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ATMOS ENERGY CORPORATION  
RATE BOOK  
UPDATED OCTOBER 1, 2005

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ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
Billing Rate Codes (Original)

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BILLING RATE CODES

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BILLING CODES

RATE SCHEDULE AND DESCRIPTION

7610, 761M

301 – Year-Round Residential Service

7641, 7643

304 – Multi-Unit Housing

7651, 7652, 7653

305 – Year-Round General Gas Service

7671, 7672, 7673

307 – Intermediate Volume Service

7680, 7780

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7691, 7692, 7693

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7810, 781H, 781M

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7851, 7852, 7853

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ATMOS ENERGY CORPORATION

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RATE SCHEDULE 301  
YEAR ROUND RESIDENTIAL SERVICE

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AVAILABILITY

At points on Company's existing facilities of adequate capacity and suitable pressure when natural gas is obtained in sufficient quantities for all requirements of distribution by Company.

APPLICATION

To year-round gas service for domestic uses by a residential customer in a private residence or individual family apartment supplied through one meter. Where multi-family dwellings are supplied through one meter, the Customer Charge of the Net Monthly Rate shall be multiplied by the number of single family dwelling units.

NET MONTHLY RATE

Customer Charge:	\$ 6.95
Distribution Charge For All Mcf:	\$ 1.3205 Per Mcf
Monthly Minimum:	\$ 6.95 Per Dwelling Unit

ADJUSTMENTS

First – The amount computed at the above stated charges plus or minus any adjustments resulting from application of Company's Purchased Gas Adjustment Rider, Stable/Rate Adjustment Rider and Weather Normalization Adjustment Rider on file with the Mississippi Public Service Commission.

Second - Plus the applicable proportionate part of any directly allocable tax, impost or assessment imposed or levied by any governmental authority, which is assessed or levied against the Company or directly affects the Company's cost of operation and which the Company is legally obligated to pay on the basis of meters, customers, or rates of, or revenues from gas or service sold, or on the volume of the gas produced, transported, purchased for sale, or sold, or on any other basis where direct allocation is possible.

PAYMENT

Bills are due and payable each month upon presentation. If a bill is not paid within ten days from the date thereof, Company shall have the right to suspend service.

SERVICE POLICY

Subject to orders of regulatory authorities having jurisdiction and to the Service Policy currently on file in Company's office.

Issued by: William J. Senter  
Vice President, Rates & Regulatory Affairs/Mississippi Division

ATMOS ENERGY CORPORATION

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RATE SCHEDULE 304  
MULTI-UNIT HOUSING SERVICE

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AVAILABILITY

At points on existing facilities of adequate capacity and suitable pressure when natural gas is obtained in sufficient quantities for all requirements of distribution by Company.

APPLICATION

To the total natural gas requirements of any multi-unit housing or apartment project containing not less than ten (10) dwelling units and measured through one meter, when Company owns, operates and maintains the underground distribution system within the project boundaries. Service hereunder is for the exclusive use of the project for itself and its residential tenants and shall not be resold or shared with others. Not applicable to commercial enterprises, concessions, or any other parties or concerns on or outside the project site; not applicable to standby or supplementary service.

NET MONTHLY RATE

Customer Charge:	\$ 20.00
Distribution Charge For All Mcf:	\$ 1.8394 Per Mcf
Monthly Minimum:	\$2.00 per Dwelling Unit

ADJUSTMENTS

First - The amount computed at the above stated charges plus the cost to Company for gas purchased as provided by the application of Company's Purchased Gas Adjustment Rider Schedule on file with the Mississippi Public Service Commission.

Second - Plus or minus any adjustment resulting from application of Company's Stable/Rate Adjustment Rider and Weather Normalization Adjustment Rider on file with the Mississippi Public Service Commission.

Third - Plus the applicable proportionate part of any directly allocable tax, impost or assessment imposed or levied by any governmental authority, which is assessed or levied against the Company or directly affects the Company's cost of operation and which the Company is legally obligated to pay on the basis of meters, customers, or rates of, or revenues from gas or service sold, or on the volume of the gas produced, transported, purchased for sale, or sold, or on any other basis where direct allocation is possible.

PAYMENT

Bills are due and payable each month upon presentation. If a bill is not paid within ten days from the date thereof, Company shall have the right to suspend service.

CONTRACT PERIOD

Not less than one year.

SERVICE POLICY

Subject to orders of regulatory authorities having jurisdiction and to the Service Policy currently on file in Company's office.

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ATMOS ENERGY CORPORATION

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RATE SCHEDULE 305  
YEAR ROUND-GENERAL GAS SERVICE

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AVAILABILITY

At points on existing facilities of adequate capacity and suitable pressure when natural gas is obtained in sufficient quantities for all requirements of distribution by Company.

