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Consistent with Ordered Paragraphs No. 7 and 8 of the Commission's April 18, 2006 Order Approving Unanimous Stipulation and Agreement and Granting a Certificate of Public Convenience and Necessity in Case No. GO-2006-0205, The Empire District Gas Company hereby adopts, ratifies, and makes its own in every respect, the Schedule of Rates for Natural Gas Service of Aquila, Inc. d/b/a Aquila Networks-MPS and Aquila Networks-L&P, including the Rules and Regulations thereof, that was on file with and approved by the Missouri Public Service Commission as of June 1, 2006. This adoption shall be effective beginning June 1, 2006 until the Commission orders otherwise.¶

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Canceling P.S.C. MO. No. 1

Original Sheet No. 1  
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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

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MISSOURI PUBLIC SERVICE COMMISSION GAS TARIFF

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OF

THE EMPIRE DISTRICT GAS COMPANY (EDG)

THIS TARIFF CANCELS THE FOLLOWING TARIFFS IN THEIR ENTIRETY:

THE EMPIRE DISTRICT GAS COMPANY (EDG) -- P.S.C. MO. No. 1

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AQUILA, INC.¶  
d/b/a¶  
AQUILA NETWORKS - MPS and¶  
AQUILA NETWORKS - L&P¶

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¶  
SCHEDULE OF RATES¶  
FOR¶  
NATURAL GAS SERVICE¶

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APPLICABLE TO THE FOLLOWING  
TERRITORIES:¶

¶  
All Territories of¶  
Aquila Networks - MPS¶  
and¶  
Aquila Networks - L&P¶  
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DATE OF ISSUE: August 9, 2007,  
ISSUED BY: Kelly S. Walters, Vice President

EFFECTIVE DATE: September 8, 2007,

**STATE OF MISSOURI, PUBLIC SERVICE COMMISSION**

P.S.C. MO. No. 2 Original Sheet No. 2  
 Canceling P.S.C. MO. No. 1 Sheet No. 1

**THE EMPIRE DISTRICT GAS COMPANY**  
**JOPLIN, MO 64802**

FOR: All Communities and Rural Areas Receiving  
 Natural Gas Service

**INDEX  
 GAS**

Gas rate schedules are available to communities and rural areas as indicated on the rate schedules provided in this index, subject to availability provisions of each schedule. Rate schedules applicable in the South, North, and NW Systems:

Type of Service	Schedule	Sheet No.
Communities Served		3
Description of Authorized Gas Service Territory		4
Gas Service Territory Map		5
<b>Schedules Applicable to <u>North &amp; South</u> Service Territory:</b>		
Residential Service	RS-N&S	9
Small Commercial Firm Service	SCF-N&S	10
Small Volume Firm Service	SVF-N&S	11
Large Volume Firm Service	LVF-N&S	12
Large Volume Interruptible Service	LVI-N&S	14
<b>Schedules Applicable to <u>NW</u> Service Territory:</b>		
Residential Service	RS-NW	16
Small Commercial Firm Service	SCF-NW	17
Small Volume Firm Service	SVF-NW	18
Large Volume Firm Service	LVF-NW	19
Large Volume Interruptible Service	LVI-NW	21
<b>Transportation Service</b>		
Purpose		23
Definitions		24
Pipeline Capacity Release		28
<b>Rate Schedules:</b>		
Small Volume Transportation - <u>NORTH &amp; SOUTH</u>	SVTS-N&S	29
Large Volume Transportation - <u>NORTH &amp; SOUTH</u>	LVTS-N&S	32
Small Volume Transportation - <u>NW</u>	SVTS-NW	34
Large Volume Transportation - <u>NW</u>	LVTS-NW	37
Flexible Rates	LVTS-F	39
Special Contracts	LVTS-SC	40
Nominations		41
Balancing		41
Mandatory Charges		42
Optional Services		44
Terms and Conditions		45
Interstate Pipeline Scheduling and Balancing Charges		51
<b>Purchased Gas Adjustment Clause</b>		
Adjustment Statement ( <u>South</u> System)		52
Adjustment Statement ( <u>North</u> System)		53
Reserved for Future Use		54
Adjustment Statement ( <u>NW</u> System)		55
<b>Tax and License Rider</b>		
Smithton/Otterville Surcharge		66
Experimental Low Income Weatherization Program		67-71

DATE OF ISSUE: August 9, 2007 EFFECTIVE DATE: September 8, 2007  
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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
 Natural Gas Service

COMMUNITIES SERVED  
 GAS

Communities designated as North System are as follows

Brookfield	Glasgow	Rural Territory
Brunswick	Keytesville	Salisbury
Bucklin	Laclede	Trenton
Chillicothe	Marceline	Utica
Chula	Meadville	Wheeling

Communities designated as South System are as follows

Clinton	Marshall	Rural Territory
Deerfield	Nevada	Sedalia
Dresden	Oterville	Smithton
Henrietta	Platte City	Tracy
Leeton	Richmond	Weston
Lexington		

Communities designated as NW System are as follows:

Barnard	Bigelow	Bolckow
Craig	Fairfax	Forest City
Graham	Maitland	Maryville
Mound City	Oregon	Ravenwood
Rock Port	Skidmore	Tarkio

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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
 Natural Gas Service

**AUTHORIZED SERVICE TERRITORY  
 GAS**

**South System**

County	Township	Range	Sections
Cooper	54 North	19 West	3-6
Cooper	46 North	19 West	33, 34
Henry	41 North	25 West	6, 7, 18
Henry	41 North	26 West	1 - 4, 8 - 16
Henry	42 North	25 West	30,31
Henry	42 North	26 West	25 - 28, 33 - 36
Johnson	44 North	25 West	15 - 22, 27 - 30
LaFayette	50 North	27 West	1 - 5, 8 - 11
LaFayette	51 North	27 West	21 - 28, 32 - 36
Morgan	45 North	19 West	7 - 10, 17, 18
Pettis	45 North	20 West	1 - 20
Pettis	45 North	21 West	1 - 24, 28 - 30
Pettis	45 North	22 West	1, 2, 11 - 14, 24
Pettis	46 North	20 West	30 - 34
Pettis	46 North	21 West	19 - 36
Pettis	46 North	22 West	14 - 16, 20 - 28, 31 - 36
Pettis	46 North	23 West	35, 36
Platte	52 North	34 West	4 - 6
Platte	52 North	35 West	1 - 3, 10 - 12
Platte	53 North	34 West	16 - 21, 28 - 33
Platte	53 North	35 West	6, 7, 13 - 15, 18, 19, 22 - 27, 34 - 36
Platte	53 North	36 West	1 - 3, 10 - 15, 22 - 24
Ray	51 North	27 West	4 - 6, 8 - 10, 15 - 17, 20 - 22
Ray	51 North	28 West	1, 2
Ray	52 North	27 West	18 - 21, 28 - 33
Ray	52 North	28 West	23 - 26, 35, 36
Saline	50 North	20 West	6, 7, 18, 19, 30, 31
Saline	50 North	21 West	1 - 5, 8 - 18, 20 - 29, 32 - 36
Saline	51 North	20 West	31
Saline	51 North	21 West	32, 33, 36
Vernon	All of Vernon County in its entirety		

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Orders granting the service territory take precedence in any discrepancies between them and the information listed above. More detail is available in the orders, and the above should not be relied upon for detailed territory boundaries

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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
 Natural Gas Service

AUTHORIZED SERVICE TERRITORY  
 GAS

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North System

County	Township	Range	Sections
Chariton	51 North	17 West	5, 8
Chariton	53 North	17 West	1 - 4, 9 - 12, 14 - 16
Chariton	53 North	18 West	3 - 6, 8 - 10
Chariton	53 North	20 West	1 - 4, 9 - 14
Chariton	54 North	17 West	33 - 35
Chariton	54 North	18 West	27 - 34
Chariton	54 North	20 West	33 - 36
Chariton	56 North	18 West	4 - 6
Chariton	56 North	19 West	1
Grundy	61 North	24 West	3 - 30
Grundy	61 North	25 West	13
Howard	51 North	17 West	3, 4, 9, 10, 15 - 17, 20 - 22
Linn	57 North	18 West	1 - 4, 10 - 12, 19 - 21, 28 - 33
Linn	57 North	19 West	4 - 9, 16 - 20, 24, 25, 36
Linn	57 North	20 West	1, 2, 4 - 9, 11 - 14, 24
Linn	57 North	21 West	1, 5 - 8, 12
Linn	57 North	22 West	1 - 3, 10 - 12
Linn	58 North	18 West	26, 34 - 36
Linn	58 North	19 West	28 - 33
Linn	58 North	20 West	25, 26, 28 - 33, 35, 36
Linn	58 North	21 West	25, 31, 32, 36
Linn	58 North	22 West	34 - 36
Livingston	57 North	22 West	4 - 9
Livingston	57 North	23 West	5 - 7
Livingston	57 North	24 West	1, 2, 7 - 9, 12, 16 - 21, 28 - 30
Livingston	57 North	25 West	12, 13, 24, 25
Livingston	58 North	22 West	31 - 33
Livingston	58 North	23 West	19, 29 - 32
Livingston	58 North	24 West	22 - 28, 33 - 36
Livingston	59 North	23 West	9 - 11, 14 - 16, 21 - 23, 26 - 28

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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
 Natural Gas Service

AUTHORIZED SERVICE TERRITORY  
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NW System

County	Township	Range	Sections
Andrew	61 North	34 West	6, 7, 18, 19
Andrew	61 North	35 West	1 - 5, 8 - 17, 20 - 24
Atchison	63 North	39 West	5 - 8, 17, 18
Atchison	63 North	40 West	1 - 5, 9 - 16
Atchison	64 North	39 West	5 - 8, 17 - 20, 29 - 32
Atchison	64 North	40 West	1 - 30, 32 - 36
Atchison	64 North	41 West	1 - 12
Atchison	64 North	42 West	1 - 4, 10 - 12
Atchison	65 North	39 West	6, 7, 18, 19, 30, 31
Atchison	65 North	40 West	1 - 5, 7 - 36
Atchison	65 North	41 West	7 - 36
Atchison	65 North	42 West	22 - 28, 33 - 36
Atchison	66 North	39 West	31, 32
Atchison	66 North	40 West	34-36

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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
 Natural Gas Service

AUTHORIZED SERVICE TERRITORY  
 GAS

**NW System (continued)**

County	Township	Range	Sections
Holt	59 North	37 West	6
Holt	59 North	38 West	1 - 12
Holt	59 North	39 West	1 - 3, 11, 12
Holt	60 North	37 West	18, 19, 30, 31
Holt	60 North	38 West	4 - 9, 13 - 36
Holt	60 North	39 West	1 - 5, 8 - 17, 21 - 28, 34 - 36
Holt	61 North	38 West	3 - 10, 15 - 20, 29 - 33
Holt	61 North	39 West	1 - 30, 32 - 36
Holt	62 North	37 West	3 - 9, 15 - 22
Holt	62 North	38 West	1, 12, 15 - 22, 27 - 34
Holt	62 North	39 West	5 - 8, 13 - 15, 17 - 20, 22 - 27, 29 - 36
Holt	62 North	40 West	1 - 4, 9 - 16, 21 - 28
Holt	63 North	37 West	19 - 21, 27 - 34
Holt	63 North	38 West	24, 25, 36
Holt	63 North	39 West	19, 20, 29, 30, 31, 32
Holt	63 North	40 West	21 - 28, 33 - 36
Nodaway	62 North	34 West	6, 7, 18, 19, 30, 31
Nodaway	62 North	35 West	1 - 5, 8 - 17, 20 - 29, 32 - 36
Nodaway	62 North	36 West	6, 7, 18, 19
Nodaway	62 North	37 West	1 - 3, 9 - 16, 22 - 24
Nodaway	63 North	33 West	5, 6
Nodaway	63 North	34 West	1 - 3, 6, 7, 18, 19, 30, 31
Nodaway	63 North	35 West	1 - 16, 21 - 28, 33 - 36
Nodaway	63 North	36 West	1, 2, 3, 30, 31
Nodaway	63 North	37 West	2 - 11, 14 - 18, 21 - 23, 25 - 28, 34 - 36
Nodaway	63 North	38 West	1, 12, 13
Nodaway	64 North	33 West	4 - 9, 16 - 21, 28 - 32
Nodaway	64 North	34 West	1 - 3, 6, 7, 10 - 15, 18, 19, 22 - 27, 30, 31, 34 - 36
Nodaway	64 North	35 West	All sections 1 through 36
Nodaway	64 North	36 West	1 - 3, 10 - 15, 22 - 27, 34 - 36
Nodaway	64 North	37 West	26 - 35
Nodaway	64 North	38 West	25, 36
Nodaway	65 North	33 West	31, 32
Nodaway	65 North	34 West	34 - 36
Nodaway	65 North	35 West	31 - 34
Nodaway	65 North	36 West	34 - 36

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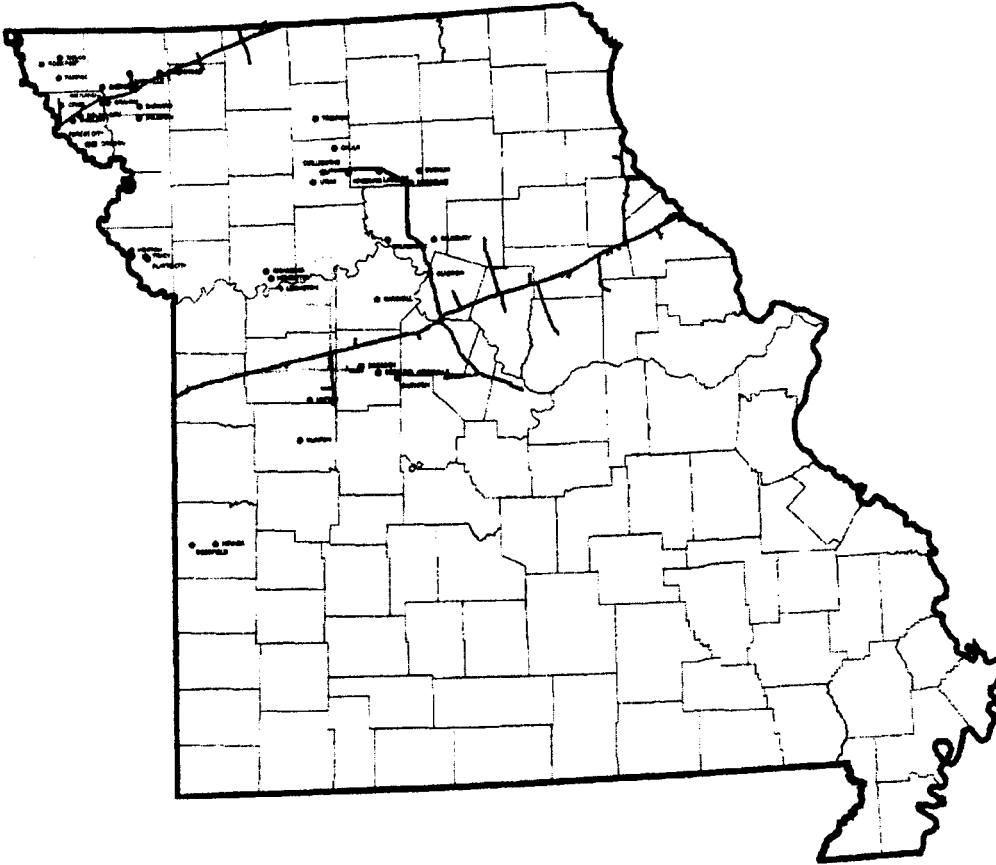
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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

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GAS SERVICE TERRITORY MAP



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Empire gas towns  
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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
 North & South Service Territories

RESIDENTIAL SERVICE  
 RATE SCHEDULE RS-N&S

AVAILABILITY

This service is available to all residential customers. A "residential" ("domestic") customer under this rate classification is a customer who purchases natural gas for "domestic use." "Domestic use" under this rate classification includes that portion of natural gas, which is ultimately consumed at a single-family or individually metered multiple-family dwelling, and shall apply to all such purchases regardless of whether the customer is the ultimate consumer. This schedule is intended to satisfy the provisions of Section 144.030(23) RSMo by establishing and maintaining a system and rate classification of "residential" to cause the residential sales and purchases of natural gas under this rate schedule to be considered as sales for domestic use.

