

CASE NO. 3371

At a session of the Public Service Commission held at its office in Jefferson City, Missouri, on the 21st day of March, 1922.

## PRESENT:

John A. Murph, Chairman,

Edwin J. Bean,

Noah E. Simpson,

Hugh McIndoe,

A. J. O'Reilly, Commissioners.

In the Matter of the Application  
of the West Missouri Power Company  
for Permission to Issue Preferred  
Stock.

ORDER

Application having been made to the Public Service Commission by the West Missouri Power Company under the provisions of the Public Service Commission Law for the consent of the Commission to the issuance by said company of Seven Per Cent Preferred Stock to the amount of One Hundred Thousand Dollars (\$100,000.00) par value, and a hearing having been duly held upon said application before the Commission on the 14th day of March, 1922, and it appearing to the Commission that the authorized capital stock of the said West Missouri Power Company is Seven Hundred and Fifty Thousand Dollars (\$750,000.00), of which Five Hundred Thousand Dollars (\$500,000.00) is common and

Two Hundred Fifty Thousand Dollars (\$250,000.00) in preferred stock; that Three Hundred and Seventy-five Thousand Dollars (\$375,000.00) of common stock has heretofore been issued under due authority granted by the Commission; that none of the preferred stock has been issued prior to the date of this application; and, it appearing to the Commission that the stockholders and directors of the said West Missouri Power Company have, by resolution, duly and regularly authorized the issuance and sale of said preferred stock in the amount of One Hundred Thousand Dollars (\$100,000.00) per value; and, it being now the opinion of the Commission, (1) That the moneys to be procured by the said issue of preferred stock are reasonably required by the West Missouri Power Company for the acquisition of property, the construction, completion, extension or improvement of its plants and distribution systems, and for the reimbursement of moneys actually expended from income; (2) That said purposes are not, in whole or in part, reasonably chargeable to operating expenses or to income.

Now, after due consideration, it is

**ORDERED:** 1. That the West Missouri Power Company be, and it hereby is, authorized to issue its preferred stock to the amount of One Hundred Thousand Dollars (\$100,000.00) per value; that all the stock hereby authorized shall be preferred stock of said Company to be issued for money or property of the full value thereof.

**ORDERED:** 2. That said issue of preferred stock is authorized upon the conditions following, and not otherwise:

First. That the said West Missouri Power Company shall sell the said stock hereby authorized so as to net the said Company not less than the par value of the principal thereof, and that the

proceeds thereof shall be applied to the following purpose,-- that  
is to say:

For extensions and additions to the distribution systems and street lighting systems now or hereafter owned and operated by the said Company in Jackson, Cass, Bates, Henry, LeFlore, Johnson, Cedar, St. Clair and Vernon Counties; and for the reimbursement of moneys heretofore or hereafter actually expended from income of the Company for the acquisition of property, the construction, completion, extension or improvement of the plants or distribution systems of said Company; provided, that before any stock shall be issued for the reimbursement of moneys actually expended from income, a detailed statement of such expenditures shall be filed with and approved by the Commission. \$100,000.00.

Second. That said West Missouri Paper Company shall keep separate, true and accurate accounts showing the receipt and application in detail of the proceeds of the sale or disposal of the stock hereby authorized to be issued and, at the end of each six (6) months the Company shall make verified reports to the Commission, stating the sale or sales of said stock during the previous six months, the terms and conditions of sale, the moneys realized therefrom, and the use and application of such moneys; and said accounts, vouchers and records shall be open to audit, and may be audited from time to time by accountants and examiners designated for such purpose by the Commission.

ORDERED: 3. That the authority hereby given to issue such preferred stock shall apply only to stock issued by said Company on or before the first day of April, 1923.

ORDERED: 4. That this order shall take effect on this date and, except as provided in the preceding paragraph hereof, limiting the duration of the authority to issue such stock herein granted, continue in force until otherwise ordered by the Commission; and that, within ten (10) days after service upon it of a certified



copy of this order, said Company notify the Commission whether the  
terms of this order are accepted and will be observed.

BY THE COMMISSION.

