

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

In the Matter of the Application of Atmos Energy for )  
a Certificate of Public Convenience and Authority to )  
Transact the Business of a Natural Gas Public Utility )  
in the Northwest Quarter (NW/4) and that part of the )  
East Half (E/2) of Section 6, Township 13 South, ) Docket No. 15-ATMG- 444 -COC  
Range 19 East that is West of the Centerline of the )  
K-10 Bypass and the East Half (E/2) of the Southeast )  
Quarter (SE/4) of Section 5, Township 13 South, )  
Range 20 East, in Douglas County, Kansas. )

**APPLICATION OF ATMOS ENERGY FOR A CERTIFICATE  
OF PUBLIC CONVENIENCE AND AUTHORITY TO  
TRANSACTION THE BUSINESS OF A NATURAL GAS PUBLIC UTILITY**

Atmos Energy hereby requests the State Corporation Commission of the State of Kansas ("Commission") grant it authorization to transact business as a natural gas utility in the Northwest Quarter (NW/4) and that part of the East Half (E/2) of Section 6, Township 13 South, Range 19 East that is West of the Centerline of the K-10 Bypass and the East Half (E/2) of the Southeast Quarter (SE/4) of Section 5, Township 13 South, Range 20 East in Venture Park, in Douglas County, Kansas, except for the locations and specific addresses set forth in paragraph 2 of this Application. In support of its Application, Atmos Energy states:

1. Atmos Energy is a natural gas public utility company under the jurisdiction of the Commission which is engaged in the delivery and sale of natural gas within the meaning of K.S.A. 66-104, in legally designated areas of Kansas. Atmos Energy holds a certificate of convenience and authority issued by the Commission, authorizing it to engage in such utility business. Atmos Energy has previously filed with the Commission certified copies of its Articles of Incorporation under which it was organized and a Certificate of Registration as a foreign corporation authorized to do business in Kansas, and all amendments thereto and restatements thereof, and the same are incorporated hereby

by reference.

2. Atmos Energy and Black Hills/Kansas Gas Utility Company, LLC, d/b/a Black Hills Energy ("Black Hills"), have mutually agreed, subject to approval by the Commission, that as a matter of public convenience and to better serve certain natural gas customers, Atmos Energy should serve as the natural gas public utility in the following described territory:

DOUGLAS COUNTY, KANSAS

The Northwest Quarter (NW/4) and that part of the East Half (E/2) of Section 6, Township 13 South, Range 19 East that is West of the Centerline of the K-10 Bypass and the East Half (E/2) of the Southeast Quarter (SE/4) of Section 5, Township 13 South, Range 20 East in Venture Park, in Douglas County, Kansas, except for the location and addresses set forth below:

2004 E. 23rd St - Cornerstone Construction  
2030 E. 23rd St - Slimmer Automotive  
2176 E. 23rd St - Don's Steak House  
2200 E 23rd St - Radical Teamwear  
2206 E. 23rd St - Knights of Columbus  
840 N 1500 Rd - Virginia Wulfkuhle  
843 N 1500 Rd # A - Don Hazlett  
843 N 1500 Rd # B - Don Hazlett  
1423 E 900 Rd # A - Aeolian Corp  
1423 E 900 Rd # B - Aeolian Corp  
872 N 1402 Rd # A - Clinton Project Office  
872 N 1402 Rd # B - Clinton Project Office  
872 N 1402 Rd # C - Clinton Project Office

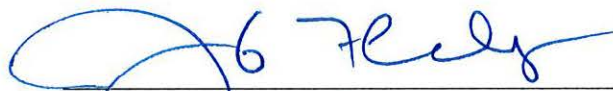
3. The territory described in paragraph 2 above is currently within Black Hills' service territory. Black Hills will be filing an application to cease service in the territory described in paragraph 2, excluding the locations and addresses identified therein, which will continue to be served by Black Hills. Exhibit A provides an area map of the territory identifying the areas Black Hills will transfer to Atmos Energy and the areas Atmos Energy will transfer to Black Hills.

4. This transfer of territory is pursuant to an agreement between Atmos Energy and Black Hills which includes a transfer of territory between the two entities. Due to the location of Atmos

Energy's and Black Hills' existing facilities in the areas, it is in the best interest of the existing customers and any new customers that the service territory set forth in this Application be transferred from Black Hills to Atmos Energy. Atmos Energy and Black Hills have agreed that Black Hills will transfer to Atmos Energy the territory described in paragraph 2 above, excluding the locations and addresses identified therein, in exchange for certain territory being transferred in separate dockets from Atmos Energy to Black Hills.

5. A copy of this Application is being served on Black Hills. No other person or entity requires notice of this Application.

WHEREFORE, Atmos Energy respectfully requests the Commission issue an Order granting Atmos Energy a Certificate of Public Convenience and Authority to transact the business of a natural gas public utility in the territory described in paragraph 2 of this Application.

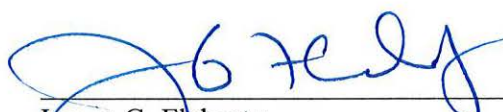


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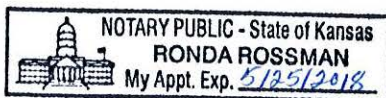
## VERIFICATION

STATE OF KANSAS, FRANKLIN COUNTY, ss:

James G. Flaherty, of lawful age, being first duly sworn on oath, states: That he is an attorney for Atmos Energy; that he has read the above and foregoing Application of Atmos Energy for a Certificate of Public Convenience and Authority to Transact the Business of a Natural Gas Public Utility, knows the contents thereof; and that the statements contained therein are true.

  
James G. Flaherty

SUBSCRIBED AND SWORN to before me this 31<sup>st</sup> day of March, 2015.





Notary Public


Appointment/Commission Expires:

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing was mailed, postage prepaid, this 31<sup>st</sup> day of March, 2015, addressed to:

Patrick J. Joyce  
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James G. Flaherty



