

BEFORE THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

STATE CORPORATION COMMISSION

APR 02 2009



In The Matter Of The Application)
Of Wheatland Electric Cooperative, Inc.)

Docket No. 09-WHLE-681-RTS

PETITION TO INTERVENE

COMES NOW these petitioners and by and through their attorney, Gerald O. Schultz, and hereby requests that the following ratepayers be permitted to intervene in the above matter under the authority of K.S.A. 82-1-225. The petitioners are:

- A. Woodford-O'Brate, Inc., (hereinafter referred to as "WOB") a Kansas family farm corporation, with its corporate office in Garden City, Kansas in which Cecil O'Brate is the principal owner thereof.
- B. Palmer Mfg. & Tank, Inc., (hereinafter referred to as "Palmer") a Kansas corporation engaged in the business of commercial tank manufacturing with its principal place of business in Garden City, Kansas in which Cecil O'Brate is the President and principal owner thereof.
- C. American Warrior, Inc., (hereinafter referred to as AWI) a Kansas corporation engaged in the business of oil and gas exploration, production and ownership of oil and gas properties with its corporate office in Garden City, Kansas in which Cecil O'Brate is the President and principal owner thereof.

In support of this petition, petitioners state the following:

1. On March 2, 2009 Wheatland Electric Cooperative, Inc. (hereinafter referred to as "Wheatland") filed an Application for approval of rate changes for electric service.

2. Petitioners, described in Paragraphs A,B. & C above, are each in good standing with the State of Kansas, are each rate payers adversely effected by the proposed rate changes which will diminish each company's ability to be competitive in the current economic recession.
3. A copy of each company's applicable electric statements are attached as Exhibits A, B & C respectively. The proposed change in rates would dramatically effect economic viability of each Petitioner herein.
4. The proposed changes in rate, as set forth in the application, if approved, would significantly increase each petitioners cost of electricity in a manner which would adversely affect WOB's ability to produce crops at current prices, Palmer's ability to utilize commercial electricity further narrowing a narrow margin of profitability as a major employer in the manufacturing sector, and AWI's ability to produce marginal wells within the market area of the application, resulting in loss of valuation, loss of jobs and waste along with loss of much needed economic vitality which is so very crucial for this region of Kansas, particularly during this economic recession.
5. The Commission shall grant a petition to intervene when the petitioner has demonstrated that its legal rights, duties, privileges or other legal interests may be substantially affected by the proceeding, as set forth in K.A.R. 82-1-225(2), that the petition is timely, and that the proceedings will not be impaired by allowing the intervention. Petitioner states that by permitting the intervention, the Commission will allow a diversity of ratepayers to be heard regarding the Wheatland application and that none of the applicants will duplicate or delay the proceedings.

Petition To Intervene
Woodford-O'Brate, Inc.
Palmer Mfg. & Tank, Inc.
American Warrior, Inc.
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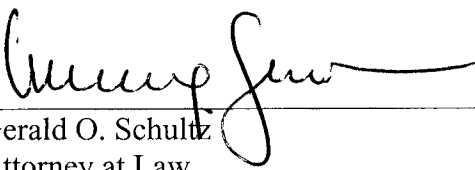
6. WOB, Palmer and AWI request that each be permitted to intervene and that their counsel, Gerald O. Schultz be added to the service list for all pleadings, communication and/or correspondence:

Gerald O. Schultz
Attorney at Law
302 Fleming, Suite 5
Garden City, Kansas 67846
(620) 276- 3728
(620) 276-3798 Fax
gos@cox.net

WHEREFORE, for the reasons stated above, in the interests of justice, WOB, Palmer and AWI requests that their petition to intervene be granted forthwith.

RESPECTFULLY SUBMITTED,

LAW OFFICE OF GERALD O. SCHULTZ



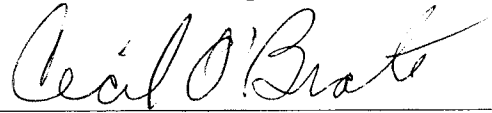
Gerald O. Schultz
Attorney at Law
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(620) 276- 3728
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VERIFICATION

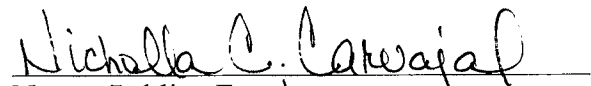
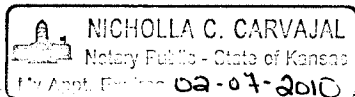
State of Kansas
County of Finney ss:

Cecil O'Brate, President and principal owner of Woodford-O'Brate, Inc., Palmer Mfg. & Tank, Inc. and American Warrior, Inc. each a Kansas Corporation with their principal offices in Garden City, Kansas, being first duly sworn, states that he has read the foregoing Petition To Intervene, knows the contents thereof and the same are true and correct and that he executed the same for and on behalf of said corporations.