MONTHLY RATE

The charges for service computed under this section of this rate schedule are in two parts that are added together. They consist of the customer charge and the energy charge. Other charges are provided for under the Rules and Regulations section.

RESIDENTIAL SERVICE

	SOUTH SYSTEM	NORTH SYSTEM
Customer Charge	\$ 9.50 per month	\$ 9.50 per month
Energy Charge	\$ 0.27370 per Ccf	\$ 0.27370 per Ccf

MINIMUM MONTHLY BILL

The minimum monthly bill per customer shall be the customer charge.

RULES AND REGULATIONS

This schedule is subject to the Rules and Regulations, any Tax and License Rider and Purchased Gas Adjustment Clause, which are now or hereafter approved by the Public Service Commission of the State of Missouri.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
North & South Service Territories

SMALL COMMERCIAL FIRM SERVICE  
RATE SCHEDULE SCF-N&S

AVAILABILITY

This service is available to all non-residential firm customers with annual usage less than 5,000 Ccf.

MONTHLY RATE

The charges for service computed under this section of this rate schedule are in two parts that are added together. They consist of the customer charge and the energy charge. Other charges are provided for under the Rules and Regulations section.

SMALL COMMERCIAL FIRM SERVICE

	SOUTH SYSTEM	NORTH SYSTEM
Customer Charge	\$17.40 per month	\$17.40 per month
Energy Charge	\$ 0.27370 per Ccf For all usage	\$ 0.27370 per Ccf For all usage

MINIMUM MONTHLY BILL

The minimum monthly bill per customer shall be the customer charge.

RULES AND REGULATIONS

This schedule is subject to the Rules and Regulations, any Tax and License Rider and Purchased Gas Adjustment Clause, which are now or hereafter approved by the Public Service Commission of the State of Missouri.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
North & South Service Territories

SMALL VOLUME FIRM SERVICE  
RATE SCHEDULE SVF-N&S

AVAILABILITY

Available to all non-residential firm customers with annual usage of at least 5,000 Ccf but less than 40,000 Ccfs, for commercial and industrial use of gas, including heating.

MONTHLY RATE

The charges for service computed under this section of this rate schedule are in two parts that are added together. They consist of the customer charge and the energy charge. Other charges are provided for under the Rules and Regulations section.

SMALL VOLUME FIRM SERVICE

	SOUTH SYSTEM	NORTH SYSTEM
Customer Charge	\$ 50.00 per month	\$ 50.00 per month
Energy Charge	\$ 0.22790 per Ccf	\$ 0.22790 per Ccf

MINIMUM MONTHLY BILL

The minimum monthly bill per customer shall be the customer charge.

RULES AND REGULATIONS

This schedule is subject to the Rules and Regulations, any Tax and License Rider and Purchased Gas Adjustment Clause, which are now or hereafter approved by the Public Service Commission of the State of Missouri.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
 North & South Service Territories

LARGE VOLUME FIRM GAS SERVICE  
 RATE SCHEDULE LVF-N&S

AVAILABILITY

Available to commercial and industrial customers whose annual natural gas requirements at a single address or location equal or exceed 40,000 Ccf. Service is subject to the approval of Company and to a contract to be entered into between the customer and Company, unless otherwise authorized.

RESTRICTIONS

Customers contracting for service at a single address or location under this rate schedule shall neither be eligible for, nor allowed to concurrently utilize natural gas transportation service under Rate Schedule LVT at that same address or location. Customers taking service under this rate schedule shall be required to purchase all of their natural gas requirements from Company.

MONTHLY RATE

The charges for service computed under this section of this rate schedule are in three parts that are added together. They consist of the customer charge, energy charge and demand charge. Other charges are provided for under the Rules and Regulations section.

LARGE VOLUME FIRM GAS SERVICE

	SOUTH SYSTEM	NORTH SYSTEM
Customer Charge	\$215.00 per month	\$215.00 per month
Energy Charge	\$ 0.02885 per Ccf	\$ 0.02885 per Ccf
Demand Charge, All Billing Demand	\$ 0.40000 per Ccf	\$ 0.40000 per Ccf

MINIMUM MONTHLY BILL

The minimum monthly bill per customer shall be the sum of the customer charge plus the demand charge times the billing demand units.

BILLING DEMAND

For purposes of determining the billing demand under this rate schedule, the billing months of November through March shall be considered winter months; all other billing months shall be considered summer months. The billing demand for any winter month shall be the maximum use in Ccf during any consecutive period of 24 hours in such month. The billing demand for any summer month shall be one-half of the maximum use in Ccf during any consecutive period of 24 hours in such month.

Company will normally compute the maximum use in Ccf during any consecutive period of 24 hours in any billing month as 1/20th of the number of Ccf used during such billing month, adjusted to a base monthly billing period of 30 days. For customers not consuming natural gas uniformly throughout the billing month, Company and Customer may agree to determine the maximum use in Ccf during any consecutive period of 24 hours during any billing month by use of metering when such capability is available.

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August 9, 2007  
 Kelly S. Walters, Vice President

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
North & South Service Territories.

LARGE VOLUME FIRM GAS SERVICE (continued)  
RATE SCHEDULE LVF-N&S

The billing demand for any billing month shall not be less than the greatest billing demand for any of the preceding eleven months. If gas service was furnished during any of the preceding eleven months under any other rate schedule in effect, for the purpose of determining billing demand use under such other rate schedule shall be treated as if this Rate Schedule applied thereto.

CHARACTER OF SERVICE

Company reserves the right to curtail service to customers served under this rate schedule due to system capacity or supply constraints in the order shown in Section 2.06 of Company's Gas Rules and Regulations.

RULES AND REGULATIONS

This schedule is subject to the Rules and Regulations, any Tax and License Rider and Purchased Gas Adjustment Clause, which are now or hereafter approved by the Public Service Commission of the State of Missouri

INSTALLATION OF METERS AND REGULATORS

Company shall install, maintain and operate at no additional expense, at or near the point of delivery, a meter or meters and other necessary measuring equipment by which the volume of gas delivered to customer shall be measured. Company shall also install, maintain and operate at its own expense, at or near the point of delivery, such pressure regulating equipment as may be necessary. No charge shall be made by the customer for the use of the premises occupied by Company's metering and regulating equipment. Customer further agrees to provide access to telephone and electric service, as necessary, for the proper operation of the metering equipment.

CONTRACT

Company and each customer purchasing natural gas under this rate schedule shall enter into a sales contract. Copies of the Company's gas agreements may be found at [www.empiredistrict.com](http://www.empiredistrict.com).

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**STATE OF MISSOURI, PUBLIC SERVICE COMMISSION**

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**THE EMPIRE DISTRICT GAS COMPANY**  
**JOPLIN, MO 64802**

FOR: All Communities and Rural Areas in the Empire  
 North & South Service Territories

**LARGE VOLUME INTERRUPTIBLE GAS SERVICE  
 RATE SCHEDULE LVI-N&S**

**AVAILABILITY**

Available to commercial and industrial customers whose annual natural gas requirements at a single address or location equal or exceed 40,000 Ccf. Service is subject to the approval of Company, to interruption at any time upon order of the Company, and to a contract to be entered into between the customer and Company, unless otherwise authorized.

**RESTRICTIONS**

Customers contracting for service at a single address or location under this rate schedule shall neither be eligible for, nor allowed to concurrently utilize natural gas transportation service under Rate Schedule LVT at that same address or location. Customers taking service under this rate schedule shall be required to purchase all of their natural gas requirements from Company.

**MONTHLY RATE**

The charges for service computed under this section of this rate schedule are in three parts that are added together. They consist of the customer charge, energy charge and demand charge. Other charges are provided for under the Rules and Regulations section.

**LARGE VOLUME INTERRUPTIBLE GAS SERVICE**

	<u>SOUTH SYSTEM</u>	<u>NORTH SYSTEM</u>
Customer Charge	\$215.00 per month	\$215.00 per month
Energy Charge	\$ 0.02885 per Ccf	\$ 0.02885 per Ccf
Demand Charge, All Billing Demand	\$ 0.40000 per Ccf	\$ 0.40000 per Ccf

**MINIMUM MONTHLY BILL**

The minimum monthly bill per customer shall be the sum of the customer charge plus the demand charge times the billing demand units.

**BILLING DEMAND**

For purposes of determining the billing demand under this rate schedule, the billing months of November through March shall be considered winter months; all other billing months shall be considered summer months. The billing demand for any winter month shall be the maximum use in Ccf during any consecutive period of 24 hours in such month. The billing demand for any summer month shall be one-half of the maximum use in Ccf during any consecutive period of 24 hours in such month.

Company will normally compute the maximum use in Ccf during any consecutive period of 24 hours in any billing month as 1/20th of the number of Ccf used during such billing month, adjusted to a base monthly billing period of 30 days. For customers not consuming natural gas uniformly throughout the billing month, Company and Customer may agree to determine the maximum use in Ccf during any consecutive period of 24 hours during any billing month by use of metering when such capability is available.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
North & South Service Territories

LARGE VOLUME INTERRUPTIBLE GAS SERVICE (continued)  
RATE SCHEDULE LVI-N&S

The billing demand for any billing month shall not be less than the greatest billing demand for any of the preceding eleven months. If gas service was furnished during any of the preceding eleven months under any other rate schedule in effect, for the purpose of determining billing demand use under such other rate schedule shall be treated as if this Rate Schedule applied thereto.

CHARACTER OF SERVICE

Company reserves the right to curtail service to customers served under this rate schedule due to system capacity or supply constraints in the order shown in Section 2.06 of Company's Gas Rules and Regulations.

RULES AND REGULATIONS

This schedule is subject to the Rules and Regulations, any Tax and License Rider and Purchased Gas Adjustment Clause, which are now or hereafter approved by the Public Service Commission of the State of Missouri

INSTALLATION OF METERS AND REGULATORS

Company shall install, maintain and operate at no additional expense, at or near the point of delivery, a meter or meters and other necessary measuring equipment by which the volume of gas delivered to customer shall be measured. Company shall also install, maintain and operate at its own expense, at or near the point of delivery, such pressure regulating equipment as may be necessary. No charge shall be made by the customer for the use of the premises occupied by Company's metering and regulating equipment. Customer further agrees to provide access to telephone and electric service, as necessary, for the proper operation of the metering equipment.

CONTRACT

Company and each customer purchasing natural gas under this rate schedule shall enter into a sales contract. Copies of the Company's gas agreements may be found at [www.empiredistrict.com](http://www.empiredistrict.com).

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
NW Service Territory

RESIDENTIAL SERVICE  
RATE SCHEDULE RS-NW

AVAILABILITY

This service is available to all residential customers. A "residential" ("domestic") customer under this rate classification is a customer who purchases natural gas for "domestic use." "Domestic use" under this rate classification includes that portion of natural gas, which is ultimately consumed at a single-family or individually metered multiple-family dwelling, and shall apply to all such purchases regardless of whether the customer is the ultimate consumer. This schedule is intended to satisfy the provisions of Section 144.030(23) RSMo by establishing and maintaining a system and rate classification of "residential" to cause the residential sales and purchases of natural gas under this rate schedule to be considered as sales for domestic use.

MONTHLY RATE

The charges for service computed under this section of this rate schedule are in two parts that are added together. They consist of the customer charge and the energy charge. Other charges are provided for under the Rules and Regulations section.

RESIDENTIAL SERVICE

NW SYSTEM

Customer Charge \$ 7.00 per month  
Energy Charge \$ 0.26540 per Ccf

MINIMUM MONTHLY BILL

The minimum monthly bill per customer shall be the customer charge.

RULES AND REGULATIONS

This schedule is subject to the Rules and Regulations, any Tax and License Rider and Purchased Gas Adjustment Clause, which are now or hereafter approved by the Public Service Commission of the State of Missouri.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the  
Empire NW Service Territory

SMALL COMMERCIAL FIRM SERVICE  
RATE SCHEDULE SCF-NW

AVAILABILITY

This service is available to all non-residential firm customers with annual usage less than 5,000 Ccf.

MONTHLY RATE

The charges for service computed under this section of this rate schedule are in two parts that are added together. They consist of the customer charge and the energy charge. Other charges are provided for under the Rules and Regulations section.

SMALL COMMERCIAL FIRM SERVICE

NW SYSTEM

Customer Charge \$13.50 per month  
Energy Charge \$ 0.25000 per Ccf

MINIMUM MONTHLY BILL

The minimum monthly bill per customer shall be the customer charge.

RULES AND REGULATIONS

This schedule is subject to the Rules and Regulations, any Tax and License Rider and Purchased Gas Adjustment Clause, which are now or hereafter approved by the Public Service Commission of the State of Missouri.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
NW Service Territory

**SMALL VOLUME FIRM SERVICE  
RATE SCHEDULE SVF-NW**

AVAILABILITY

Available to all non-residential firm customers with annual usage of at least 5,000 Ccf but less than 40,000 Ccfs, for commercial and industrial use of gas, including heating.

MONTHLY RATE

The charges for service computed under this section of this rate schedule are in two parts that are added together. They consist of the customer charge and the energy charge. Other charges are provided for under the Rules and Regulations section.

SMALL VOLUME FIRM SERVICE

NW SYSTEM

Customer Charge \$40.00 per month  
Energy Charge \$0.22500 per month

MINIMUM MONTHLY BILL

The minimum monthly bill per customer shall be the customer charge.

RULES AND REGULATIONS

This schedule is subject to the Rules and Regulations, any Tax and License Rider and Purchased Gas Adjustment Clause, which are now or hereafter approved by the Public Service Commission of the State of Missouri.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
NW Service Territory

LARGE VOLUME FIRM GAS SERVICE  
RATE SCHEDULE LVF-NW

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AVAILABILITY

Available to commercial and industrial customer, whose annual natural gas requirements at a single address or location equal or exceed 40,000 Ccf. Service is subject to the approval of Company and to a contract to be entered into between the customer and Company, unless otherwise authorized.

RESTRICTIONS

Customers contracting for service at a single address or location under this rate schedule shall neither be eligible for, nor allowed to concurrently utilize natural gas transportation service under Rate Schedule LVT at that same address or location. Customers taking service under this rate schedule shall be required to purchase all of their natural gas requirements from Company.

MONTHLY RATE

The charges for service computed under this section of this rate schedule are in three parts that are added together. They consist of the customer charge, energy charge and demand charge. Other charges are provided for under the Rules and Regulations section.

