect to this matter should be sent to the undersigned counsel and:

Tim Johnston, P.E.
Executive Vice President and Chief Operating Officer
Missouri Gas Utility, Inc.
7810 Shaffer Parkway, Suite 120
Littleton, CO 80127
Telephone: (800) 927-0787
Facsimile: (303) 979-7892
Email: tjohnston@cng Holdings.net

5. Landmark Manufacturing Corp. (Landmark) has requested that MGU provide natural gas service to its facility located within Section 30, Township 59 North, Range 26 West in Daviess County. This is an area where MGU currently does not hold a certificate for natural gas service from the Commission. The line to serve Landmark will begin in Section 9, Township 59 North, Range 27 West, then proceed east along a county road, various easements, and the right-of-way of US Highway 6 for a distance of 3.2 miles, then turn south and proceed an additional 3 miles south along county roads and easements to the Landmark facility.

6. For its entire length, this line will lie along Section lines, and MGU requests an order from the Commission granting it a certificate of convenience and necessity in the sections immediately on both sides of the line. These sections would be Sections 11, 12, 13, 14, 24 and 25 in Township 59 North, Range 27 West and Sections 7, 18, 19 and 30 in Township 59 North, Range 26 West. In addition, MGU is also requesting an order from the Commission granting it a certificate of convenience and necessity in Section 22 and all of Sections 23, 26 and 27 in Township 59 North, Range 27 West. Granting the territory requested above along the line to Landmark will cause these last 4 Sections to be surrounded on 3 sides by area where MGU holds the certificate, and granting the certificate for these 4 sections will square off the MGU area on the east side of Gallatin, MO, as shown on the map attached as **Appendix B** attached hereto.

MGU stands ready, if necessary, to serve any potential customers in these sections, under the terms of its Main Extension tariff, as set forth on Sheets 72 – 76.

7. Attached hereto and marked as **Appendix B** is a map of the location of the proposed service area as described above. MGU already has a certificate from the Commission to serve all sections in Township 59 North, Range 27 West which are immediately west of and adjacent to the requested sections, in addition to numerous other sections in Daviess County.

8. The metes and bounds legal description of the proposed boundaries of the certificated area in Daviess County are as follows:

Section 11, Township 59 North, Range 27 West in Daviess County, Missouri.

Section 12, Township 59 North, Range 27 West in Daviess County, Missouri.

Section 13, Township 59 North, Range 27 West in Daviess County, Missouri.

Section 14, Township 59 North, Range 27 West in Daviess County, Missouri.

Section 22, Township 59 North, Range 27 West in Daviess County, Missouri.

Section 23, Township 59 North, Range 27 West in Daviess County, Missouri.

Section 24, Township 59 North, Range 27 West in Daviess County, Missouri.

Section 25, Township 59 North, Range 27 West in Daviess County, Missouri.

Section 26, Township 59 North, Range 27 West in Daviess County, Missouri.

Section 27, Township 59 North, Range 27 West in Daviess County, Missouri.

Section 7, Township 59 North, Range 26 West in Daviess County, Missouri.

Section 18, Township 59 North, Range 26 West in Daviess County, Missouri.

Section 19, Township 59 North, Range 26 West in Daviess County, Missouri.

Section 30, Township 59 North, Range 26 West in Daviess County, Missouri.

9. Attached hereto and marked as **Appendix C** is a feasibility study and description of the plans and specifications for the project including the estimated cost of construction and estimated revenues during the first three years. No external financing is anticipated for construction related to this area. Construction methods will follow MGU's customary standards and the rules of the Commission.

10. Attached hereto and marked as **Appendix D** is a list of ten persons residing in or who are landowners within the proposed service area.

11. Because MGU does not have a certificate from the Commission for the area where the potential customers are located, it is necessary for MGU to obtain the requisite permission from the Commission.

12. Applicant will not require any franchises or permits from municipalities, counties, or other authorities in connection with the proposed construction other than the usual and customary state highway, railroad and county road permits which will be obtained prior to construction.