APPLICATION

To all year-round gas service for which no specific schedule is provided, supplied at one point of measurement. Service is for the exclusive use of the Customer and shall not be resold or shared with others.

NET MONTHLY RATE

Customer Charge:	\$11.27
Distribution Charge For All Mcf:	\$ 1.7229 Per Mcf
Monthly Minimum:	\$11.27

ADJUSTMENTS

First - The amount computed at the above stated charges plus or minus any adjustments resulting from application of Company's Purchased Gas Adjustment Rider, Stable/Rate Adjustment Rider and Weather Normalization Adjustment Rider on file with the Mississippi Public Service Commission.

Second - Plus the applicable proportionate part of any directly allocable tax, impost or assessment imposed or levied by any governmental authority, which is assessed or levied against the Company or directly affects the Company's cost of operation and which the Company is legally obligated to pay on the basis of meters, customers, or rates of, or revenue from gas or service sold, or on the volume of the gas produced, transported, purchased for sale, or sold, or on any other basis where direct allocation is possible.

PAYMENT

Bills are due and payable each month upon presentation. If a bill is not paid within ten days from the date thereof, Company shall have the right to suspend service.

SERVICE POLICY

Subject to orders of regulatory authorities having jurisdiction and to the Service Policy currently on file in Company's office.

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ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
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RATE SCHEDULE 307  
INTERMEDIATE VOLUME SERVICE

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AVAILABILITY

At points on existing facilities of adequate capacity and suitable pressure when natural gas is obtained in sufficient quantities for all requirements of distribution by Company.

APPLICATION

For all gas service to any customer, other than a residential or multi-family housing customer, whose maximum consumption (or estimated maximum consumption in the case of a new customer) during any one day in the twelve month period preceding the last billing date is less than 1,000 Mcf. Gas Service under this schedule is to be delivered at a single point of delivery and is for the exclusive use of the customer and shall not be resold or shared with others. Not for standby or supplemental service.

CHARACTER OF SERVICE

Gas service rendered under this schedule may be firm, interruptible or part firm and part interruptible. Provided, however, that interruptible service under this schedule is not applicable to, nor shall Company be required to contract for interruptible service for, high-priority loads which cannot be interrupted and for which no functioning alternate fuel facilities exist. Customer shall nominate the amount of daily firm gas required, such amount to be recognized as the Contract Demand and specifically stated in the Agreement for Gas Service.

NET MONTHLY RATE

Customer Charge:	\$195.90
Demand Charge:	Charge Per Mcf of Contracted Demand as Determined in Purchased Gas Adjustment
Distribution Charge For All Mcf:	\$ 1.6384 Per Mcf
Monthly Minimum:	\$195.90 Plus Contract Demand Charge.

Note: If customer takes gas under Rider Schedule 311, the \$195.90 in the Monthly Minimum and \$195.90 in the Customer Charge increases to \$245.90.

ADJUSTMENTS

First - The amount computed at the above stated charges plus the cost to Company for gas purchased as provided by the application of Company's Purchased Gas Adjustment Rider Schedule on file with the Mississippi Public Service Commission.

Second - Plus or minus any adjustment resulting from application of Company's Stable/Rate Adjustment Rider on file with the Mississippi Public Service Commission.

Third - Plus the applicable proportionate part of any directly allocable tax, impost or assessment imposed or levied by any governmental authority, which is assessed or levied against the Company or directly affects Company's cost of operation and which the Company is legally obligated to pay on the basis of meters, customers, or rates of, or revenue from gas or service sold, or on the volume of the gas produced, transported, purchased for sale, or sold, or on any other basis where direct allocation is possible.

ATMOS ENERGY CORPORATION

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RATE SCHEDULE 307  
INTERMEDIATE VOLUME SERVICE

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DEFINITIONS

"Contract Demand" is the amount of firm gas contracted for and specifically set forth in the Agreement for Gas Service.

"Firm Gas" is the maximum quantity of non-interruptible gas Customer agrees to purchase and Company agrees to deliver during any day.

"Day" is a 24-hour period beginning at 8:00 A.M.

PAYMENT

Bills are due and payable each month upon presentation. If a bill is not paid within ten days from the date thereof, Company shall have the right to suspend service.

SERVICE POLICY

Subject to orders of regulatory authorities having jurisdiction and to the Service Policy currently on file in Company's office.