LARGE VOLUME FIRM GAS SERVICE

NW SYSTEM

Customer Charge	\$200.00 per month
Energy Charge	\$ .04850 per Ccf
Demand Charge, All Billing Demand	\$0.40000 per Ccf

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MINIMUM MONTHLY BILL

The minimum monthly bill per customer shall be the sum of the customer charge plus the demand charge times the billing demand units.

BILLING DEMAND

For purposes of determining the billing demand under this rate schedule, the billing months of November through March shall be considered winter months; all other billing months shall be considered summer months. The billing demand for any winter month shall be the maximum use in Ccf during any consecutive period of 24 hours in such month. The billing demand for any summer month shall be one-half of the maximum use in Ccf during any consecutive period of 24 hours in such month.

Company will normally compute the maximum use in Ccf during any consecutive period of 24 hours in any billing month as 1/20th of the number of Ccf used during such billing month, adjusted to a base monthly billing period of 30 days. For customers not consuming natural gas uniformly throughout the billing month, Company and Customer may agree to determine the maximum use in Ccf during any consecutive period of 24 hours during any billing month by use of metering when such capability is available.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY FOR: All Communities and Rural Areas in the Empire  
JOPLIN, MO 64802 NW Service Territory

**LARGE VOLUME FIRM GAS SERVICE (continued)  
RATE SCHEDULE LVF-NW**

The billing demand for any billing month shall not be less than the greatest billing demand for any of the preceding eleven months. If gas service was furnished during any of the preceding eleven months under any other rate schedule in effect, for the purpose of determining billing demand use under such other rate schedule shall be treated as if this Rate Schedule applied thereto.

**CHARACTER OF SERVICE**

Company reserves the right to curtail service to customers served under this rate schedule due to system capacity or supply constraints in the order shown in Section 2.06 of Company's Gas Rules and Regulations.

**RULES AND REGULATIONS**

This schedule is subject to the Rules and Regulations, any Tax and License Rider and Purchased Gas Adjustment Clause, which are now or hereafter approved by the Public Service Commission of the State of Missouri

**INSTALLATION OF METERS AND REGULATORS**

Company shall install, maintain and operate at no additional expense, at or near the point of delivery, a meter or meters and other necessary measuring equipment by which the volume of gas delivered to customer shall be measured. Company shall also install, maintain and operate at its own expense, at or near the point of delivery, such pressure regulating equipment as may be necessary. No charge shall be made by the customer for the use of the premises occupied by Company's metering and regulating equipment. Customer further agrees to provide access to telephone and electric service, as necessary, for the proper operation of the metering equipment.

**CONTRACT**

Company and each customer purchasing natural gas under this rate schedule shall enter into a sales contract. Copies of the Company's gas agreements may be found at www.empiredistrict.com.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
NW Service Territory

**LARGE VOLUME INTERRUPTIBLE GAS SERVICE  
RATE SCHEDULE LVI-NW**

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AVAILABILITY

Available to commercial and industrial customers whose annual natural gas requirements at a single address or location equal or exceed 40,000 Ccfs. Service is subject to the approval of Company, to interruption at any time upon order of the Company, and to a contract to be entered into between the customer and Company, unless otherwise authorized.

RESTRICTIONS

Customers contracting for service at a single address or location under this rate schedule shall neither be eligible for, nor allowed to concurrently utilize natural gas transportation service under Rate Schedule LVT at that same address or location. Customers taking service under this rate schedule shall be required to purchase all of their natural gas requirements from Company.

MONTHLY RATE

The charges for service computed under this section of this rate schedule are in three parts that are added together. They consist of the customer charge, energy charge and demand charge. Other charges are provided for under the Rules and Regulations section.

LARGE VOLUME INTERRUPTIBLE GAS SERVICE

NW SYSTEM

Customer Charge	\$200.00 per month
Energy Charge	\$0.04850 per Ccf
Demand Charge, All Billing Demand	\$0.40000 per Ccf

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MINIMUM MONTHLY BILL

The minimum monthly bill per customer shall be the customer charge plus the demand charge

BILLING DEMAND

For purposes of determining the billing demand under this rate schedule, the billing months of November through March shall be considered winter months; all other billing months shall be considered summer months. The billing demand for any winter month shall be the maximum use in Ccf during any consecutive period of 24 hours in such month. The billing demand for any summer month shall be one-half of the maximum use in Ccf during any consecutive period of 24 hours in such month.

Company will normally compute the maximum use in Ccf during any consecutive period of 24 hours in any billing month as 1/20th of the number of Ccf used during such billing month, adjusted to a base monthly billing period of 30 days. For customers not consuming natural gas uniformly throughout the billing month, Company and Customer may agree to determine the maximum use in Ccf during any consecutive period of 24 hours during any billing month by use of metering when such capability is available.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
NW Service Territory

LARGE VOLUME INTERRUPTIBLE GAS SERVICE (continued)  
RATE SCHEDULE LVI-NW

The billing demand for any billing month shall not be less than the greatest billing demand for any of the preceding eleven months. If gas service was furnished during any of the preceding eleven months under any other rate schedule in effect, for the purpose of determining billing demand use under such other rate schedule shall be treated as if this Rate Schedule applied thereto.

CHARACTER OF SERVICE

Company reserves the right to curtail service to customers served under this rate schedule due to system capacity or supply constraints in the order shown in Section 2.06 of Company's Gas Rules and Regulations.

RULES AND REGULATIONS

This schedule is subject to the Rules and Regulations, any Tax and License Rider and Purchased Gas Adjustment Clause, which are now or hereafter approved by the Public Service Commission of the State of Missouri.

INSTALLATION OF METERS AND REGULATORS

Company shall install, maintain and operate at no additional expense, at or near the point of delivery, a meter or meters and other necessary measuring equipment by which the volume of gas delivered to customer shall be measured. Company shall also install, maintain and operate at its own expense, at or near the point of delivery, such pressure regulating equipment as may be necessary. No charge shall be made by the customer for the use of the premises occupied by Company's metering and regulating equipment. Customer further agrees to provide access to telephone and electric service, as necessary, for the proper operation of the metering equipment.

CONTRACT

Company and each customer purchasing natural gas under this rate schedule shall enter into a sales contract. Copies of the Company's gas agreements may be found at [www.empiredistrict.com](http://www.empiredistrict.com).

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THE EMPIRE DISTRICT GAS COMPANY FOR: All Communities and Rural Areas Receiving  
JOPLIN, MO 64802 Natural Gas Service

TRANSPORTATION SERVICE  
 NATURAL GAS

**A. PURPOSE**

The purpose of this program is to provide the Company's end-users additional flexibility in how they purchase and receive natural gas for their use. This program allows non-residential end-users the opportunity to purchase natural gas from a source other than the Company and make arrangements for the transportation of such natural gas on a firm and/or interruptible basis on the Company's distribution system.

**1. Program Provisions.** This program has the following major provisions:

- (a) *Pipeline Capacity Assignment:* The program contains provisions for the Company to assign its firm pipeline capacity to the aggregator or end user in order for the aggregator to provide firm gas service to its aggregated pool. The daily scheduling, monthly balancing and monthly cash out provisions set forth below essentially mirror the same requirements the Company is required to follow (or will be expected to follow) in taking service from the interstate pipelines, Panhandle Eastern Pipe Line Company (PEPL), Southern Star Central Pipelines (SSCP), and ANR Pipeline Company (ANR) serving the Company's Missouri systems.
- (b) *Small and Large Volume Rate Schedules:* End users with annual usage of 5,000 to 39,999 Ccf qualify for small volume transportation service, and end users with annual usage of 40,000 Ccf or more qualify for the large volume transportation schedule.
- (c) *Aggregation Permitted.* Under the terms of these tariff sheets, a non-residential end-user who desires to transport gas is permitted to combine its natural gas requirements with those other non-residential customers on the same rate schedule and pipeline in an aggregated pool for purposes of scheduling, nominations and gas purchasing.
- (d) *Daily Scheduling:* As a condition of transporting, Customers need to comply with the requirement to match, within a certain tolerance and on a daily basis, nominations and consumption. This requirement relates to the necessity for the utility to manage the gas delivered to it for consumption by end-users. The capability to closely monitor daily transportation activity is critical to ensure that the utility is able to facilitate transportation service for the benefit of aggregators and end-users while reliably maintaining service to its sales customers.
- (e) *Monthly Balancing:* In addition to matching nominations and consumption on a daily basis, Customers are required, within a specific tolerance, to be "in balance" on a monthly basis.
- (f) *Monthly Cashouts:* The program provides a method each month for resolving on a cash basis the differences between nominations and consumption.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

TRANSPORTATION SERVICE  
NATURAL GAS

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2. Program Evaluation. During the term of the Small Volume transportation program, Company shall file annual reports, beginning with an initial report to be filed in January, 2004 showing the following information:

- (a) The number of aggregators actively forming aggregated pools on the Company's systems,
- (b) The number of end-users electing to be served as part of aggregated pools,
- (c) End-users requesting to leave aggregated pools and return to the Company's sales service, and
- (d) The amount of interstate pipeline capacity assigned from Company to specific aggregators forming aggregated pools.
- (e) Copies of all transportation contracts executed in the prior year.

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B. DEFINITIONS

**AGGREGATION** - The practice of combining the nominations and balancing of gas delivered to more than one end-user from receipt point(s) served by a common pipeline. Aggregation of end-users is allowed only on a common pipeline. To qualify for aggregation service, end-users must be served by a common pipeline in the same pipeline operating zone, and be on the same rate schedule.

**AGGREGATION POOL** - A group of one or more end-users, with each end-use meter qualifying under the applicable rate schedule for transportation service. Any energy seller, supplier, marketer or broker that serves more than one end-user that is eligible to be pooled for the purpose of forming an aggregation pool will be deemed to be an aggregator, and will be required to execute a Marketer Agreement.

**AGGREGATOR** - An entity (such as an energy seller, marketer, supplier, or other entity) responsible for the aggregation of gas delivered to more than one end-user.

**BALANCING** - The effort to match the quantity of transport gas received by the Company for the account of an end-user or aggregator with the quantity of the gas delivered to end-user(s) for the account of that end-user.

**CUSTOMER** - An energy seller, marketer, aggregator, supplier, or end-user of transportation service.

**DAILY NOMINATION REQUIREMENT** - The quantity of gas required to be delivered to Company at receipt point(s) for the account of an end-user or aggregator in order to meet: 1) end-user's or aggregator's daily requirement for flowing gas (gas physically delivered to end-user(s)), 2) losses, and 3) correction of end-user's or aggregator's out-of-balance condition existing at the end of the preceding gas day.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

TRANSPORTATION SERVICE  
NATURAL GAS

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DAILY SCHEDULING TOLERANCE - The maximum quantity of gas at the end of any gas day, which Company will allow end-user or aggregator to be out-of-balance without additional charge. The daily scheduling tolerance is intended to reflect the scheduling tolerance established by the interstate pipeline serving each of the Company's systems.

DAY - See GAS DAY.

DELIVERIES - The quantity of gas delivered by Company to end-user(s) for the account of and end-user or aggregator.

DELIVERY POINT - The location where the Company's gas distribution facilities are interconnected with the end-user's facilities. This location is where the end-user or aggregator and the Company have agreed that all or part of the receipts for the account of end-user or aggregator will be transported and delivered by the Company.

END-USER - Any person, association, firm, public or private corporation, or any agency of the federal, state, or local government or other legal entity who physically accepts delivery from Company of gas transported hereunder.

ENERGY SELLER - Any person who uses, leases or controls the distribution system of a distributor or a political subdivision or any part thereof to sell energy services at retail within a political subdivision, other than a distributor or a political subdivision.

GAS DAY - The 24 hour period which begins at 9:00 a.m. Central Time and ends at 9:00 a.m. Central Time the following day.

LINE LOSS - The quantity of gas used and/or lost as part of the Company's normal distribution system operation. Line loss charges will be the Company's system-wide Lost and Unaccounted (L&U) Account as computed in the Company's annual PGA and applied on a volumetric basis to the quantity of gas delivered to the end-user.

MARKETER AGREEMENT - An agreement entered into between Company and aggregator specifying the service(s) requested by aggregator, method of billing and term of agreement.

MAXIMUM DAILY QUANTITY (MDQ) - The amount of gas a customer is expected to consume on a peak day, calculated by dividing the volumes consumed by a particular customer during the highest historical peak month of usage for that customer in the last three years by twenty (20). Company will estimate a peak month for new customers. A Maximum Daily Quantity may also be established through direct measurement or other means (i.e., estimating the peak day requirements after installation of new processing equipment or more energy efficient heating systems) if approved by Company.

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**THE EMPIRE DISTRICT GAS COMPANY**  
**JOPLIN, MO 64802**

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

**TRANSPORTATION SERVICE**  
**NATURAL GAS**

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**NOMINATION** - The quantity of gas that an end-user or aggregator causes to be delivered to Company at each Receipt Point during a gas day. The quantity nominated must be equalized as far as practicable over the twenty-four hour period and for the services provided hereunder is assumed to have been delivered to Company uniformly during each hour of the gas day.

**OPERATIONAL BALANCING AGREEMENT** - An agreement between the Company and an end-user or aggregator which describes the manner in which differences between actual receipts into the Company's system and nominated quantities into Company's system will be resolved between the parties.

**OPERATIONAL FLOW ORDER** - A notice issued by the Company to Customers requiring the delivery of specified quantities of gas to Company at times deemed necessary by the Company to maintain system integrity and to assure continued service. An Operational Flow Order shall be issued to the smallest affected area, and only Customers in that area will be affected. For example, a single receipt point, receipt points on a pipeline, or the entire system. Notification shall be via Company's electronic bulletin board. Any Operational Flow Order (OFO) declared by the interstate pipeline is also an OFO Day on Company's affected area, but end-user or aggregator notification shall come from the pipeline.

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**OUT-OF-BALANCE** - A condition where cumulative receipts fail to equal cumulative deliveries. A positive (excess) out-of-balance condition exists when receipts exceed deliveries. A negative (deficiency) out-of-balance condition exists when deliveries exceed receipts. When an end-user or aggregator is out-of-balance, the Company has either provided gas to the end-user or aggregator to meet an underage (deficiency), or stored gas for the end-user or aggregator to meet an overage (excess).

**OVERAGE** - An out-of-balance condition where receipts exceed deliveries. This condition reflects the cumulative extent receipts exceed deliveries since receipts and deliveries were last in balance. A positive (excess) out-of-balance condition is considered an overage.

**RECEIPTS** - The quantity of gas actually delivered to Company for the account of an end-user or aggregator at receipt point(s).

**RECEIPT POINT** - The location where Company physically receives gas delivered to Company for the account of end-user or aggregator. This location is the interconnection between the Company and the entity responsible for the delivery of end-user or aggregator-owned gas to the Company. The receipt point is usually physically located at the town border station, upstream of the delivery point. The receipt point must be a location physically connected by Company facilities to the delivery point. If the Company can, operationally, contractually, and without adversely affecting the service to its other end-users, permit a customer to use a receipt point not physically connected through Company facilities to the delivery point(s), Company may waive the receipt point restriction.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

TRANSPORTATION SERVICE  
NATURAL GAS

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RECORDING EQUIPMENT - Equipment which is capable of obtaining, accumulating, and storing data regarding gas flow for intervals equal to or less than twenty-four (24) hours in duration.

SHUTOFF - Service interruption initiated by Company, terminating service hereunder, to an end-user as a result of failure of end-user to pay Company for service or as a result of unsafe conditions.

TELEMETRY - Equipment capable of obtaining, accumulating, and transmitting real time data regarding the gas flow to a central location.