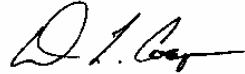
13. Applicant's existing rates and regulations for natural gas service contained in its tariff, as the same may change from time to time pursuant to law, will apply to service in the proposed area.

14. The area in which MGU is seeking to be certificated hereby is expected to develop and require natural gas service. Service from a natural gas supplier is not available in this area at the present time. Since MGU has the ability to provide service in this area by construction of additions to existing facilities, MGU believes that potential new customers should be afforded the opportunity to take service from MGU if they so desire, pursuant to

MGU's extension rule. These facts support a finding that the granting of the application is required by the public convenience and necessity.

WHEREFORE, Applicant requests an order from the Commission granting it a certificate of convenience and necessity to construct, install, own, operate, control, manage, and maintain a system for the provision of natural gas service to the public pursuant to its approved rates, rules and regulations, in the Sections listed above in Township 59 N, Range 26 West and Township 59 North, Range 27 West, in Daviess County, Missouri.

Respectfully submitted,



Dean L. Cooper MBE #36592
BRYDON, SWEARENGEN & ENGLAND P.C.
312 East Capitol Avenue
P.O. Box 456
Jefferson City, Missouri 65102-0456
Telephone: (573) 635-7166
Facsimile: (573) 635-3847
Email: Dcooper@brydonlaw.com

Attorneys for Missouri Gas Utility, Inc.

GR-2014-0086

Feasibility Study has been
deemed “Highly Confidential”
in its entirety

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

In the matter of the application of Missouri Gas)
Utility, Inc., for a certificate of convenience and)
necessity authorizing it to construct, install, own,)
operate, control, manage and maintain a natural)
gas distribution system to provide gas service in)
Harrison County, Missouri, as a further)
expansion of its existing certified area.)

Case No. _____

APPLICATION

COMES NOW Missouri Gas Utility, Inc. (MGU or Applicant), by and through its
counsel, and as its Application pursuant to §393.170, RSMo (2000), 4 CSR 240-2.060 and 4
CSR 240-3.205, for a certificate of convenience and necessity, respectfully states as follows:

1. Applicant is Missouri Gas Utility, Inc. MGU’s principal office is located at 7810 Shaffer Parkway, Suite 120, Littleton, CO 80127.

2. MGU is a corporation duly incorporated under the laws of the State of Colorado. A copy of a certificate from the Missouri Secretary of State that MGU is authorized to do business in Missouri as a foreign corporation was submitted in Case No. GA-2007-0421 and is incorporated by reference. Other than cases that have been docketed at the Commission, MGU has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court within the past three (3) years that involve customer service or rates. MGU currently has a general rate case pending before the Commission (Case No. GR-2008-0060). MGU has no annual report or assessment fees that are overdue.

3. MGU conducts the business of a “gas corporation” and provides natural gas service in the Missouri counties of Harrison, Daviess and Caldwell, subject to the jurisdiction of the Missouri Public Service Commission (Commission).

4. All correspondence, communications, notices, orders and decisions of the Commission with respect to this matter should be sent to the undersigned counsel and:

Tim Johnston, P.E.
Executive Vice President and Chief Operating Officer
Missouri Gas Utility, Inc.
7810 Shaffer Parkway, Suite 120
Littleton, CO 80127
Telephone: (800) 927-0787
Facsimile: (303) 979-7892
Email: tjohnston@cng Holdings.net

5. Maschhoffs, Inc. (Maschhoffs) has requested that MGU provide natural gas service to its facilities located within Sections 9 and 10, Township 64 North, Range 28 West in Harrison County. This is an area where MGU currently does not hold a certificate for natural gas service from the Commission. The line to serve Maschhoffs will begin in Section 11, Township 64 North, Range 28 West, then proceed west along County Road West 240 St for a distance of 2.0 miles to a tee. From this tee, a line will continue west an additional 0.3 miles and another line will proceed south 0.4 miles. Each of these lines will serve a Maschhoffs facility.

