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MAY 11 2006

Cass County Commission

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**Missouri Public
Service Commission**

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NEWS RELEASE

December 1, 2004

11:20 A.M.

Aquila has made it clear to representatives of Cass County that it believes it is not required to secure necessary zoning or other approvals from Cass County for the substation and power plant it is constructing in unincorporated Cass County. As such, Cass County is left with no alternative but to file a lawsuit against Aquila to prevent them from building power plants anywhere it pleases, without having first secured specific authority or permission to construct the power plant from the County or from the public service commission as required by Missouri Law. Presiding Commissioner Gary Mallory stated, "If everyone else is required to comply with county zoning regulations, so should utility companies such as Aquila." He further stated "the lawsuit will be filed today".

For information concerning or regarding this news release, please contact Gary L. Mallory at 816-380-8160.

Exhibit No. 124
Case No(s). EA-2004-0309
Date 5-3-96 Rptr 72

