

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF SHELBY ENERGY)
COOPERATIVE, INC. FOR AUTHORIZATION OF)
CHANGES IN SERVICE TERRITORY WITH KENTUCKY) NO. 2014-00224
UTILITIES COMPANY, SPECIFICALLY OLD MILL)
VILLAGE AND ROLLING RIDGE SUBDIVISIONS)

SUPPLEMENTAL RESPONSES TO COMMISSION STAFF'S FIRST REQUEST FOR
INFORMATION AND PRODUCTION OF DOCUMENTS TO
SHELBY ENERGY COOPERATIVE, INC.

Comes Shelby Energy Cooperative, Inc. ("Shelby Energy"), by counsel, and respectfully submits the following Supplemental Responses to the Commission Staff's Initial Request for Information and Production of Documents to Shelby Energy Cooperative, Inc. ("First Information Request").

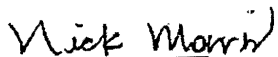
Respectfully submitted,

MATHIS, RIGGS, PRATHER & RATLIFF, P.S.C.

By: 

Donald T. Prather
500 Main Street, Suite 5
Shelbyville, Kentucky 40065
Phone: (502) 633-5220
Fax: (502) 633-0667

I, the undersigned Nick Morris, being the Manager of Engineering at Shelby Energy, certify that the Supplemental Responses contained herein are true and accurate to the best of my knowledge, information and belief formed after a reasonable inquiry.



Nick Morris
11-26-14

Date

1. Refer to Exhibit 2 to the Application. The current electric service territory boundary for the Old Mill Village/Glenview area as depicted on Exhibit 2 does not match the current electric service territory boundary for the Old Mill Village/Glenview area as depicted on the certified territory map for the Shelbyville Quadrangle ("Shelbyville Map") that was certified by the Commission in Case No. 1990-00047¹ and signed by representatives of Shelby Energy and Kentucky Utilities Company ("KU") on July 3, 1990. The Shelbyville Map has a notation "Refer to Agreement dated 2-12-76 Glenview Estates Subd" ("2-12-76 Agreement").

a. State whether the discrepancy between Exhibit 2 and the Shelbyville Map arises from the 2-12-76 Agreement.

b. If the discrepancy does not arise from the 2-12-76 Agreement, explain the discrepancy between Exhibit 2 and the Shelbyville Map.

c. Submit a copy of the 2-12-76 Agreement and any maps or exhibits that were attached to the Agreement.

d. Was the 2-12-76 Agreement filed previously with the Commission as part of a formal proceeding? If so, provide the case number and case style of that proceeding.

Response 1a: Documentation produced by the Commission Staff at the November 14, 2014 Informal Conference ("Informal Conference") showed there are two discrepancies between the Application's Exhibit 2 and the PSC territory Shelbyville Map. The first discrepancy is to the

¹ Case No. 1990-00047, Application of Kentucky Utilities Company for Authorization of Change in Territory with Rural Electric Cooperative Corporations (Ky. PSC May 25, 1990).

west near Kentucky Highway 53 (LaGrange Road) in the Glenview Subdivision. The second discrepancy is to the west along the boundary of Old Mill Village Subdivision.

It appears the eastern discrepancy between the PSC territory Shelbyville Map and Exhibit 2 arises from the 2-12-76 Agreement. This agreement previously adjusted the KU/Shelby Energy territory boundary in Glenview Subdivision.

The 2-12-76 Agreement does not affect the western discrepancy. This western discrepancy arises simply from an erroneous assumption the current KU/Shelby Energy territory boundary followed a property boundary. Pursuant to agreement between the KU and Shelby Energy representatives at the Informal Conference, a new territory division map signed by representatives of both parties will be filed with the Commission adjusting the western territory boundary to run from the southwestern corner of Old Mill Village subdivision northward along the boundary of Old Mill Village subdivision until it intersects the existing territory boundary shown on the PSC territory Shelbyville Map.

Response 1b: See Response to Question 1a.

Response 1c: Attached hereto is a copy of the 2-12-76 Agreement recently provided to Shelby Energy by KU. Also attached is a copy of the preliminary plat of Glenview Estate Subdivision, also recently provided to Shelby Energy by KU, which visually shows the new territory boundary line established by the 2-12-76 Agreement. This

plat was executed on May 18, 1976 by Bill Condor on behalf of KU and Thomas Barker, Jr. on behalf of Shelby Energy.

Response Id: Unknown.

Responsible Witness:

Nick Morris

2. Refer to Exhibit 4 to the Application. The current electric service territory boundary for Rolling Ridge Subdivision as depicted on Exhibit 4 does not match the current electric service territory boundary for Rolling Ridge Subdivision as depicted on the certified territory map for the Simpsonville Quadrangle ("Simpsonville Map"), which was certified by the Commission in Case No. 1992-00543² and signed by representatives of Shelby Energy and KU on October 24, 1992, and October 26, 1992, respectively. The Simpsonville Map has a notation "Refer to Agreement dated 10-18-88 Rolling Ridge Subd" ("10-18-88 Agreement").

a. State whether the discrepancy between Exhibit 4 and the Simpsonville Map arises from the 10-18-88 Agreement.

b. If the discrepancy does not arise from the 10-18-88 Agreement, provide an explanation for the discrepancy between Exhibit 4 and the Simpsonville Map.

c. Submit a copy of the 10-18-88 Agreement and any maps or exhibits attached to the Agreement.

d. Was the 10-18-88 Agreement filed previously with the Commission as part of a formal proceeding? If so, provide the case number and case style of that proceeding.

