

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

<b>APPLICATION OF KENTUCKY UTILITIES</b>	)	
<b>COMPANY FOR AUTHORIZATION OF</b>	)	
<b>CHANGES IN SERVICE TERRITORY WITH</b>	)	<b>CASE NO. 2019 - 00058</b>
<b>CLARK ENERGY COOPERATIVE, INC.</b>	)	

**APPLICATION**

Kentucky Utilities Company (“KU”), pursuant to KRS 278.018(6), 807 KAR 5:001 Section 14, and 807 KAR 5:001, Section 22, hereby applies for approval of changes in its certified service territory as agreed to with Clark Energy Cooperative, Inc. (“Clark Energy”).

1. KU’s mailing address is Kentucky Utilities Company, Post Office Box 32010, 220 West Main Street, Louisville, Kentucky 40202. KU may be reached by electronic mail at the electronic mail addresses of its counsel set forth below.

2. KU was incorporated in Kentucky on August 17, 1912, and in Virginia on November 26, 1991 (and effective as of December 1, 1991), and is in good standing in both Kentucky and Virginia.

3. KU is a public utility, as defined in KRS 278.010(3)(a), engaged in the electric business. KU generates and purchases electricity, and distributes and sells electricity at retail in the following counties in Central, Northern, Southeastern, and Western Kentucky:

Adair	Edmonson	Jessamine	Ohio
Anderson	Estill	Knox	Oldham
Ballard	Fayette	Larue	Owen
Barren	Fleming	Laurel	Pendleton
Bath	Franklin	Lee	Pulaski
Bell	Fulton	Lincoln	Robertson
Bourbon	Gallatin	Livingston	Rockcastle
Boyle	Garrard	Lyon	Rowan

Bracken	Grant	Madison	Russell
Bullitt	Grayson	Marion	Scott
Caldwell	Green	Mason	Shelby
Campbell	Hardin	McCracken	Spencer
Carlisle	Harlan	McCreary	Taylor
Carroll	Harrison	McLean	Trimble
Casey	Hart	Mercer	Union
Christian	Henderson	Montgomery	Washington
Clark	Henry	Muhlenberg	Webster
Clay	Hickman	Nelson	Whitley
Crittenden	Hopkins	Nicholas	Woodford
Daviess			

4. Pursuant to 807 KAR 5:001 Section 8, on February 20, 2019, KU filed with the Commission notice of its election of the use of electronic filing procedures in this proceeding. Copies of all orders, pleadings and other communications related to this proceeding should be directed to:

Rick E. Lovekamp  
 Manager – Regulatory Strategy/Policy  
 LG&E and KU Services Company  
 220 West Main Street  
 Louisville, Kentucky 40202  
[rick.lovekamp@lge-ku.com](mailto:rick.lovekamp@lge-ku.com)

Sara V. Judd  
 Senior Corporate Attorney  
 LG&E and KU Services Company  
 220 West Main Street  
 Louisville, Kentucky 40202  
[sara.judd@lge-ku.com](mailto:sara.judd@lge-ku.com)

5. Description of Changes in Service Territory: As explained in this application and in the attached exhibits, KU and Clark Energy have individually agreed to the requested territorial change, which clarifies certain territorial boundaries off Hedger Lane in far eastern Fayette County. The proposed territorial boundary change involves three properties – 4232 Hedger Lane, 4246 Hedger Lane, and a new water pump station for the Lexington-Fayette Urban County Government (“LFUCG”). The pump station does not yet have a physical address.

When LFUCG requested service, the parties discovered that KU had been inadvertently serving both 4232 and 4246 Hedger Lane for approximately 16 years outside of KU's certified service territorial boundary. KU believes this mistake was made due to mapping inaccuracies during the initial time period when the customers requested service. To remedy this recently-discovered issue, KU and Clark Energy propose to officially extend KU's service territory boundary to include both 4232 and 4246 Hedger Lane and for KU to cede to Clark Energy the service territory at Hedger Lane that includes the new pumping station. Clark Energy has an existing 3-phase primary line that could meet LFUCG's need for new service to the pumping station. The requested territorial change will serve the purposes of KRS 278.016 by avoiding unnecessary encumbrance of the landscape and duplication of facilities and minimizing disputes between retail electric suppliers. The territorial maps and other attachments provided constitute the entire agreement between KU and Clark Energy.

