



Carl W. Breeding
Direct 502-875-0050 Fax 502-875-0850 E-mail cwb@gdm.com

July 15, 2003

Martin Huelsmann, Chairman
Kentucky State Board on Electric
Generation and Transmission Siting
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40612

RE: Case No. 2002 – 00150
Thoroughbred Generating Company, LLC.

Dear Mr. Huelsmann:

Thoroughbred Generating Company, LLC is submitting with this letter an application for a Certificate to Construct a Merchant Electric Generating Facility as required by SB 257 and 807 KAR 5:110E. The nominal 1,500 MW coal fueled power plant is to be sited in Muhlenburg County, approximately 1.5 miles northeast of Central City.

A wire transfer in the amount of \$200,000 for the application fee will be made July 18, 2003. Should you have any questions regarding this application please contact Dianna Tickner of Thoroughbred Generating Company at 314-342-7613.

Sincerely,

Carl W. Breeding

LEX:625017.1

Thoroughbred Generating Company, LLC

**APPLICATION FOR A CERTIFICATE TO
CONSTRUCT A MERCHANT ELECTRIC GENERATING FACILITY**



July 2003

**Thoroughbred Generating Company, LLC
701 Market Street
St. Louis, Missouri 63101-1826**

**THOROUGHbred
GENERATING COMPANY, LLC**

**APPLICATION for a
CERTIFICATE TO
CONSTRUCT a MERCHANT
ELECTRIC GENERATING
FACILITY**

**Prepared by:
Thoroughbred Generating
Company, LLC
July 2003**

TABLE OF CONTENTS

1. NOTICE OF INTENT TO FILE FOR A MERCHANT POWER PLANT CONSTRUCTION CERTIFICATE – 807KAR 5:110E, Section 2 (company contact Dianna Tickner)
2. EVIDENCE OF PUBLIC NOTICE and PROOF OF SERVICE - SB257 Section 4(2) (company contact Dianna Tickner)
 - 2.1 Adjacent Landowners – SB257, Section 4(2)(c) 1
 - 2.2 Newspapers – SB257, Section 4(2)(c)2
 - 2.3 Proof of Service of Application – SB257, Section 4(2)(h)
3. LOCAL PLANNING AND ZONING – SB 257, Section 3 (company contact Dianna Tickner)
 - 3.1 Muhlenberg County Judge Executive Statement – SB 257, Section 3(3), Section 4(2)(d)
 - 3.2 Local Noise Ordinance Compliance – SB 257, Section 4(2)(d)
4. PUBLIC INVOLVEMENT – SB 257, Section 4(2)(f) (company contact Dianna Tickner)
5. ELECTRIC TRANSMISSION GRID ANALYSIS – SB 257, Section 4(2)(i) (company contact Scott Yaeger)
 - 5.1 Project Description and Transmission Facilities Required for Interconnection
 - 5.2 Request for Interconnection Service and Status
 - 5.3 Summary of Interconnection Studies
 - 5.3.1 Summary of Black & Veatch Initial Interconnection Study
 - 5.3.2 Summary of BREC Interconnection Feasibility Study
 - 5.3.3 Summary of BREC Regional Interconnection System Impact Study
 - 5.3.4 Summary of Navigant Interconnection Study for the proposed tie to TVA
 - 5.3.5 Summary of the TVA Interconnection Study
 - 5.3.6 Summary of MISO Transmission Expansion Plan 2003
 - 5.4 Interconnection Studies
 - 5.4.1 Black & Veatch Initial Interconnection Study (March 2001)
 - 5.4.2 BREC Interconnection Feasibility Study (June 8, 2001)
 - 5.4.3 BREC Regional Interconnection System Impact Study
 - 5.4.4 Navigant Interconnection Study for the proposed tie to TVA (March 4, 2002)
 - 5.4.5 TVA Interconnection Study (July 9, 2002)

5.4.6 MISO Transmission Expansion Plan 2003 Executive Summary

6. ECONOMIC IMPACT ON REGION – SB 257, Section 4(2)(j) company contact Dianna Tickner)
 - 6.1 KPMG Kentucky Economic Impact Analysis
 - 6.2 Hill & Associates Economic Benefits of Coal Fueled Power Plants Compared to Natural Gas
7. DISCLOSURE OF PAST ENVIRONMENTAL VIOLATIONS – SB 257, Section 4(2)(k) (company contact Dianna Tickner)
8. SITE ASSESSMENT REPORT – SB 257, Section 4(2)(l), Section 5(2) (company contact Dianna Tickner)
 - 8.1 Description of the Facility – SB 257, Section 4(2)(b), Section 5(3)(a)
 - 8.2 Property Description – SB 257, Section 5(3)(a)
 - 8.2.1 Surrounding Land Use – SB 257, Section (3)(a)1
 - 8.2.2 Legal Boundaries – SB 257, Section 5(3)(a)2
 - 8.2.3 Access Control – SB 257, Section 5(3)(a)3
 - 8.2.4 Location of Buildings – SB 257, Section 5(3)(a)4
 - 8.2.5 Location of Access Ways and Internal Roads – SB 257, Section 5(3)(a)5
 - 8.2.6 Utilities to Service the Facility – SB 257, Section 5(3)(a)6
 - 8.2.7 Compliance with Setback Requirements – SB 257, Section 5(3)(a)7
 - 8.3 Scenic Evaluation – SB 257, Section 5(3)(b)
 - 8.4 Potential for Change in Property Valuation – SB 257, Section 5(3)(c)
 - 8.5 Noise Evaluation – SB 257, Section 5(3)(a)8(d)
 - 8.6 Traffic Evaluation – SB 257, Section 5(3)(e)
 - 8.7 Mitigation Measures – SB 257, Section 5(4)
9. Efforts to Utilize Existing Electric Generating Facility Sites– SB 257, Section 4(2)(g) (company contact Dianna Tickner)
10. PERMIT STATUS – SB 257, Section 3(1) (company contact Dianna Tickner)
 - 10.1 Federal Permits - SB 257, Section 3(1)
 - 10.2 State Permits - SB 257, Section 3(1)
 - 10.3 Local Permits - SB 257, Section 3(1)
(Copies of Permit Notifications Received to Date)
 - 10.4 Cumulative Environmental Assessment Notification – SB 257, Section 10(1)(a)