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Vice President, Rates & Regulatory Affairs/Mississippi Division

ATMOS ENERGY CORPORATION

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RATE SCHEDULE 308  
LARGE VOLUME SERVICE

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AVAILABILITY

At points on existing facilities of adequate capacity and suitable pressure when natural gas is obtained in sufficient quantities for all requirements of distribution by Company.

APPLICATION

For all gas service to a customer whose consumption (or estimated consumption in the case of a new customer) during any one day in the twelve months period preceding the last billing date is 1,000 Mcf or more. Gas service under this schedule is to be delivered at a single point of delivery and is for the exclusive use of the customer and shall not be resold or shared with others. Not for standby or supplementary service.

CHARACTER OF SERVICE

Gas Service delivered under this schedule may be Firm, Interruptible or part Firm and part Interruptible. Provided, however, that interruptible service under this schedule is not applicable to, nor shall Company be required to contract for interruptible service for, high-priority loads which cannot be interrupted and for which no functioning alternate fuel facilities exist. Customer shall nominate the amount of daily Firm Gas required, such amount to be recognized as the Contract Demand and specifically stated in the Agreement for Gas Service.

NET MONTHLY RATE

Customer Charge:	\$245.90
Demand Charge:	Charge Per Mcf of Contract Demand as Determined in Purchased Gas Adjustment
Distribution Charge For All Mcf:	\$ .6561 Per Mcf
Monthly Minimum:	\$245.90 Plus Contract Demand Charge

Note: If Customer takes gas under Rider Schedule 311 the \$245.90 in the Monthly Minimum and the \$245.90 in the Customer Charge increases to \$300.90.

ADJUSTMENTS

First - The amount computed at the above stated charges plus the cost to Company for gas purchased as provided by the application of Company's Purchased Gas Adjustment Rider Schedule on file with the Mississippi Public Service Commission.

Second - Plus or minus any adjustment resulting from application of Company's Stable/Rate Adjustment Rider on file with the Mississippi Public Service Commission.

Third - Plus the applicable proportionate part of any directly allocable tax, impost or assessment imposed or levied by any governmental authority, which is assessed or levied against the Company or directly affects the Company's cost of operation and which the Company is legally obligated to pay on the basis of meters, customers, or rates of, or revenues from gas or service sold, or on the volume of the gas produced, transported, purchased for sale, or sold, or on any other basis where direct allocation is possible.

ATMOS ENERGY CORPORATION

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RATE SCHEDULE 308  
LARGE VOLUME SERVICE

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DEFINITIONS

"Contract Demand" is the amount of Firm Gas contracted for and specifically set forth in the Agreement for Gas Service.

"Firm Gas" is the maximum quantity of non-interruptible gas customer agrees to purchase and Company agrees to deliver during any day.

"Day" is a 24-hour period beginning at 8:00 A.M.

PAYMENT

Bills are due and payable each month upon presentation. If a bill is not paid within ten days from the date thereof, Company shall have the right to suspend service.

SERVICE POLICY

Subject to orders of regulatory authorities having jurisdiction and to the Service Policy currently on file in Company's office.

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ATMOS ENERGY CORPORATION

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RATE SCHEDULE 309  
INTERRUPTIBLE GAS SERVICE-SPECIAL  
(FOR: OIL MILLS, COTTON COMPRESSES AND COTTON GINS)

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AVAILABILITY

At points on existing facilities of adequate capacity and suitable pressure when natural gas is obtained in sufficient quantities for all requirements of distribution by Company.

APPLICATION

Gas service under this schedule is limited to oil mills, cotton compresses and cotton gins. Service shall be supplied at one point of measurement, and is for the exclusive use of the customer and shall not be resold or shared with others. Not for standby or supplementary service.

CHARACTER OF SERVICE

Gas service delivered under this schedule shall be entirely Interruptible except for a minor amount of Firm Gas as may be required for heating office facilities. Such minor amount of daily Firm Gas shall be specifically stated in the Agreement for Gas Service. Interruptible Gas sold hereunder shall be subject to curtailment in whole or in part upon four (4) hours prior notice.

NET MONTHLY RATE

Customer Charge:	\$49.59
Distribution Charge For All Mcf:	\$ 1.7780 Per Mcf
Monthly Minimum:	\$49.59

Note: Customer may request for service to be disconnected after six consecutive months billing, provided no gas service is required and during such periods when service is discontinued, the minimum shall not apply.

ADJUSTMENTS

First - The amount computed at the above stated charges plus the cost to Company for gas purchased as provided by the application of Company's Purchased Gas Adjustment Rider Schedule on file with the Mississippi Public Service Commission.

Second - Plus or minus any adjustment resulting from application of Company's Stable/Rate Adjustment Rider on file with the Mississippi Public Service Commission.