L. H. Bremer  
Secretary.

**Exhibit 112**  
**(Ex. D to Aquila Supp. Mem. in Opposition)**

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public  
Service Commission held  
at its office in Jefferson  
City, Missouri on the  
21<sup>st</sup> day of March, 1922.

CASE NO. 3171

PRESENT:

John A. Kurtz, Chairman.  
Edwin J. Bean,  
Noah W. Simpson  
Hugh McIndoe  
A. J. O'Reilly, Commissioners.

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In the Matter of the Application  
of the West Missouri Power company  
for Permission to Issue Preferred  
Stock.

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**ORDER**

Application having been made to the Public Service Commission by the West Missouri Power Company under the provisions of the Public Service Commission Law for the consent of the Commission to the issuance by said Company of Seven Per Cent Preferred Stock to the amount of One Hundred Thousand Dollars (\$100,000.00) par value, and a hearing having been duly held upon said application before the Commission on the 14<sup>th</sup> day of March, 1922; and, it appearing to the Commission that the authorized capital stock of the said West Missouri Power company is Seven Hundred and Fifty Thousand Dollars (\$750,000.00), of which Five Hundred Thousand Dollars (\$500,000.00) is common and Two Hundred Fifty Thousand Dollars (\$250,000.00) is Preferred Stock; that the Three Hundred and Seventy-Five Thousand Dollars

(\$375,000.00) of common stock has heretofore been issued under due authority granted by the Commission, that none of the preferred stock has been issued prior to the date of this application; and, it appearing to the Commission that the stockholders and directors of the said West Missouri Power Company have, by resolution, duly and regularly authorized the issuance and sale of said preferred stock in the amount of One Hundred Thousand Dollars (\$100,000.00) par value; and, it being now the opinion of the Commission, (1) That the moneys to be procured by the said issue of preferred stock are reasonably required by the West Missouri Power Company for the acquisition of property, the construction, completion, extension or improvement of its plants and distribution systems, and for the reimbursement of moneys actually expended from income, (2) That said purposes are not, in whole or in part, reasonably chargeable to operating expenses or to income.

Now, after due consideration, it is

ORDERED: 1. That the West Missouri Power Company be, and it hereby is, authorized to issue its preferred stock to the amount of One Hundred Thousand Dollars (\$100,000.00) par value; that all the stock hereby authorized shall be preferred stock of said Company to be issued for money or property of the full value thereof.

ORDERED: 2. That said issue of preferred stock is authorized upon the conditions following, and not otherwise:

First. That the said West Missouri Power Company shall sell the said stock hereby authorized so as to net the said Company not less than the par value of the principal thereof, and that the proceeds thereof shall be applied to the following purpose, -- that is to say:

For extensions and additions to distribution systems and street lighting systems now or hereafter owned and operated by the said Company in Jackson, Cass, Bates, Henry, Lafayette, Johnson, Cedar, St. Clair and Vernon Counties, and for the reimbursement

of moneys heretofore or hereafter actually expended from income of the Company for the acquisition of property, the construction, completion, extension or improvement of the plants or distribution systems of said Company; provided, that before any stock shall be issued for the reimbursement of moneys actually expended from income, a detailed statement of such expenditures shall be filed with and approved by the Commission . . . . . \$100,000.00.

Second. That said West Missouri Power Company shall keep separate, true and accurate accounts showing the receipt and application in detail of the proceeds of the sale or disposal of the stock hereby authorized to be issued and, at the end of each six (6) months this Company shall make verified reports to the Commission, stating the sale or sales of said stock during the previous six months, the terms and conditions of sale, the moneys realized therefrom, and the use and application of such moneys; and said accounts, vouchers and records shall be open to audit, and may be audited from time to time by accountants and examiners designated for such purpose by the Commission.

ORDERED: 3. That the authority hereby given to issue such preferred stock shall apply only to stock issued by said Company on or before the first day of April, 1925.

ORDERED: 4. That this order shall take effect on this date and, except as provided in the preceding paragraph hereof, limiting the duration of the authority to issue such stock herein granted, continue in force until otherwise ordered by the Commission and that, within ten (10) days after service upon it of a certified copy of this order, said Company notify the Commission whether the terms of this order are accepted and will be obeyed.

BY THE COMMISSION,

/s/ L. H. Brewer  
Secretary