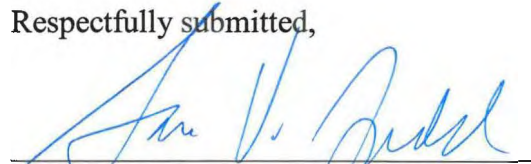
6. Agreement and Maps:

Application Exhibit 1 of this filing includes the summary list identifying KU and Clark Energy personnel familiar with the specifics of the facilities available, the reason for the change and purposes served under KRS 278.016, and copies of the territorial (quadrant) map, detail map, and agreement signed by both parties for the properties involved.

**WHEREFORE**, KU hereby requests, pursuant to KRS 278.018, that the Commission enter an order approving the updates to the Quadrant Map to reflect the current requested service territory change and the agreement between KU and Clark Energy.

Dated: February 27, 2019

Respectfully submitted,



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Sara V. Judd  
Senior Corporate Attorney  
LG&E and KU Services Company  
220 West Main Street  
Louisville, Kentucky 40202  
502-627-4850  
sara.judd@lge-ku.com

**CERTIFICATE OF COMPLIANCE**

In accordance with 807 KAR 5:001 Section 8(7), this is to certify that Kentucky Utilities Company's February 27, 2019 electronic filing is a true and accurate copy of the documents being filed in paper medium; that the electronic filing has been transmitted to the Commission on February 27, 2019; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that an original of the filing is will be filed with the Commission within two business days.

  
\_\_\_\_\_  
Sara V. Judd

Senior Corporate Attorney  
LG&E and KU Services Company  
220 West Main Street  
Louisville, Kentucky 40202  
502-627-4850

sara.judd@lge-ku.com

# APPLICATION EXHIBIT 1

- TERRITORIAL BOUNDARY CHANGES
  - MAPS & AGREEMENTS

# TERRITORIAL CHANGE INFORMATION

(9/2017)

Affected Property: 4232 and 4246 Hedger Lane Lexington, KY

Foreign Utility: Clark Energy Cooperative, Inc.

Quadrant Map: 31-E-4 Clintonville

Agreement Date: 01-30-2019 (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.

2.  Utility signed copies of **site map (Plat)** and/or territorial agreement showing original and revised territorial boundary.

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

4. Name of employee who would serve as KU's witness if a hearing is required:

**Tom Appel Manager, Distribution Operations**

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.  
Todd Peyton  
Manager of Engineering  
2640 Ironworks Road  
Winchester, KY 40391**

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.):

Realignment with property lines and closest utility (Clark has existing 3-phase in the area)

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.)



a PPL company




### AGREEMENT

Kentucky Utilities Company (KU) and Clark Energy Cooperative (Clark) hereby agree to two territorial boundary changes. Both are located off Hedger Lane in eastern Fayette County, Kentucky. Anomalies were discovered, therefore the utilities request Commission approval to rectify the boundaries via a territorial change filing in accordance with 807 KAR 5:001 Section 14.


The first change would have KU continuing to serve 4232 Hedger Lane and 4246 Hedger Lane. KU has served the addresses for approximately 16.5 years.

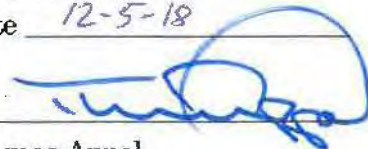
The second change would include KU ceding territory to Clark in order for Clark to serve a new pumping station. This change prevents the unnecessary encumbrance of the landscape as Clark has existing facilities in the area.