6. For its entire length, this line will lie along Section lines, and MGU requests an order from the Commission granting it a certificate of convenience and necessity in the sections immediately on both sides of the line where MGU does not already have an existing certificate. These sections would be Sections 4, 9 and 10 in Township 64 North, Range 28 West, as shown on the map attached as **Appendix A** attached hereto. MGU stands ready, if necessary, to serve any potential customers in these sections, under the terms of its Main Extension tariff, as set forth on Sheets 72 – 76.

7. Attached hereto and marked as **Appendix A** is a map of the location of the proposed service area as described above. MGU already has a certificate from the Commission

to serve all sections in Township 64 North, Range 28 West which are immediately east of and adjacent to the requested sections, in addition to numerous other sections in Harrison County.

8. The metes and bounds legal description of the proposed boundaries of the certificated area in Harrison County is as follows:

Section 4, Township 64 North, Range 28 West in Harrison County, Missouri.

Section 9, Township 64 North, Range 28 West in Harrison County, Missouri.

Section 10, Township 64 North, Range 28 West in Harrison County, Missouri.

9. Attached hereto and marked as **Appendix B** is a feasibility study and description of the plans and specifications for the project including the estimated cost of construction and estimated revenues during the first three years. No external financing is anticipated for construction related to this area. Construction methods will follow MGU's customary standards and the rules of the Commission.

10. Attached hereto and marked as **Appendix C** is a list of the landowners and the potential customer within the proposed service area. These are all the persons who own land within the proposed service area.

11. Because MGU does not have a certificate from the Commission for the area where the potential customers are located, it is necessary for MGU to obtain the requisite permission from the Commission.

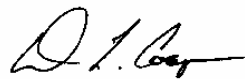
12. Applicant will not require any franchises or permits from municipalities, counties, or other authorities in connection with the proposed construction other than the usual and customary state highway, railroad and county road permits which will be obtained prior to construction.

13. Applicant's existing rates and regulations for natural gas service contained in its tariff, as the same may change from time to time pursuant to law, will apply to service in the proposed area.

14. The area in which MGU is seeking to be certificated hereby is expected to develop and require natural gas service. Service from a natural gas supplier is not available in this area at the present time. Since MGU has the ability to provide service in this area by construction of additions to existing facilities, MGU believes that potential new customers should be afforded the opportunity to take service from MGU if they so desire, pursuant to MGU's extension rule. These facts support a finding that the granting of the application is required by the public convenience and necessity.

WHEREFORE, Applicant requests an order from the Commission granting it a certificate of convenience and necessity to construct, install, own, operate, control, manage, and maintain a system for the provision of natural gas service to the public pursuant to its approved rates, rules and regulations, in the Sections listed above in Township 64 North, Range 28 West, in Harrison County, Missouri.

Respectfully submitted,



Dean L. Cooper MBE #36592
BRYDON, SWEARENGEN & ENGLAND P.C.
312 East Capitol Avenue
P.O. Box 456
Jefferson City, Missouri 65102-0456
Telephone: (573) 635-7166
Facsimile: (573) 635-3847
Email: Dcooper@brydonlaw.com

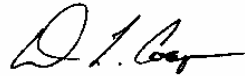
Attorneys for Missouri Gas Utility, Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail to the following counsel this 11th day of September, 2007:

Office of the General Counsel
Missouri Public Service Commission
Governor State Office Building
Jefferson City, Missouri 65101

Office of the Public Counsel
Governor State Office Building
Jefferson City, Missouri 65101



Dean L. Cooper

GR-2014-0086

Feasibility Study has been
deemed “Highly Confidential”
in its entirety

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

In the matter of the application of Missouri Gas)	
Utility, Inc., for a certificate of convenience and)	
necessity authorizing it to construct, install, own,)	
operate, control, manage and maintain a natural)	Case No. _____
gas distribution system to provide gas service in)	
Harrison County, Missouri, as a further)	
expansion of its existing certified area.)	