Response 2a: Documentation produced by the Commission Staff at the Informal Conference showed there are significant discrepancies between the current territory division lines shown on the

² Case No. 1992-00543, Application of Kentucky Utilities Company for Authorization of Changes in Service Territory with Louisville Gas and Electric Company and the Rural Electric Cooperative Corporation (Ky. PSC Mar. 8, 1993).

Application's Exhibit 4 and the PSC territory Simpsonville Map. The PSC staff supplied at the Informal Conference an enlarged copy of the PSC territory Simpsonville map with the plat of Rolling Ridge imposed thereon, which shows that much of the discrepancy arises from the 10-18-88 Agreement and the 1-13-94 Letter previously filed in the record of this case as part of Shelby Energy's initial Responses to the First Information Request. These two documents do not, however, account for all of the discrepancies.

Attached hereto is a copy of the letter dated March 15, 2002 signed by R. Wayne Anderson of Shelby Energy and addressed to Brent Birchell of KU (the "03-15-02 Letter"). The 03/15/02 Letter describes a territory adjustment agreement which explains almost all of the remaining discrepancy, more particularly relating to Lots 132 through 160 in Section 5 of Rolling Ridge Subdivision.

This leaves only a short distance along the eastern boundary of Phase 6 of Rolling Ridge Subdivision as the remaining discrepancy. Pursuant to agreement between the KU and Shelby Energy representatives at the Informal Conference, a new territory division map signed by representatives of both parties will be filed with the Commission causing the new territory boundary line to run along the western property line of Rolling Ridge Subdivision, Phase 6.

Response 2b: See Response to Question 2a.

Response 2c: Attached hereto is a copy of the 3-15-02 Letter.

Response 2d: Unknown.

Responsible Witness:

Nick Morris

6:13
2-13
2016

KENTUCKY UTILITIES COMPANY-SHELBY COUNTY RECC SERVICE AREA

SHELBYVILLE, KENTUCKY

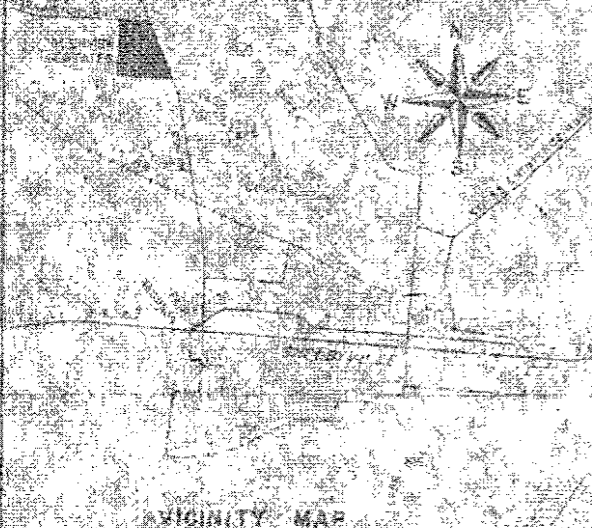
TO WHOM IT MAY CONCERN:

This letter constitutes an agreement between Kentucky Utilities Company and Shelby County RECC, stating the lots in Glenview Estates, located on the corner of Highway 53 and Harrington Mill Road, to be served by each organization.

Shelby County RECC will serve lots 1 through 4 and lots 37 through 47. Kentucky Utilities Company will serve lots 5 through 36.

SHELBY COUNTY RECC REPRESENTATIVE Thomas Barber
DATE 2/12/76

KENTUCKY UTILITIES CO. REPRESENTATIVE William A. Barber
DATE 2/12/76



VICINITY MAP



PRELIMINARY
 PLAT OF
 GLENVIEW ESTATES
 SHELBY COUNTY, KY
 27.42 ACRES
 OWNERS & DEVELOPERS
 DONALD HAMILTON
 KEVIN W. MARSHALL
 RONNIE PENROD
 SHELBYVILLE, KY
 PLAT'S SURVEY
 GEORGE H. BEST
 REGISTERED LAND SURVEYOR
 SHELBYVILLE, KY
 FEBRUARY 5, 1976
 SCALE 1" = 60'

SHELBY ENERGY
COOPERATIVE, INC.

March 15, 2002

Mr. Brent Birchell, P.E.
District Engineer
Kentucky Utilities Company
1100 Main Street
Shelbyville, KY 40065

Dear Brent:

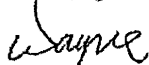
I thought it would be good to follow up our meeting of Monday, March 11 with a letter for each of our files, stating the essence of the agreement coming out of that meeting, relative to Rolling Ridge Section 5 and Old Mill Village.

We agree that the Cooperative will relinquish its right to serve lots #132-#160 in Section 5 of Rolling Ridge Subdivision in Simpsonville to Kentucky Utilities Company. In exchange, Kentucky Utilities Company agrees to relinquish its right to serve lots #28-#64 of Old Mill Village in Shelbyville to Shelby Energy Cooperative.

Copies of the plats of the two developments will be "marked-up" with the respective territorial boundary revisions noted along with certificates added to each for the two organization's authorized representatives to sign. It was further agreed that Shelby Energy would be responsible for the production of these documents. I will submit copies of these documents to you for review as soon as they are available.

If you have any questions, please do not hesitate to give me a call.

Sincerely,



R. Wayne Anderson
Vice President, Plant Engineering and Technology