

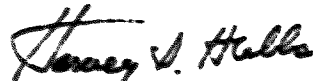
STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
March 29, 1990

CASE NO. HM-90-4 and HA-90-5

Jeremiah D. Finnegan, Attorney at Law, 4049 Pennsylvania, Suite 300, Kansas City, Missouri 64111
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Mark G. English, General Counsel, Kansas City Power & Light Company, 1330 Baltimore Avenue, Kansas City, Missouri 64105
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John B. Williams, County Counselor, 415 East 12th Street, Kansas City, Missouri 64100
Ilius W. Davis, 1700 City Center Square, 1100 Main Street, Kansas City, Missouri 64105
Wm. Clark Kelly, Assistant Attorney General, P.O. Box 899, 7th Floor, Broadway State Office Building, Jefferson City, Missouri 65102

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

Sincerely,



Harvey G. Hubbs
Secretary

uncertified copy:

Office of the Public Counsel, P.O. Box 7800, Jefferson City, Missouri 65102
Ann Marie Gothard, LeBoeuf, Lamb, Leiby & MacRae, 1333 New Hampshire Avenue, NW, Washington, D. C. 20036
George L. Satterlee, P.E., Director of Public Works, City of Kansas City, 20th Floor, City Hall, Kansas City, Missouri 64106

Thomas R. Gaston, President, Trigen-Kansas City District Energy Corporation, One
Water Street, West Plains, New York 10601

L. G. Rasmussen, Vice Chairman, Kansas City Power & Light Company, 1330 Baltimore
Avenue, Kansas City, Missouri 64105

Gerald T. McElwaine, Jr., Associate General Counsel, Laclede Gas Company, 720 Olive
Street, St. Louis, Missouri 63101

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 29th
day of March, 1990.

In the matter of the application of Kansas City)
Power & Light Company for authority to sell its)
downtown Kansas City, Missouri, central station)
steam heat distribution system, and for the) CASE NO. HM-90-4
revocation of its certificate of public convenience and necessity to provide steam heat service.)

In the matter of the application of Trigen-Kansas)
City District Energy Corporation for permission,)
approval, and a certificate of public convenience)
and necessity authorizing it to acquire, own,) CASE NO. HA-90-5
operate, control, manage, and maintain a steam)
heat distribution system to provide steam heat)
service, and for approval of its rates and rules)
and regulations to steam heat service.)

ORDER

The Commission's Report and Order issued in these matters effective January 8, 1990, granted the application of Kansas City Power & Light Company (KCPL) to sell its downtown Kansas City, Missouri, central station steam heat distribution system. The Report and Order granted to Trigen-Kansas City District Energy Corporation (Trigen-KC) permission to buy the subject steam system. The Report and Order further authorized both Applicants to perform any and all acts necessary to consummate the sale and transfer.

On February 7, 1990, Trigen-KC filed proposed tariffs covering the service it proposes to undertake. The Commission Staff has reviewed the proposed tariffs and recommended approval.

The Applicants informed the Commission that the authorized sale will be consummated on March 29, 1990, and that Trigen-KC will undertake operation of the steam distribution system on March 30, 1990. KCPL has requested that both its

certificate of public convenience and necessity and its tariff pertaining to steam service be canceled. Trigen-KC has requested that its previously filed tariffs be approved for service on and after March 30, 1990, and that it be given a certificate of public convenience and necessity authorizing the contemplated service.

The Applicants also furnished, as required by the Commission's Report and Order, evidence of transfer to Trigen-KC of all existing permits, licenses, franchises, easements, certificates and approvals required for Trigen-KC's ownership and operation of the steam system. Also, as required in the Report and Order, Trigen-KC has stated that the transfer of KCPL's rights to 5,955 tons of sulphur dioxin emissions credits banked with the Missouri Department of Natural Resources will be accomplished in conjunction with the closing.

The Staff, upon review of the above-described documents, recommends that the requested transfers, grants, and cancellations be approved.