Cecil O'Brate, President
Woodford-O'Brate, Inc.
Palmer Mfg. & Tank, Inc.
American Warrior, Inc.

SUBSCRIBED AND SWORN to before me a notary public on this 1st day of April, 2009.


Notary Public, Exp. February 7, 2010.

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CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing Petition To Intervene was mailed by United States Mail, First Class, Postage prepaid and addressed to the following:

The Original and (7) copies to:

Ms. Susan K. Duffy, Ex. Dir.
Kansas Corporation Commission
1500 S. W. Arrowhead Road
Topeka, KS 66604

With one copy to:

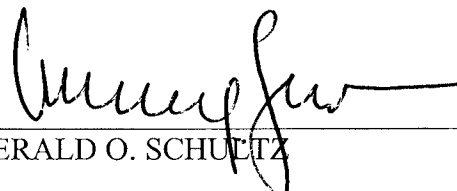
Terri Pemberton, Litigation Counsel
Kansas Corporation Commission
1500 S. W. Arrowhead Road
Topeka, KS 66604

Matthew Spurgin, Litigation Counsel
Kansas Corporation Commission
1500 S. W. Arrowhead Road
Topeka, KS 66604

Richard Macke, Lead, Rates & Financial Planning
Power System Engineering, Inc.
12301 Central Avenue, NE
Blaine, MN 55434

Ms. Rachel Lipman Reiber
Martin Pringle, et.al.
6900 College Blvd., Suite 700
Overland Park, KS 66211

All on this 1st day of April, 2009.


GERALD O. SCHULTZ



WHEATLAND ELECTRIC
COOPERATIVE, INC.
P.O. BOX 230 101 MAIN
SCOTT CITY KS 67871

Account Number	10010366
Amount Due	10197.94
Date Payable	09/23/08
Delinquent After	10/13/08

AUTO

MIKE O'BRATE
3408 9 RD
INGALLS KS 67853

WHEATLAND ELECTRIC COOPERATIVE
2005 WEST FULTON
BOX 973
GARDEN CITY, KS 67846-0973

|||||

Tear at perforation and return this portion with payment.

SUMMARY BILLING							
SUB ACCT.	METER NUMBER	DATE READ	DAYS	KWH USED	KW USED	LOCATION	TOTAL BILLING
13	74796	09/09	33	1704	.00	500665	195.67
18	58805	09/09	34	10800	52.00	502166 IRRIG. 75HP SW 8-24-30	1211.36
19	77190	09/09	33	10960	60.00	571278 2 IRRG. WELLS SW 8-24-30	1281.63
20	58817	09/09	33	27840	61.00	571369 2 IRRG. NE 16-24-29 (100HP)	2395.62
TOTAL DUE							10197.94
DUE AFTER 10/13/08							10401.52
DATE REC. <u>4-1-09</u>							
CKED BY: <u>mw</u>							
APVD. BY: _____							
CHG. TO: _____							
CK. & DATE: _____							

If you are out of power, first check your breakers and/or fuses then check with your neighbors. If you are still out of power contact your local office during normal office hours at the following numbers or after hours at 1-800 ON AGAIN (1-800-662-4246).

Scott City Office 872-5885
Leoti Office 375-2632
Tribune Office 376-4231
Syracuse Office 384-5171
Garden City Office 275-0261
Great Bend Office 793-4223
Harper Office 896-7090

WHEATLAND ELECTRIC COOPERATIVE, INC.

WHEN PAYING YOUR BILL IN PERSON,
PLEASE BRING YOUR BILL WITH YOU. T

EXHIBIT

"A"

SUMMARY BILLING							
SUB ACCT.	METER NUMBER	DATE READ	DAYS	KWH USED	KW USED	LOCATION	TOTAL BILLING
1	58807	09/09	33	20640	35.00	571280 ELEC. IRRIG. SPRINKLER	1629.99
2	19648	09/09	33	9	1.00	571358	13.61
3	58806	09/09	33	27760	63.00	571356 100 HP NW 15-24-29	2420.15
4	32000	09/09	33	322	13.00	571355	119.14
5	28222	09/09	33	11240	.00	571354	615.21
6	30311	09/09	33	0	.00	571282	23.42
7	58071	09/09	33	80	3.00	571277 SE 8-24-30	32.94
8	23519	09/09	34	80	3.00	571020	32.94
9	36158	09/09	34	0	.00	502165 SW 8-24-30	18.10
10	74797	09/09	33	475	.00	500720	54.63
11	8497	09/09	33	1400	.00	500690 SW 10-24-29	153.53
							CONTINUED

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Scott City Office	872-5885
Leoti Office	375-2632
Tribune Office	376-4231
Syracuse Office	384-5171
Garden City Office	275-0261
Great Bend Office	793-4223
Harper Office	896-7090

