

**BEFORE THE
KENTUCKY PUBLIC SERVICE COMMISSION**

In the Matter of:

**ELECTRONIC APPLICATION OF KENTUCKY)
UTILITIES COMPANY FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY AUTHORIZING KU) CASE NO. 2023-00104
TO BID ON A FRANCHISE ESTABLISHED BY THE CITY)
OF BEAVER DAM, KENTUCKY)**

APPLICATION

The Applicant, Kentucky Utilities Company (“KU”), respectfully states as follows:

1. The full name and mailing address of KU is Kentucky Utilities Company, One Quality Street, Lexington, Kentucky 40507. KU may be reached by electronic mail at the electronic mail addresses of its counsel set forth below.

2. KU is a utility 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	Eubank	Montgomery	Washington
Clark	Henry	Muhlenberg	Webster
Clay	Hickman	Nelson	Whitley
Crittenden	Hopkins	Nicholas	Woodford
Daviess			

3. This filing is made in accordance with Section 278.020(4) of the Kentucky Revised Statutes.

4. 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 corporate standing in both states. A copy of the Certificate is attached as Exhibit B.

5. Pursuant to 807 KAR 5:001 Section 8, on March 27, 2023, KU filed with the Commission notice of its intent to use electronic filing procedures in this proceeding. Copies of all orders, pleadings, and other communications related to this proceeding should be directed to:

Sara V. Judd
Senior Counsel
PPL Services Corporation
220 West Main Street
Louisville, Kentucky 40202
sara.judd@lge-ku.com

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

6. Receipt of the requested certificate will allow KU to pursue its bid on a new franchise for which the City of Beaver Dam, Kentucky (the “City”) has solicited bids pursuant to resolution or ordinance and advertisement, a copy of which is attached hereto as Exhibit A.

7. There is and will continue to be a demand and need for electric service in the areas of the City subject to the franchise, and KU desires to obtain a franchise in accordance with the bidding protocol established by the City.

8. Should KU be successful in acquiring said franchise, it will file copies thereof with the Commission.

WHEREFORE, Kentucky Utilities Company asks that the Commission enter an Order granting to KU a Certificate of Public Convenience and Necessity to bid for and acquire a franchise from the City on or before May 8, 2023.

Dated at Louisville, Kentucky, this 31st day of March 2023.



Sara V. Judd
Senior Counsel
PPL Services Corporation
220 West Main Street
Louisville, Kentucky 40202
(502) 627-4850
svjudd@pplweb.com

Exhibit A

**COMMONWEALTH OF KENTUCKY
CITY OF BEAVER DAM**

ORDINANCE NO. 02132023

AN ORDINANCE CREATING A FRANCHISE FOR THE ERECTION, LAYING AND MAINTENANCE OF ELECTRIC FACILITIES AND APPURTENANT FACILITIES AND EQUIPMENT IN, ALONG AND ACROSS THE PUBLIC WAYS, ROADS, STREETS, ALLEYS AND OTHER PUBLIC PLACES IN THE CITY OF BEAVER DAM, KENTUCKY; FOR FURNISHING AND SELLING ELECTRICITY BY MEANS OF SAID FACILITIES; AND PROVIDING FOR THE SALE OF SAID FRANCHISE.

WHEREAS, the City of Beaver Dam (“City”) wishes to ensure that electric service continues to be furnished to its citizens in a reliable and efficient manner;

WHEREAS, the City is aware that the provision of such service requires the continued use of public streets, ways, alleys and other public places;

WHEREAS, the franchise granted to and acquired by Kentucky Utilities Company on August 10, 2003, under which that utility provided such service, will expire by its terms; August 10, 2023.

WHEREAS, the City wishes to provide for the sale of a new franchise for the benefit of its citizenry, giving effect to Section 96.010 of the Kentucky Revised Statutes;

NOW, THEREFORE, BE IT ORDAINED as follows:

Section 1. An exclusive franchise (“Franchise”) to use the City’s public rights-of-way, as described in the Franchise Agreement attached to this Ordinance, is hereby created.

Section 2. The Franchise created by this Ordinance shall be bid in accordance with the applicable requirements of the Constitution of the Commonwealth of Kentucky and Chapter 424 of the Kentucky Revised Statutes, as well as any applicable City ordinances.

Section 3. The Franchise created by this Ordinance shall be awarded to the highest and best bidder as shall be determined by the City in its sole discretion. In awarding the Franchise, the City shall consider the technical, managerial, and financial qualifications of the bidder to perform its obligations under the Franchise.

Section 4. The winning bidder and the City shall negotiate, execute and be bound by a Franchise Agreement with terms identical to, or substantially identical to, the Franchise Agreement referenced in Section 1 above and attached hereto, such Agreement to contain terms “that are fair and reasonable to the City, to the purchaser of the Franchise and to the patrons of the utility” (KRS Section 96.010). Such Franchise Agreement shall become effective with the first billing cycle on or after the expiration of the existing franchise agreement, to allow the City

and the winning bidder to develop appropriate procedures for identifying and reviewing the electric-consuming entities within the City's corporate limits.

