



LG&E Energy LLC
220 West Main Street (40202)
P.O. Box 32030
Louisville, Kentucky 40232

December 9, 2005

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PUBLIC SERVICE
COMMISSION

Ms. Elizabeth O'Donnell
Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, Kentucky 40601

Dear Ms. O'Donnell:

Case No. 2005-00578

Kentucky Utilities Company (KU) is herewith filing for Commission authorization the original and 10 copies of an Application for approval of certain changes in certified service territory, as agreed to between KU and **Clark Energy Cooperative, Inc.**

In the Application, KU requests permission to file only two complete sets of the maps due to their bulk. If the Commission approves the requested territorial boundary changes, KU requests that the Commission make additional copies of the territorial maps, affix its approved stamp, and return a copy to each of the affected utilities for its records.

Sincerely,

John Wolfram
Manager, Regulatory Affairs

Enclosure



COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In the Matter of:

**APPLICATION OF KENTUCKY UTILITIES)
COMPANY FOR AUTHORIZATION OF)
CHANGES IN SERVICE TERRITORY WITH)
CLARK ENERGY COOPERATIVE, INC.)**

CASE NO. 2005 - 00578

APPLICATION

Kentucky Utilities Company ("KU"), pursuant to KRS 278.018(6) and 807 KAR 5:001 Section 8, hereby applies for approval of changes in certified service territory as agreed with Clark Energy Cooperative, Inc. ("Clark").

1. **Address:** The Applicant's full name and post office address is Kentucky Utilities Company, One Quality Street, Lexington, Kentucky 40507.
2. **Articles of Incorporation:** A certified copy of Kentucky Utilities Company's Restated Articles of Incorporation is on file with the Commission in Case No. 2005-00471.
3. **Statement of Business:** KU is a public utility engaged in the business of generating, transmitting, and distributing electric service.
4. **Description of Changes in Service Territory:** KU and Clark have individually agreed to the requested territorial change.

The territorial boundary change requested for the Charles E. Taulbee property in Clark County Kentucky is a re-alignment with property lines. This requested change will serve the purposes of KRS 278.016 by promoting the orderly development of retail electric service and by minimizing disputes between retail electric suppliers. The territorial maps provided constitute the entire agreement between KU and Clark.

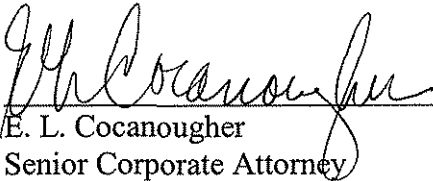
Included is a summary list of the requested territorial changes identifying KU personnel familiar with the specifics of the facilities available, the reason for the change, and purposes served under KRS 278.016.

5. Agreement and Maps: Attached as Application Exhibit 1 of this filing are copies of the territorial map, detail map, and agreement signed by both parties for the property involved.

WHEREFORE, KU hereby requests, pursuant to KRS 278.018, that the Commission enter its order approving the service territory changes and Agreements allocating these electric consumers as agreed to by the parties. Due to the bulk of the maps, KU requests the Commission to deviate from 807 KAR 5:001 Section 8 (2) and permit KU to file only two complete sets of maps.

Dated: December 9, 2005

Respectfully submitted,



E. L. Cocanougher
Senior Corporate Attorney
E.ON U.S. Services Inc.
220 West Main Street
Louisville, Kentucky 40202

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Application was served on the Parties of Record on the 9th day of December, 2005, U.S. mail, postage prepaid:



E. L. Cocanougher
Senior Corporate Attorney
E.ON U.S. Services Inc.
220 West Main Street
Louisville, Kentucky 40202

PARTIES OF RECORD

Mr. Paul Embs
President & CEO
Clark Energy Cooperative, Inc.
2640 Ironworks Rd.
Winchester, KY 40391

E. L. Cocanougher
Senior Corporate Attorney
E.ON U.S. Services Inc.
220 West Main Street
Louisville, Kentucky 40202

Mr. Martin J. Reinert
Regulatory Analyst II.
Regulatory Affairs
E.ON U.S. Services Inc.
220 West Main Street, 5th floor
Louisville, KY 40202

APPLICATION EXHIBIT 1

TERRITORIAL BOUNDARY CHANGES

**MAPS &
AGREEMENTS**

SERVICE AGREEMENT

Kentucky Utilities Company and Clark Energy Cooperative, Inc. do hereby agree that Kentucky Utilities Company shall provide electrical utility service to the residence and lot located at 395 Doe Run Lane on the Charles E. Taulbee property in Clark County, Kentucky.

This agreement does not affect the other service areas of the respective companies.

Clark Energy Cooperative Inc.

By *Paul D. Cook*

Title *President & CEO*

Date *9-9-05*

Kentucky Utilities Company

By *Robley Trumble*

Title *OPERATIONS MGR*

Date *9-6-05*

TERRITORIAL CHANGE INFORMATION

(10/98)

Affected Property: 395 Doe Run Lane, Winchester, Kentucky
Foreign Utility: Clark Energy Cooperative, Inc.
Quadrant Map: Winchester - 6A
Agreement Date: September 12, 2005 (date of last signature)

1. Utility signed copies of quadrant (Key) map showing revised territorial line with a note referencing the property/customer, and date of the territorial agreement. (1 mylar copy and 2 paper copies required for filing)
2. Utility signed copies of site map (Plat) and/or territorial agreement showing original and revised territorial boundary. (1 mylar copy and 2 paper copies needed for filing)
The map must include coordinates accurate to within 3 meters for at least four points on the territorial line. It is preferable that these points include the beginning and ending points of the change. We also must provide the coordinate system used: This will be utilizing Global Positioning System (GPS) with the coordinates based upon WGS84.
3. Copies of all written agreements (1 needed - not original).
4. Name of employee who would serve as KU=s witness if a hearing is required:
Kevin Montgomery
5. Name and mailing address of the foreign utility, and the name and title their official who is to receive the Commission stamped quadrant map:
Clark Energy Cooperative, Inc
2640 IronWorks Road
Winchester, Kentucky 40391
Attn: Paul Embs
6. The reason(s) for the boundary change (realignment with lot/property lines, closest utility (give details), it is the least cost of providing service to the customer(s), etc.):
This boundary change is due to KU being the closest provider and the inability of Clark Energy to obtain necessary right of way to serve without excessive cost.
7. How does this boundary change promote the purposes of KRS 278.016? (check all that apply)
 Promotes the orderly development of retail electric service
 Avoids wasteful duplication of facilities
 Avoids unnecessary encumbering of the landscape
 Prevents waste of materials and natural resources
 Is necessary for the public convenience and necessity
 Minimizes disputes between retail electric suppliers which may result in inconvenience, diminished efficiency, and higher cost to the consumer
8. Will any retail customer change electric supplier as the result of this boundary change?
 No (Check this if no retail customers were receiving service in affected territory prior to the boundary change.)
 Yes (If yes, provide the information on Attachment 1 for each customer affected.