TRANSPORTATION SERVICE - The physical and/or contractual movement of gas through the Company's distribution system from receipt point(s) to delivery point(s).

UNDERAGE - An out-of-balance condition where deliveries exceed receipts. This condition reflects the cumulative extent that deliveries exceed receipts since deliveries and receipts were last in balance. A negative (deficiency) out-of-balance condition is considered an underage.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802 FOR: All Communities and Rural Areas Receiving Natural Gas Service

TRANSPORTATION SERVICE  
NATURAL GAS

C. PIPELINE CAPACITY RELEASE

The Company offers its end-users additional flexibility in how they purchase and receive gas for their use. End-users may purchase their gas directly from an energy seller, marketer, aggregator, supplier, or other entity and then, under the SVTS-N&S, SVTS-NW, LVTS-N&S or LVTS-NW rate schedules, decide which services will be used to bring the gas to their end-use location.

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Consistent with the above and as a condition of customer being able to transfer from firm sales service to the Company's transportation rate schedules, customer agrees to accept pro-rata release of Company's pipeline capacity based on the firm peak day requirements for end-user's end use or for aggregator's end-users. The amount of pipeline capacity the end-user will be released will be calculated by determining the peak gas usage month that occurred within the past three (3) years for each of aggregator's end-users, then adding the quantity of gas consumed by each of aggregator's end-users in such peak month, and dividing that sum by 20.

The capacity will be released to the end-user or aggregator on a temporary non-recallable basis for the period of the existing pipeline transportation contract for each end-user at the Company's weighted average cost. Pipeline transportation cost shall be derived from the pipeline transportation contracts that serve a customer. Only those contracts that provide service to a customer's service territory shall be considered when calculating cost. After the capacity is released, end-users and aggregators will deal directly with the interstate pipeline during the period of release on all matters concerning this capacity. In the event an end user changes marketers before the expiration of a pipeline capacity agreement, the end-user's capacity will revert to the Company for reassignment to the new aggregator or marketer.

If an end-user wishes to return to firm sales service, Company shall accept the end-user as a firm sales customer, provided the capacity needed to serve the customer also returns with the end-user or is otherwise available. However, the Company is not required to accept capacity from transportation customers returning to sales service.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
 North & South Service Territories

TRANSPORTATION SERVICE  
 RATE SCHEDULE SVTS-N&S

D. RATE SCHEDULE SVTS-N&S

1. Availability: Service under this rate schedule is available to Customers who cause gas to be delivered to individually metered, non-residential end-users whose individual annual usage is anticipated to be at least 5,000 Ccf, but less than 40,000 Ccf. This service will be available in all of the Company's North & South service territories.
2. Service Considerations: Customers must execute a written contract for transportation service pursuant to this rate schedule. Gas transportation agreements and applicable documents are available at the Company's electronic website www.empiredistrict.com. All small volume transportation customers must install telemetry equipment or purchase the Balancing Service provided herein. Customers must reimburse the Company for the cost incurred by the Company to install telemetry equipment and for the cost of any other improvements made by the Company in order to provide this service. Service is provided for a minimum of six (6) months.
3. Monthly Charges: End-user's monthly bill shall be determined as a sum of the following:  
SMALL VOLUME TRANSPORTATION SERVICE

	SOUTH SYSTEM	NORTH SYSTEM
End-user Charge	\$ 50.00 per month	\$ 50.00 per month
Delivery charge, Usage (per Ccf)	\$ 0.22790 per Ccf	\$ 0.22790 per Ccf

4. L&U Charge: The Company's system-wide Lost and Unaccounted (L&U) Account as computed in the Company's annual PGA will be applied on a volumetric basis to the quantity of gas delivered to the end-user.
5. Interim Purchased Gas Adjustment Charges: End-users shall be charged the appropriate system's ACA, Refund, TOP and TC factors as listed on Company's sheet numbers 61-64. New customers or customers electing transportation service shall be charged the appropriate ACA charges for a period of one year after changing service to this schedule. These charges shall terminate after a customer has been served under this schedule for one year.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
North & South Service Territories

TRANSPORTATION SERVICE  
RATE SCHEDULE SVTS-N&S (continued)

Mandatory Charges: Monthly bills to aggregators shall reflect the charges as described in Section E of this service schedule, including:

- Daily Out-of-Balance Charge
- Monthly Cash-out Charge
- Line Loss Charge
- Unauthorized Delivery Charge

Optional Services: Additional services may be selected, as described in Section I, including:

- Daily Balancing Service
- Aggregation Pooling Service
- Billing Service

6. Security: All Aggregators shall provide Company with security for aggregator's performance hereunder in the form of a letter of credit or a performance bond in the amount of \$250,000.00 no later than ten (10) days prior to the date gas first flows to one or more of aggregator's end-users. Company reserves the right to periodically review the sufficiency of said security and, if deemed necessary as a prudent business practice, may require an increase in such amount.
7. General Rules, Regulations, Terms and Conditions: Service hereunder is subject to Company's General Rules and Regulations and applicable transportation provisions on file with the Missouri Public Service Commission, including Sections F-K below.
8. Taxes: Service received under this tariff shall be conducted through energy sellers who have received certification from the Missouri Public Service Commission pursuant to 4 CSR 240-45.010 in compliance with Sections 393.297 through 393.301, RSMo.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
North & South Service Territories

TRANSPORTATION SERVICE  
RATE SCHEDULE SVTS-N&S (continued)

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9. Experimental School Aggregation Program: Pursuant to Sec. 393.310.1 RSMo, the fee for aggregation and balancing services for schools aggregating gas requirements under this schedule shall be \$0.004 per Ccf during the twelve (12) month period following the approval date of this schedule. After the initial twelve (12) months of this program, the charges described in paragraphs H and I will apply to all small volume customers, including schools. No telemetry shall be required unless a facility is expected to consume over 100,000 Ccf annually.

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- a. Reporting. The Company shall, no later than June 1 in each year of the experimental program, provide records of the revenues and expenses incurred as a result of this experimental program. These records shall be provided to the Staff of the Missouri Public Service Commission and the Office of the Public Counsel, and shall be categorized in sufficient detail to permit the parties to determine what under- or over-recovery of expenses may exist at that time, and to determine what changes in rates, if any, may be appropriate to prevent any harm to the groups identified in RSMo Sec. 393.310. The Commission may, no later than November 1<sup>st</sup> of each year of the experimental program, implement any adjustments in rates it deems appropriate to comply with RSMo. 393.310.
  - i. Annual Cost True-Up. Company shall file annually on or about November 1 of each year to receive Commission approval to recover costs incurred to implement this experimental program. This cost recovery application may include first year costs that exceed the \$0.004 per Ccf limit contained in RSMo. 393.310, PGA-related costs and administrative costs incurred by the Company.
  - ii. Collection of Gross Receipts Taxes. The marketer or aggregator will collect gross receipts taxes applicable to the cost of gas purchased for end users. The marketer or aggregator may alternatively subscribe to Company's billing service, described in Section I.

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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
 North & South Service Territories

TRANSPORTATION SERVICE  
 RATE SCHEDULE LVTS-N&S

D. RATE SCHEDULE LVTS-N&S

- Availability:** Service under this rate schedule is available to Customers who cause gas to be delivered on a firm basis to individually metered, non-residential end-users whose individual annual usage is anticipated to equal or exceed 40,000 Ccf. This service will be available in all of the Company's North & South service territories.
- Service Considerations:** Customers must execute a written contract for transportation service pursuant to this rate schedule. Gas transportation agreements and applicable documents are available at the Company's electronic website [www.empiredistrict.com](http://www.empiredistrict.com). Service hereunder is provided subject to a requirement for recording equipment or telemetry at the delivery point. All large volume transportation customers must install telemetry equipment and reimburse the Company for the cost incurred by Company to install telemetry equipment and for the cost of any other improvements made by Company in order to provide this service. Service is provided for a minimum of one year.
- Monthly Charges:** End-user's monthly bill shall be determined as a sum of the following:  
LARGE VOLUME TRANSPORTATION SERVICES

	SOUTH SYSTEM	NORTH SYSTEM
End-user Charge	\$ 215.00 per month	\$ 215.00 per month
Delivery charge, Usage (per Ccf)	\$ 0.02885 per Ccf	\$ 0.02885 per Ccf
Demand Charge, All Billing Demand	\$ 0.40000 per Ccf	\$ 0.40000 per Ccf

- L&U Charge:** The Company's system-wide Lost and Unaccounted (L&U) Account as computed in the Company's annual PGA will be applied on a volumetric basis to the quantity of gas delivered to the end-user.
- Interim Purchased Gas Adjustment Charges:** End-users shall be charged the appropriate system's ACA, Refund, TOP and TC factors as listed on Company's sheet numbers 61-64. The Company's existing large volume transportation customers shall be exempt from new ACA or PGA-related charges. New customers or customers electing transportation service shall be charged the appropriate ACA charges for a period of one year after changing service to this schedule. These charges shall terminate after a customer has been served under this schedule for one year.
- Billing Demand:** For purposes of determining the billing demand under this rate schedule, the billing months of November through March shall be considered winter months; all other billing months shall be considered summer months. The billing demand for any winter month shall be the maximum use in Ccf during any consecutive period of 24 hours in such month. The billing demand for any summer month shall be one-half of the maximum use in Ccf during any consecutive period of 24 hours in such month.

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 ISSUED BY: Kelly S. Walters, Vice President

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
North & South Service Territories

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**TRANSPORTATION SERVICE**  
RATE SCHEDULE LVTS-N&S (continued)

Company will normally compute the maximum use in Ccf during any consecutive period of 24 hours in any billing month as 1/20th of the number of Ccf used during such billing month, adjusted to a base monthly billing period of 30 days. For customers not consuming natural gas uniformly throughout the billing month, Company and Customer may agree to determine the maximum use in Ccf during any consecutive period of 24 hours during any billing month by use of metering when such capability is available.

**Mandatory Charges:** Monthly bills to aggregators shall reflect the charges as described in Section E of this service schedule, including:

- Daily Out-of-Balance Charge
- Monthly Cash-out Charge
- Line Loss Charge
- Unauthorized Delivery Charge

**Optional Services:** Additional services may be selected, as described in Section I, including:

- Aggregation Pooling Service
- Billing Service

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7. **Security:** All Aggregators shall provide Company with security for aggregator's performance hereunder in the form of a letter of credit or a performance bond in the amount of \$250,000.00 no later than ten (10) days prior to the date gas first flows to one or more of aggregator's end-users. Company reserves the right to periodically review the sufficiency of said security and, if deemed necessary as a prudent business practice, may require an increase in such amount.
8. **General Rules, Regulations, Terms and Conditions:** Service hereunder is subject to Company's General Rules and Regulations and applicable transportation provisions on file with the Missouri Public Service Commission, including Sections F-K below.
9. **Taxes:** Service received under this tariff shall be conducted through energy sellers who have received certification from the Missouri Public Service Commission pursuant to 4 CSR 240-45.010 in compliance with Sections 393.297 through 393.301, RSMo.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
 NW Service Territory

TRANSPORTATION SERVICE  
 RATE SCHEDULE SVTS-NW

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D. RATE SCHEDULE SVTS-NW

1. **Availability:** Service under this rate schedule is available to Customers who cause gas to be delivered to individually metered, non-residential end-users whose individual annual usage is anticipated to be at least 5,000 Ccf, but less than 40,000 Ccf. This service will be available in all of the Company's NW service territory.
2. **Service Considerations:** Customers must execute a written contract for transportation service pursuant to this rate schedule. Gas transportation agreements and applicable documents are available at the Company's electronic website [www.empiredistrict.com](http://www.empiredistrict.com). All small volume transportation customers must install telemetry equipment or purchase the Balancing Service provided herein. Customers must reimburse the Company for the cost incurred by the Company to install telemetry equipment and for the cost of any other improvements made by the Company in order to provide this service. Service is provided for a minimum of six (6) months.
3. **Monthly Charges:** End-user's monthly bill shall be determined as a sum of the following:  
SMALL VOLUME TRANSPORTATION SERVICE

NW System

End-user Charge:	\$40 per month
Delivery Charge	
Usage (per Ccf)	\$ 0.22500

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4. **L&U Charge:** The Company's system-wide Lost and Unaccounted (L&U) Account as computed in the Company's annual PGA will be applied on a volumetric basis to the quantity of gas delivered to the end-user.
5. **Interim Purchased Gas Adjustment Charges:** End-users shall be charged the appropriate system's ACA, Refund, TOP and TC factors as listed on Company's sheet numbers 61-64. New customers or customers electing transportation service shall be charged the appropriate ACA charges for a period of one year after changing service to this schedule. These charges shall terminate after a customer has been served under this schedule for one year.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
NW Service Territory

TRANSPORTATION SERVICE  
RATE SCHEDULE SVTS-NW (continued)

Mandatory Charges: Monthly bills to aggregators shall reflect the charges as described in Section E of this service schedule, including:

- Daily Out-of-Balance Charge
- Monthly Cash-out Charge
- Line Loss Charge
- Unauthorized Delivery Charge

Optional Services: Additional services may be selected, as described in Section I, including:

- Daily Balancing Service
- Aggregation Pooling Service
- Billing Service

6. Security: All Aggregators shall provide Company with security for aggregator's performance hereunder in the form of a letter of credit or a performance bond in the amount of \$250,000.00 no later than ten (10) days prior to the date gas first flows to one or more of aggregator's end-users. Company reserves the right to periodically review the sufficiency of said security and, if deemed necessary as a prudent business practice, may require an increase in such amount.
7. General Rules, Regulations, Terms and Conditions: Service hereunder is subject to Company's General Rules and Regulations and applicable transportation provisions on file with the Missouri Public Service Commission, including Sections F-K below.
8. Taxes: Service received under this tariff shall be conducted through energy sellers who have received certification from the Missouri Public Service Commission pursuant to 4 CSR 240-45.010 in compliance with Sections 393.297 through 393.301, RSMo.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
NW Service Territory

TRANSPORTATION SERVICE  
RATE SCHEDULE SVTS-NW (continued)

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10. Experimental School Aggregation Program: Pursuant to Sec. 393.310.1 RSMo, the fee for aggregation and balancing services for schools aggregating gas requirements under this schedule shall be \$0.004 per Ccf during the twelve (12) month period following the approval date of this schedule. After the initial twelve (12) months of this program, the charges described in paragraphs H and I will apply to all small volume customers, including schools. No telemetry shall be required unless a facility is expected to consume over 100,000 Ccf annually.

Deleted: This experimental program shall be in effect from November 1, 2002 to June 30, 2005.

- a. Reporting. The Company shall, no later than June 1 in each year of the experimental program, provide records of the revenues and expenses incurred as a result of this experimental program. These records shall be provided to the Staff of the Missouri Public Service Commission and the Office of the Public Counsel, and shall be categorized in sufficient detail to permit the parties to determine what under- or over-recovery of expenses may exist at that time, and to determine what changes in rates, if any, may be appropriate to prevent any harm to the groups identified in RSMo Sec. 393.310. The Commission may, no later than November 1<sup>st</sup> of each year of the experimental program, implement any adjustments in rates it deems appropriate to comply with RSMo. 393.310.
  - i. Annual Cost True-Up. Company shall file annually on or about November 1 of each year to receive Commission approval to recover costs incurred to implement this experimental program. This cost recovery application may include first year costs that exceed the \$0.004 per Ccf limit contained in RSMo. 393.310, PGA-related costs and administrative costs incurred by the Company.
  - ii. Collection of Gross Receipts Taxes. The marketer or aggregator will collect gross receipts taxes applicable to the cost of gas purchased for end users. The marketer or aggregator may alternatively subscribe to Company's billing service, described in Section I.

