

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

In the Matter of the Application of Marshall)	
Municipal Utilities and Central Missouri)	
Electric Cooperative, Inc. for Approval of)	File No. EO-2015-
An Amendment to an Approved Territorial)	
Agreement.)	

**JOINT APPLICATION FOR APPROVAL OF AN
AMENDMENT TO AN APPROVED TERRITORIAL AGREEMENT**

COMES NOW Marshall Municipal Utilities (“MMU”) and Central Missouri Electric Cooperative, Inc. (“CMEC”) (collectively, “Applicants”), by and through their respective counsel, and for their Joint Application to the Missouri Public Service Commission (the “Commission”), pursuant to 4 CSR 240-2.060, 4 CSR 240-3.130, and RSMo. §394.312 and §416.041, for an order approving Applicants’ Amendment to the Territorial Agreement, respectfully state as follows:

THE APPLICANTS

1. MMU is a municipally owned electric utility operated under the direction of a Board of Public Works for the City of Marshall, Missouri, with its principal office located at 75 East Morgan, Marshall, MO 65340. The City of Marshall is a political subdivision of the 3rd Class organized and existing under the laws of Missouri. The City of Marshall has no pending or final judgments or decisions against it from any state or federal agency or court which involve customer service or rates within the three years immediately preceding the filing of this Joint Application.

2. CMEC is a rural electric cooperative organized and existing pursuant to the laws of the State of Missouri and has its principal office at P.O. Box 939, Sedalia, MO 65302. It is a Chapter 394 rural electric cooperative corporation engaged in the distribution of electric energy and service to its members within certain Missouri Counties. CMEC has no pending or final judgments or decisions against it from any state or federal agency or court which involve its customer service or rates within the three years immediately preceding the filing of this Application. A copy of a Certificate of Good Standing from the Office of the Missouri Secretary of State for CMEC is attached as Appendix 1.¹

3. Correspondence, communications, orders, and other documents and notices related to this Application should be directed to the undersigned counsels.

THE EXISTING TERRITORIAL AGREEMENT

4. The Applicants previously entered into a Territorial Agreement, which designated the boundaries of each Applicant's respective exclusive service area for new structures erected in portions of Saline County. The Commission established Case No. EO-96-165 to consider that Territorial Agreement and approved the Territorial Agreement in a *Report and Order* dated March 8, 1996, and the approved Territorial Agreement is attached as Appendix 2. Basically, the Territorial Agreement allows MMU to serve three separate areas, one of which is a facility located on the campus of Missouri Valley College.

5. On or about November 3, 2014, the Applicants entered into an Amendment to the Territorial Agreement ("Amendment"). This Amendment is the subject of this case.

THE PROPOSED AMENDMENT

¹ All Appendixes are incorporated by reference into this Application and made a part hereof for all purposes.

6. On or about November 3, 2014, the Applicants entered into an amendment to the Territorial Agreement, titled "Amendment to Territorial Agreement Between Marshall Municipal Utilities and Central Missouri Electric Cooperative, Inc." ("Amendment"). A copy of the Amendment is attached to this application as Appendix 3.

7. Amendment reflects the Applicants' agreement to amend their existing territorial agreement to allow a new structure located at Missouri Valley College in Marshall, Missouri, to receive electric service from MMU even though that structure is located within CMEC's exclusive service area. This new structure is a new Horse Arena that is replacing the existing structure that MMU currently serves under the existing Territorial Agreement. MMU, CMEC, and Missouri Valley College all agree that allowing MMU to provide service to the new structure is both economical and practical. Although that alternative will require a minimal extension of MMU's facilities, it is most cost-effective because MMU's existing facilities are much closer to the new structure than are those of CMEC.

8. Except for the change described in the preceding paragraph, Amendment does not change any of the other terms or conditions of the Territorial Agreement.