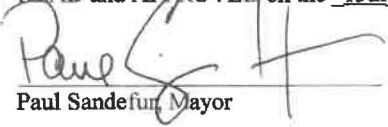
Section 5. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 6. Should any section, clause, line, paragraph, or part of this Ordinance or the attached Agreement be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this Ordinance or the attached Agreement, as applicable.

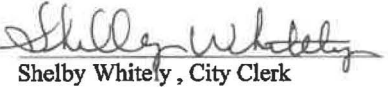
Section 7. Time is of the essence in carrying out the terms and the provisions of this Ordinance and the Franchise created herein.

Section 8. This Ordinance shall become effective from and after its passage and publication. Read at a meeting of the Beaver Dam City Commission on the 13th day of February, 2023; a second reading was held on the 13th day of March, 2023; said Ordinance was

READ and APPROVED on the 13th day of March, 2023.


Paul Sandefur, Mayor

ATTESTED BY:


Shelby Whitely, City Clerk

Legal Notices Legal Notices Legal Notices

NOTICE OF INTENTION TO MINE

Pursuant to Application Number 892-0131, Renewal #5

In accordance with the provisions of KRS 350.055, notice is hereby given that Kentucky Land Resources, Inc., 46226 National Road, St. Clairsville, OH 43950 has applied for renewal of a permit for a surface coal mining and reclamation operation affecting 1,218.40 acres located 2.1 miles southeast of Center town in Ohio County.

The operation is approximately located 2.2 miles south Kentucky Highway 69's junction with Kentucky Highway 85 and located approximately 1.0 miles west of Bens Lick Creek. The operation is located on the Hartford U.S.G.S. 7 1/2 minute quadrangle maps. The surface area to be disturbed is owned by Western Land Company, LLC, Timothy and Mary Sternberg, Lyman P. and Joyce M. Barnes and Jerry C. and Zexia B. Bishop.

The application has been filed for public inspection at the Department for Natural Resources, Division of Mine Reclamation and Enforcement, Madisonville Regional Office, 625 Hospital Drive, Third Floor, Madisonville, KY 42431. Written comments or objections must be filed with the Director, Division of Permits, 300 Sewer Boulevard, 2nd Floor, Frankfort, KY 40601.

NOTICE

Lucky Garden 168 Inc, with a mailing address of 205 Midtown Plaza, Beaver Dam, KY 42320, hereby declares intention to apply for a NO4 Retail Malt Beverage Drink license, no later than April 21, 2023. The licensed premises will be located at 205 Midtown Plaza, Beaver Dam, KY 42320. Doing business as New Lucky Garden.

The owner(s): Principal Officers and Directors; Limited Partners; or Members) are as follows: Cai Qiang Li, 124 W. 8th Street, Beaver Dam, KY 42320

Any person, association, corporation, or body politic may protest the granting of the license(s) by writing the Dept. of Alcoholic Beverage Control, 500 Maro Street 2NE33, Frankfort, KY 40601-8400, within 30 days (KRS 243.430) of the date of this legal publication.

**COMMONWEALTH OF KENTUCKY
CITY OF BEAVER DAM**

ORDINANCE NO 02132023

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Paul Sandefur, Mayor

ATTESTED BY
Shelby Whiteley, City Clerk

NOTICE OF SALE OF FRANCHISE

By virtue of an ordinance heretofore passed by the City Commission of Beaver Dam, Kentucky, directing the advertisement for bids and selling of a franchise to use certain streets, alleys, and public grounds of the City of Beaver Dam, Kentucky for the purpose of owning, operating, equipping and maintaining a system for the transmission and distribution of electric energy. The City Clerk of Beaver Dam will on May 8, 2023, at or about 7:00 p.m., sell at public auction to the highest bidder at the City Hall of Beaver Dam, a franchise for the purpose set out. Said franchise is more particularly described and fully defined in a proposed ordinance granting and creating the same and said proposed ordinance defines the terms and conditions upon which said sale shall be made, the full text of which is available for inspection in the office of the Beaver Dam City Clerk, 309 W Second Street, Beaver Dam, Kentucky. The ordinance by title and summary is as follows: ORDINANCE# 021323. AN ORDINANCE ESTABLISHING A FRANCHISE AGREEMENT RELATED TO THE TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, AND THE PROVISION OF RETAIL ELECTRIC SERVICE IN AREAS HERETOFORE SERVED BY KENTUCKY UTILITIES COMPANY.

Shelby Whiteley, City Clerk

Published March 22, 2023

Ohio County Times-News
RECORDS

Real Estate

Joshua Ray Barrett and Maria Jo Barrett to Jennifer Lou Moore, 228 Chandale Loop.

Mildred Marie Bertram Estate to Tabitha Lynn Nichols, 982 Ralph Road.