**Thoroughbred Generating Company, LLC.
Contact List**

Carl W. Breeding
Attorney of Record
Greenbaum, Doll & McDonald, PLLC
229 West Main Street, Suite 101
Frankfort, KY 40601
Phone - 502-875-0050
Fax - 502-875-0850
Email - cwb@gdm.com

Dianna Tickner
President
Thoroughbred Generating Company, LLC.
701 Market Street, Suite 700
St. Louis, MO 63101
Phone - 314-342-7613
Fax - 314-342-7602
Email - dtickner@peabodyenergy.com

J. Scott Yaeger
Director, Transmission & Power Marketing
Peabody Energy Company
701 Market Street, Suite 700
St. Louis, MO 63101
Phone- 314-342-7858
Fax - 314-342-7602
Email - syaeger@peabodyenergy.com

**1. NOTICE OF INTENT TO FILE
FOR A MERCHANT POWER
PLANT CONSTRUCTION
CERTIFICATE**

807 KAR 5:110E, Section 2



PEABODY ENERGY

701 Market Street
St. Louis, Missouri 63101-1826
314.342.3400

30 April 2002

Kentucky State Siting Board
on Electric Generation &
Transmission Siting
211 Sower Boulevard
Frankfort, KY 40601

RE: Notice of Intent to File Application

Dear Siting Board:

Please find attached the Thoroughbred Energy Company Notice of Intent to File Application for our proposed plant to be located in Muhlenberg County, KY. This notice covers only the plant and we will be filing the notice for transmission in the near future.

Should you have any questions please do not hesitate to contact me at 34-342-7613.

Sincerely,

Dianna Tickner
President
Thoroughbred Generating Company, LLC

**Notice of Intent to File Application
SB 257- KRS Chapter 278**

(a) Name of applicant: Thoroughbred Generating Company, LLC.
Address: 701 Market Street, St. Louis, MO 63101
Phone: 314-342-7613
Company Contact: Dianna Tickner, President, Thoroughbred Generating Company, LLC.

(b) Description of the Project:
Thoroughbred Generating Company (TGC) proposes to build a 1500 MW pulverized coal fueled electric generating facility on 4,100 acres it owns near Central City in Muhlenberg County, KY. The property was previously surface and underground mined during the last fifty years. The plant will have state of the art emissions controls including low NOx burners, SCR, Dry Electrostatic Precipitator (ESP), Wet Scrubber, and Wet ESP.

(c) Description of the location

1. The site is not located within any city limit. It is nearest to Central City in Muhelenberg County

2. 1380 Thoroughbred Drive
Central City, KY 42330

Stack Location:

Latitude: 37 degrees 18 minutes 53 seconds North
Longitude: 87 degrees 5 minutes 22 second West

3. The plant site is not located within any city limits.

(d) Planning & Zoning Commission

1. Muhlenberg Joint City - County Planning Commission
Chairman – David G. Rhoades
203 North 2nd Street
Central City, KY 42330
Phone – 270-754-5097

(e) No setback requirements, local ordinances, regulations, or zoning plans apply to the plant location

(f) The Thoroughbred Generating Station will meet all setback requirements of SB257. No deviation from setback requirements will be requested.



Paul E. Patton
Governor

**Kentucky State Board on Electric
Generation and Transmission Siting**
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602
(502) 564-3940

May 17, 2002

Chmn. Martin J. Huelsmann, *ex officio*
Chairman, Kentucky Public Service
Commission

Gary W. Gillis, *ex officio*
Kentucky Public Service Commission

Robert E. Spurlin, *ex officio*
Kentucky Public Service Commission

James E. Bickford, *ex officio*
Secretary, Kentucky Natural Resources
and Environmental Protection Cabinet

Marvin E. Strong, Jr., *ex officio*
Secretary, Kentucky Economic
Development Cabinet

Governor Paul E. Patton
The Capitol
700 Capitol Avenue
Frankfort KY 40601

RE: Request for Board Appointments, Siting Board Case NO. 2002-150
Muhlenberg County

Dear Governor Patton:

This is to request local appointments to the Kentucky Board on Electric Generation and Transmission Siting (the "Board") in Case No. 2002-150, regarding the application of Thoroughbred Generating Company, LLC ("Thoroughbred") to construct a merchant electricity generating plant in Muhlenberg County, Kentucky. A copy of Thoroughbred's Notice of Intent to File Application is enclosed. As an application may, pursuant to 807 KAR 5:110E, be filed as early as June 1, 2002, and as the Board must decide the case no later than 120 days from the date of the application, I request that the appointments be made at your earliest convenience.

