

PUBLIC SERVICE COMMISSION

CASE NO. 3771

At a Session of the Public
Service Commission held
at its office in Jefferson
City on the 6th day of
December, 1921.

PRESENT:

John A. Hurst, Chairman.
Wash W. Simpson,
Hugh McIndee
A. J. O'Reilly, Commissioners.

In the Matter of the Application
for Authorization of the Reorgani-
zation of the Green Light and
Sewer Company, and for an order
authorizing the issuance of stocks
and bonds.

PRELIMINARY ORDER

An application having been made under the provisions of
Sections 10483, 10484 and 10485, Revised Statutes Missouri 1919
by Green Light and Sewer Company, a corporation organized under
the laws of Missouri and engaged in the operation of electrical
properties in this state for an order of this Commission authoriz-
ing and approving the plan for re-organization submitted with its
application which involves, among other things:

(a) The formation of a new corporation proposed to be
named "West Missouri Sewer Company", with an authorized capital
stock of Seven Hundred Fifty Thousand Dollars (\$750,000.00), of
which Five Hundred Thousand Dollars (\$500,000.00) shall be common
and Two Hundred Fifty Thousand Dollars (\$250,000.00) preferred stock.

(b) The subscription by Green Light and Power Company, directly or through its officers or its behalf, for Three Hundred Seventy-five Thousand Dollars (\$375,000.00) par value of the common stock of the proposed corporation, that being one-half of its authorized capital stock, and the payment therefor by the transfer of such a proportion of the assets of the Green Light and Power Company as will have a clear market value of Three Hundred Seventy-five Thousand Dollars (\$375,000.00) and by giving an option to the proposed corporation to purchase its remaining assets, free and clear of all obligations, lien and general, for the sum of Four Hundred Twenty-five Thousand Dollars (\$425,000.00) and to pay therefor, by an issue of its First Mortgage Sinking Fund Fifteen Year Eight Per Cent Gold Bonds of the aggregate principal sum of Four Hundred Twenty-five Thousand Dollars (\$425,000.00), to be designated "Series A" and secured by a first deed of trust on all the assets of West Lincoln Power Company, present and future, which deed of trust shall also be security for future series of bonds, which, including Series A, shall not exceed the total principal sum of Seven Hundred Fifty Thousand Dollars (\$750,000.00).

The application also asks for such other and further orders and relief as in this Commission may seem just and proper.

And the Commission having held a hearing on the 25th day of November, 1921, at Kansas City, Missouri, upon said application, and having heard the evidence offered in support thereof, and it now being the opinion of the Commission that the plan for reorganization providing for a new corporation and proposed issues of securities is reasonably necessary in order to enable the financing of extensions, additions and betterments now contracted for and under construction, to provide for the refunding of the present bonded indebtedness of applicant, to pay short-term notes and miscellaneous floating

obligations of applicant, and to meet the demand of the public for expansion and extension of the facilities of the Company, and that the fair value of the property involved, including the Grandfather Transmission Line to be erected as indicated in application herein, is sufficient to warrant the capitalization proposed, and the Commission being fully advised in the premises.

Now, Therefore, after due consideration, it is --

ORDERED: 1. That the Commission hereby consents to and authorizes the re-organization of the Green Light and Power Company pursuant to the plan filed with its application.

ORDERED: 2. That the Commission hereby consents to and authorizes the formation of the new corporation to be known as "West Missouri Power Company" with an authorized capital stock as aforesaid, and that the Green Light and Power Company transfer such proportion of its assets, together with the option aforesaid, as will have a clear market value of Three Hundred Seventy-five Thousand Dollars (\$375,000.00) in payment of one-half of the authorized capital stock of said new company and receive in payment thereof common stock of the par value of Three Hundred Seventy-five Thousand Dollars (\$375,000.00).

ORDERED: 3. The Commission hereby consents to and authorizes the acquisition and holding by the New Company of any and all of the franchises and property of the Green Light and Power Company, and hereby consents to and authorizes the execution and delivery by the New Company of its first mortgage covering any and all of the franchises and property of the New Company at any time acquired by it to secure bonds of the aggregate total of Seven Hundred Fifty Thousand Dollars (\$750,000.00).

ORDERED: 4. That the New Company, upon intervention and subsequent application in this proceeding to the Commission and approval thereof, may issue and deliver to Green Light and Power Company its

bonds described in the Plan of reorganization and known as First Mortgage Sinking Fund Fifteen Year Eight Per Cent Gold Bonds, Series A, of the aggregate principal sum of Four Hundred Twenty-five Thousand Dollars (\$425,000.00) in payment of the remaining assets of Green Light and Power Company, including the aforesaid Winthrop Transmission Line completed in all respects, on the basis of the same being free and clear of all obligations, lien and general.