Sincerely,

By   
Todd Peyton  
Manager of Engineering  
Clark Energy Cooperative  
(859) 901-9236  
Date 1-30-19

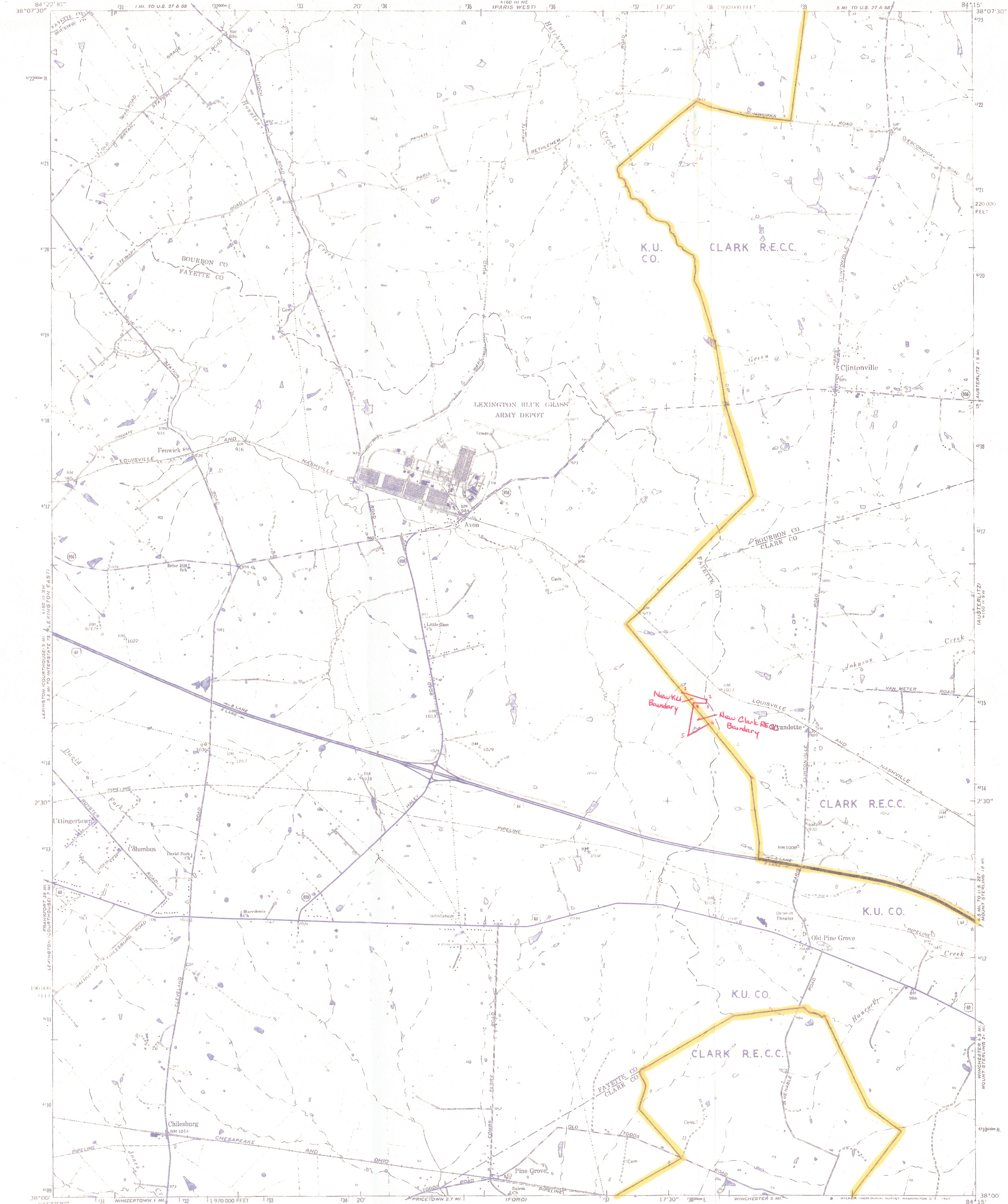
By   
Richard Compton  
Group Leader of Engineering  
Kentucky Utilities Co.  
(859) 367-4309  
Date 12-5-18