It is, therefore,

ORDERED: 1. That Trigen-Kansas City District Energy Corporation is hereby granted a certificate of public convenience and necessity authorizing it to acquire, own, operate, control, manage, and maintain a steam heat distribution system to provide steam heat service in an area described in Original Sheets 5 through 7 of its Tariff P.S.C. No. 1, attached hereto as Appendix A and incorporated by reference.

ORDERED: 2. That all tariff sheets submitted by Trigen-Kansas City District Energy Corporation containing its rates and rules and regulations for the proposed steam heat service are hereby approved for service rendered on and after March 30, 1990.

ORDERED: 3. That the certificate of public convenience and necessity of Kansas City Power & Light Company authorizing it to render steam heat distribution service in the City of Kansas City is canceled effective March 30, 1990.

ORDERED: 4. That the tariffs of Kansas City Power & Light Company containing rates and rules and regulations for steam service presently rendered in the City of Kansas City are canceled effective March 30, 1990.

ORDERED: 5. That this Order shall become effective on the date hereof.

BY THE COMMISSION



Harvey G. Hubbs
Secretary

(S E A L)

Mueller, Rauch and McClure, CC.,
Concur.
Steinmeier, Chm., and Letsch, CC.,
Absent.

FORM NO. 13

P.S.C.MO. No. 1

{Original} SHEET No. 5

{Revised}

Cancelling P.S.C.MO. No.

{Original}

SHEET No.

{Revised}

TRIGEN-KANSAS CITY DISTRICT
ENERGY CORPORATION

Name of Issuing Corporation

For KANSAS CITY, MISSOURI
Community, Town or City

RATES FOR STEAM SERVICE

TERRITORIAL DESCRIPTION

TRIGEN-KANSAS CITY DISTRICT ENERGY CORPORATION
PUBLIC UTILITY STEAM SERVICE BOUNDARY LINE

Beginning on the west line of Grand Avenue at 1st Street; thence southerly on the west line of Grand Avenue to a point 150 feet northerly of the northerly line of 3rd Street; thence westerly on a line measured 150 feet northerly of and parallel with the northerly line of 3rd Street to a point on the westerly line of Delaware Street; thence southerly along the westerly line of Delaware Street to the north line of 3rd Street; thence westerly along the north line of 3rd Street to the north-south alley lying between Delaware and Wyandotte Streets; thence southerly along the alley lying between Delaware and Wyandotte Streets and its southerly projection to the north line of the North Service Street of the 6th Street Trafficway; thence west along the north line of the North Service Street of the 6th Street Trafficway to a point of intersection of the east line of Central Street projected north; thence south across the 6th Street Trafficway and along said projected east line of Central Street and the east line of Central Street to the east-west alley west of Central Street and north of 8th Street; thence west along the east-west alley north of 8th Street and west of Central Street and its westerly projection thereof to the east line of Broadway; thence south along the east line of Broadway to the easterly projection of the east-west alley lying north of 10th Street and east of Washington Avenue; thence west along the east-west alley north of 10th Street and east of Washington Avenue and its easterly projection thereof to a point of intersection of the northerly projection of the most westerly north-south alley lying east of Washington Avenue and north of 11th Street; thence south along said projected north-south alley, said alley and its southerly projection thereof to the north line of 11th Street; thence west along the north line of 11th Street to the east line of Washington Avenue; thence south along the east line of Washington Avenue to a point 290 feet north of the north line of 13th Street; thence east along a line drawn 290 feet north of and parallel with the north line of 13th Street to the east line of Broadway;