Third - Plus the applicable proportionate part of any directly allocable tax, impost or assessment imposed or levied by any governmental authority, which is assessed or levied against the Company or directly affects the Company's cost of operation and which the Company is legally obligated to pay on the basis of meters, customers, or rates of, or revenues from gas or service sold, or on any other basis where direct allocation is possible.

PAYMENT

Bills are due and payable each month upon presentation. If a bill is not paid within ten days from the date thereof, Company shall have the right to suspend service.

SERVICE POLICY

Subject to orders of regulatory authorities having jurisdiction and to the Service Policy currently on file in Company's office.

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Vice President, Rates & Regulatory Affairs/Mississippi Division

ATMOS ENERGY CORPORATION

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RATE SCHEDULE 310  
MUNICIPAL POWER GENERATING SERVICE

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AVAILABILITY

At points on existing facilities of adequate capacity and suitable pressure when natural gas is obtained in sufficient quantities for all requirements of distribution by Company.

APPLICATION

To all natural gas sold for operation of a municipal electric generating plant supplied at one point of delivery, but not applicable to natural gas sold for pilot light fuel under agreement for pilot light fuel. Service is for the exclusive use of customer and shall not be resold or shared with others. Not for standby or supplemental service.

CHARACTER OF SERVICE

Company at its option, may fully or partially interrupt gas service hereunder during periods of peak demand on Company's system. Customer shall discontinue the use of gas as soon as practicable after receiving notice from Company, but in any event, within four hours after receipt of such notice. Interruption shall continue until Company notifies customer when customer may resume use of gas.

NET MONTHLY RATE

Customer Charge:	\$ 245.90
Distribution Charge For All Mcf:	\$ .81 Per Mcf
Monthly Minimum:	\$ 245.90

Note: If Customer takes gas under Rider Schedule 311 the \$245.90 in the Monthly Minimum and the \$245.90 in the Customer Charge increases to \$300.90.

ADJUSTMENTS

First - The amount computed at the above stated charges plus the cost to Company for gas purchased as provided by the application of Company's Purchased Gas Adjustment Rider Schedule on file with the Mississippi Public Service Commission.

Second - Plus or minus any adjustment resulting from application of Company's Stable/Rate Adjustment Rider on file with the Mississippi Public Service Commission.

DEFINITION

"Day" is a 24 hour period beginning at 8:00 A.M.

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
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RATE SCHEDULE 310  
MUNICIPAL POWER GENERATING SERVICE

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PAYMENT

Bills are due and payable each month upon presentation. If a bill is not paid within ten days from the date thereof, Company shall have the right to suspend service.

SERVICE POLICY

Subject to orders of regulatory authorities having jurisdiction and to the Service Policy currently on file in Company's office.

NEGOTIATED AGREEMENT

As an alternative to or supplement of the standard service described in this Rate Schedule 310 and upon written agreement of Company and customer approved by the Mississippi Public Service Commission, the customer may elect to receive and the Company may elect to render sales and/or transportation service upon terms and conditions mutually desired and agreed upon by Company and customer.

Issued by: William J. Senter  
Vice President, Rates & Regulatory Affairs/Mississippi Division

ATMOS ENERGY CORPORATION

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RIDER SCHEDULE 311  
FOR LARGE INDUSTRIAL AND MUNICIPAL  
ELECTRIC BOILER GAS SERVICE

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AVAILABILITY

To gas service billed under Rate Schedules 307, 308, and 310 for Industrial and Municipal Electric Generating customers using gas for the operation of large boilers.

APPLICATION

For gas service to a boiler of an Industrial or Municipal Electric customer whose boiler fuel consumption (or estimated consumption, in the case of a new customer) during any one day in the past twelve months preceding the last billing date is 300 Mcf per day or greater.

All volumes billed under this Rider will be separately metered from all other customer usage. At Company's sole discretion, measurement information provided by customer may be utilized, or consumption may be estimated. If required by Company, customer will install measurement equipment provided by Company, to Company specifications at customer's expense.

Gas service under this Rider Schedule is to be delivered at a single point of delivery (unless otherwise agreed upon by Company) and is for the exclusive use of the customer and shall not be resold or shared with others.

BILLING

In accordance with all provisions and adjustments of the applicable Rate Schedules, the monthly billing shall be as follows:

\$ .53 per Mcf for all boiler fuel gas.