Pursuant to Senate Bill 257, Section 1(d), if a facility subject to board approval is proposed to be located in a single county, the Governor is to appoint two ad hoc public members for service for the duration of the case concerning that facility. One ad hoc member is to be chairman of the local planning commission. The second ad hoc member is to be a resident of the county in which the facility is to be located.

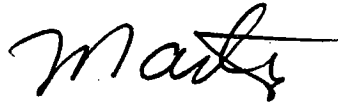
Accordingly, I respectfully request appointment of David G. Rhoades, Chairman of the Muhlenberg Joint City-County Planning Commission and appointment of a resident of Muhlenberg County to serve as Board members for the duration of this proceeding. Pursuant to Senate Bill 257, Section 2(5), I shall convene the full Board for consideration of this application immediately after it is filed.



Page 2
May 17, 2002

Thank you very much for your attention to this matter.

Sincerely yours,



Martin J. Huelsmann
Chairman

cc: David G. Rhoades
Dianna Tickner
Thomas M. Dorman
Stephanie Bell
File



Case No. 2002-00150

Notice of Intent to File Application
SB 257- KRS Chapter 278

FILED

MAY 2 2002

PUBLIC SERVICE
COMMISSION

(a) Name of applicant: Thoroughbred Generating Company, LLC.
Address: 701 Market Street, St. Louis, MO 63101
Phone: 314-342-7613
Company Contact: Dianna Tickner, President, Thoroughbred Generating Company, LLC.

(b) Description of the Project:

Thoroughbred Generating Company (TGC) proposes to build a 1500 MW pulverized coal fueled electric generating facility on 4,100 acres it owns near Central City in Muhlenberg County, KY. The property was previously surface and underground mined during the last fifty years. The plant will have state of the art emissions controls including low NOx burners, SCR, Dry Electrostatic Precipitator (ESP), Wet Scrubber, and Wet ESP.

(c) Description of the location

1. The site is not located within any city limit. It is nearest to Central City in Muhlenberg County

2. 1380 Thoroughbred Drive
Central City, KY 42330

Stack Location:

Latitude: 37 degrees 18 minutes 53 seconds North

Longitude: 87 degrees 5 minutes 22 second West

3. The plant site is not located within any city limits.

(d) Planning & Zoning Commission

1. Muhlenberg Joint City - County Planning Commission
Chairman - David G. Rhoades
203 North 2nd Street
Central City, KY 42330
Phone - 270-754-5097

(e) No setback requirements, local ordinances, regulations, or zoning plans apply to the plant location

(f) The Thoroughbred Generating Station will meet all setback requirements of SB257. No deviation from setback requirements will be requested.

2. EVIDENCE OF PUBLIC NOTICE AND PROOF OF SERVICE

SB257 Section 4(2)