By   
Chris Brewer  
President/ CEO  
Clark Energy Cooperative  
(859) 901-9207  
Date 1-30-19

By   
Thomas Appel  
Manager, Distribution Ops.  
Kentucky Utilities Co.  
(859) 367-4353  
Date 12/5/18



**APPLICATION  
CONTAINS  
LARGE OR OVERSIZED  
MAPS**



Mapped, edited, and published by the Geological Survey  
Control by USGS and USC&GS, and Kentucky Geodetic Survey  
Topography by photogrammetric methods from aerial photographs  
taken 1950. Field checked 1952. Revised 1965  
Polyconic projection. 1927 North American datum  
10,000-foot grid based on Kentucky coordinate system, north zone  
1000-meter Universal Transverse Mercator grid ticks,  
zone 16. Shown in blue  
From road dashed lines indicate selected fence and field lines where  
generally visible on aerial photographs. This information is uncheckd

1:30°  
25 MILS  
MAGNETIC NORTH  
DECLINATION AT CENTER OF SHEET

ELECTRIC UTILITIES TERRITORIAL BOUNDARY LINES

APPROVED K.U. CO. BY [Signature] DATE 12/11/82  
APPROVED CLARK BY [Signature] DATE 12/11/82  
APPROVED \_\_\_\_\_ BY PUBLIC SERVICE COMMISSION DATE \_\_\_\_\_  
APPROVED \_\_\_\_\_ BY AS TO AREA CERTIFICATION DATE \_\_\_\_\_  
Date \_\_\_\_\_ Approved \_\_\_\_\_

BOUNDARY LINE  
REVISION  
DRAWN BY [Signature] COMPANY KUCO DATE 1-30-82  
[Signature] CLARK 1-30-82

BOUNDARY LINE  
REVISION  
SIGNED BY [Signature] DATE 9-10-82  
Territorial Maps  
Reconfirmed By Parties  
1982

