

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

Before Commissioners: Shari Feist Albrecht, Chair
Jay Scott Emler
Pat Apple

In the Matter of the Joint Petition of Rural Telephone Service)
Company, Inc. d/b/a/ Nex-Tech and Gorham Telephone) Docket No.
Company for an Order Modifying the Boundaries of the) 18-RRLT-236-CXB
Galatia and Gorham Local Exchange Areas)

ORDER MODIFYING CERTIFICATE OF CONVENIENCE

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and determination. Having examined its files and record, and being duly advised in the premises, the Commission finds and concludes as follows:

1. The application in the instant docket was filed with this Commission on November 30, 2017. A public hearing was not held on the instant application.

2. Gorham Telephone Company (Applicant) requests permission to transact the business of a telephone public utility in the following described areas:

Beginning at a point approximately ¼ mile N of the SW Corner of Section 19, T15S, R15W, on the North side of the Smoky Hill River, Russell County, Kansas; thence Easterly following along the North and West side of said river to approximately 1/8 mile east of the NW Corner of Section 19, T15S, R15W. Thence West approximately 1/8 mile to the NW Corner of Section 19, T15S, R15W. Thence South approximately ¾ mile to point of beginning

And

Beginning at a point at the NW Corner of Section 20, T15S, R15W, on the North side of the Smoky Hill River, Russell County, Kansas; thence Easterly following along the North side of said river to approximately 1/8 mile East of the NW Corner of Section 21, T15S, R15W. Thence West approximately 1 1/8 mile to point of beginning.

3. Rural Telephone Service Company, Inc. d/b/a Nex-Tech this date, in this Docket is being permitted and ordered to cease operating as a telephone public utility in the area described

in the Finding in No. 2 above.

4. Rural Telephone Company, Inc. d/b/a Nex-Tech (Applicant) requests permission to transact the business of a telephone public utility in the Galatia local exchange in the following described areas:

Beginning at a point at the SW Corner of Section 18, T15S, R15W, on South side of the Smoky Hill River, Russell County, Kansas; thence along the South side of said river in an Easterly direction to the SE Corner of Section 18, T15S, R15W. Thence West approximately 1 mile to point of beginning.

And

Beginning at a point approximately 1/4 mile East of the SW Corner of Section 16, T15S, R15W, on the South side of the Smoky Hill River, Russell County, Kansas; thence along the South side of said river in an Easterly direction to the SE Corner of Section 16, T15S, R15W. Then West approximately 3/4 mile to point of beginning.

5. Gorham Telephone Company, this date, in this Docket is being permitted and Ordered to cease operating as a telephone public utility in the area described in Finding No. 4 above.

6. With the granting of this instant application, the total area certificated to the Applicants for the Gorham and Galatia exchanges will be described as follows:

GORHAM, KANSAS EXCHANGE

Beginning in the center of Section 20, T12 S, R15W, in Russell County, Kansas, thence south 3 miles, thence east 2 miles, thence south 4 5/8 miles, thence east 3/4 mile, thence south 4 7/8 miles to a point 1/4 mile east of the southwest corner of Section 23, T14S, R15W, thence west 1/2 mile, thence south approximately 3 3/4 miles to the Smoky Hill River, thence south westerly along the center of said river to a point 1/4 mile west of the east line of section 26, T15S, R16W, thence North approximately 4 miles to a point 1/2 mile north and 1/4 mile west of the southeast corner of Section 2, T15S, R16W, thence east 1/4 mile, thence north 1 1/2 miles, thence east 1 mile, thence north 2 1/2 miles, thence west 1/2 mile, thence north 3 miles, thence west 3/4 mile, thence north 2 1/2 miles, thence west 1/4 mile, thence north 2 miles, thence west 1 mile, thence south 1/2 mile, thence west 1 1/4 miles to a point 1/4 mile east and 1/2 mile north of the southwest corner of section 9, T13S, R16W, thence north 4 miles, thence east 5 1/4 miles to the point of beginning.

And

GALATIA, KANSAS EXCHANGE

Beginning at a point 1/2 mile north and 1/4 mile west of the southeast corner of Section 13, T15S, R15W, Russell County, Kansas; thence south 2 miles; thence east 4 1/2 miles; thence south 1 mile; thence east 1 1/4 miles to the center of Section 36, T15S, R14W, Russell County, Kansas; thence southeast to the center of Section 1, T16S, R14W, Barton County, Kansas; thence south 2 5/8 miles; thence west 1 1/4 miles; thence north 5/8 mile; thence west 1 3/4 miles; thence south 3/4 mile; thence west 2 1/4 miles to a point 1/4 mile east and 1/4 mile south of the northwest corner of Section 19, T16S, R14W; thence south 3 miles; thence west 3/4 mile; thence south 1 mile; thence west 1 mile; thence south 1 mile; thence west 1 3/4 miles; thence north 1 mile; thence west 5/8 mile; thence north 1 mile to a point 1/4 mile south and 1/8 mile east of the northwest corner of Section 4, T17S, R15W; thence west 3/8 miles; thence north 2 miles; thence west 1 1/2 miles; thence north 4 1/4 miles to a point 1/4 mile east of the northwest corner of Section 6, T16S, R15W, Barton County, Kansas; thence west approximately 2 5/8 miles to the southwest corner of Section 35, T15S, R16W, Ellis County, Kansas; thence north approximately 1 1/8 miles to the Smoky Hill River; thence in a northeasterly direction along said river to a point 1/2 mile north of the south line of Section 15, T15S, R15W, Russell County, Kansas; thence east approximately 2 1/2 miles to the point of beginning.

7. Any subscribers outside the area described in Finding No. 2 and Finding No. 4 above now being served by Applicants from the Gorham and Galatia, Kansas exchanges or any subscribers within this area now being served by other companies from other exchanges, may continue to receive service from the same exchange until such a time as they are legally disconnected. Thereafter, said subscribers will become potential subscribers of the exchange in which they reside.

8. Applicants should be issued a Certificate of Convenience and Authority to transact the business of a telephone public utility in the areas described in Finding No. 2 for the Gorham Exchange and Finding No. 4 for the Galatia Exchange above in accordance with the provisions of K.S.A. 66-131.

9. Public convenience will be promoted by granting the instant application.

IT IS THEREFORE, BY THE COMMISSION ORDERED THAT:

A. The applicants in the instant docket be, and hereby are, granted. Gorham Telephone Company and Rural Telephone Company, Inc. d/b/a Nex-Tech are hereby issued a Certificate of Convenience and Authority to transact the business of a telephone public utility in the areas described in Finding No. 2 for Gorham Telephone Company and Finding No. 4 for Rural Telephone Company, Inc. d/b/a Nex-Tech in the Galatia Local Exchange.

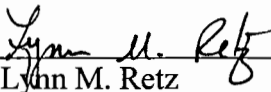
B. A party may file a petition for the reconsideration of this order within 15 days of service. If the order is mailed service is made upon mailing and three (3) days are added to the above time period.

C. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further order, or orders, as it may deem necessary.

BY THE COMMISSION IT IS SO ORDERED.

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: FEB 06 2018


Lynn M. Retz
Secretary to the Commission

AAL
PLA

EMAILED

FEB 06 2018

CERTIFICATE OF SERVICE

18-RRLT-236-CXB

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of

Electronic Service on FEB 06 2018.

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FEB 06 2018