2.1 Adjacent Landowners – SB257, Section 4(2)(c) 1

2.2 Newspapers – SB257, Section 4(2)(c)2

**2.3 Proof of Service of Application – SB257, Section
4(2)(h)**

**THOROUGHbred GENERATING COMPANY, LLC.
SB 257 4(2)(c)1
ADJACENT LANDOWNERS**

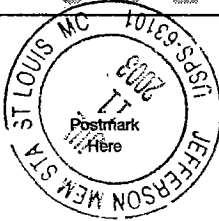
Dwg No.	Map No.	Owners Name 1	Owners Name 2	Mailing Address	City	State	Zip Code
1849	140-00-00-030.000	PEABODY DEVELOPMENT CO	C/O M R WILLIAMS	301 N MEMORIAL DR SUITE 310	ST. LOUIS	MO	63102
1872	140-00-00-051.000	RIVER ROAD CEMETERY / BLUFF CEMETERY FUND		228 RIVER ROAD	CENTRAL CITY	KY	42330
1885	140-00-00-062.000	KING CONNIE L		633 PREACHER KING RD	CENTRAL CITY	KY	42330
1889	140-00-00-064.000	DOSS EDWIN E MRS		P O BOX 521	CENTRAL CITY	KY	42330
1892	140-00-00-066.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
1893	140-00-00-067.000	DAVIS TIMOTHY	& MELISSA	1137 SUNNYSIDE RD	CENTRAL CITY	KY	42330
1973	141-00-00-003.002	COMMONWEALTH OF KENTUCKY - DEPT. OF CORRECTIONS		PO BOX 2400	FRANKFORT	KY	40602-2400
2218	158-00-00-004.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
2935	159-00-00-006.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
2936	140-00-00-068.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
2937	141-04-07-012.001	P&L RAILROAD		1500 KENTUCKY AVENUE	PADUCAH	KY	42003
2938	140-00-00-043.00	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
2939	141-00-00-001.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
2940	158-00-00-002.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
2941	158-00-00-005.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
2942	158-00-00-008.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
2943	158-00-00-009.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
2944	158-00-00-016.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
2945	158-00-00-017.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
2958	159-00-00-001	JAMES L. ROGERS et al. / ROGERS COAL		c/o INDIAN RIVER NATIONAL BANK P. O. BOX 1030	VERO BEACH	FL	32961
3034	173-00-00-028.000	HUFF HAROLD DEAN		952 SUNNYSIDE RD	CENTRAL CITY	KY	42330
3065	173-00-00-055.000	FOSTER RAY		171 MT OLIVET LN	CENTRAL CITY	KY	42330
3074	173-00-00-063.000	STONE RAY SAM		P O BOX 634	CENTRAL CITY	KY	42330
3091	174-00-00-004.000	PEVELER WILLIAM C ETAL		296 SEGERS RD	CENTRAL CITY	KY	42330
3092	174-00-00-004.001	AUSTIN EDWARD RAY	& JAMIE LYNN	11825 U S HWY 62 E	CENTRAL CITY	KY	42330
3092	174-00-00-004-001M	AUSTIN EDWARD RAY	& JAMIE LYNN	11825 U S HWY 62 E	CENTRAL CITY	KY	42330
3096	174-00-00-007.000	NELSON CREEK BAPTIST CHURCH		HIGHWAY 62 E	CENTRAL CITY	KY	42330
3097	174-00-00-008.000	MCDONALD RONNIE		11696 U S HWY 62 E	CENTRAL CITY	KY	42330
3098	174-00-00-009.000	SUMNER LAYTONE		1188 PREACHER KING RD	CENTRAL CITY	KY	42330
3099	174-00-00-009.001	MCDONALD RONNIE		11696 U S HWY 62 E	CENTRAL CITY	KY	42330
3113	173-00-00-022.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
3114	173-00-00-057.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
3115	173-00-00-064.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
3116	174-00-00-002.000	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101
3117	159-00-00-001.001	PEABODY ENERGY		701 MARKET STREET - GW7	ST. LOUIS	MO	63101

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7077
1681
0002
0460

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To River Road Cemetery
 Bluff Cemetery Fund
 228 River Road
 Central City, KY 42330

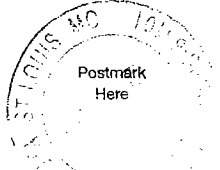
PS Form 3800, January 2001 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7060
1681
0002
0460

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To Peabody Development Company
 % M. R. Williams
 301 N Memorial Drive, Suite 310
 St. Louis, MO 63102

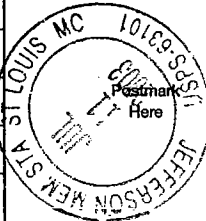
PS Form 3800, January 2001 See Reverse for Instruction

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7107
1681
0002
0460

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To Mrs. Edwin E. Doss
 P. O. Box 521
 Central City, KY 42330

PS Form 3800, January 2001 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7091
1681
0002
0460

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To Connie L. King
 633 Preacher King Road
 Central City, KY 42330

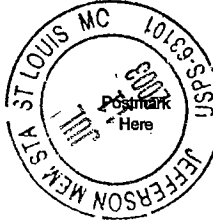
PS Form 3800, January 2001 See Reverse for Instruction

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7138
1681
0002
0460

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To Commonwealth of Kentucky
 P. O. Box 2400
 Frankfort, KY 40602-2400

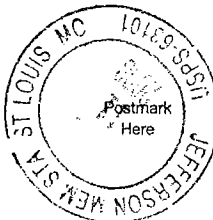
PS Form 3800, January 2001 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7121
1681
0002
0460

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To Jonathan & Melissa Bowles
 1137 Sunnyside Road
 Central City, KY 42330

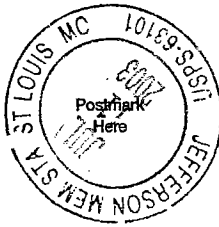
PS Form 3800, January 2001 See Reverse for Instruction

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

7002 0460 0002 1681 6858

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To
Rogers Coal
James L. Rogers
Street, Apt. No., or PO Box No. % Indian River National Bank
P. O. Box 1030
City, State, ZIP+4 Vero Beach, FL 32961

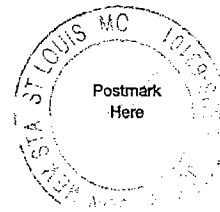
PS Form 3800, January 2001 See Reverse for Instructions

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

7002 0460 0002 1681 7176

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To
P. & L. Railroad
Street, Apt. No., or PO Box No. 1500 Kentucky Avenue
Paducah, KY 42003
City, State, ZIP+4

PS Form 3800, January 2001 See Reverse for Instruction

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

7002 0460 0002 1681 6872

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To
Ray Foster
Street, Apt. No., or PO Box No. 171 Mt. Olivet Lane
Central City, KY 42330
City, State, ZIP+4