9. This Application includes the following supporting documents, which are identified below and are incorporated herein by reference:

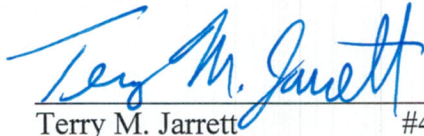
- a. A diagram showing the location of the new structure to be served (Appendix 4);
- b. A legal description of the new territory to be served (Appendix 5);
- c. Affidavits by representatives of MMU and CMEC that explain and justify the changes contained in Amendment (Appendixes 6 and 7, respectively); and

d. Affidavit from Missouri Valley College that shows (i) it received notice that the electric service proposed to be provided represents an exception to the territorial agreement previously approved by the Commission, and (ii) it consents to be served by MMU (Appendix 8).

WHEREFORE, for all reasons stated in this application, the Applicants, having shown that allowing MMU to provide service to the Missouri Valley College is in the best interests of the customer and the Applicants and also is in the public interest, the Applicants respectfully request the Commission to issue an order that:

- (i) Approves the Amendment;
- (ii) Authorizes MMU to provide electric service to the Missouri Valley College, as set forth in Amendment;
- (iii) Authorizes the Applicants to do such other acts and things, including making, executing, and delivering any and all documents that may be necessary, advisable, or proper to consummate the agreements reflected in the Amendment and implement the authority granted by the Commission in this case; and
- (iv) Grants such other relief as the Commission deems appropriate under the circumstances.

Respectfully submitted,

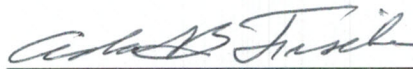


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Attorney for CMEC

Dated: Oct-21, 2014

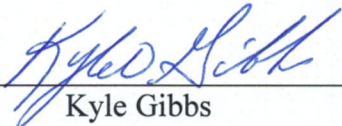
VERIFICATION

STATE OF MISSOURI)
COUNTY OF Saline) ss.

Kyle Gibbs, being duly sworn on oath, deposes and says that I am General Manager for the Marshall Municipal Utilities, that I have read the foregoing application, know the contents thereof, and that the information contained in that application is true and correct to the best of my knowledge and belief.

I further say that I have full authority to: (a) enter into the Amendment to Territorial Agreement Between Marshall Municipal Utilities and Central Missouri Electric Cooperative dated on or about November 3, 2014, and (b) to file this application.

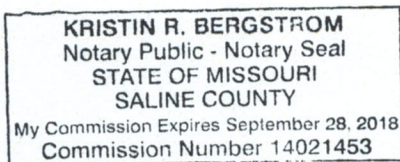
MARSHALL MUNICIPAL UTILITIES

BY: 
Kyle Gibbs

Subscribed and sworn to before me, the undersigned Notary Public in and for the county and state aforesaid, on the 4th day of November, 2014.


Notary Public

My Commission expires: September 28, 2018



VERIFICATION

STATE OF MISSOURI)
) ss.
COUNTY OF Pettis)

Ron Bledsoe, being duly sworn on oath, deposes and says that I am President for Central Missouri Electric Cooperative, that I have read the foregoing application, know the contents thereof, and that the information contained in that application is true and correct to the best of my knowledge and belief.

I further say that I have full authority to: (a) enter into the Amendment to Territorial Agreement Between Marshall Municipal Utilities and Central Missouri Electric Cooperative dated on or about November 3, 2014, and (b) to file this application.

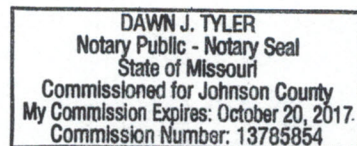
CENTRAL MISSOURI ELECTRIC COOPERATIVE

BY: Ronald D Bledsoe
Ron Bledsoe

Subscribed and sworn to before me, the undersigned Notary Public in and for the county and state aforesaid, on the 21st day of October, 2014.

Dawn J. Tyler
Notary Public

My Commission expires: 10-20-17



CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been hand-delivered, transmitted by e-mail or mailed, First Class, postage prepaid, this 25th day of November, 2014, to the following parties:

Missouri Public Service Commission
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Jefferson City, Missouri 65101
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