

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
Jefferson City, Missouri

April 13, 1987

✓
GR-87-110 & AO-87-48

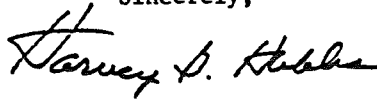
CASE NO.

Gary W. Duffy, Attorney at Law, P. O. Box 456, Jefferson City, Mo. 65102

Curtis G. Hanrahan, Assistant Public Counsel, P. O. Box 7800, Jefferson
City, Mo. 65102

Enclosed find certified copy of ORDER in the above-numbered case.

Sincerely,



Harvey G. Hubbs
Secretary

uncertified copy:

Michael Lawler, President
Missouri Valley Natural Gas Co.
12961 Harney Street
Omaha, Nebraska 68154

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 13th
day of April, 1987.

CASE NO. GE-87-110

In the matter of Missouri Valley
Natural Gas Company of Tarkio,
Missouri, for authority to file
tariffs decreasing rates for
natural gas service provided to
customers in the Missouri service
area of the Company.

CASE NO. AO-87-48

In the matter of the investigation of
the revenue effects upon Missouri
utilities of the Tax Reform Act of
1986.

ORDER APPROVING STIPULATION AND AGREEMENT

On April 1, 1987, a Stipulation and Agreement was executed by the Missouri Valley Natural Gas Company (Missouri Valley), Staff of the Missouri Public Service Commission (Staff) and the Office of the Public Counsel (Public Counsel). The Stipulation involves a rate reduction to Missouri jurisdictional gross annual gas revenues of approximately \$36,000. The reduction reflects the impact upon the Company's retail rates of the Tax Reform Act of 1986.

The Stipulation adequately sets forth all procedural and factual matters in this case and is set forth in Appendix A, attached hereto and incorporated herein by reference.

Missouri Valley is a public utility subject to the jurisdiction of this Commission pursuant to Chapters 386 and 393, RSMo 1986. For ratemaking purposes, the Commission may accept a Stipulation and Agreement in settlement of any matters

submitted by the parties. The Commission is of the opinion that the matter of agreement between the parties in this case are reasonable and proper and should be accepted.

It is, therefore,

ORDERED: 1. That the Stipulation and Agreement filed herein on April 1, 1987, be, and it is, hereby approved.

ORDERED: 2. That the following tariff sheets submitted on April 1, 1987, by Missouri Valley Natural Gas Company of Tarkio, Missouri, for the purpose of decreasing rates for gas service provided to customers in its Missouri service area, be, and they are, hereby approved and made effective for gas service rendered on and after May 1, 1987.

P.S.C. Mo. No. 1

1st Revised Sheet No. 1 cancelling Original Sheet No. 1
1st Revised Sheet No. 2 cancelling Original Sheet No. 2
1st Revised Sheet No. 2.1 cancelling Original Sheet No. 2.1
1st Revised Sheet No. 3 cancelling Original Sheet No. 3
5th Revised Sheet No. 5 cancelling 4th Revised Sheet No. 5
1st Revised Sheet No. 6 cancelling Original Sheet No. 6
1st Revised Sheet No. 7 cancelling Original Sheet No. 7
1st Revised Sheet No. 9 cancelling Original Sheet No. 9
1st Revised Sheet No. 30 cancelling Original Sheet No. 30

ORDERED: 3. That this Order shall become effective on the date hereof.

BY THE COMMISSION

Harvey G. Hubbs
Harvey G. Hubbs
Secretary

(S E A L)

Musgrave, Mueller, Hendren and
Fischer, CC., Concur.
Steinmeier, Chm., Absent.

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the matter of Missouri Valley)
Natural Gas Company of Tarkio,)
Missouri, for authority to file)
tariffs decreasing rates for)
natural gas service provided to)
customers in the Missouri service)
area of the Company.)

Case No. GR-87-110

STIPULATION AND AGREEMENT

Commencing in November 1986, the Staff of the Missouri Public Service Commission ("Staff") and the Office of the Public Counsel ("Public Counsel") conducted a review of the books and records of Missouri Valley Natural Gas Company ("Company"). Subsequently, representatives of Staff, Public Counsel and Company engaged in discussions concerning the impact of the Federal Tax Reform Act of 1986 on Company's revenue requirement and also its present rate revenues. As a result of these discussions, the parties stipulate and agree as follows:

1. That Company be authorized to file revised tariffs designed to decrease its Missouri jurisdictional gross annual natural gas revenue by \$36,000, exclusive of license, occupation, franchise, sales, gross receipts or other similar fees or taxes;
2. That the tariffs designed to implement said revenue decrease are attached hereto as Appendix 1 and made a part hereof for all purposes; that they have been reviewed by all parties and

FILED

APR 1 1987

are designed to and do, in fact, implement the revenue decrease agreed to herein; that sheets numbered 2.1, 9 and 30 are being filed simply to correct typographical errors which presently exist and do not effect substantive changes; and that Sheets 5, 6 and 7 simply rebase the existing purchased gas adjustment clause.