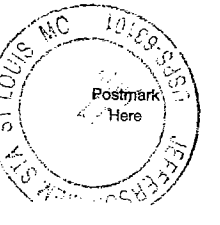
PS Form 3800, January 2001 See Reverse for Instructions

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

7002 0460 0002 1681 6865

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To
Harold Dean Huff
Street, Apt. No., or PO Box No. 952 Sunnyside Road
Central City, KY 42330
City, State, ZIP+4

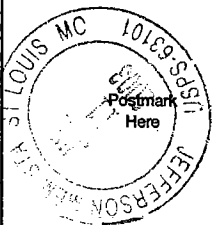
PS Form 3800, January 2001 See Reverse for Instructions

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

7002 0460 0002 1681 6896

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To
William C. Etal Peveler
Street, Apt. No., or PO Box No. 296 Segers Road
Central City, KY 42330
City, State, ZIP+4

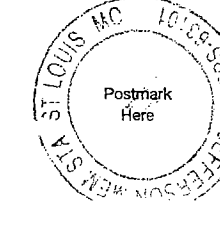
PS Form 3800, January 2001 See Reverse for Instructions

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

7002 0460 0002 1681 6889

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



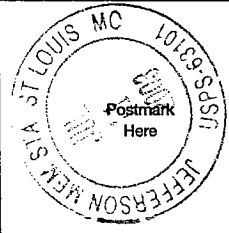
Sent To
Ray Sam Stone
Street, Apt. No., or PO Box No. P. O. Box 634
Central City, KY 42330
City, State, ZIP+4

PS Form 3800, January 2001 See Reverse for Instruction

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

7002 0460 0002 1681 6902
OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



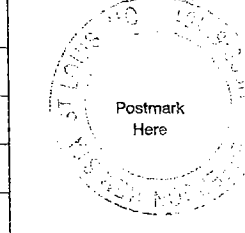
Sent To **Edward Ray & Jamie Lynn Austin**
 Street, Apt. No., or PO Box No. **11825 U S Highway 62 E**
Central City, KY 42330
 City, State, ZIP+ 4

PS Form 3800, January 2001 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

7002 0460 0002 1681 6919
OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Edward Ray & Jamie Lynn Austin**
 Street, Apt. No., or PO Box No. **11825 U S Highway 62 E**
Central City, KY 42330
 City, State, ZIP+ 4

PS Form 3800, January 2001 See Reverse for Instruction

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

7002 0460 0002 1681 6933
OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



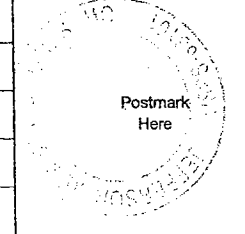
Sent To **Ronnie McDonald**
 Street, Apt. No., or PO Box No. **11696 U S Highway 62 E**
Central City, KY 42330
 City, State, ZIP+ 4

PS Form 3800, January 2001 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

7002 0460 0002 1681 6926
OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



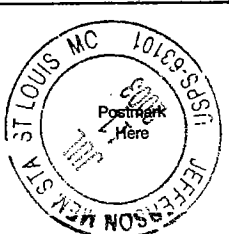
Sent To **Nelson Creek Baptist Church**
 Street, Apt. No., or PO Box No. **Highway 62 E**
Central City, KY 42330
 City, State, ZIP+ 4

PS Form 3800, January 2001 See Reverse for Instruction

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

7002 0460 0002 1681 6957
OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



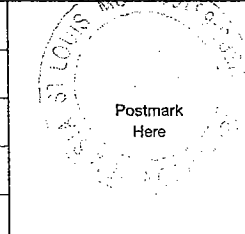
Sent To **Ronnie McDonald**
 Street, Apt. No., or PO Box No. **11696 U S Highway 62 E**
Central City, Y 42330
 City, State, ZIP+ 4

PS Form 3800, January 2001 See Reverse for Instructions

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

7002 0460 0002 1681 6940
OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Layton E. Sumner**
 Street, Apt. No., or PO Box No. **1188 Preacher King Road**
Central City, KY 42330
 City, State, ZIP+ 4

PS Form 3800, January 2001 See Reverse for Instructions

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

7183
1681
0002
0460
7002

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; or PO Box No. **701 Market Street**
 City, State, ZIP+ 4 **St. Louis, MO 63101**

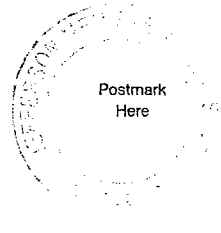
PS Form 3800, January 2001 See Reverse for Instructions

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

7145
1681
0002
0460
7002

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; or PO Box No. **701 Market Street**
 City, State, ZIP+ 4 **St. Louis, MO 63101**

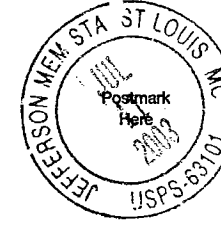
PS Form 3800, January 2001 See Reverse for Instruction

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

7169
1681
0002
0460
7002

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; or PO Box No. **701 Market Street**
 City, State, ZIP+ 4 **St. Louis, MO 63101**