APPLICATION

COMES NOW Missouri Gas Utility, Inc. (MGU or Applicant), by and through its counsel, and as its Application pursuant to §393.170, RSMo (2000), 4 CSR 240-2.060 and 4 CSR 240-3.205, for a certificate of convenience and necessity, respectfully states as follows:

1. Applicant is Missouri Gas Utility, Inc. MGU’s principal office is located at 7810 Shaffer Parkway, Suite 120, Littleton, CO 80127.

2. MGU is a corporation duly incorporated under the laws of the State of Colorado. A copy of a certificate from the Missouri Secretary of State that MGU is authorized to do business in Missouri as a foreign corporation was submitted in Case No. GA-2007-0421 and is incorporated by reference in accordance with Commission Rule 4 CSR 240-2.060(1)(G). Other than cases that have been docketed at the Commission, MGU has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court within the past three (3) years that involve customer service or rates. MGU has no annual report or assessment fees that are overdue.

3. MGU conducts the business of a “gas corporation” and provides natural gas service in the Missouri counties of Harrison, Daviess and Caldwell, subject to the jurisdiction of the Missouri Public Service Commission (Commission).

4. All correspondence, communications, notices, orders and decisions of the Commission with respect to this matter should be sent to the undersigned counsel and:

Tim Johnston, P.E.
Executive Vice President and Chief Operating Officer
Missouri Gas Utility, Inc.
7810 Shaffer Parkway, Suite 120
Littleton, CO 80127
Telephone: (800) 927-0787
Facsimile: (303) 979-7892
Email: tjohnston@cng Holdings.net

5. MGU proposes to install a natural gas distribution system to provide natural gas sales and transportation service in Ridgeway, a 4th Class city, located in Harrison County. Ridgeway is located in parts of Sections 33 and 34 in Township 65 N, Range 27 W, and Sections 3 and 4 of Township 64N, Range 27W, all in Harrison County. This is an area where MGU currently does not hold a certificate for natural gas service from the Commission. MGU will utilize a 4” PE line to serve Ridgeway beginning in Section 9, Township 64 North, Range 27 West, then proceeding north along Highway T for a distance of 1.6 miles. Additional 2” PE lines will be attached to this main line and will be installed in the streets of Ridgeway to provide service to the businesses and residences in the town.

6. For its entire length, the main 4” PE line will lay along Section lines, and MGU requests an order from the Commission granting it a certificate of convenience and necessity (CCN) in the sections immediately on both sides of the line where MGU does not already have an existing certificate. These sections would be Sections 33 and 34 in Township 65 N, Range 27 W, and Sections 3 and 4 of Township 64N, Range 27W, as shown on the map attached hereto as **Appendix A**. In addition, granting the CCN in these sections will create a “U” shaped cut-out of non-certificated territory between these sections and the current MGU certificated territory located in Section 36, Township 65 N, Range 28 W and Section 1, Township 64N, Range 28 W.

MGU requests that a CCN for the area in this gap also be granted in order to square off the north line of MGU's certificated territory. MGU stands ready, if necessary, to serve any potential customers in these sections, under the terms of its Main Extension tariff, as set forth on Sheets 72 – 76.

7. MGU already has a certificate from the Commission to serve Section 1 in Township 64 N, Range 28 W and Section 36 in Township 65 N, Range 28 W, which are immediately west of and adjacent to the requested Sections, and in Sections 7, 8, 9 and 10 of Township 64 N, Range 27 W, which are immediately south of and adjacent to the requested Sections, in addition to numerous other sections in Harrison County.

8. The legal description of the area to be certificated in Harrison County is as follows:

Sections 31, 32, 33, 34 in Township 65 North, Range 27 West in Harrison County, Missouri.

Sections 3,4,5,6 in Township 64 North, Range 27 West in Harrison County, Missouri.