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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
 NW Service Territory

TRANSPORTATION SERVICE  
 RATE SCHEDULE LVTS-NW

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D. RATE SCHEDULE LVTS-NW

1. **Availability:** Service under this rate schedule is available to Customers who cause gas to be delivered to individually metered, non-residential end-users whose individual annual usage is anticipated to equal or exceed 40,000 Ccfs. This service will be available in all of the Company's NW service territory.
2. **Service Considerations:** Customers must execute a written contract for transportation service pursuant to this rate schedule. Gas transportation agreements and applicable documents are available at the Company's electronic website [www.empiredistrict.com](http://www.empiredistrict.com). Service hereunder is provided subject to a requirement for recording equipment or telemetry at the delivery point. All large volume transportation customers must install telemetry equipment and reimburse the Company for the cost incurred by the Company to install telemetry equipment and for the cost of any other improvements made by the Company in order to provide this service. Service is provided for a minimum of one year.
3. **Monthly Charges:** End-user's monthly bill shall be determined as a sum of the following:  
 LARGE VOLUME TRANSPORTATION SERVICE

	<u>NW System</u>
End-user Charge:	\$200.00 per month
Delivery Charge	
Usage (per Ccf)	\$0.04850
Demand Charge,	
All Billing Demand (per Ccf)	\$0.40000

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4. **L&U Charge:** The Company's system-wide Lost and Unaccounted (L&U) Account as computed in the Company's annual PGA will be applied on a volumetric basis to the quantity of gas delivered to the end-user.
5. **Interim Purchased Gas Adjustment Charges:** End-users shall be charged the appropriate system's ACA, Refund, TOP and TC factors as listed on Company's sheet numbers 61-64. The Company's existing large volume transportation customers shall be exempt from new ACA or PGA-related charges. New customers or customers electing transportation service shall be charged the appropriate ACA charges for a period of one year after changing service to this schedule. These charges shall terminate after a customer has been served under this schedule for one year.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the Empire  
NW Service Territory

TRANSPORTATION SERVICE  
RATE SCHEDULE LVTS-NW (continued)

6. **Billing Demand:** For purposes of determining the billing demand under this rate schedule, the billing months of November through March shall be considered winter months; all other billing months shall be considered summer months. The billing demand for any winter month shall be the maximum use in Ccf during any consecutive period of 24 hours in such month. The billing demand for any summer month shall be one-half of the maximum use in Ccf during any consecutive period of 24 hours in such month.

Company will normally compute the maximum use in Ccf during any consecutive period of 24 hours in any billing month as 1/20th of the number of Ccf used during such billing month, adjusted to a base monthly billing period of 30 days. For customers not consuming natural gas uniformly throughout the billing month, Company and Customer may agree to determine the maximum use in Ccf during any consecutive period of 24 hours during any billing month by use of metering when such capability is available.

**Mandatory Charges:** Monthly bills to aggregators shall reflect the charges as described in Section E of this service schedule, including:

- Daily Out-of-Balance Charge
- Monthly Cash-out Charge
- Line Loss Charge
- Unauthorized Delivery Charge

**Optional Services:** Additional services may be selected, as described in Section I, including:

- Aggregation Pooling Service
- Billing Service

7. **Security:** All Aggregators shall provide Company with security for aggregator's performance hereunder in the form of a letter of credit or a performance bond in the amount of \$250,000.00 no later than ten (10) days prior to the date gas first flows to one or more of aggregator's end-users. Company reserves the right to periodically review the sufficiency of said security and, if deemed necessary as a prudent business practice, may require an increase in such amount.

8. **General Rules, Regulations, Terms and Conditions:** Service hereunder is subject to Company's General Rules and Regulations and applicable transportation provisions on file with the Missouri Public Service Commission, including Sections F-K below.

9. **Taxes:** Service received under this tariff shall be conducted through energy sellers who have received certification from the Missouri Public Service Commission pursuant to 4 CSR 240-45.010 in compliance with Sections 393.297 through 393.301, RSMo.

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THE EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
 Natural Gas Service

TRANSPORTATION SERVICE - FLEXIBLE RATES  
 RATE SCHEDULE LVTS-F

Company may from time to time at its sole discretion reduce its maximum charge for transportation service by any amount down to the minimum transportation charge for customers who have alternate energy sources (other than natural gas), which on an equivalent Btu basis, can at a point in time be shown by the customer to be less than the sum of Company's maximum transportation rate and the cost of natural gas available to the customer. Such reductions will only be permitted if, in Company's sole discretion, they are necessary to retain or expand services to an existing customer, to reestablish service to a previous customer or to acquire new customers.

Company will reduce its maximum transportation charge on a case-by-case basis only after the customer demonstrates to Company's satisfaction that a feasible alternate energy source exists.

Company and each customer shall enter into a letter or memorandum agreement of a duration not longer than 60 days which specifies the rate to be charged thereunder. Company is authorized to charge the rates and to provide service in accordance with the terms and conditions of the letter or memorandum agreement. Such terms and conditions shall not bind the Commission for ratemaking purposes.

CHARGES

	<u>North &amp; South Systems</u>	<u>NW System</u>
End User Charge	\$215.00 per month	\$200.00 per month
Maximum Charge (per Ccf transported)	\$ 0.02885	\$0.04850
Billing Demand (per Ccf)	\$0.40000	\$0.40000
Minimum Charge (per Ccf transported)	\$ 0.00100	\$ 0.00100

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BILLING DEMAND

For purposes of determining the billing demand under this rate schedule, the billing months of November through March shall be considered winter months; all other billing months shall be considered summer months. The billing demand for any winter month shall be the maximum use in Ccf during any consecutive period of 24 hours in such month. The billing demand for any summer month shall be one-half of the maximum use in Ccf during any consecutive period of 24 hours in such month.

Company will normally compute the maximum use in Ccf during any consecutive period of 24 hours in any billing month as 1/20th of the number of Ccf used during such billing month, adjusted to a base monthly billing period of 30 days. For customers not consuming natural gas uniformly throughout the billing month, Company and Customer may agree to determine the maximum use in Ccf during any consecutive period of 24 hours during any billing month by use of metering when such capability is available.

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**THE EMPIRE DISTRICT GAS COMPANY**  
**JOPLIN, MO 64802**

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

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**TRANSPORTATION SERVICE - SPECIAL CONTRACT RATES**  
**RATE SCHEDULE LVTS-SC**

Company may, in instances where it faces competition from alternate suppliers of natural gas, enter into special transportation rate contracts with industries or other large consumers on such terms and conditions as may be agreed upon by the parties and which, in Company's sole discretion, are deemed necessary to retain services to an existing customer or, to reestablish service to a previous customer or to acquire new customers. The rates agreed upon by Company and customer shall not exceed the maximum transportation charges nor be less than the minimum transportation charges otherwise applicable to customer. All such contracts shall be furnished to the Commission staff and the Office of Public Counsel and shall be subject to the Commission's jurisdiction.

Upon compliance with this tariff provision, Company is authorized to charge the rates so contracted and to otherwise provide service pursuant to the terms and conditions of the contract. The terms and conditions of any such contract shall not bind the Commission for ratemaking purposes and shall not apply to the recovery provisions contained in the Purchased Gas Adjustment Clause except as follows:

Pursuant to the review of contracts entered into with the following customers in Case No. GR-93-172, Company is allowed to waive Take-or-Pay and/or Transition Cost charges (as otherwise required by the PGA Clause) to the following Special Transportation Contract customers:

The City of Marshall, Missouri  
Pittsburg Corning

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

TRANSPORTATION SERVICE  
NATURAL GAS

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F. NOMINATIONS

1. Requirements. Customers are required to provide daily nominations. Customers requesting volumes to flow on the first day of any month must contact Company's Gas Control Department via the Company's Internet-enabled electronic bulletin board and inform them of the volumes to be transported by receipt point(s) and delivery point(s). Daily nominations via the Internet are due by 11:30 a.m. Central Time one day before the gas flows. Intra-day nominations will be accepted until 5:00 p.m. Central Time one day before the gas flows. A confirmed pipeline nomination will also be accepted on a best effort basis on the day of gas flow.
2. Special Requirements. All Small Volume sales customers switching to transportation service will be assigned a Maximum Daily Quantity (MDQ) Level, as defined herein. Under certain circumstances the Company may, at its option, require customers to deliver and confirm its MDQ to the LDC receipt point up to a cumulative 10 days (in addition to interstate pipeline OFO days) during the months of November through March. If MDQ delivery does not occur, then customer must curtail to the level of their confirmed nomination. Confirmation occurs when the Company receives confirmed nomination from the interstate pipeline. Delivery at MDQ may be required if:
  1. The interstate pipeline calls an Operational Flow Order, or
  2. The Company calls an Operational Flow Order.

In (1) above, the Customer must, without notice from the Company, deliver its MDQ to the LDC receipt point. In (2) above, the Company will give the Customer 25 hours notice prior to the start of the gas day. If the Customer fails to deliver its MDQ as required, the Company shall assess a penalty to the Customer for each Mcf that the Customer fails to deliver in an amount equal to the highest daily penalty applicable to the Operational Flow Order, as defined by the interstate pipeline in its tariff.

G. BALANCING

To assure system integrity, the customer is responsible for: 1) providing daily scheduling of deliveries which accurately reflect the customer's expected consumption, and 2) balancing deliveries to the Company's system with volumes consumed at the delivery points and adjusted for Lost and Unaccounted gas. Failure to fulfill these responsibilities will result in the Customer incurring balancing and/or scheduling charges as described below.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

TRANSPORTATION SERVICE  
NATURAL GAS

1. Daily Balancing Charges. A daily charge shall apply to any aggregator or end-user served through ANR, Panhandle Eastern Pipeline Company or any other pipeline that subsequently adopts daily scheduling charges, and whose out-of-balance condition exceeds the daily scheduling tolerance. This daily charge is applied to the daily quantities by which the customer's out-of-balance condition exceeds the daily scheduling tolerance. Actual daily delivery quantities shall be used to determine the out-of-balance condition for customers with recording equipment or telemetry. Estimated daily delivery quantities shall be used to determine the out-of-balance condition for customers without recording equipment or telemetry, or whenever such equipment malfunctions. Estimated daily delivery quantities shall be determined based on available data including nominated quantities, meter readings, customer load characteristics, actual weather conditions, and other information. This daily charge is accumulated and assessed monthly. This charge is in addition to the charges set forth in each of the company's transportation rate schedules. For each pipeline, the FERC-approved charges apply. See Section K.
2. Monthly Imbalances. The difference between monthly confirmed nominated volumes and actual consumption will be charged to and/or credited to the Customer (cashed out) using the indices shown in Section K, plus pipeline fuel, pipeline capacity and commodity charges.

H. MANDATORY CHARGES

The following charges shall apply to Customers taking service under the Company's transportation rate schedules:

1. Daily Out-of-Balance Charge: A daily charge shall apply to any Aggregator or End-User served through ANR, PEPL or any other pipeline that subsequently adopts daily scheduling charges, and whose out-of-balance condition exceeds the daily scheduling tolerance. This daily charge is applied to the daily quantities by which Customer's out-of-balance condition exceeds Customer's daily scheduling tolerance. Actual daily delivery quantities shall be used to determine the out-of-balance condition for end-users with recording equipment or telemetry. Estimated daily delivery quantities shall be used to determine the out-of-balance condition for end-users without recording equipment or telemetry, or where such equipment malfunctions. Estimated daily delivery quantities shall be determined based on available data, including nominated quantities, meter readings, end-user load characteristics, actual weather conditions and other information.

On days when operational flow orders have been declared, the daily scheduling charges will be applied according to the tables shown in Section K.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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**THE EMPIRE DISTRICT GAS COMPANY**  
**JOPLIN, MO 64802**

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

**TRANSPORTATION SERVICE**  
**NATURAL GAS**

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2. **Monthly Cash-Out Charge:** At the end of each calendar month, the Customer is required to balance its receipts and deliveries. Any variance between the Customer's receipts and deliveries will result in the "cash-out" of imbalance volumes. See Section K.
3. **Line Loss Charge:** Line loss charges will be the Company's system-wide Lost and Unaccounted- (L&U) Account as computed in the Company's annual PGA, and applied on a volumetric basis to the quantity of gas delivered to the end-user.
4. **Unauthorized Delivery Charge:** If a customer fails to curtail its use of gas when requested to do so by the Company, the customer shall be billed at the transportation charge plus the cost of gas the Company secures for the customer, plus the greater of either the pipeline daily delivery variance charges or \$2.00 per Ccf, for gas used in excess of the volumes of gas to which the customer is limited. Revenues related to unauthorized takes will be credited to the Company's PGA. The Company may in addition disconnect customer's supply of gas if the customer fails to curtail its use thereof when requested by the Company to do so. Curtailment of transportation volumes will take place according to the priority class, which the end-user would have been assigned if it were purchasing gas from the Company. During curtailment, the end-user is entitled to a credit equal to the difference between the volumes delivered to the Company and those received by the end-user, adjusted for lost, unaccounted-for and company used gas.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
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I. OPTIONAL SERVICES

The following optional services are available to certain customers, who may choose the services that best serve their needs. Aggregators shall designate on their Marketer Agreement which, if any, of the following services they desire. All charges for Optional Services are in addition to the monthly charges in the Company's transportation rate schedule.

1. Balancing Service: This service is available to end-users under the SVTS rate schedules. Under this optional service, Customers are provided additional flexibility in being able to balance their receipts with deliveries on a monthly basis. Small Volume Customers may negotiate a tolerance window and various cash-out rates for overage and underage conditions. Customers who elect transportation service may purchase the service in lieu of meeting Company's Transportation Tariff requirements for the installation of telemetry and daily scheduling requirements. Customers choosing this balancing service must submit a daily nomination to Company consistent with its planned usage for each day the service is used. The special requirements for nominations, found in Paragraph F, apply to this service. The cost of the service is \$0.0075 per Ccf transported on Company's system. Revenues collected from the provision of this service will be credited to the overall general system gas cost through Company's PGA mechanism. This monthly charge is in addition to the monthly charges set forth in Company's service rate schedules.
2. Aggregation Pooling Service: A Customer may combine a group of end-users situated behind multiple town border stations (TBS) and served by a common pipeline with the same balancing provisions, the same transportation rate schedule (i.e., SVTS or LVTS) and the same interstate pipeline operational zone. If a Marketer purchases this aggregation service, the aggregated group will be considered as one Customer for purposes of calculating the daily scheduling penalties and monthly imbalances, i.e., individual Customer nominations and consumption will be summed and treated as if they were one Customer. This does not include aggregation of fixed costs or customer charges. The cost of this aggregation service is \$0.004 per Ccf of gas delivered to the aggregated group. Revenues received from this service shall be credited to the Company's PGA mechanism. If the Customer purchases this service, the aggregated pools will be considered as one aggregated pool for the purposes of calculating daily out-of-balance charges; however, during OFO days, nominating and balancing will be required by the affected receipt and delivery points.
3. Billing Service: Company will provide an integrated billing service for aggregators for a monthly fee equal to \$1.00 multiplied by each end-user service point.