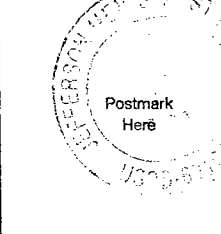
PS Form 3800, January 2001 See Reverse for Instructions

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

6841
1681
0002
0460
7002

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; or PO Box No. **701 Market Street**
 City, State, ZIP+ 4 **St. Louis, MO 63101**

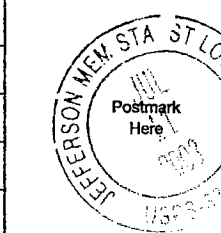
PS Form 3800, January 2001 See Reverse for Instruction

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

7190
1681
0002
0460
7002

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; or PO Box No. **701 Market Street**
 City, State, ZIP+ 4 **St. Louis, MO 63101**

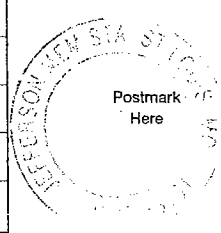
PS Form 3800, January 2001 See Reverse for Instructions

**U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)**

7152
1681
0002
0460
7002

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; or PO Box No. **701 Market Street**
 City, State, ZIP+ 4 **St. Louis, MO 63101**

PS Form 3800, January 2001 See Reverse for Instruction

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

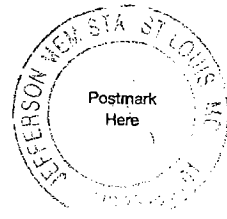
PS Form 3800, January 2001 See Reverse for Instructions

7220 1681 0002 0460 7002

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

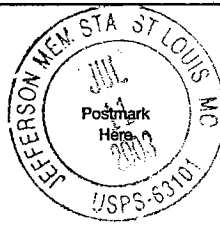
PS Form 3800, January 2001 See Reverse for Instructions

7206 1681 0002 0460 7002

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

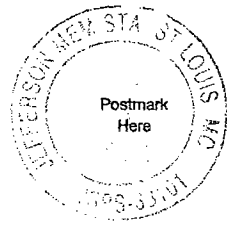
PS Form 3800, January 2001 See Reverse for Instructions

6834 1681 0002 0460 7002

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

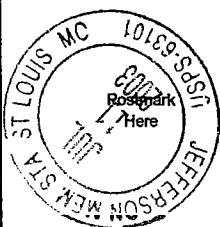
PS Form 3800, January 2001 See Reverse for Instruction

7213 1681 0002 0460 7002

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

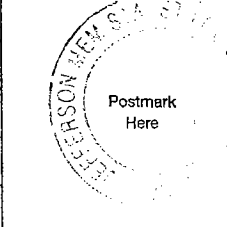
PS Form 3800, January 2001 See Reverse for Instructions

6964 1681 0002 0460 7002

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

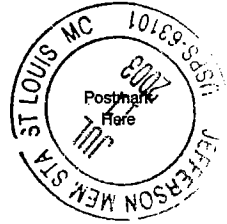
PS Form 3800, January 2001 See Reverse for Instruction

6827 1681 0002 0460 7002

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

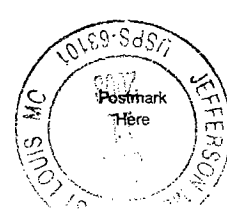
PS Form 3800, January 2001 See Reverse for Instructions

7008
1681
0002
0460
7002

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

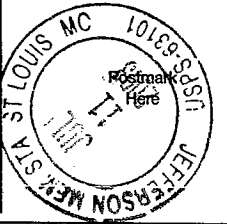
PS Form 3800, January 2001 See Reverse for Instruction

6971
1681
0002
0460
7002

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

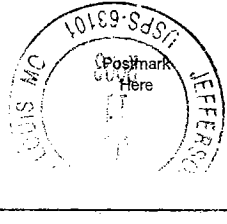
PS Form 3800, January 2001 See Reverse for Instructions

7084
1681
0002
0460
7002

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

PS Form 3800, January 2001 See Reverse for Instruction

6988
1681
0002
0460
7002

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

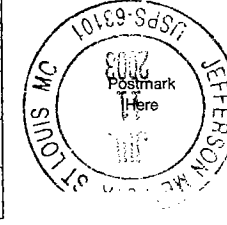
PS Form 3800, January 2001 See Reverse for Instructions

7114
1681
0002
0460
7002

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Sent To **Peabody Energy - GW7**
 Street, Apt. No.; **701 Market Street**
 or PO Box No. **St. Louis, MO 63101**
 City, State, ZIP+ 4

PS Form 3800, January 2001 See Reverse for Instruction

6995
1681
0002
0460
7002

**Notice of Filing
Application for Certificate to Construct
A Merchant Electric Generating Facility**

Thoroughbred Generating Company, LLC

Within thirty (30) days after publication of this notice, Thoroughbred Generating Company LLC. will file an application for a Certificate to Construct a Merchant Electric Generating Facility with the Kentucky State Board on Electric Generation and Transmission Siting.

