

**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) File No. _____
gas transmission line and a distribution system to)
provide gas service in Benton County, Missouri)
as a new certificated area.)

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 (“CCN”) for a gas transmission line and a service area, 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 in accordance with Commission Rule 4 CSR 240-2.060(1)(G). 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 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, Pettis, and Benton, 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:

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Manager of Regulatory Affairs
7810 Shaffer Parkway, Suite 120
Littleton, CO 80127
Telephone: (800) 927-0787
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and

Tim Johnston, P.E.
Executive Vice President and Chief Operating Officer
Missouri Gas Utility, Inc.
7810 Shaffer Parkway, Suite 120
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Facsimile: (303) 979-7892
Email: tjohnston@SummitUtilitiesInc.com

SUMMARY

5. MGU proposes to install a natural gas distribution system to provide natural gas sales and transportation service in Benton County. MGU is requesting approval of installations in four (4) sections -- Sections 4, 8-10, in Township 41 North, Range 21 West, all in Benton County. This is an area surrounded by existing MGU service territory, where MGU currently holds a certificate for natural gas service from the Commission.

AREA CERTIFICATE

6. The sections identified in this filing will be served by 2" and 4" HDPE. The Company intends to build an 8.5 mile mainline to connect a chicken farm as well as additional customers along the length of the new mainline. The majority of the new pipe will be in existing territory, however the ideal route for construction crosses the aforementioned section 4. Sections

8, 9, and 10 will allow for natural expansion through the area as the Company continues to reach out to rural customers. The new mainline through this section follows utility right-of-ways, county roads or state highways. No other easements are necessary at this time.

7. For the area described above, MGU requests an order from the Commission granting it a certificate of convenience and necessity. MGU already has a certificate from the Commission to serve areas adjacent to the requested area, as shown in Appendix A. MGU stands ready, if necessary, to serve any additional potential customers in this section, under the terms of its Main Extension tariff, as set forth on Sheets 72 – 76

8. The legal description of the area to be certificated in Benton County is as follows:
Sections 4, 8-10, in Township 41 N, Range 21 W

PROJECT INFORMATION

9. The proposed service area is shown on the map attached hereto as Appendix A.

10. Attached hereto and marked as Appendix B is a feasibility study containing a description of the plans and specifications for the project, to include the estimated cost of construction and an estimate of the number of customers, revenues and expenses during the first three years of operations. The rates for the proposed sections will be those currently approved and in effect for service provided in MGU's Southern Service Area.

11. MGU intends to finance this project through existing funds and indebtedness.

12. Construction methods will follow MGU's customary standards and the rules of the Commission. MGU plans to use the general terms and conditions of service found in MGU's currently approved tariffs, as supplemented by the rates described above.

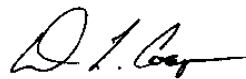
13. Attached hereto and marked as Appendix C is a list of ten persons who reside, or own land, within the proposed service area.

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

15. The area in which MGU is seeking to be certificated hereby is already developed. Service from a natural gas supplier is not available in this area at the present time. MGU has the ability to provide service in this area by construction of new facilities and MGU believes that potential new customers should be afforded the opportunity to take service from MGU if they so desire. These facts support a finding that a grant of this 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 gas transmission line and a distribution system for the provision of natural gas service to the public pursuant to the proposed rates, and approved rules and regulations, in the Sections listed above in Benton County, in the State of Missouri.

Respectfully submitted,



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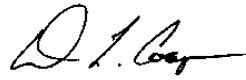
ATTORNEYS FOR
MISSOURI GAS UTILITY, INC.

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 9th day of August, 2011:

Lera Shemwell
Missouri Public Service Commission
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Marc Poston
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VERIFICATION

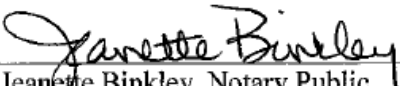
State of Colorado)
) ss
County of Jefferson)

I, Timothy R. Johnston, having been duly sworn upon my oath, state that I am Executive Vice President and Chief Operating Officer of Missouri Gas Utility, Inc., and that I have knowledge of the matters stated herein, and that the matters and things stated in the foregoing Application and appendices thereto are true and correct to the best of my information, knowledge and belief.



Subscribed and sworn before me this 9th day of August, 2011.





Jeanette Binkley, Notary Public