9. Attached hereto and marked as **Appendix B** is a feasibility study containing a description of the plans and specifications for the project, to include the estimated cost of construction and an estimate of the number of customers, revenues and expenses during the first three years of operations. No external financing is anticipated for the construction related to this project. Construction methods will follow MGU's customary standards and the rules of the Commission. MGU plans to use its existing rates and tariff in order to provide service to the proposed service area.

10. Attached hereto and marked as **Appendix C** is a list of ten persons who reside, or own land, within the proposed service area.

11. MGU has already begun to seek commitments from potential customers in Ridgeway and the immediate area around the town. As of this filing, the owners of 121 residences and 13 commercial properties have committed to take natural gas, if the requested CCN is granted.

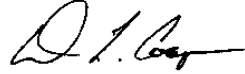
12. Applicant has obtained a franchise from the Town of Ridgeway, which is attached hereto as **Appendix D**. Applicant will not require any other franchises or permits from municipalities, counties, or other authorities in connection with the proposed construction other than the usual and customary state highway, railroad and county road permits which will be obtained prior to construction.

13. The area in which MGU is seeking to be certificated hereby is already developed. Service from a natural gas supplier is not available in this area at the present time. Since MGU has the ability to provide service in this area by construction of additions to existing facilities, MGU believes that potential new customers should be afforded the opportunity to take service from MGU if they so desire. These facts support a finding that a grant of this application is required by the public convenience and necessity.

WHEREFORE, Applicant requests an order from the Commission granting it a certificate of convenience and necessity to construct, install, own, operate, control, manage, and maintain a system for the provision of natural gas service to the public pursuant to its approved rates, rules and regulations, in the Sections listed above in Township 64 North, Range 28 West, in Harrison

County, Missouri.

Respectfully submitted,



Dean L. Cooper MBE #36592
BRYDON, SWEARENGEN & ENGLAND P.C.
312 East Capitol Avenue
P.O. Box 456
Jefferson City, Missouri 65102-0456
Telephone: (573) 635-7166
Facsimile: (573) 635-3847
Email: Dcooper@brydonlaw.com


Attorneys for Missouri Gas Utility, Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail to the following counsel this 4th day of April, 2008:

Office of the General Counsel
Missouri Public Service Commission
Governor State Office Building
Jefferson City, Missouri 65101

Office of the Public Counsel
Governor State Office Building
Jefferson City, Missouri 65101



Dean L. Cooper

VERIFICATION

STATE OF COLORADO)
)ss
COUNTY OF Jefferson)

I, Timothy R. Johnston, state that I am the Executive Vice President of Missouri Gas Utility, Inc. (MGU); that I have read the above and foregoing document; that the statements contained therein are true and correct to the best of my information, knowledge and belief; and, that I am authorized to make this statement on behalf of MGU.

Timothy R. Johnston

Subscribed and sworn to before me this 4th day of April, 2008.

Jeanette Binkley
Jeanette Binkley, Notary Public



GR-2014-0086

Feasibility Study has been
deemed “Highly Confidential”
in its entirety

4. All correspondence, communications, notices, orders and decisions of the Commission with respect to this matter should be sent to the undersigned counsel and:

Tim Johnston, P.E.
Executive Vice President and Chief Operating Officer
Missouri Gas Utility, Inc.
7810 Shaffer Parkway, Suite 120
Littleton, CO 80127
Telephone: (800) 927-0787
Facsimile: (303) 979-7892
Email: tjohnston@cng Holdings.net

5. MGU proposes to install a natural gas distribution system to provide natural gas sales and transportation service in Pattonsburg, a 4th Class city, located in Daviess County. Pattonsburg is located in parts of Sections 13 and 24 in Township 61 N, Range 29 W, and Sections 18 and 19 of Township 61N, Range 28W, all in Daviess County. This is an area where MGU currently does not hold a certificate for natural gas service from the Commission. MGU will utilize a 4” PE line to serve Pattonsburg beginning in Section 9, Township 61 North, Range 28 West, then proceeding west along Highway B and Highway N for a distance of 1.8 miles, then turning south along 162nd Street and continuing along 1st Avenue in Pattonsburg for another 2 miles. Additional 2” PE lines will be attached to this main line and will be installed in the streets of Pattonsburg to provide service to the businesses and residences in the town.