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THE EMPIRE DISTRICT GAS COMPANY  
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FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

TRANSPORTATION SERVICE  
TERMS AND CONDITIONS

J. TERMS AND CONDITIONS

The following terms and conditions shall apply to aggregators, and end-users where applicable, taking service under Company's applicable rate schedule:

1. Balancing: Customer shall have the obligation to balance (within the tolerances listed in Section K) on both a daily and monthly basis, gas receipts (transportation gas delivered to Company at the receipt point), with thermally equivalent gas deliveries (transportation gas delivered by Company to end user(s) at the delivery point(s)). The difference between cumulative receipts and cumulative deliveries is considered an out-of-balance condition. Upon termination of service hereunder, either the Customer shall purchase sufficient quantities of gas to satisfy any negative out-of-balance condition or the Company shall purchase Customer's positive out-of-balance quantities. These purchases shall be completed in accordance with the provisions of Company's monthly cash-out provisions. In addition, Customer shall be responsible for any other applicable charge(s) set forth in Company's rate schedules. Delivery from systems with a single source of gas supply will use the transporting entity's statement as to volumes and heating value shall be taken as conclusive. Delivery from systems with multiple sources of gas supply shall be determined based on the heating value of the gas delivered to the end-user to determine the requirement for thermal balancing.
2. Billing: The order of gas delivery for purposes of billing calculations will initially be to utilize Customer-owned gas, including correction of any imbalance conditions and then utilize sales gas based on Company's applicable tariffs.
3. Curtailment/Interruption of Service: Transportation service provided by Company is based on Company's best efforts to deliver gas received for the account of the Customer. In the event of system capacity limitations, it may be necessary to interrupt deliveries from time to time. The determination of system capacity limitations shall be in the sole discretion of the Company. Such discretion shall be reasonably exercised. If transportation service interruption or curtailment is required, Company shall curtail deliveries on the affected parts of its system according to the Company's Priority of Service provisions, which are contained in Section 3.07 of Company's Rules and Regulations -- Gas.

If a supply deficiency occurs in the volume of gas available to the Company for resale, and the Customer's supply delivered to the Company for transportation continues to be available, then the Customer may continue to receive full transportation service, even though sales gas of the same or higher priority is being curtailed.

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THE EMPIRE DISTRICT GAS COMPANY  
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TRANSPORTATION SERVICE  
TERMS AND CONDITIONS

4. **Delinquent Payment Penalty:** A late payment charge in an amount equal to one and one-half percent (1.5%) of the delinquent amount owed for current service will be added to the bill if payment is not received on or before the net due date stated on the bill. The net due date shall be the twenty-first (21<sup>st</sup>) day after the date of billing.
5. **Facility:** Shall include all meters serving buildings under common ownership behind the same town border station.
6. **Delivery Volume Requirement:** The Company is not required to deliver volumes of gas in excess of receipts.
7. **Failure to Comply:** If aggregator or end-user fails to comply with or perform any of the obligations of its part, the Company shall have the right to give the aggregator or end-user written notice of the Company's intention to terminate the transportation service on account of such failure. The Company shall then have the right to terminate such transportation service after the expiration of five days after giving said notice, unless the aggregator or end-user shall make good such failure. Termination of such transportation service for any such cause shall be a cumulative remedy as to the Company, and shall not release the aggregator or end-user from its obligation to make payment of any amount or amounts due or to become due from the aggregator or end-user to the Company under the applicable schedule. In order to resume transportation service after termination of service hereunder, it shall be necessary for the end-user to reapply for service.
8. **Force Majeure:** The term "force majeure" as employed herein shall mean acts and events not within the control of the party claiming suspension and shall include acts of God, strikes, lockouts, material or equipment or labor shortages, wars, riots, insurrections, epidemics, landslides, lightning, earthquakes, fires, storms, floods, washouts, arrests and restraints of rulers and peoples, interruptions by government or court orders, present or future orders of any regulatory body having proper jurisdiction, civil disturbances, explosions, breakage or accident to machinery or lines of pipes, freezing of wells or pipelines, and any other cause, whether of the kind herein enumerated or otherwise, not within the control of the party claiming suspension and which, by the exercise of due diligence, such party is unable to overcome. If either the Company, aggregator or end-user is rendered unable by force majeure to wholly or in part carry out its obligations under the provisions of any rate schedule, the obligations of the party affected by such force majeure, other than the obligation to make payments there under, shall be suspended during the continuance of any inability so caused but for no longer period; and such cause shall, in so far as possible, be remedied with all reasonable dispatch. Notwithstanding the foregoing, the service provided by Company hereunder is limited to the transportation of aggregator or end-user owned gas received by the Company for the account of aggregator or end-user. In the event of a force majeure condition that restricts or limits aggregator's or end-user's ability to cause to be delivered to Company gas for the account of

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

TRANSPORTATION SERVICE  
TERMS AND CONDITIONS

the aggregator or end-user, Company is under no obligation to deliver gas to aggregator or end-user. Company is under no obligation to deliver gas to the aggregator or end-user for the account of aggregator or end-user that has not been received by the Company for the account of aggregator or end-user.

- 9. **Gas Quality:** All end-user-owned gas transported hereunder shall be of commercial quality. If the gas tendered for transportation is not of commercial quality or is gas which will adversely impact the gas stream of Company, said gas shall not be transported.
- 10. **Gas Supply:** Customer shall arrange for the purchase of gas other than Company's supply and for the delivery of such gas to a Company receipt point(s). End-user shall execute a written End-User Verification Form for transportation services pursuant to the applicable rate schedule containing such terms and conditions as may be reasonably required.
- 11. **Laws, Regulations, and Orders:** All agreements and the respective rights and obligations of the parties hereto are subject to all present and future valid laws, orders, rules, and regulations of any legislative body, or duly constituted authority now or hereafter having jurisdiction and shall be varied and amended to comply with or conform to any valid rule, regulation, order, or direction of any board, tribunal, or administrative agency with jurisdiction that affects any of the provisions of the agreement.
- 12. **Liability:** Gas shall be and shall remain the property of the aggregator or end-user while being transported and delivered by the Company. The Company shall not be liable to the aggregator or end-user for any loss arising from or out of gas transportation service while in the Company's system or for any other cause, except for gross or willful negligence of the Company's own employees. The Company reserves the right to commingle gas of the aggregator or end-user with other gas supplies. The aggregator or end-user shall be responsible for determining the extent of and maintaining all insurance it deems necessary to protect its property interest in such gas before, during, and after receipt by the Company.
- 13. **Marketer Agreement:** Each prospective aggregator is required to execute a Marketer Agreement, which shall specify the service(s) requested by the aggregator, the method under which the aggregator elects to be billed, and the term of the agreement. Regardless of billing arrangements elected, the aggregator shall be responsible for payment for all service(s) provided.
- 14. **Measurement:** All transport gas shall be measured on a volumetric basis. Measurement shall be based on available information regarding volumes received and delivered, pressure and temperature conditions, and energy content of the gas stream. Company shall determine the measurement equipment required to determine the receipts and deliveries of end-user owned gas transported hereunder.

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**THE EMPIRE DISTRICT GAS COMPANY**  
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FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

**TRANSPORTATION SERVICE**  
**TERMS AND CONDITIONS**

- 15. Minimum Term: The minimum term of service shall be 6 months for transportation schedules SVTS-N&S and SVTS-NW and one year for schedules LVTS-N&S and LVTS-NW. The Company, at its sole discretion, may allow a term less than the one (1) year or six (6) month minimums.
- 16. Nomination: Customers are required to provide daily nominations. Customers requesting volumes to flow on the first day of any month must contact Company's Gas Control Department via Company's Internet-enabled electronic bulletin board and inform them of the volumes to be transported by receipt point(s) and delivery point(s). First of the month nominations and daily nominations via the Internet are due by 11:30 a.m. Central Time one day before the gas flows. Intra-day nomination for the 2<sup>nd</sup> through the 31<sup>st</sup> days of a month will be accepted until 5:00 p.m. Central Time one day before the gas flows. A confirmed pipeline nomination will also be accepted on a best effort basis on the day of gas flow. Any nomination that may take unfair advantage of any tariff provision may be rejected or changed by the Company.
- 17. Notices Required to Transport or Return to Sales Service: Customers shall notify the Company a minimum of fourteen (14) days prior to the beginning of the end-user's meter-reading cycle of their intent to begin or change service under the applicable transportation rate schedule through the filing of an End-User Verification Form or addendum thereto with the Company. Any addition, deletion or change in end-user transportation service shall occur at the start of the end-user's billing cycle. Notification shall include aggregator and end-user names and addresses; receipt and delivery point(s) to be nominated; service(s) to be subscribed for; billing information; and other information as the Company or aggregator may deem appropriate. Transportation service will not commence until the end-user has executed a written End-User Verification Form with the Company. Aggregators who notify Company on behalf of end-users of their intent to provide transportation service to an end-user without the end-user's approval shall pay a penalty of \$100 per end-user occurrence. Repeated occurrences by aggregator will result in the aggregator not being permitted to continue transportation service. Any energy seller, supplier, marketer or broker that serves more than one end-user that is eligible to be pooled for the purpose of forming an aggregation pool will be deemed to be an aggregator, and will be required to execute a Marketer Agreement.
- 18. Operational Flow Order Penalty: Aggregators who fail to deliver to Company for the account of end-user(s) specified operational flow ordered quantities of gas shall be billed appropriate "Unauthorized Delivery" charges. Aggregators who repeatedly fail to deliver to Company specified operational flow order quantities of gas will not be permitted to continue transportation service.
- 19. Pipeline Charges. Any specific charges that Company incurs from the pipeline on behalf of customer will be passed through to that customer. Such charges include but are not limited to those that may be imposed by an applicable pipeline as set forth in paragraphs H and I.

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TERMS AND CONDITIONS

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20. Recording and Telemetry Equipment: The Company shall notify end-users if existing equipment is not sufficient to measure service under the applicable rate schedule. Company shall not be unreasonable in such determination. If existing equipment is found to be insufficient, the Company may install such equipment as it deems necessary. The Company shall be allowed access for maintaining and operating such equipment. The end-user shall be responsible for the costs associated with the Company acquiring and installing recording and/or telemetry equipment at the delivery point. When telemetry equipment is installed, the end-user will be required to provide telephone or other interfaces agreed to by the Company along with electrical connections available at the meter location. If recording and/or telemetry equipment is deemed necessary, but the end-user is unwilling or unable to pay for the cost of such equipment, then the end-user may return to sales service, provided all other requirements of Section 18 have been met. All Small Volume transportation customers must have the company install telemetry equipment or purchase the Balancing Service provided in Section I.1 herein. Customers must reimburse the Company for the cost incurred by Company to install telemetry equipment and for the cost of any other improvements made by Company in order to provide this transportation service. The customer shall also provide telephonic access and service to this telemetry equipment. The Company will offer financing for periods up to 90 days interest free. The Company will offer financing with interest to a customer to pay for the installation of telemetry equipment for a period of more than 90 days but not more than 12 consecutive months on a non-regulated basis. The telemetry equipment and any other improvements made by the Company shall remain the property of the Company, and will be maintained by the Company.

21. Service Agreement Required: Customer shall execute a written contract for transportation service containing such terms and conditions as the company reasonably requires. Gas transportation agreements and applicable documents are available at the Company's electronic website, [www.empiredistrict.com](http://www.empiredistrict.com). The Company will provide a written copy of the agreements if requested by the customer.

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22. Successors and Assigns: Any party which shall succeed by purchase, merger, or consolidation, in whole or in part, to the interests of any aggregator or end-user, shall be subject to the obligations of its predecessor in title under an agreement. No other assignment of an agreement or any of the rights or obligations hereunder shall be made unless there first shall have been obtained the consent thereto of the non-assigning party, which consent shall not be unreasonably withheld. Any party may assign its respective right, title, and interest in and to under an agreement to a trustee or trustees, individual or corporate, as security for bonds or other obligations or securities without the necessity of any such assignee becoming in any respect obligated to perform the obligation of the assignor under an agreement and, if any such trustee be a corporation, without its being required to qualify to do business in any state in which performance of an agreement may occur.

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23. Termination of Participation: End-Users shall notify the company whenever an end-user ceases to be a part of the aggregator's pool. Termination of participation in an aggregator's pool by an end-user, whether by choice of aggregator or end-user, may necessitate a determination by the company of the amount of capacity needed to serve the end-user. Capacity initially assigned and necessary to service end-user shall remain with the end-user. End-users that choose service from another aggregator must notify the company with a signed End-User Verification Form. Forms are available from aggregators or the Company. Notification is required at least fourteen (14) days prior to the nomination deadline for the first day of the end-user's billing cycle. If such notification is not provided within said time frame, then service from the original aggregator shall not terminate until the first day of the Company billing cycle for such end-user which begins at least thirty (30) days after receipt of the End-User Verification Form by the Company.

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THE EMPIRE DISTRICT GAS COMPANY FOR: All Communities and Rural Areas Receiving  
JOPLIN, MO 64802 Natural Gas Service

TRANSPORTATION SERVICE  
GAS

K. INTERSTATE PIPELINE SCHEDULING AND BALANCING CHARGES

1. Panhandle Eastern Pipeline Company

- a. PEPL Daily Balancing Penalties
  - i. Daily Imbalance Tolerance – 10%
  - ii. Penalties - \$0.2049 per Mcf plus 2.15% fuel for each Mcf outside tolerance
- b. PEPL OFO Penalties – The greater of 2 times the highest gas price published in Gas Daily for Citygate, Pooling Point Prices – “Chicago LDCs” or for Citygate, Pooling Point Prices – “Mich.- Mich Con,” whichever is greater for the day Overrun Penalties are incurred, or the following:

<u>Overrun</u>	<u>Rates per Mcf</u>
0%-5%	\$0.00
>5%-10%	\$25.00
>10%-15%	\$50.00
>15%-50%	\$100.00
>50%	\$200.00

c. PEPL Monthly Imbalance Cash Out Tolerance Bands and Example

<u>Imbalance Level</u>	<u>Receipts &gt; Deliveries</u>	<u>Deliveries &gt; Receipts</u>
	<u>Due Customer</u>	<u>Due Company</u>
0% - 5%	Spot x 100%	Spot x 100%
>5% - 10%	Spot x 90%	Spot x 110%
>10% - 15%	Spot x 80%	Spot x 120%
>15% - 20%	Spot x 70%	Spot x 130%
>20% - 25%	Spot x 60%	Spot x 140%
25% and higher	Spot x 50%	Spot x 150%

The “spot” market price shall equal the average of the Kansas/Oklahoma Field Zone Spot Price for gas delivered to PEPL contained in the first issue of Natural Gas Week.

Example:

If the nominated volume was 100 Mcf and the actual consumption was 115 Mcf, there is an imbalance of 15 Mcf due Company. The transportation customer would owe Company the following amount using the above hypothetical Spot market price of \$2.22: (\*)

5 Mcf at \$2.22 x 100%	11.10
5 Mcf at \$2.22 x 110%	12.21
5 Mcf at \$2.22 x 120%	<u>13.35</u>
	<u>\$36.63</u>

(\*) These hypothetical prices are used for illustration purposes only.

