

**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.

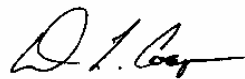
12. Applicant will not require any franchises or permits from municipalities, counties, or other authorities in connection with the proposed construction other than the usual and customary state highway, railroad and county road permits which will be obtained prior to construction.

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,



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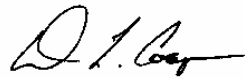
Attorneys for Missouri Gas Utility, Inc.

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