*Indicates new rate or text

+Indicates change

DATE OF ISSUE 03 29 90
month day yearDATE EFFECTIVE
month day year

115 GRAND AVENUE

ISSUED BY W. G. WEED, PRESIDENT

KANSAS CITY, MO 64106

name of officer

title

address

FORM NO. 13

P.S.C.MO. No. 1{ Original } SHEET No. 6
{ Revised }

Cancelling P.S.C.MO. No. _____

{ Original } SHEET No. _____
{ Revised }

TRIGEN-KANSAS CITY DISTRICT

ENERGY CORPORATIONFor KANSAS CITY, MISSOURI

Name of Issuing Corporation

Community, Town or City

RATES FOR STEAM SERVICE

thence south along the east line of Broadway to the north line of 14th Street; thence east along the north line of 14th Street to the east line of Wyandotte Street; thence south along the east line of Wyandotte Street to the north line of the Mid-Town Freeway; thence east along the north line of the Mid-Town Freeway to the east line of McGee Street; thence north along the east line of McGee Street to a point of intersection of the westerly projection of the east-west alley lying south of 13th Street between Oak and Locust Streets; thence easterly along said projected east-west alley, said east-west alley and its easterly projection thereof to the east line of Cherry Street; thence south along the east line of Cherry Street to the north line of 14th Street; thence easterly along the north line of 14th Street to the west line of Holmes Street; thence north along the west line of Holmes Street to the south line of 13th Street; thence east along the south line of 13th Street to the north-south alley lying between Holmes and Charlotte Streets; thence north along the north-south alley between Holmes and Charlotte Streets to a point 185 feet north of 12th Street; thence west along a line drawn 185 feet north of and parallel with the north line of 12th Street to the west line of Holmes Street; thence south along the west line of Holmes Street to the south line of 12th Street; thence west along the south line of 12th Street to the west line of Locust Street; thence north along the west line of Locust Street to the south line of 10th Street; thence west along the south line of 10th Street to the north-south alley between Oak and McGee Streets; thence north along the north-south alley between Oak and McGee Streets and its northerly projection thereof to the north line of 8th Street; thence east along the north line of 8th Street to the west line of Holmes Street; thence north along the west line of Holmes Street to a point 90 feet north of the north line of Admiral Blvd.; thence west along a line drawn 90 feet north of and parallel with the north line of Admiral Blvd. to the east line of McGee Street; thence north along the east line of McGee Street to the north line of the South Service Road of the 6th Street Trafficway; thence west along the north line of the South Service Road of the 6th Street Trafficway to the east side of the Grand Avenue Viaduct over the 6th Street Trafficway; thence north across the 6th Street

*Indicates new rate or text

+Indicates change

DATE OF ISSUE 03 29 90
month day year

DATE EFFECTIVE _____ month day year

ISSUED BY W. G. WEED, PRESIDENT115 GRAND AVENUE
KANSAS CITY, MO 64106

address

FORM NO. 13

P.S.C.MO. No. 1{ Original } SHEET No. 7
{ Revised }

Cancelling P.S.C.MO. No. _____

{ Original } SHEET No. _____
{ Revised }**TRIGEN-KANSAS CITY DISTRICT
ENERGY CORPORATION**

Name of Issuing Corporation

For **KANSAS CITY, MISSOURI**
Community, Town or City**RATES FOR STEAM SERVICE**

Trafficway and continuing northerly along the east line of Grand Avenue to the south line of Missouri Avenue; thence east along the south line of Missouri Avenue to the first north-south alley west of Oak Street; thence north along the first north-south alley west of Oak Street to a point 180 feet north of the north line of 3rd Street; thence west along a line drawn 180 feet north of and parallel with the north line of 3rd Street to the east line of Grand Avenue; thence north along the east line of Grand Avenue to 1st Street; thence westerly to the point of beginning.

All streets and alleys referred to above are as now established and are located within the City of Kansas City, Jackson County, Missouri.

The above described territory is further depicted in the map attached to P.S.C. Mo. No. 1 Sheet No. 8.

*Indicates new rate or text
+Indicates change

DATE OF ISSUE 03 29 90
month day yearDATE EFFECTIVE _____
month day yearISSUED BY W. G. NEED, PRESIDENT
name of officer115 GRAND AVENUE
KANSAS CITY, MO 64106
title address

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, Missouri, this 29th day of March, 1990.

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

Harvey G. Hubbs
Secretary