

THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

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

In the Matter of the Application of Kansas Gas and Electric)
Company, Doing Business As Westar Energy, Inc. for a Certificate)
of Public Convenience and Authority to Transact the Business of an) 15-WSEE-266-COC
Electric Public Utility Specifically in Portions of Sections 19, 29 and)
30, Township 31 South, Range 5 East, Cowley County, KS)

CERTIFICATE

NOW, there comes on for consideration and determination by the State Corporation Commission, the application of Kansas Gas and Electric Company, doing business as Westar Energy, Inc. (Applicant) as captioned above, for a Certificate of Convenience and Authority in a portion of Cowley County. After giving due consideration to the application and being fully advised in the premises, the Commission finds and concludes that:

1. Applicant is a public utility under the provisions of K.S.A. 2013 Supp. 66-104.
2. The application in this docket was filed with this Commission on December 22, 2014. A public hearing was neither requested nor held on this application.
3. Applicant requests a Certificate to transact the business of an electric public utility in the territory described as follows:

COWLEY COUNTY

Transmission Rights Only

Westar requests transmission rights for a 1 phase, 2 wire, 4.16kV delta overhead primary distribution line beginning at a point near the Northeast corner of Section 30 to the South right of way line of 102nd Road extended; thence Southeast along said South right of way line into Section 29; thence continuing along said South right of way line to a point on the centerline of Section 29; all located in Township 31 South, Range 5 East, Cowley County, Kansas, as shown on Exhibit A, attached to the application.

4. Public convenience will be promoted by permitting Applicant to transact the business of an electric public utility in the territory and to the extent described in Finding No. 3 herein, and the application should be granted for transmission rights only and a Certificate issued in accordance with the provisions of K.S.A. 2013 Supp. 66-131.

IT IS, THEREFORE, BY THE COMMISSION CONSIDERED AND CERTIFIED:

A. That the application in the instant docket is granted for transmission rights only and Kansas Gas and Electric Company, doing business as Westar Energy, Inc. is permitted to transact the business of an electric public utility in the territory and to the extent described in Finding No. 3 herein.


B. A party may file a petition for reconsideration of this Order within fifteen (15) days from the date of service of this Order. If service is by mail, service is complete upon mailing, and three (3) days shall be added to the above time frame. K.S.A. 66-118b; K.S.A. 2013 Supp. 77-529.

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

BY THE COMMISSION IT IS SO CERTIFICATED.

Albrecht, Chair.; Emler, Commissioner; Apple, Commissioner

Dated: MAR 10 2015


ORDER MAILED MAR 11 2015
Neysa Thomas
Acting Secretary

gdd

**REPORT AND RECOMMENDATION
UTILITIES DIVISION**

TO: Chair Sheri Feist Albrecht
Commissioner Jay Scott Emler
Commissioner Pat Apple

FROM: Gary Dawdy, Utility Engineer II
Leo Haynos, Chief Engineer
Jeff McClanahan, Director of Utilities

DATE: March 2, 2015

SUBJECT: 15-KG&E-266-COC
In the Matter of the Application of Kansas Gas and Electric Company, doing business as Westar Energy, Inc. for a Certificate of Public Convenience and Authority to Transact the Business of an Electric Public Utility Specifically in Portions of Sections 19, 29 and 30, Township 31 South, Range 5 East, Cowley County, KS

BACKGROUND:

Kansas Gas and Electric Company, doing business as Westar Energy, Inc. (Westar), filed an Application for Certificate on December 22, 2014, in the above-captioned Docket.

ANALYSIS:

Pursuant to K.S.A. 2013 Supp. 66-131, the Commission has jurisdiction to grant a certificate to a public utility seeking to transact business in the State of Kansas. K.S.A. 66-1,170 et seq. the Retail Electric Suppliers Act (RESA) requires each and every retail electric supplier to obtain a certificate from the Commission.

The statutory standard of review in this matter is whether the "public convenience will be promoted by the transaction of said business and permitting said applicants to transact the business of a common carrier or public utility in this state." K.S.A. 2013 Supp. 66-131. Further, single electric certification shall be the standard in Kansas under K.S.A. 66-1,170 et seq.

Westar is requesting this Certificate of Transmission Rights Only along a portion of the route of an electric distribution line being constructed to provide a metering point to Magellan Pipeline. The transmission rights are needed where the proposed line extends through a corridor of electric

territory certificated to Sumner-Cowley Electric Cooperative, Inc. (Sumner-Cowley). Sumner-Cowley has been provided notice and Staff has received no objection or comment regarding the Application.

The Commission action date is June 20, 2015.

RECOMMENDATION:

Staff is recommending that Westar's Application in Docket No. 15-WSEE-266-COC be granted for transmission rights only.

MAR 10 2015

KANSAS CORPORATION COMMISSION
NEYSA THOMAS, ACTING EXECUTIVE DIRECTOR

DOCKET NO.: 15-WSEE-266-COC ORDER DATE:

NAME AND ADDRESS

NO. OF
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ORDER MAILED MAR 11 2015

The Docket Room hereby certifies that on _____, a true and correct copy of the attached was deposited in the United States Mail, postage prepaid, addressed to the above persons.