Bobby E. Bratcher to Danna Mae Layson and Kenneth R. Layson, two tracts or parcels.

Anglea Burge to Regina Benson, parcel.

Carlos Gene Campbell, Malcolm Campbell, Marcia A. Campbell, Darlene Malosh Chyle and Kenneth Chyle to Dwayne Alan Campbell, tract or parcel.

Denise Rene Griffin and Larry G. Griffin to Kody Moore and Malory Moore, parcels.

Daphne Hancock and Edwin Hancock to Brian Anthony Tarter

and Deanna Elizabeth Tarter, 1376 Lewis Creek Lane.

Norma J. Kessinger and Willard R. Kessinger to Rodney Joe Hammers, 2000 Vine Hill Road.

James M. McKee to Sarah A. McKee, 86 Goshen Church Road.

George Mitchell and Twila Jean Mitchell to Dewayne Alan Campbell, tract or parcel.

Terri Lynn Patton to Joseph Brian Coots and Sara Tichenor Coots, tract or parcel.

Daniel B. Porter and Tammy A. Porter, Daniel B. Porter, Tammy A. Porter and Tara N. Ward Trustee, parcels.

Russell Gene Raymer and Sandra K. Bush Raymer to Kimberly Cooper, Lot 23 Maple Heights subdivi-

sion, plat A 69. Donna Kay Richter to Horton Properties LLC, parcels.

Nancy Spinks to HNS Investments LLC, tract or parcel.

Donald Lee Stevens, Tammy Stevens, Debra Ann Swader and Henry Swader to George Raymond Stevens, Jr., tract.

Tara N. Ward Trustee to Daniel B. Porter, Tammy A. Porter and Tara N. Ward Trustee.

Donna Kay Webster, Jeffrey Wayne Webster and Krista Webster to Horton Properties LLC, parcels.

Glenda W. Worthington and Ray L. Worthington to Kelly A. Westerfield and Kenneth D. Westerfield, tract or parcel.

NOTICE

Legal Notice of Sale of Franchise to Use the Public Rights of Way for the Operation and Maintenance of a Broadband System

NOTICE IS HEREBY GIVEN pursuant to Sections 163 and 164 of the Kentucky Constitution that the City of Fordsville ("the City") will consider offers for sale to the highest and best bidder, plus all costs including advertising cost, a broadband system franchise as defined in Ordinance No. 2023-1 adopted by the City on March 13th, 2023.

The franchise shall be non-exclusive and shall allow the franchise to construct, erect, maintain, and operate in the public streets, avenues, alleys and other public ways of the City of Fordsville a system of poles, wires, cables, underground conduits, manholes, and other conductors or fixtures necessary for the operation and maintenance of a broadband system. The franchise shall be for a term of twenty years and shall be effective on the date it is awarded.

A copy of the Minimum Bid Specifications, the Franchise Agreement, and Ordinance No. 2023-1 establishing the non-exclusive franchise is available for public inspection at City Hall Monday thru Friday 6:45 A.M. to 2:45 P.M. City Hall is located at 25 Ridge Road, Fordsville, KY 42343.

All persons desiring to submit a bid for franchise to provide such services may do so at any time by submitting a bid that complies with the Bid Specifications applicable to the franchise on or before April 10th, 2023 at 9:00 A.M. Bids will be opened at 6:00 P.M. on April 10th, 2023 and Fordsville City Hall, 25 Ridge Rd, Fordsville, KY.

The City reserves the right to accept any bid, to reject any and all bids, to waive any irregularities or informalities in awarding the franchise, and to accept what, in its opinion, is the highest, responsive, responsible and best bid which is in the best interest of, and most advantageous to, the City.

The Ohio County
Times-News

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Church News • Etc.

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Exhibit B

[See Attached]

Commonwealth of Kentucky
Michael G. Adams, Secretary of State

Michael G. Adams
Secretary of State
P. O. Box 718
Frankfort, KY 40602-0718
(502) 584-3490
<http://www.sos.ky.gov>

Certificate of Existence

Authentication number: 225108
Visit <https://app.sos.ky.gov/show/certificate.aspx> to authenticate this certificate.

I, Michael G. Adams, Secretary of State of the Commonwealth of Kentucky, do hereby certify that according to the records in the Office of the Secretary of State,

KENTUCKY UTILITIES COMPANY

is a corporation duly incorporated and existing under KRS Chapter 14A and KRS Chapter 271B, whose date of incorporation is August 17, 1912 and whose period of duration is perpetual.

I further certify that all fees and penalties owed to the Secretary of State have been paid; that Articles of Dissolution have not been filed; and that the most recent annual report required by KRS 14A.6-010 has been delivered to the Secretary of State.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at Frankfort, Kentucky, this 7th day of January, 2020, in the 228th year of the Commonwealth.



Michael G. Adams

Michael G. Adams
Secretary of State
Commonwealth of Kentucky
225108/0028494