ORDERED: 5. That the total amount of stocks, bonds and other evidence of indebtedness to be issued, pursuant to the re-organization hereby authorized, shall not exceed the sum of Eight Hundred Thousand Dollars (\$800,000.00).

ORDERED: 6. That the Commission hereby consents to and authorizes the sale by the Green Light and Power Company of the bonds of the par value of Four Hundred Twenty-five Thousand Dollars (\$425,000.00) which shall be issued to it as provided in Paragraph 4 hereof, of not less than ninety per cent (90%) of the par or face value thereof and upon such specific terms and conditions as may be provided for in the supplemental application and order to be entered hereinafter.

PROVIDED, That the entire expense of this re-organization and security issuance proceeding shall be limited to the legal fees prescribed by the Public Service Commission Law for bond issues, the usual fees payable to the Trustee, proper legal and accounting expenses connected herewith, and no stock bonus or other form of compensation except the discount on the bonds herein authorized, shall be paid or allowed by the applicant Company or the New Company for services in connection with the approval, issuance and sale of said securities.

ORDERED: 7. That, under the provisions of Section 10491, Revised Statutes Missouri 1912, the Commission finds that the present and future public convenience and necessity require the exercise by the said New Company of all the rights, privileges and franchises to

construct, operate and maintain electric plants and systems in the State of Missouri and respective counties and municipalities thereof, now acquired or controlled by applicant, Cross Light and Power Company.

ORDERED: 8. That the Commission reserves its full right of authority to approve, or disapprove, the said first mortgage, to be hereafter issued by said Gas Company as provided in said Plan, as to form and substance thereof, when hereafter submitted to the Commission for its final execution and delivery.

ORDERED: 9. That the Commission reserves jurisdiction of the subject matter and of the parties for the purpose of entering such additional or supplemental order or orders herein as the facts may from time to time warrant, and that this case be continued for such further action.

ORDERED: 10. That the Secretary of the Commission forthwith serve on said applicant a certified copy of this order, and said applicant is hereby required to notify the Commission in the manner required by Section 25 of the Public Service Commission Law within fifteen (15) days after receipt of a certified copy of this order, whether the terms of said order are accepted and will be obeyed.

BY THE COMMISSION.


Secretary.

Exhibit 110
(Ex. C 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 on the 6th day of
December, 1921.

CASE NO. 3171

PRESENT:

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

In the Matter of the Application
for Authorization of the Reorgani-
zation of the Green Light and
Power Company, and for an order
authorizing the issuance of stocks
and bonds.

PRELIMINARY ORDER

An application having been made under the provisions of Sections 10485, 10486 and 10489, Revised Statutes Missouri 1919 by Green Light and Power Company, a corporation organized under the laws of Missouri and engaged in the operation of electrical properties in this state for an order of this Commission authorizing and approving the plan for re-organization submitted with its application which involves, among other things:

(a) The formation of a new corporation proposed to be named "West Missouri Power Company", with an authorized capital stock of Seven Hundred Fifty Thousand Dollars (\$750,000.00), of which Five Hundred Thousand Dollars (\$500,000.00) shall be common and Two Hundred Fifty Thousand Dollars (\$250,000.00) preferred, stock;

(b) The subscription by Green Light and Power Company, directly or through its officers on its behalf, for Three Hundred Seventy-Five Thousand Dollars (\$375,000.00) par value of the common stock of the proposed corporation, that being one-half of its authorized capital stock and the payment therefore by the transfer of such a proportion of the assets of the Green Light and Power Company as will have a clear market value of Three Hundred Seventy-Five Thousand Dollars (\$375,000.00) and by giving an option to the proposed corporation to purchase its remaining assets, free and clear of all obligations, lien and general, for the sum of Four Hundred Twenty-Five Thousand Dollars (\$425,000.00) and to pay therefore, by an issue of its First Mortgage Sinking Fund Fifteen [sic] Year Eight Percent Gold Bonds of the aggregate principal sum of Four Hundred Twenty-Five Thousand Dollars (\$425,000.00), to be designated "Series A" and secured by a first deed of trust on all the assets of West Missouri Power Company, present and future, which deed of trust shall also be security for future series of bonds, which, including Series A, shall not exceed the total principal sum of Seven Hundred Fifty Thousand Dollars (\$750,000.00).

The application also asks for such other and further orders and relief as [illegible] this Commission may deem just and proper.