Thoroughbred Generating Company, LLC. intends to construct a nominal 1,500 Megawatt coal fueled electric generating facility on approximately 4,100 acres in Muhlenberg County, located on U.S. Highway 62 approximately one and one half miles northeast of Central City. The entire facility site, formerly the Peabody Coal Company Gibraltar Mine, has been previously surface mined. In addition to construction of the power plant buildings, the site will also contain a Coal Combustion Waste Landfill and Water Storage Impoundment (existing). The plant will be connected to the electrical grid system through a 345 kV transmission line to Big Rivers Electric Corporation substation located at the D. B. Wilson plant and a 500kV transmission line to the Tennessee Valley Authority Paradise plant.

Construction of the proposed power plant is subject to approval by the Kentucky State Board on Electric Generation and Transmission Siting. The Board can be contacted through the Kentucky Public Service Commission, 211 Sower Boulevard, P.O. Box 615, Frankfort, KY 40601 or by phone at (502) 564-3940.

NEWSPAPER ADVERTISEMENT AFFIDAVIT

I, Jowanna Bandy, General Manager of the Leader-News newspaper,
(Name, typed or printed) (Title, typed or printed)

published at Central City in Muhlenberg County, Kentucky, hereby affirm that the required **PUBLIC NOTICE** regarding **THOROUGHBRED GENERATING COMPANY, LLC** and their application for a Certificate to Construct a Merchant Generating Facility as required by SB 257 4(2)(c) was published as a **LEGAL NOTICE** in this newspaper on the date, page, and column as noted below. The full page of the newspaper displaying the **NOTICE** is attached.



7/16/03

B-17

1

Signature Jowanna Bandy Date 7/16/03

Name Jowanna Bandy Title General Manager
(Typed or printed) (Typed or printed)

Subscribed and sworn to before me by Jowanna Bandy
this the 16th day of July, 2003.

Notary Public Sarah Reark

My Commission Expires 9/5/04

RECEIVED

JUL 17 2003

Michael L. Munday



NOTICE OF FILING APPLICATION FOR CERTIFICATE TO CONSTRUCT A MERCHANT ELECTRIC GENERATING FACILITY

THOROUGHbred GENERATING COMPANY, LLC

Within thirty (30) days after publication of this notice, Thoroughbred Generating Company LLC. Will file an application for a Certificate to Construct a Merchant Electric Generating Facility with the Kentucky State Board on Electric Generation and Transmission Siting.

Thoroughbred Generating Company, LLC. Intends to construct a nominal 1,500 Megawatt coal fueled electric generating facility on approximately 4,100 acres in Muhlenberg County, located on U.S. Highway 62 approximately one and one half miles northeast of Central City. The entire facility site, formerly the Peabody Coal Company Gibraltar Mine, has been previously surface mined. In addition to construction of the power plant buildings, the site will also contain a Coal Combustion Waste Landfill and Water Storage Impoundment (existing). The plant will be connected to the electrical grid system through a 345 kV transmission line to Big Rivers Electric Corporation substation located at the D. B. Wilson plant and a 500kV transmission line to the Tennessee Valley Authority Paradise plant.

Construction of the proposed power plant is subject to approval by the Kentucky State Board on Electric Generation and Transmission Siting. The Board can be contacted through the Kentucky Public Service Commission, 211 Sower Boulevard, P.O. Box 615, Frankfort, KY 40601 or by phone at (502) 564-3940. 7-16c



Pursuant to KRS 424.130 and KRS 424.140, notice is hereby given that under KRS 81A.420

MUHLENBERG COUNTY LEADER-NEWS NEWSPAPER, WEDNESDAY 16 JULY 2003

PAGE 8-17 COLUMN 1

intentionally proposed to be annexed into the City of Powderly, Kentucky, under Ordinance No. 03-06 Entitled "ORDINANCE STATING THE INTENTION TO ANNEX UNINCORPORATED TERRITORY", which was published in this newspaper on May 28, 2003, have (60) sixty days from such date of publication of said annexation proposal ordinance to petition the Mayor of the City of Powderly, Kentucky, in opposition to the proposed annexation. The last day of such sixty (60) day period is July 28, 2003. Any such petition in opposition to the proposed annexation may be filed with the Mayor at the City Clerk's office at the City Building of the City of Powderly, Kentucky, located in Powderly, Kentucky, during normal business hours, which are from 9:00 a.m. to 4:00 p.m., local prevailing time, Monday thru Friday. The said annexation proposal ordinance may be inspected at the said City Clerk's office during such hours, and copies thereof may be obtained from the City Clerk, at the cost of the person requesting such copy or copies. EXHIBIT "A", "B" AND "C" can be viewed during regular business hours, Monday thru Friday from 9:00 a.m. to 4:00 p.m. 7-16c



COMMONWEALTH OF KENTUCKY MUHLENBERG CIRCUIT COURT

NO. 02-CI-00516

Duetsche Bank National Trust Company fka Bankers Trust Company of California, N.A., not in its individual capacity, but solely as Trustee or its permitted successors and assigns on behalf of Vendee Mortgage Trust

veyed by the Secretary of the Department of Veterans Affairs to the Mortgagors by Deed dated 1, and recorded at page 777, the Muhlenberg County Clerk's Office.

