

STATE OF ILLINOIS

ILLINOIS  
COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION

2009 AUG -6 A 11: 01

WAYNE-WHITE COUNTIES ELECTRIC )  
COOPERATIVE, and the CITY OF )  
FAIRFIELD ILLINOIS, )

CHIEF CLERK'S OFFICE

Docket No.09-0212

Joint Petition for Approval of a Territorial )  
Agreement that Provides for Exclusive )  
Electric Service Areas in Wayne County, )  
Illinois, Pursuant to Section 11-117-1.1 of )  
The Illinois Municipal Code. )

WAYNE-WHITE and the CITY OF FAIRFIELD

JOINT EXHIBIT 2-A.

**OFFICIAL FILE**

ILL. C. C. DOCKET NO. 09-0212

JOINT 2-A

Witness \_\_\_\_\_

8-11-09 Reporter LP

AMENDMENT TO THE SERVICE AREA AGREEMENT BETWEEN  
THE CITY OF FAIRFIELD, A MUNICIPAL CORPORATION  
ORGANIZED AND EXISTING PURSUANT TO THE LAWS  
OF THE STATE OF ILLINOIS  
AND  
WAYNE-WHITE COUNTIES ELECTRIC COOPERATIVE,  
AN ILLINOIS NOT-FOR-PROFIT CORPORATION

WHEREAS, the City of Fairfield, an Illinois municipal corporation of 109 N.E. 2<sup>nd</sup> Street, Fairfield, Illinois, (Fairfield) and Wayne-White Counties Electric Cooperative, an Illinois not-for-profit corporation, of 1501 West Main Street, Fairfield, Illinois (Wayne-White) or (Cooperative) entered into a Service Area Agreement dated March 24, 2009 which has been filed with the Illinois Commerce Commission in Docket No. 09-0212 (Service Area Agreement); and

WHEREAS, as a part of the testimony provided by the witness for Wayne-White and the witness for the City of Fairfield, the parties have requested and been granted leave by the Administrative Law Judge in the above docket to present an Amendment to the Service Area Agreement which the terms and substance of such Amendment has been presented through the testimony of Wayne-White and Fairfield witnesses; and

WHEREAS, the Administrative Law Judge has requested that such amending provisions to the Service Area Agreement as testified to by the witnesses for Wayne-White and Fairfield be presented as a separate Exhibit 2A by the parties; and

WHEREAS, the parties intend that the amending provisions to Paragraph 5-C as hereafter set forth and as testified to by the parties shall be binding upon the parties upon approval thereof and of the Service Area Agreement as if such amending provisions were originally set forth as a part of the Service Area Agreement filed in this docket; and

WHEREAS, such Amendment is in substance and form as follows:

Paragraph 5-C of the Service Area Agreement shall be amended by adding an additional subparagraph thereto being numbered (3), the substance and form of which shall be as follows:

(3) Should any customer first receive electric service (new service) after the effective date of this Agreement at a premises located within such blue bordered and/or highlighted area of Exhibit A and such new electric service first commences after such premises is annexed to Fairfield, which annexation occurs subsequent to the effective date of this Agreement, then notwithstanding the provisions of Paragraph 5-C (2) hereof, the customer does not have the right to elect to take electric service from Wayne-White and Fairfield shall thereafter have the exclusive right to provide all electric service to such premises.