And the Commission having held a hearing on the 25th day of November, 1921, at Kansas City, Missouri, upon said application, and having heard the witnesses offered in support thereof, and it now being the opinion of the Commission that the plan for reorganization providing for a new corporation and proposed issues of securities is reasonably necessary in order to enable the financing of extensions, additions and betterments now contracted for and under construction, to provide for the refunding of the present bonded indebtedness of application, to pay short-term notes and miscellaneous floating obligations of applicant, and to meet the demand of the public

for expansion and extension of the facilities of the Company, and that the fair value of the property involved, including the Windsor Transmission Line to be erected as indicated is application herein, is sufficient to warrant the capitalization proposed, and the Commission being fully advised in the premises, -

Now, Therefore, after due consideration, it is -

ORDERED: 1. That the Commission hereby consents to and authorizes the re-organization of the Green Light and Power Company pursuant to the plan filed with its application.

ORDERED: 2. That the Commission hereby consents to and authorizes the formation of the new corporation be known as "West Missouri Power Company" with an authorized capital stock as aforesaid, and that the Green Light and Power Company transfer such proportion of its assets, together with the option aforementioned [illegible] will have a clear market value of Three Thousand Seventy-Five Thousand Dollars (\$575,000.00) in payment of one-half of the authorized capital stock of said new company and receive in payment therefor common stock of the par value of Three Hundred Seventy-Five Thousand Dollars (\$375,000.00).

ORDERED: 3. The Commission hereby consents to and authorizes the acquisition and holding by the New Company of any and all of the franchises and property of the Green Light and Power Company, and hereby consents to and authorizes the execution and delivery by the New Company of its first mortgage covering any and all of the franchises and property of the New Company at any time acquired by it to secure bonds of the aggregate total of Seven Hundred Fifty Thousand Dollars (\$750,000.00).

ORDERED: 4. That the New Company, upon intervention and subsequent application in this proceeding to the Commission and approving thereof, may issue and deliver to Green Light

and Power Company its bonds described in the Plan of reorganization and known as First Mortgage Sinking Fund Fifteen Year Eight Percent Gold Bonds, Series A, of the aggregate principal sum of Four Hundred Twenty-Five Thousand Dollars (\$425,000.00) in payment of the remaining assets of Green Light and Power Company, including the aforesaid Windsor Transmission Lines completed in all respects, on the basis of the same being free and clear of all obligations, lien and general.

ORDERED: 5. That the total amount of stocks, bonds and other evidence of indebtedness to be issued, pursuant to the re-organization hereby authorized, shall not exceed the sum of Eight Hundred Thousand Dollars (\$800,000.00).

ORDERED: 6. That the Commission hereby consents to and authorizes the sale by the Green Light and Power Company of the bonds of the par value of Four Hundred Twenty-Five Thousand Dollars (\$425,000.00) which shall be issued to it as provided in Paragraph 4 hereof, at not less than ninety percent (90%) of the par or fair value thereof and upon such specific terms and conditions as may be provided for in the supplemental application and order to be entered hereinafter.

PROVIDED, That the entire expense of this re-organization and security issuance proceeding shall be limited to the legal fees prescribed by the Public Service Commission Law for bond issues, the usual fees payable to the Trustee, proper legal and accounting expenses connected herewith, and no stock bonus or other form of compensation except the discount on the bonds herein authorized, shall be paid or allowed by the applicant Company or the New Company for services in connection with the approval, issuance and sale of said securities.

ORDERED: 7. That, under the provisions of Section 10481, Revised Statutes Missouri 1919, the Commission finds that the present and future public convenience and necessity require

the exercise by the said New Company of all the rights, privileges and franchises to construct, operate and maintain electric plants and systems in the State of Missouri and respective counties and municipalities thereof, now acquired or controlled by applicant, Green Light and Power Company.

ORDERED: 8. That the Commission reserves its full right and authority to approve, or disapprove, the said first mortgage to be hereafter issued by said New Company as provided in said Plan, as to form and substance thereof, when hereafter submitted to the Commission before its final execution and delivery.

ORDERED: 9. That the Commission reserves jurisdiction of the subject matter and of the parties for the purpose of entering such additional or supplemental order or orders herein as the facts may from time to time warrant, and that this case be continued for such further action.

ORDERED: 10. That the Secretary of the Commission forthwith serve on said applicant a certified copy of the order, and said applicant is hereby required to notify the Commission in the manner required by Section 25 of the Public Service Commission Law within fifteen (15) days after receipt of a certified copy of this order, whether the terms of said order are accepted and will be obeyed.

BY THE COMMISSION,

/s/ L. H. Brewer
Secretary