Palmer mfg & Tank

SUMMARY BILLING

	METER NUMBER	DATE READ	DAYS	KWH USED	KW USED	LOCATION	TOTAL BILLING
5	55322	02/04	29	5960	21.00	561205	655.42
3	55322	02/04	29	5960	21.00	OTHER CHARGES	8.87
10	28897	02/03	29	2	1.00	565380 TRUCK BARN	12.93
14	56118	02/03	29	180000	774.00	565310	26469.42
14	56118	02/03	29	180000	774.00	PRIMARY METERING OTHER CHARGES	8163.79
TOTAL DUE							27137.77
DUE AFTER 03/13/09							27648.83

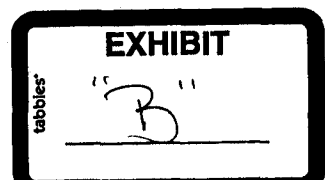
DATE REC. 2-23-09
 CHG BY: mn
 APD BY: _____
 CHG TO: _____
 CK. & DATE: _____

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 Harper Office 896-7090

WHEATLAND ELECTRIC COOPERATIVE, INC.

WHEN PAYING YOUR BILL IN PERSON,
 PLEASE BRING YOUR BILL WITH YOU. THANKS

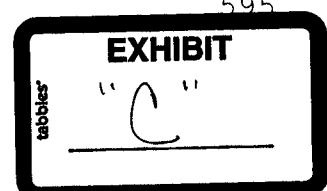


Account Number		Meter Number		Date Payable		Phone Number	
43593-047		56603		03/27/09			
Account Name		AMERICAN WARRIOR INC. #1917					
Account Location		560329 NEELEY 1 LSE #10191					
Activity Since Last Bill		\$ Amount		Current Bill Information		\$ Amount	
PROPERTY TAX SURCHAR		6.43		CUSTOMER CHARGE		6.00	
				ENERGY CHARGE		355.09	
				DEMAND CHARGE 19.00 KW		114.00	
Billing Period Dates		Rate	Multi	TOTAL DUE		481.52	
02/03 TO 03/04		2	40	Cost per Day		16.60	
Bill Type		R	Delinquent After	04/17/09		Delinquent Total	
Present Reading		6271		<p>WHEATLAND ELECTRIC COOPERATIVE, INC.</p> <p>WHEN PAYING YOUR BILL IN PERSON, PLEASE BRING YOUR BILL WITH YOU. THANKS!</p>			
Previous Reading		6163					
KWH Used This Period		4320					
KWH Used 1 Year Ago		5920					
Scott City Office		620-872-5885					
Leoti Office		620-375-2632					
Tribune Office		620-376-4231					
Syracuse Office		620-384-5171					
Garden City Office		620-275-0261					
Harper		620-896-7090					
Great Bend		620-793-4223					

If you are out of power, first check your breakers and/or fuses then check with your neighbors. If you are still out of power contact your local office during normal office hours at the above numbers or after hours at 1-800-ON AGAIN (1-800-662-4246).

Bill Type	
R - REGULAR	F - FINAL
E - ESTIMATED	I - INACTIVE WITH BALANCE
C - METER CHANGE	S - SECURITY LIGHT

RATES	
1 - RESIDENTIAL	4 - IRRIGATION
2 - GEN. SERVICE	5, 6, 7, - MUNICIPAL
3 - GEN. SERVICE LARGE	8 - LARGE POWER



Account Number		Meter Number		Date Payable		Phone Number	
43593-005		304501		03/27/09			
Account Name		AMERICAN WARRIOR INC. #1917					
Account Location		546545 GANO 1-17 OIL UNIT					
Activity Since Last Bill		\$ Amount		Current Bill Information		\$ Amount	
PROPERTY TAX SURCHAR		6.73		CUSTOMER CHARGE		6.00	
				ENERGY CHARGE		320.93	
				DEMAND CHARGE 9.00 KW		54.00	
Billing Period Dates		Rate	Multi			TOTAL DUE	
02/01 TO 03/01		2	40			387.66	
Bill Type		R		Delinquent After		Cost per Day	
				04/17/09		13.85	
Present Reading		201		Delinquent Total		395.41	
Previous Reading		88		WHEATLAND ELECTRIC COOPERATIVE, INC. WHEN PAYING YOUR BILL IN PERSON, PLEASE BRING YOUR BILL WITH YOU. THANKS!			
KWH Used This Period		4520					
KWH Used 1 Year Ago		4160					
Scott City Office		620-872-5885					
Leoti Office		620-375-2632					
Tribune Office		620-376-4231					
Syracuse Office		620-384-5171					
Garden City Office		620-275-0261					
Harper		620-896-7090					
Great Bend		620-793-4223					

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3 - GEN. SERVICE LARGE	8 - LARGE POWER