3. That on the date this Stipulation and Agreement is executed, Company will cause to be filed with the Commission the tariffs attached hereto as Appendix 1, said tariffs to bear an effective date of May 1, 1987; that in addition, the parties will cause to be filed with the Commission a joint motion seeking an order of the Commission approving this Stipulation and Agreement and permitting the tariffs filed pursuant to said Stipulation and Agreement to become effective for service rendered on and after May 1, 1987; that if the filing date of said tariffs creates a period less than the thirty (30) day notice period required by §393.140, RSMo 1986, the parties agree that good cause has been shown to implement said tariffs upon less than said notice period.

4. That this Stipulation and Agreement is a negotiated dollar settlement; that it also is intended to and does reflect in Company's Missouri jurisdictional gross annual revenue requirement the decrease in federal income tax expense resulting from the decrease in the federal income tax rates applicable to Company to fifteen percent (15%) percent as contained in the Federal Tax Reform Act of 1986. Should the Commission approve

this Stipulation and Agreement, Company shall not be subject to any present or future requirements of the Commission's Federal Tax Reform Act docket, entitled "In the matter of the investigation of the revenue effects upon Missouri utilities of the Tax Reform Act of 1986", Case No. AO-87-48, or any other docket created or utilized for the purpose of implementing changes in utilities' rates as a result of changes in the federal income tax rate resulting from the Tax Reform Act of 1986.

5. That the agreements respecting the Tax Reform Act of 1986 contained in this Stipulation and Agreement are intended to be binding on the parties and the Commission in this and any other pending or future proceedings in this or any other forum; however, none of the provisions of this Stipulation and Agreement shall prejudice, bind or otherwise effect any party should the Commission decide not to approve this Stipulation and Agreement in its entirety or in any way condition its approval of same;

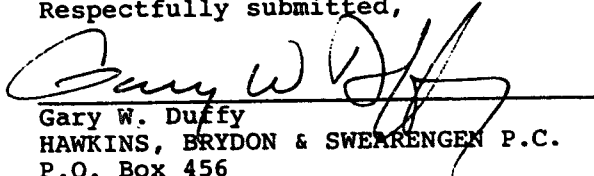
6. That except as otherwise expressly provided herein, the parties to this Stipulation and Agreement shall not be deemed to have approved or acquiesced to any express or implied ratemaking principle, valuation method, cost of service method, or rate design proposal;

7. That in the event the Commission accepts the specific terms of this Stipulation and Agreement, the parties waive their respective rights to present oral arguments or written briefs, pursuant to Section 536.080(1), RSMo 1986, and their respective

rights to judicial review regarding the disposition of this matter, pursuant to Section 386.510, RSMo 1986;

8. That the agreements contained in this Stipulation and Agreement have resulted from extensive negotiations among the signatory parties and are interdependent; that in the event that the Commission does not approve and adopt the terms of this Stipulation and Agreement and in the event the tariffs agreed to herein do not become effective in accordance with the provisions contained herein, this Stipulation and Agreement shall be void and no party shall be bound by any of the agreements or provisions hereof.

Respectfully submitted,



Gary W. Duffy
HAWKINS, BRYDON & SWEARENGEN P.C.
P.O. Box 456
312 East Capitol Avenue
Jefferson City, Missouri 65102
(314) 635-7166

Attorneys for Missouri Valley
Natural Gas Company



Thomas M. Byrne
Assistant General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102
(314) 751-2412

Attorneys for the Staff of the
Missouri Public Service Commission



Curtis G. Hanrahan
Assistant Public Counsel
Office of the Public Counsel
P.O. Box 7800
Jefferson City, Missouri 65102
(314) 751-4857

Attorneys for the Office of the
Public Counsel

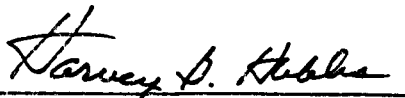
Dated: April 1, 1987

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission,
at Jefferson City, this 13th day of April 1986.

A handwritten signature in cursive script, reading "Harvey G. Hubbs", is written over a horizontal line.

Harvey G. Hubbs
Secretary