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April 16, 2013

**RECEIVED**

**MAY 03 2013**

**PUBLIC SERVICE  
COMMISSION**

Jeff R. Derouen  
Executive Director  
Kentucky Public Service Commission  
211 Sower Blvd.  
PO Box 615  
Frankfort, Kentucky 40602

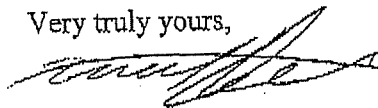
RE: City of Madisonville, Kentucky

Dear Mr. Derouen:

I enclose herewith an original, plus eleven (11) copies, of an Application of Atmos Energy Corporation for a Certificate of Public Convenience and Necessity Authorizing it to Bid on Franchise Established by the City of Madisonville, Kentucky, for filing in your office.

The City has established May 3, 2013 as the deadline for submitting bids. We would therefore appreciate entry of an order prior to that date.

Very truly yours,



Mark R. Hutchinson

Enclosures

c: Mark Martin

**BEFORE THE**

**PUBLIC SERVICE COMMISSION OF KENTUCKY**

IN THE MATTER OF:

APPLICATION OF ATMOS ENERGY CORPORATION, OWENSBORO KENTUCKY FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY AUTHORIZING IT TO BID ON A FRANCHISE ESTABLISHED BY THE CITY OF MADISONVILLE, KENTUCKY

CASE NO. \_\_\_\_\_

**APPLICATION**

1

Applicant, Atmos Energy Corporation, a corporation duly qualified under the laws of the Commonwealth of Kentucky to carry on its business in the Commonwealth.

The Company is an operating public utility engaged in the business of supplying natural gas to the public in numerous cities, towns, and communities in Western and South Central Kentucky.

2

Atmos' Articles of Incorporation, together with all amendments thereto, have already been filed with the Commission in Case No. 2012-00533. There have been no changes to the Articles of Incorporation since they were filed with the

Commission in Docket No. 2012-00533.

3

The City of Madisonville (sometimes hereinafter called the "City") is a municipal corporation situated in Hopkins County, Kentucky and is in an area presently served by Applicant. Applicant has been the owner of a franchise operation of the natural gas system within the City immediately prior to the sale of a new franchise. Applicant is at the present time serving the City and owns and maintains a gas distribution system in such City.

4

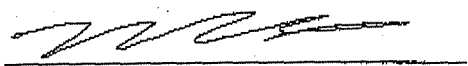
The City Commission of the City has established a natural gas franchise for the City and has directed that bids for the sale thereof be received on or before 10:30 a.m. on May 3, 2013. A copy of the resolution establishing such franchise, directing its sale, and setting forth the type and provisions of such franchise is filed herewith as a part hereof.

There is a demand and need for continued natural gas service for the City.

WHEREFORE, Applicant respectfully requests the Commission to enter a certificate of public convenience and necessity authorizing Applicant to bid on the aforesaid natural gas franchise and, if it is awarded such franchise, to operate the natural gas distribution system pursuant to such franchise. A copy of the franchise, if awarded to Applicant, will be filed with the Commission.

Respectfully submitted,

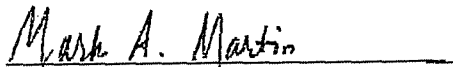
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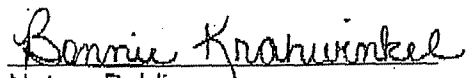
Mark R. Hutchinson  
611 Frederica Street  
Owensboro, Kentucky 42301  
Attorney for Applicant

COMMONWEALTH OF KENTUCKY )  
COUNTY OF DAVIESS )

The undersigned Affiant, Mark A. Martin, being first duly sworn, deposes and says that he is Vice President-Marketing and Regulatory Affairs of Atmos Energy Corporation, Kentucky/Mid-States Division having its principal office in Owensboro, Kentucky, which is the Applicant in this proceeding; that he has read the foregoing application and knows the contents thereof; that the same is true of his own knowledge, except as to the matters which are therein stated on information or belief, and that as to those matters he believes them to be true; and that he is duly authorized to sign, execute, verify and file the foregoing application on behalf of Applicant.

  
Mark A. Martin

SUBSCRIBED AND SWORN to before me by Mark A. Martin as Vice President – Marketing and Regulatory Affairs of Atmos Energy Corporation, Kentucky/Mid-States Division, on this the 16<sup>th</sup> day of April, 2013.

  
Notary Public  
Notary ID: 468481  
My Commission Expires: 7-30-16

ATMOS\CITY OF  
MADISONVILLE\APPLICATION