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2. Southern Star Central Pipelines (SSCP)

a. SSCP Balancing Penalties

- i. Daily Imbalance Tolerance – 3% for over-deliveries, 5% for under-deliveries.
- ii. Operational OFO Charges – The greater of \$5 or 2.5 times the average Gas Daily Index for SSCP for each day the OFO is in effect for each Dth of over-delivery or under-receipt.
- iii. Emergency OFO Charges – The greater of \$10 or 5 times the average Gas Daily Index for SSCP for each day the OFO is in effect for each Dth of over-delivery or under-receipt.
- iv. Monthly Imbalance Cashouts

<u>Imbalance Level</u>	<u>Receipts &gt; Deliveries</u>	<u>Deliveries &gt; Receipts</u>
	<u>Due Customer</u>	<u>Due Company</u>
Up to 10%	Spot x 100%	Spot x 100%
10% but less than 15%	Spot x 70%	Spot x 130%
15% but less than 20%	Spot x 60%	Spot x 140%
20% or higher	Spot x 50%	Spot x 150%

The "spot" market price shall equal the Inside FERC Report for SSCP.

Example:

If the nominated volume was 100 Mcf and the actual consumption was 115 Mcf, there is an imbalance of 15 Mcf due Company. The transportation customer would owe Company the following amount using the above hypothetical Spot market price of \$2.22: (\*)

10 Mcf at \$2.22 x 100%	\$22.20
5 Mcf at \$2.22 x 130%	<u>14.43</u>
	\$36.63

(\*) These hypothetical prices are used for illustration purposes only.

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THE EMPIRE DISTRICT GAS COMPANY FOR: All Communities and Rural Areas Receiving  
 JOPLIN, MO 64802 Natural Gas Service

TRANSPORTATION SERVICE  
GAS

3. ANR Pipeline Company

a. ANP Daily Balancing Penalties

i. Daily Imbalance Tolerance – not to exceed MDQ

1. If exceed MDQ, Customer may be subject to:

a. Authorized Over-run rate - \$0.3232 per Dth

b. Unauthorized Over-run rate – greater of \$10.00 per Dth or two times the Spot Price Index for the service month

ii. Monthly Imbalance Tolerance – not to exceed MDQ

b. ANR Daily OFO Penalties - \$25.00 per Dth

c. ANR Monthly Imbalance Cash Out Tiers

<u>Imbalance Level</u>	<u>Receipts &gt; Deliveries Due Company</u>	<u>Deliveries &gt; Receipts Due Customer</u>
0% - 5%	Spot x 100%	Spot x 100%
>5% - 10%	Spot x 85%	Spot x 115%
>10% - 15%	Spot x 70%	Spot x 130%
>15% - 20%	Spot x 60%	Spot x 140%
>20%	Spot x 50%	Spot x 150%

The "spot" market price shall be the ANR Oklahoma Spot Price Index.

Example:

If the nominated volume was 100 Mcf and the actual consumption was 115 Mcf, there is an imbalance of 15 Mcf due Company. The transportation customer would owe Company the following amount using the above hypothetical Spot market price of \$2.22: (\*)

5 Mcf at \$2.22 x 100%	11.10
5 Mcf at \$2.22 x 115%	12.77
5 Mcf at \$2.22 x 130%	<u>14.43</u>
	<b>\$38.30</b>

(\*) These hypothetical prices are used for illustration purposes only.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

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PURCHASED GAS ADJUSTMENT CLAUSE  
GAS

APPLICABILITY

This Purchased Gas Adjustment (PGA) applies to all sales of natural gas service provided under all natural gas rate schedules and contracts. While transportation service by itself is not a sale of natural gas, charges approved by the Missouri Public Service Commission which Company is required to pay (for example, fixed Take-or-Pay (TOP) and Transition Cost (TC) charges) shall be proportionally billed to transportation service customers as provided for in this Clause. Company shall compute separate PGA Clause rates for the North, South, and NW Systems.

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Any proposed PGA factor change made pursuant to this clause shall become effective only after being on file with the Commission for a period of ten business days. When the Company files for a PGA factor change with the Commission, it shall file:

- (1) A transmittal letter explaining the nature of all changes in cost from the previous PGA factor filing
- (2) The PGA "Adjustment Statement" tariff sheets
- (3) Exhibits showing the computation of each factor change
- (4) Documentation supporting the cost changes.
- (5) Detailed work papers in electronic format.

Any increase or decrease in rates shall be applied to customers' bills for service rendered on or after the effective date of the change. Bills computed which contain multiple rates during a customer's billing cycle shall be prorated between the old and new rates in proportion to the number of days in the customer's billing cycle that such rates were in effect.

I. PURCHASED GAS ADJUSTMENT (PGA) FACTORS

The Company's annual PGA factor shall be calculated based on the best estimate of the Company's annual gas costs and volumes purchased for resale, as calculated by the Company, reviewed by the Missouri Public Service Commission Staff (Staff), and approved by the Commission. Calculation of the best estimate of the Company's gas costs and volumes purchased for resale shall consider the Company's projected monthly demand levels, supply options, transportation options, storage options, and other miscellaneous charges and revenues that affect the annual rate calculation. The costs to be included in the PGA rate calculation shall be limited to the projected costs necessary to deliver the volumes purchased for resale to the Company's city gates.

The Company shall make one scheduled PGA filing each year between October 15 and November 4.

The Company may also make up to three unscheduled filings each year, provided that no such filing will occur within 60 days of a previous filing.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

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PURCHASED GAS ADJUSTMENT CLAUSE (continued)  
GAS

If the Company chooses to make an unscheduled PGA filing, that filing: (1) must contain rates reflecting the Company's then current estimate of annualized gas cost revenue requirements for the period from the effective date of such filing to the next scheduled filing; and (2) may contain a further adjustment factor to such rates, which is designed to return to, or receive from, ratepayers any over or under recoveries of gas cost revenue requirements that have been deferred by the Company since its last PGA filing.

Each PGA filing shall become effective ten business days after the date of the filing, unless the Company has elected a longer notice period, not to exceed thirty days.

Estimate of Gas Cost Revenue Requirements – The gas cost revenue requirement shall include but not be limited to all charges incurred for gas supply, pipeline transmission, contract storage and other FERC authorized charges. The Commodity-related charges shall include, but not be limited to, producer gas supply commodity charges, pipeline transportation and gathering charges, expected costs or cost reductions to be realized for the entire winter period, related storage withdrawals, gas purchases under fixed price contracts, the Company's use of financial instruments (including carrying costs), except for call options for which only cost reductions expected to be realized during months covered by the Company's PGA filing shall be reflected.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

PURCHASED GAS ADJUSTMENT CLAUSE (continued)  
GAS

II. ACTUAL COST ADJUSTMENT (ACA) FACTORS

A. Company shall maintain ACA accounts for each of its North, South, and NW Systems, which shall be credited or debited by the amount of any gas cost recovery revenue in excess of or below the actual cost of natural gas purchased and distributed for sale to customers in each of its Missouri service areas. Included in these ACA accounts will be all TOP, TC, and Pipeline Refunds. Such amounts shall be debited or credited to the ACA account in the month received or paid, and shall include interest as part of the overall ACA interest calculation. If challenged, Company has the burden to prove that all costs included in the ACA were prudently incurred and appropriately allocated to classes.

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All similar account balances shall be combined for the computation of the ACA to be filed with the scheduled PGA filing.

Any excess or deficit in total gas cost recovery shall be determined by a monthly comparison of the actual prudently incurred cost of natural gas purchased by Company with the actual authorized as-billed revenues recovered by the Commission-approved PGA. The ACA factors shall include any interest calculated, as defined in Carrying Costs, Sheet No. 56. The ACA factors filed with the Commission shall not include any Company developed amounts related to unbilled revenues or unbilled gas costs.

- B. The amounts of gas cost recovery revenue for each month shall be the product of that month's actual billed Ccf sales and the applicable authorized PGA factor(s) in effect during that same month.
- C. For each twelve (12) month period ending with the August revenue month, the differences resulting from the comparisons described above including any balance or credit for the previous year shall be accumulated to produce a cumulative balance of excess or deficit of gas cost recovery revenue for each of the Company's Systems. ACA factors shall be computed by dividing these cumulative balances by the estimated annualized and normalized sales volumes expected during the next ACA audit period. All actual ACA revenues recovered shall be debited or credited to the appropriate balance of the ACA account and any remaining balance shall be reflected in subsequent ACA factor computations.
- D. The Company's system ACA factors shall be rounded to the nearest \$.00001 per Ccf and applied to billings commencing with the scheduled PGA revenue period. These ACA factors shall remain in effect until superseded by a subsequent ACA calculated according to this provision.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

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PURCHASED GAS ADJUSTMENT CLAUSE (continued)  
GAS

- E. Revenues received that are attributable to any non-permanent assignment of capacity under the transportation service schedules will be credited to the appropriate system ACA accounts. This credit shall be the greater of the maximum rate as published in the interstate pipeline's tariff applied to the assigned volumes or actual revenues received from the assignment. Also, all revenues collected which are attributable to the Daily Balancing Charge, Daily Out-of Balance Charge, Monthly Cash-Out Charge, Unauthorized Delivery Charge, and the Monthly Balancing Service charges shall be credited to the respective system ACA accounts.
  
- F. Any refunds which the Company receives in connection with natural gas services purchased, together with any interest included in such refunds, will be returned to the Company's appropriate customer classes unless otherwise ordered by the Commission. Such refunds shall be credited to the ACA account in the month received and shall be a part of the overall ACA interest calculation effective September 1, 2007.

III. CARRYING COSTS (EFFECTIVE SEPTEMBER 1, 2007)

For each month during the ACA period and for each month thereafter, interest at a simple rate equal to the prime bank lending rate, as published in the Wall Street Journal on the first business day of the following month, minus two (2) percentage points, shall be credited to customers for any over-recovery of gas costs or credited to the company for any under-recovery of gas costs. Interest shall be computed based upon the average of the accumulated beginning and ending monthly over or under recoveries of all PGA related costs. The Company shall maintain detailed work papers that provide the interest calculation on a monthly basis. The Staff and Public Counsel shall have the right to review and propose adjustment to the Company's monthly entries to the interest calculation.

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Initially, monthly interest shall be credited as described above based upon the average of the ending balance determined from the monthly ACA balance ending August 31, 2007 and the monthly ACA balance ending September 30, 2007.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

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PURCHASED GAS ADJUSTMENT CLAUSE (continued)  
GAS

IV. REFUND FACTORS

The Company shall maintain a Refund account until the month ended August 31, 2007. The treatment of any refund balance remaining at that time is described in Section II, Part F of the Company's tariffs (sheet 56).

A separate refund factor shall be computed for each of the Company's systems, and for each PGA rate classification. Any refunds the Company received in connection with natural gas services purchased, together with interest included in such refunds, will be refunded to the Company's applicable customers, unless otherwise ordered by the Commission. Such refunds shall be credited to the ACA account in the month received and shall receive interest as part of the overall ACA interest calculation. The updated refund factor will be based on projected volumes for the period from the implementation date to November 1.

The refund factors shall be calculated in accordance with the following:

A. Firm Customers:

The portion of the refund allocated to the Firm customers and received from the applicable wholesale supplier, including interest paid by the supplier, shall be divided by the estimated number of Ccfs to be sold in the succeeding twelve (12) months to Company's regular firm sales customers. The resulting per Ccf factor, rounded to the nearest \$.00001 per Ccf, shall be applied as a credit to each firm sales customer's bill over the succeeding twelve (12) months by multiplying such unit refund credit by the total Ccfs billed to each customer in each billing period.

The length of the refund period shall generally be twelve (12) months, with any over/under payment rolling into the next PGA Filing. Company shall add interest to the balance of refunds received from its suppliers remaining to be distributed to its firm customers. The interest shall be calculated at six (6) percent simple interest compounded annually. For each twelve (12) month refund distribution period, an estimate of the interest to be so added by Company shall be included in determining the per-Ccf refund rate to be applied to bills pursuant to the above paragraphs.

B. Interruptible Customers:

The portion of the refund allocated to interruptible sales customers and received from the wholesale supplier, including interest paid by the supplier, shall be included in the next scheduled or unscheduled PGA filing. Where the amount allocated to interruptible customers includes supplier refunds resulting from more than one proceeding, a single refund period may be selected for the computation of the refund amounts due interruptible customers, whereby this period would most nearly correspond to the period of the proceeding during which the greater portion of the refund was generated. The amount to be refunded to each interruptible customer shall be computed by dividing

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

**PURCHASED GAS ADJUSTMENT CLAUSE (continued)**  
**GAS**

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the respective Ccf sales for each interruptible customer during the refund period by the total interruptible Ccf sales during the same refund period, and then multiplying by the amount allocated to the interruptible class. The amount so computed shall be refunded by a single payment to each customer within 30 days after the approval of the Annual PGA filing.

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C. Transportation Customers:

Where Company receives refunds of TOP or TC amounts from its pipeline supplier(s) or transporter(s) it shall allocate the applicable portion of the total refund to transportation customers. Such refunds are the only refunds available to transportation customers. The refunding shall be accomplished in the same manner as TOP and TC refunding for interruptible customers. Company may deduct the amount of any delinquent bill or bad debt before making payment to Firm, Interruptible or Transportation customers.

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Refund balances (debit or credit) shall be retained until such time as subsequent refunds are received from Company's supplier(s) and such balances shall be added to or deducted from such new refund before distribution to customers.

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Company shall file Refund factor adjustments in the Annual Filing. Company shall also file a reconciliation of its refund account at the same time as its annual ACA filing.

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

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PURCHASED GAS ADJUSTMENT CLAUSE (continued)  
GAS

V. TAKE-OR-PAY (TOP) FACTORS

A. Company shall maintain a separate Take-or-Pay (TOP) account for each of the Company's systems, which shall contain fixed FERC approved charges paid by Company to its wholesale supplier(s) or transporter(s). TOP charges shall be recovered on a per Ccf basis from the retail sales customers and from transportation service customers. Retail sales customers shall be billed by applying the per Ccf TOP factor included in Company's Total PGA factor and transportation customers shall be billed the same per Ccf TOP factor for each unit transported. TOP charges may be waived for certain customers consistent with the provisions contained in the Special Transportation Contract Rate, Sheet No. 39.