6. For its entire east-west length, the main 4” PE line will lay along Section lines and MGU requests an order from the Commission granting it a certificate of convenience and necessity (CCN) in the sections immediately on both sides of the line where MGU does not already have an existing certificate. These sections would be Sections 5, 6, 7 and 8 in Township 61 N, Range 28 W, as shown on the map attached hereto as **Appendix A**. In addition, granting the CCN in these sections and the sections around Pattonsburg will create a cut-out of non-certificated territory north and west of these sections along both sides of Highway 69, the

secondary highway through this area. MGU requests that a CCN for this area, Sections 1 and 12 of Township 61 N, Range 29 W, to allow future expansion north of Pattonsburg along Highway 69 and to square off the CCN territory. MGU stands ready, if necessary, to serve any potential customers in these sections, under the terms of its Main Extension tariff, as set forth on Sheets 72 – 76.

7. MGU already has a certificate from the Commission to serve Sections 4 and 9 in Township 61 N, Range 28 W, which are immediately east of and adjacent to the requested Sections, in addition to numerous other sections in Daviess County.

8. The legal description of the area to be certificated in Daviess County is as follows:

Sections 5, 6, 7, 8, 18, 19 in Township 61 North, Range 28 West in Daviess County, Missouri.

Sections 1, 12, 13, 24 in Township 61 North, Range 29 West in Daviess County, Missouri.

9. Attached hereto and marked as **Appendix B** is a feasibility study containing a description of the plans and specifications for the project, to include the estimated cost of construction and an estimate of the number of customers, revenues and expenses during the first three years of operations. No external financing is anticipated for the construction related to this project. Construction methods will follow MGU's customary standards and the rules of the Commission. MGU plans to use its existing rates and tariff in order to provide service to the proposed service area.

10. Attached hereto and marked as **Appendix C** is a list of ten persons who reside, or own land, within the proposed service area.

11. MGU has already begun to seek commitments from potential customers in Pattonsburg and the immediate area around the town. As of this filing, the owners of 80 residences and 12 commercial properties have committed to take natural gas if the requested CCN is granted. 2 of these 12 commercial properties are expected to be served on the Large Volume rate schedule.

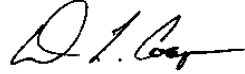
12. Applicant has obtained a franchise from the Town of Pattonsburg, which is attached hereto as **Appendix D**. Applicant will not require any other franchises or permits from municipalities, counties, or other authorities in connection with the proposed construction other than the usual and customary state highway, railroad and county road permits which will be obtained prior to construction.

13. The area in which MGU is seeking to be certificated hereby is already developed. Service from a natural gas supplier is not available in this area at the present time. Since MGU has the ability to provide service in this area by construction of additions to existing facilities, MGU believes that potential new customers should be afforded the opportunity to take service from MGU if they so desire. These facts support a finding that a grant of this application is required by the public convenience and necessity.

WHEREFORE, Applicant requests an order from the Commission granting it a certificate of convenience and necessity to construct, install, own, operate, control, manage, and maintain a system for the provision of natural gas service to the public pursuant to its approved rates, rules and regulations, in the Sections listed above in Township 64 North, Range 28 West, in Daviess

County, Missouri.