The above described real estate is indivisible and cannot be divided without materially impairing its value and the value of plaintiff's lien thereon and shall be sold as a whole.

Proceeds from the sale shall first be used to satisfy the Master Commissioner's cost of sale and the cost and expense of this action; to satisfy the delinquent ad valorem taxes assessed against the real estate; to satisfy the judgment lien of plaintiff as hereinabove set out, and the balance of proceeds, if any, shall be held by the Master Commissioner until further order of this Court.

The sale shall be upon the following terms and conditions:

The sale shall be for cash or for credit for a period not to exceed thirty (30) days, and requiring that the purchaser shall give a bond with good surety for the purchase price payable to the Master Commissioner bearing interest at the rate of 12% per annum until paid. Such bond shall have the force and effect of a Judgment. A lien shall be retained on the property as additional security. In the event that the Plaintiff is the successful purchaser, it shall be entitled to a credit of its judgment against the purchase price and shall only be obligated to pay court costs, the fees and costs of the Master Commissioner and any real estate taxes payable pursuant to this Order. Upon the Court's confirmation of the sale and payment in full of the purchase price or the execution of the sale bond, the purchaser shall be entitled to the possession of the real estate. The purchaser shall pay the real property taxes for the year 2003 and



PROOF OF SERVICE OF APPLICATION AFFIDAVIT

Linda Moore for
I, **Rodney K. Kirtley, Judge Executive** of Muhlenberg County, Kentucky, hereby affirm that
I received a true copy of the Application for Certificate to Construct a Merchant Generating
Facility from **THOROUGHBRED GENERATING COMPANY, LLC** as required by Section 4(2)(h) of
SB 257.

Signature *Linda Moore* Date 7-17-03
Linda Moore for **Rodney K. Kirtley**
Judge Executive
Muhlenberg County, Kentucky

Subscribed and sworn to before me by ^{Linda Moore for} **Rodney K. Kirtley, Muhlenberg County Judge Ex-**
ecutive, this the 17 day of July, 2003.


Notary Public *Jackie Chapman*
My Commission Expires 7-19-04

PROOF OF SERVICE OF APPLICATION AFFIDAVIT

I, **David G. Rhoades**, Chairman of the Muhlenberg Joint City-County Planning Commission, Muhlenberg County, KY hereby affirm that I received a true copy of the Application for Certificate to Construct a Merchant Generating Facility from **THOROUGHbred GENERATING COMPANY, LLC** as required by Section 4(2)(h) of SB 257.

Signature  Date 7-17-03
David G. Rhoades
Chairman
Muhlenberg Joint City-County Planning Commission

Subscribed and sworn to before me by **David G. Rhoades, Chairman of the Muhlenberg Joint City-County Planning Commission** this the 17 day of July, 2003.

Notary Public 

My Commission Expires July 21, 2004

3. LOCAL PLANNING AND ZONING

SB 257, Section 3

- 3.1 Muhlenberg County Judge Executive Statement –
SB 257, Section 3(3)**
- 3.2 Local Noise Ordinance Compliance –
SB 257, Section 4(2)(d)**



Rodney Kirtley

Muhlenberg County Judge Executive

P.O. Box 137 • Greenville, Kentucky 42345
(270) 338-2520 • 1-888-251-3364 • Fax (270) 338-6116

June 17, 2003

Ms. Dianna Tickner, President
Thoroughbred Generating Company, LLC
701 Market Street, 6th Floor
St. Louis, Missouri 63101

RE: Thoroughbred Generating Station--Siting Permit Application

Dear Ms. Tickner:

You are hereby advised that the proposed Thoroughbred Generating Station which is to be located to the East of Central City in Muhlenberg County, Kentucky lies within the boundaries for which the Muhlenberg Joint City-County Planning Commission has jurisdiction to act with regard to land use planning.


The project is in compliance with the current Muhlenberg County, Kentucky Comprehensive Plan.

No zoning ordinances, orders, laws or regulations, including noise ordinances, have been adopted by the Fiscal Court of Muhlenberg County with regard to this project site. As such, the project is in accordance with all local planning and zoning plans, regulations, and ordinances presently in effect.

This letter may be used by Thoroughbred Generating Company as an attachment to its Permit Application.

If you have questions, you may contact me at (270) 338-2520 or David G. Rhoades, Chairman, Muhlenberg Joint City-County Planning Commission at (270) 754-5097.

Sincerely,


Rodney K. Kirtley
Muhlenberg County Judge Executive

RKK/lm

RECEIVED

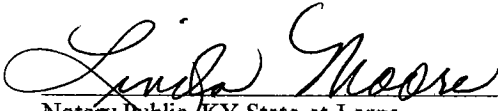
JUN 23 2003

DIANNA TICKNER

Ms. Dianna Tickner, President
Thoroughbred Generating Company, LLC
June 17, 2003
Page 2

**COMMONWEALTH OF KENTUCKY
COUNTY OF MUHLENBERG**

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me by Rodney Kirtley as
Muhlenberg County Judge Executive, having represented to me that he has full power and authority to so
execute as his free act and deed in due form of law, on the 17th day of June, 2003.



Notary Public, KY State-at-Large
My commission expires: 11-4-03