1. Company shall file proposed TOP factors and prior year TOP reconciliation for each of its Systems with its Annual ACA filing. The reconciliation shall consist of the comparison of the actual as-billed TOP cost incurred during the ACA period with the recovery of the TOP costs during the ACA period. A proposed factor for each System shall be determined by dividing the TOP account balance plus an annualized figure representing monthly TOP payments due over the succeeding twelve (12) months by the estimated number total Ccf throughput (sales and transportation volumes). The resulting factor, rounded to the nearest \$.00001 per Ccf, shall be applied to all customer bills over the succeeding twelve (12) months by multiplying such factor by the total Ccfs delivered to each customer in each monthly billing period.
2. The period over which each System's TOP factors are to be charged shall be in one year increments or more.
3. Each System's TOP account balances shall be the net balance of all revenue recovered from the application of the TOP factor rate using the monthly actual billed sales by cycle for retail sales customers and each unit transported for transportation service customers and all prudently incurred fixed FERC approved TOP charges paid to its wholesale supplier(s) or transporter(s).
4. After the permanent cessation of billing of TOP settlement costs to Company by its supplier(s) or transporter(s), Company shall carry forward any remaining over or under recovery balance and include it in the calculation of the Annual PGA Filing.
5. The Missouri Public Service Commission will review the reconciliation of each TOP account simultaneously with the annual PGA Filing

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

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PURCHASED GAS ADJUSTMENT CLAUSE (continued)  
GAS

VI. TRANSITION COSTS (TC) FACTORS

Company shall maintain a separate Transition Cost (TC) account for each of the Company's Systems, which shall contain prudently incurred fixed FERC approved TC charges paid to Company's wholesale supplier(s) or transporter(s). TC charges will be recovered on a per Ccf basis from the retail sales customers and from transportation service customers. Retail sales customers will be billed by applying the per Ccf TC factor included in each of the Company System's Total PGA factor times each customer's billed sales, and transportation customers will be billed the per Ccf TC factor for the applicable Company System times each unit transported. TC charges may be waived for certain customers consistent with the provisions contained in the Special Transportation Contract Rate, Sheet No. 39. The TC factor shall be calculated and reported in accordance with the following:

- A. Company shall file annually, simultaneously with its Annual ACA filing, proposed TC factors and prior year TC reconciliation for each System. The reconciliation shall consist of the comparison of the actual as-billed TC amounts incurred during the ACA period with the recovery of the TC amounts during the ACA period. A proposed factor for each System shall be determined by dividing the TC account balance plus an estimated annualized figure representing monthly TC payments due over the succeeding twelve (12) months by the estimated total Ccf throughput (sales and transportation volumes). The resulting factor, rounded to the nearest \$.00001 per Ccf, shall be applied to all customer bills over the succeeding twelve (12) months by multiplying such factor by the total Ccfs delivered to each customer in each monthly billing period;
- B. The period over which each of the TC factors are to be charged shall be in increments of one year or more.
- C. Each of the System's TC account balances shall be the net balance of all revenue recovered from the application of the TC factor rate using the monthly actual billed sales for the retail sales customers and each unit transported for transportation service customers and all prudently incurred fixed FERC approved TC charges paid to its wholesale supplier(s) or transporter(s);
- D. After the permanent cessation of billing of TC charges to Company by its supplier(s) or transporter(s), Company shall carry forward any remaining over or under recovery balance and include it in the calculation of the next Annual ACA Filing.
- E. The Missouri Public Service Commission will review the reconciliation of each TC account simultaneously with the annual ACA Filing.

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**THE EMPIRE DISTRICT GAS COMPANY**  
**JOPLIN, MO 64802**

FOR: All Communities and Rural Areas in the  
 South System

PURCHASED GAS ADJUSTMENT CLAUSE (continued)  
 GAS

Adjustment Statement (South System)

As provided in this Purchased Gas Adjustment Clause, the following adjustment(s) will be made to the applicable rate schedules:

Description	Rate Schedules RS, SCF and SVF	Rate Schedule LVF	Rate Schedule LVI
Regular PGA	\$0.92011	\$0.92011	\$0.82314
Actual Cost Adjustment	\$0.07475	\$0.07475	\$0.00000
Refunds <sup>1</sup>	\$(0.02148)	\$(0.02148)	\$(0.01905)
TOP Factor	\$0.00000	\$0.00000	\$0.00000
TC Factor	\$0.00000	\$0.00000	\$0.00000
Total PGA Per Ccf	\$0.97338	\$0.97338	\$0.80409

<sup>1</sup> The refund factor includes the sales service portion of Kansas Ad Valorem refunds of \$689,586 plus interest.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

P.S.C. MO. No. 2 Original Sheet No. 63  
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EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the North,  
 System

PURCHASED GAS ADJUSTMENT CLAUSE (continued)  
 GAS

Adjustment Statement (North System)

As provided in this Purchased Gas Adjustment Clause, the following adjustment(s) will be made to the applicable rate schedules:

	Rate Schedules RS, SCF and SVF	Rate Schedule LVF	Rate Schedule LVI
Regular PGA	\$0.92104	\$0.92104	\$0.73585
Actual Cost Adjustment	\$0.01038	\$0.01038	\$ -0-
Refunds	\$(0.00122)	\$(0.00122)	\$ -0-
TOP Factor	\$ -0-	\$ -0-	\$ -0-
TC Factor	\$ -0-	\$ -0-	\$ -0-
Total PGA Per Ccf	\$0.93020	\$0.93020	\$0.73585

The TOP and TC Factors, as provided in Sheets 59 and 60 shall also apply to all Ccf delivered to transportation customers on Company's North System except as provided for on Sheet No. 39.

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FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

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EMPIRE DISTRICT GAS COMPANY  
 JOPLIN, MO 64802

FOR: All Communities and Rural Areas in the NW  
 System

PURCHASED GAS ADJUSTMENT CLAUSE (continued)  
 GAS

Adjustment Statement (NW System)

As provided in this Purchased Gas Adjustment Clause, the following adjustment(s) will be made to the applicable rate schedules:

	Rate Schedules RS, SCF and SVF	Rate Schedule LVF	Rate Schedule LVI
Regular PGA	\$0.75748	\$0.75748	\$0.80485
Actual Cost Adjustment	\$(0.01898)	\$(0.01898)	\$ -0-
Refunds	\$ -0-	\$ -0-	\$ -0-
TOP Factor	\$ -0-	\$ -0-	\$ -0-
TC Factor	\$ -0-	\$ -0-	\$ -0-
Total PGA Per Ccf	\$0.73850	\$0.73850	\$0.80485

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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FOR: All Communities and Rural Areas Receiving  
Natural Gas Service

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**TAX AND LICENSE RIDER  
GAS**

APPLICABLE

This rider is applicable to all of Company's gas rate schedules, except it shall not be applicable to revenues for service to the following revenue classifications as specifically required by governmental authorities having jurisdiction:

1. Municipal
2. Other Public Authorities
3. Interdepartmental
4. Industrial

All gross receipts taxes, franchise taxes, occupational taxes, license taxes and taxes of a similar nature imposed by a city, town, village, or other local governmental agency shall as herein provided be included as a separate item in the charges for gas service rendered to and for persons located within the limits of the city, town, village, or other local governmental agency's territory imposing such tax. This rider applies to the above stated taxes whether based on receipts, revenue, or income, or is a stated amount in dollars and cents.

A pro rata portion of such tax shall be included as a separate item in the customer's statement for service rendered and shall be calculated by applying thereto a percentage factor equivalent to the ratio of such tax to receipts or revenues on which tax may be applied for the same period.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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THE EMPIRE DISTRICT GAS COMPANY FOR: All Communities and Rural Areas Receiving  
 JOPLIN, MO 64802 Natural Gas Service

**SMITHTON/OTTERVILLE SURCHARGE  
 GAS**

The Smithton/Otterville surcharge will be added to the bills of all customers accepting natural gas service from Company in the area described below.

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- (1) The surcharge will continue until the required contribution in aid of construction has been received by Company. The surcharge will be subject to all rules and regulations governing the payment and collection of charges for gas service.
- (2) A surcharge of \$0.040 per Ccf will remain in effect for eighteen (18) years from the initial date of approval of a surcharge for this area. If the required contribution in aid of construction is recovered prior to eighteen (18) years from the initial date of approval then Company will file with the Public Service Commission to end the surcharge when the balance in the surcharge account is near zero. If the required contribution in aid of construction is not recovered within eighteen (18) years from the initial date of approval then Company will file with the Public Service Commission to extend the surcharge until the balance in the surcharge account is projected to be near zero.

All customers residing in the following areas of Cooper, Morgan and Pettis counties that receive natural gas service from the main extension as described in Case No. GA-92-269.

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County	Township	Range	Sections
Cooper	46 North	19 West	33 - 34
Cooper	45 North	19 West	3 - 6
Morgan	45 North	19 West	7-10, 17, 18
Pettis	45 North	20 West	1 - 17
Pettis	45 North	21 West	1
Pettis	46 North	20 West	30-34
Pettis	46 North	21 West	25-27, 34-36

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THE EMPIRE DISTRICT GAS COMPANY FOR: Sedalia, Missouri and Surrounding Rural Areas  
JOPLIN, MO 64802

**EXPERIMENTAL LOW INCOME PROGRAM  
("ELIP")**

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**APPLICATION**

This Experimental Low Income Program (ELIP) is available for service billed under Schedule RS-N&S Residential Service, to qualified natural gas space heating customers. The ELIP will provide participants with a fixed credit on their monthly bill (ELIP Credit). Customers participating in the ELIP program shall receive the credit during the months of November through March. This program was approved by the Missouri Public Service Commission in Case No. GR-2004-0072.

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**DEFINITIONS**

**Qualified Customer** – An Empire customer receiving service under Schedule RS-N&S whose annual income is verified, by Missouri Valley Community Action Agency (MVCAA), as no greater than 125 percent of the Federal Poverty Level, as established by the poverty guidelines updated periodically in the Federal Register by the U.S. Department of Health and Human Services under the authority of 42 U.S.C. 9902 (2).

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**Applicant** – A qualified customer who submits an ELIP application form for the ELIP credit.

**Participant** – An applicant who agrees to the terms of the ELIP and is designated as a qualified customer by MVCAA.

**Program Funding** – Annual funding for the Weatherization and Low Income Programs is based on the Unanimous Stipulation and Agreement in Case No. GR-2004-0072. A total of \$135,000 will be funded by Company annually in the following programs:

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- \$78,500 will be used to fund system-wide experimental weatherization assistance, to be administered in a manner consistent with the federal Weatherization Assistance Program, and the entire annual funding amount is to be allocated pro rata to all of Company's service territories through the Missouri Department of Natural Resources weatherization service providers.
- \$7,500 will be used for experimental commercial energy audits.
- \$24,000 will be used for weatherization for ELIP program participants in the Sedalia area.
- \$25,000 will be used to fund an experimental rate discount with two tiers of credits for Company's residential gas customers in the areas served by MVCAA with incomes in the range of 0% to 125% of the Federal Poverty Level.

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**Agency** – The social services agency serving the Sedalia, Missouri service territory that qualifies and assists ELIP customers pursuant to agreement between Company and the Agency.

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STATE OF MISSOURI, PUBLIC SERVICE COMMISSION

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**THE EMPIRE DISTRICT GAS COMPANY**  
**JOPLIN, MO 64802**

FOR: Sedalia, Missouri and Surrounding Rural Areas

**EXPERIMENTAL LOW INCOME PROGRAM**  
**("ELIP")**

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AVAILABILITY

Service under this rate schedule shall be available to qualified ELIP program participants in the Sedalia, Missouri service territory who satisfy the following eligibility requirements:

1. Participant must be a Company residential customer receiving service under the RS-N&S rate schedule, who has been weatherized in the past 3 years, or agrees to be weatherized, under the Federal Low Income Weatherization Assistance Program (LIWAP) program
2. Participant's annual household income must be verified initially, and annually thereafter, as no more than 125 percent of the Federal Poverty Level.
3. For purposes of determining the level of the ELIP credit to be received, the participants will be categorized as follows:
  - a. Group A – participants whose annual income has been verified as being from 0 to 50 percent of Federal Poverty Level.
  - b. Group B – participants whose annual income has been verified as being from 51 to 125 percent of the Federal Poverty Level.
4. Participants who have outstanding arrearages shall enter into special payment agreements through which the arrearages shall be paid monthly, in an amount mutually agreed upon by both the participants and Company, not to exceed \$20/month. This payment agreement will be considered a deferred payment agreement for purposes of R-31-6.09 A.
5. Participants must provide, via an interview or questionnaire, information related to their energy use and program participation. Any information provided in these interviews or questionnaires that are later made public will not be associated with the participants name, street address or telephone number.
6. Any provision of the Company's Rules and Regulations applicable to the Company's residential customer will also apply to ELIP customers.

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ENERGY ASSISTANCE

1. Participants who have not previously completed an application for a Low Income Home Energy Assistance Program ("LIHEAP") grant agree to apply for a LIHEAP grant when such grants become available. Company, through the Agencies, shall assist ELIP participants with completion of LIHEAP application forms when such assistance is required.
2. Applicants agree to apply for any other available energy assistance programs identified by the Company, including the LIWAP weatherization program administered by MVCAA.

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CREDIT AMOUNT

Participants will receive the ELIP credit each month during the months of November to March, as long as the participant continues to meet the ELIP eligibility requirements.

Up to 120 participants shall receive the ELIP credit in the following amounts, not to exceed the participant's monthly utility bill:

Group A – \$60 per month  
Group B – \$40 per month

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THE EMPIRE DISTRICT GAS COMPANY  
JOPLIN, MO 64802

FOR: Sedalia, Missouri and Surrounding Rural Areas

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LOW INCOME PROGRAM ("ELIP")

**DISCONTINUANCE AND REINSTATEMENT:**

Company may discontinue a participant's ELIP credit for any of the following reasons:

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1. If Company, through MVCAA, determines that the participant no longer meets the eligibility requirements set forth in this tariff.
2. If the participant submits a written request to Company asking that the ELIP be discontinued.
3. If the participant does not conform to Company's rules and regulations as approved by the Missouri Public Service Commission, and as a result, the participant has Schedule RS-M service discontinued by the Company.

Reinstatement of the ELIP credit following discontinuance in the above circumstances and after the participant again meets the eligibility requirements will be at the discretion of the Company.

**MISAPPLICATION OF THE ELIP CREDIT:**

Providing incorrect or misleading information to obtain the ELIP credit shall constitute a misapplication of the ELIP credit. If this occurs, the Company may discontinue the ELIP credit and re-bill the account for the amount of all ELIP credits received by the participant, at which time the Company will also return to MVCAA the ELIP credits collected on this customer. Failure to reimburse the Company for the misapplication of the ELIP credits may result in termination of customer's gas service pursuant to the Company's rules and regulations. However, nothing in this tariff shall be interpreted as limiting the Company's rights under any provisions of any applicable law or tariff.

**OTHER CONDITIONS:**

The ELIP program has been designed so that the Company neither profits from nor incurs losses as a result of offering this program. The Company will notify MVCAA of participants that become disqualified from the program. MVCAA will notify the Company of applicant qualification to the program by the 15<sup>th</sup> day of each month during the months of November through March. If a participant leaves the program, he/she must reapply for qualification through MVCAA, and MVCAA must notify the Company before credits will be issued to such participants. If a program participant moves to another premise in Sedalia, he/she will be considered disqualified from the program until MVCAA designates such customer as a qualified participant.

The Company will track the use of the program funds. If the \$25,000 in program funding is expended in any calendar year for subsidy credits or program administration, Company will not be obligated to provide additional program funding. The costs of administering the program, including those costs charged by MVCAA, up to 3% of the annual funding, shall be paid from the program funds.

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Participation may be limited so that the projected expenditures of the program should equal the projected revenue from the program funds. The program will not be limited to fewer than 50 participants in Group A and 50 participants in Group B. ELIP credits will not be prorated between monthly bills.

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THE EMPIRE DISTRICT GAS COMPANY FOR: Sedalia, Missouri and Surrounding Rural Areas  
JOPLIN, MO 64802

EXPERIMENTAL LOW INCOME PROGRAM  
("ELIP")

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The Company will gather and maintain individual participant data on usage, arrears, payments and other relevant factors to be used in the evaluation of this program, and will provide such data to the Missouri PSC Staff and Office of Public Counsel in May of each year or in response to data requests in the Company's next rate or complaint case. Any data collected by MVCAA on participant household characteristics, such as equipment saturations or efficiencies, occupancy, energy use patterns, and adoption of energy savings actions will be shared with the Company for internal evaluation purposes.

The Company shall make non-confidential data, as well as any and all internal and external program evaluations that are conducted, available to Missouri PSC Staff and Office of Public Counsel upon request.

Pursuant to a Stipulation and Agreement in Case No. GR-2004-0072, this program may be evaluated in the Company's next rate or complaint case.

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