Respectfully submitted,



Dean L. Cooper MBE #36592
BRYDON, SWEARENGEN & ENGLAND P.C.
312 East Capitol Avenue
P.O. Box 456
Jefferson City, Missouri 65102-0456
Telephone: (573) 635-7166
Facsimile: (573) 635-3847
Email: Dcooper@brydonlaw.com


Attorneys for Missouri Gas Utility, Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail to the following counsel this 7th day of April, 2008:

Office of the General Counsel
Missouri Public Service Commission
Governor State Office Building
Jefferson City, Missouri 65101

Office of the Public Counsel
Governor State Office Building
Jefferson City, Missouri 65101



Dean L. Cooper

GR-2014-0086

Feasibility Study has been
deemed “Highly Confidential”
in its entirety

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

In the matter of the application of Missouri Gas)
Utility, Inc., for a certificate of convenience and)
necessity authorizing it to construct, install, own,)
operate, control, manage and maintain a natural) Case No. _____
gas distribution system to provide gas service in)
Daviness County, Missouri, as a further)
expansion of its existing certified area.)

APPLICATION

COMES NOW Missouri Gas Utility, Inc. (MGU or Applicant), by and through its counsel, and as its Application pursuant to §393.170, RSMo (2000), 4 CSR 240-2.060 and 4 CSR 240-3.205, for a certificate of convenience and necessity, respectfully states as follows:

1. Applicant is Missouri Gas Utility, Inc. MGU's principal office is located at 7810 Shaffer Parkway, Suite 120, Littleton, CO 80127.

2. MGU is a corporation duly incorporated under the laws of the State of Colorado. A copy of a certificate from the Missouri Secretary of State that MGU is authorized to do business in Missouri as a foreign corporation was submitted in Case No. GA-2007-0421 and is incorporated by reference in accordance with Commission Rule 4 CSR 240-2.060(1)(G). Other than cases that have been docketed at the Commission, MGU has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court within the past three (3) years that involve customer service or rates. MGU has no annual report or assessment fees that are overdue.

3. MGU conducts the business of a "gas corporation" and provides natural gas service in the Missouri counties of Harrison, Daviness and Caldwell, subject to the jurisdiction of the Missouri Public Service Commission (Commission).

4. All correspondence, communications, notices, orders and decisions of the Commission with respect to this matter should be sent to the undersigned counsel and:

Tim Johnston, P.E.
Executive Vice President and Chief Operating Officer
Missouri Gas Utility, Inc.
7810 Shaffer Parkway, Suite 120
Littleton, CO 80127
Telephone: (800) 927-0787
Facsimile: (303) 979-7892
Email: tjohnston@cng Holdings.net

5. MGU proposes to install a natural gas distribution system to provide natural gas sales and transportation service in Jamesport, a 4th Class city, located in Daviess County. Jamesport is located in parts of Sections 26, 27, 34 and 35 in Township 60 N, Range 26 W, all in Daviess County. This is an area where MGU currently does not hold a certificate for natural gas service from the Commission. MGU will utilize a 4" PE line to serve Jamesport beginning in Section 7, Township 59 North, Range 26 West, then proceeding north-east along State Highway 6 for a distance of 4 miles, then turning east along Main Street in Jamesport for another 2 miles. Additional 2" PE lines will be attached to this main line and will be installed in the streets of Jamesport to provide service to the businesses and residences in the town.

6. For its entire east-west length, the main 4" PE line will lay along Section lines or along State Highway 6, and MGU requests an order from the Commission granting it a certificate of convenience and necessity (CCN) in the sections immediately on both sides of the line where MGU does not already have an existing certificate. These sections would be Sections 4, 5, 6, and 8 in Township 59 N, Range 26 W, and Sections 28, 32 and 33 in Township 60 N, Range 26 W, as shown on the map attached hereto as **Appendix A**. In addition, granting the CCN in these sections and the sections around Jamesport will create a cut-out of non-certificated territory south and east of these sections along State Highway 190, the secondary highway that

runs north to south through this area. MGU requests that a CCN for this area, Sections 2 and 3 of Township 59 N, Range 26 W, to allow future expansion north of Jamesport along Highway 190 and to square off the CCN territory. MGU stands ready, if necessary, to serve any potential customers in these sections, under the terms of its Main Extension tariff, as set forth on Sheets 72 – 76.