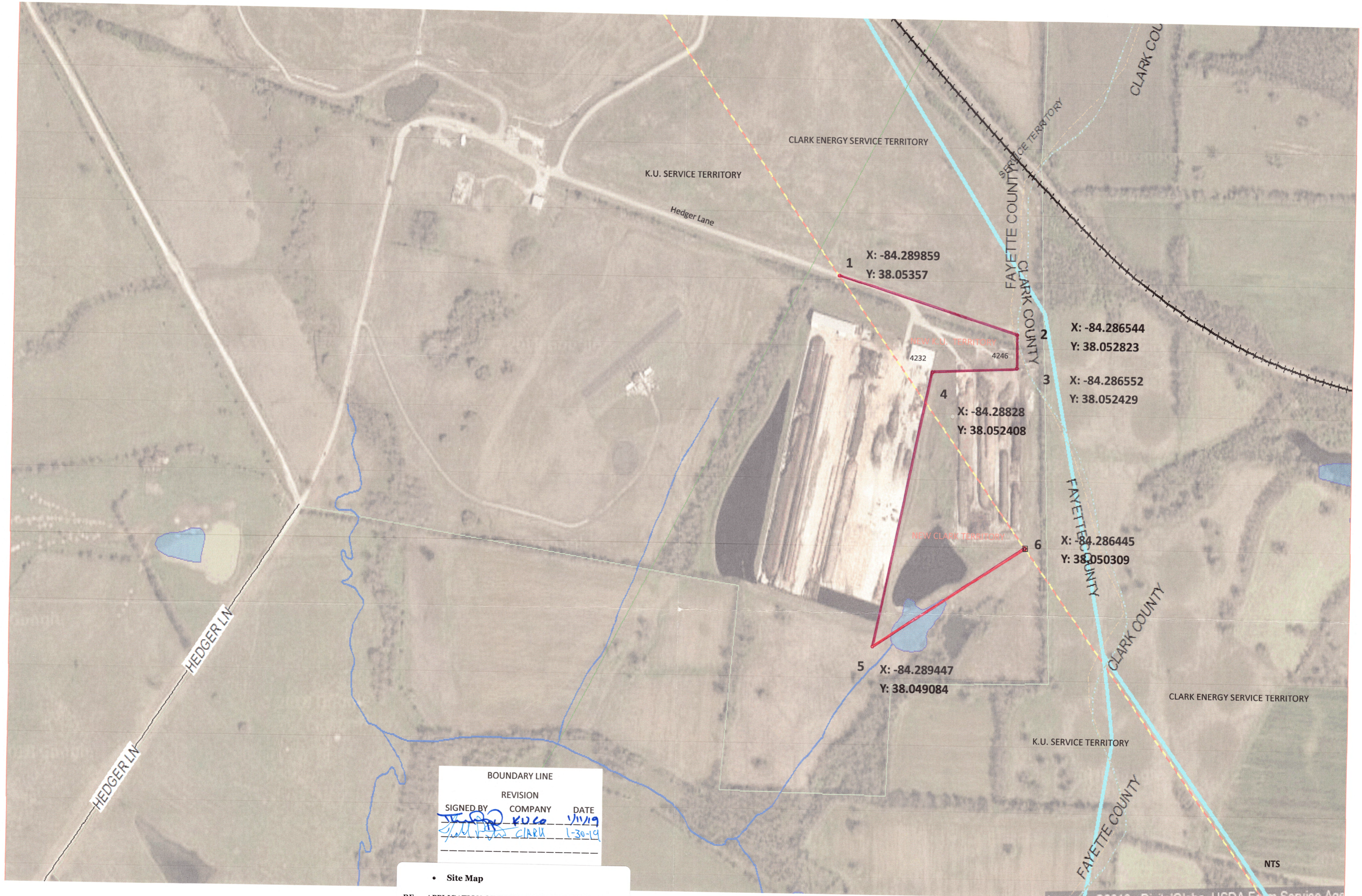
ROAD CLASSIFICATION  
Heavy-duty \_\_\_\_\_ Light-duty \_\_\_\_\_  
Medium-duty \_\_\_\_\_ Unimproved dirt \_\_\_\_\_  
Interstate Route \_\_\_\_\_ U.S. Route \_\_\_\_\_ State Route \_\_\_\_\_

CLINTONVILLE, KY.  
SE 1/4 LEXINGTON 15 QUADRANGLE E  
N 3800-W 8415/7.5  
1965  
AMS 4160 III SE-SERIES Y853

31-E-4

• Quadrant Map  
RE: APPLICATION OF KENTUCKY UTILITIES  
COMPANY FOR AUTHORIZATION OF CHANGES  
IN SERVICE TERRITORY WITH CLARK ENERGY  
COOPERATIVE  
Case No. 2019-00058

SPECIAL PRINTING  
Contours and wooded symbols omitted



1 X: -84.289859  
Y: 38.05357

2 X: -84.286544  
Y: 38.052823

3 X: -84.286552  
Y: 38.052429

4 X: -84.28828  
Y: 38.052408

6 X: -84.286445  
Y: 38.050309

5 X: -84.289447  
Y: 38.049084

BOUNDARY LINE		
REVISION		
SIGNED BY	COMPANY	DATE
<i>[Signature]</i>	KUCO	1/11/19
<i>[Signature]</i>	CLARK	1-30-19

• Site Map

RE: APPLICATION OF KENTUCKY UTILITIES COMPANY FOR AUTHORIZATION OF CHANGES IN SERVICE TERRITORY WITH CLARK ENERGY COOPERATIVE  
Case No. 2019-00058

NTS