7. MGU already has a certificate from the Commission to serve Sections 7 and 18 in Township 59 N, Range 26 W, which are immediately south-west of and adjacent to the requested Sections, in addition to numerous other sections in Daviess County.

8. The legal description of the area to be certificated in Daviess County is as follows:

Sections 2, 3, 4, 5, 6, 8 in Township 59 North, Range 26 West in Daviess County, Missouri.

Sections 26, 27, 28, 32, 33, 34, 35 in Township 60 North, Range 26 West in Daviess County, Missouri.

9. Attached hereto and marked as **Appendix B** is a feasibility study containing a description of the plans and specifications for the project, to include the estimated cost of construction and an estimate of the number of customers, revenues and expenses during the first three years of operations. No external financing is anticipated for the construction related to this project. Construction methods will follow MGU's customary standards and the rules of the Commission. MGU plans to use its existing rates and tariff in order to provide service to the proposed service area.

10. Attached hereto and marked as **Appendix C** is a list of ten persons who reside, or own land, within the proposed service area.

11. MGU has already begun to seek commitments from potential customers in Jamesport and the immediate area around the town. As of this filing, the owners of 63 residences and 8 commercial properties have committed to take natural gas if the requested CCN is granted. 1 of these 8 commercial properties is expected to be served on the Large Volume rate schedule.

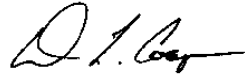
12. Applicant has obtained a franchise from the Town of Jamesport, which is attached hereto as **Appendix D**. Applicant will not require any other franchises or permits from municipalities, counties, or other authorities in connection with the proposed construction other than the usual and customary state highway, railroad and county road permits which will be obtained prior to construction.

13. The area in which MGU is seeking to be certificated hereby is already developed. Service from a natural gas supplier is not available in this area at the present time. Since MGU has the ability to provide service in this area by construction of additions to existing facilities, MGU believes that potential new customers should be afforded the opportunity to take service from MGU if they so desire. These facts support a finding that a grant of this application is required by the public convenience and necessity.

WHEREFORE, Applicant requests an order from the Commission granting it a certificate of convenience and necessity to construct, install, own, operate, control, manage, and maintain a system for the provision of natural gas service to the public pursuant to its approved rates, rules and regulations, in the Sections listed above in Township 59 North, Range 26 West, and

Township 60 North, Range 26 West in Daviess County, Missouri.

Respectfully submitted,



Dean L. Cooper MBE #36592
BRYDON, SWEARENGEN & ENGLAND P.C.
312 East Capitol Avenue
P.O. Box 456
Jefferson City, Missouri 65102-0456
Telephone: (573) 635-7166
Facsimile: (573) 635-3847
Email: Dcooper@brydonlaw.com

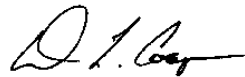
Attorneys for Missouri Gas Utility, Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail to the following counsel this 22nd day of April, 2008:

Office of the General Counsel
Missouri Public Service Commission
Governor State Office Building
Jefferson City, Missouri 65101

Office of the Public Counsel
Governor State Office Building
Jefferson City, Missouri 65101




Dean L. Cooper

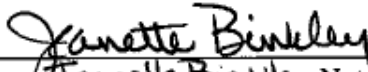
VERIFICATION

STATE OF COLORADO)
)ss
COUNTY OF Jefferson)

I, Timothy R. Johnston, state that I am the Executive Vice President of Missouri Gas Utility, Inc. (MGU); that I have read the above and foregoing document; that the statements contained therein are true and correct to the best of my information, knowledge and belief; and, that I am authorized to make this statement on behalf of MGU.



Subscribed and sworn to before me this 4th day of April, 2008.



Jeanette Binkley, Notary Public



GR-2014-0086

Feasibility Study has been
deemed “Highly Confidential”
in its entirety