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
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RIDER SCHEDULE 319  
FLEXIBLE SALES PRICING RIDER

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APPLICATION OF FLEXIBLE PRICING RIDER

This rider shall apply to any new or existing qualifying customer under Company's Rate Schedules 307, 308, 309, and 310, who has executed and delivered to Company, in a form satisfactory to Company, an affidavit stating such customer will discontinue purchases or will significantly curtail projected use of Company's system unless lower rates are made available under this rider to such customer. Said affidavit shall state the particulars of the facts (i.e. lower cost alternative fuel, etc.) which support customer's request for lower rates under this rider schedule and customer shall provide such additional information concerning such alternative service as Company may from time to time deem appropriate. Company and customer will execute a Supplement to the Agreement for Gas Service for Flexible Sales to implement sales under this rider schedule and, except as expressly provided in this rider, the other provisions of the Agreement for Gas Service and the applicable rate schedule under which customer is presently being served shall apply.

AVAILABILITY OF FLEXIBLE PRICING RIDER

When Company designates a part of its existing system supply gas as FLEX program gas or purchases FLEX gas supplies from any source including, but not limited to, applicable special incentive programs available to the Company and/or its customers from Company's supply sources, long term intrastate contracts, intrastate spot purchases and/or interstate spot purchases, Company may, at its sole option, offer the opportunity to purchase any and all such supplies to any qualifying customer or customers. Service under this Rider Schedule is not available for standby service.

In the event at any time the Company determines that there have been changed circumstances which, in the Company's opinion, would cause any customer taking service hereunder to no longer qualify for such service then Company may so notify customer and suspend the availability of the service hereunder to such customer.

CHARACTER OF SERVICE

Sales of gas at a negotiated rate under this Rider will enable the Company, on a best efforts basis and at its sole option, to sell FLEX gas to individual qualifying customers at a price level competitive with the alternative energy source available. Sales service under this rider shall be fully interruptible and subject to the terms and conditions of any gas purchase agreement between Company and any other party supplying or transporting the FLEX gas and to the terms and conditions set out in the applicable Supplement to Agreement for Gas Service for Flexible Sales. Service is further conditioned upon availability of sufficient capacity on Company's system. Sales volumes delivered under this rider are sold to customer based on the cost incurred by Company for the gas so designated for the sale and not upon the rolled-in cost of all Company's supplies.

RATE FOR SERVICE UNDER FLEXIBLE PRICING RIDER

Company may, at its sole option and on a customer by customer basis as herein provided, establish Flexible Rate selling price for sales under this Rider at any level as long as the maximum selling price does not exceed the price (including the commodity purchased gas adjustment) as calculated according to customer's otherwise applicable rate or rider schedule for the same sales volume nor does the minimum selling price fall below the cost (including applicable transportation, if any) incurred by the Company for gas designated for the sale to such customer.

The amount to be billed to a customer under this rider shall be the greater of the minimum bill under the otherwise applicable rate schedule or the amount calculated under this rider.

ATMOS ENERGY CORPORATION

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RIDER SCHEDULE 319  
FLEXIBLE SALES PRICING RIDER

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STABLE/RATE ADJUSTMENT

Sales of gas by Company hereunder shall not be subject to the Second Adjustment (referred to as Stable/Rate Adjustment) provisions of the Company's rate or rider schedules.

PURCHASED GAS ADJUSTMENT (PGA)

Sales of gas by Company hereunder shall not be subject to the Purchased Gas Adjustment (PGA) provisions of the Company's rate or rider schedules nor will such volumes be included in the calculation of the PGA. Any sales volumes purchased for use hereunder during a calendar month which are in excess of the volumes actually taken by qualified customers shall be included in the calculation of the PGA as general system supply. Flex sales volumes hereunder shall not be considered when distributing to Company's customers refunds from pipeline suppliers.

COSTS OF ANY ADDITIONAL FACILITIES

Additional facilities required, if any, to provide service under this rider shall be provided for in the Supplement and the cost thereof shall be paid by customer.

DEFINITIONS

- (1) "Qualifying Customer" or "Qualified Customer" means any customer that (a) qualifies under the provisions stated in this schedule regarding receipt of FLEX gas, in Company's judgment, (b) purchases at least 50 MMBTU's of gas per day on an annual average basis, (c) who has executed with Company a Supplement to Agreement for Gas Service for Flexible Sales, and (d) who has amended his existing Agreement for Natural Gas Service to incorporate Company's current "Supplemental Service Rider".
- (2) "Flexible Rate" means the selling price or rate provided for in the Supplement to Agreement for Gas Service for Flexible Sales with each particular customer. A copy of each such supplement and amendments thereto, if any, in the form as agreed to by the parties shall be filed with the Mississippi Public Service Commission prior to any service being rendered thereunder and upon such filing said Agreement, this rider schedule shall be the applicable rate schedule for applicable sales or services to such customer.

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RATE SCHEDULE 323  
SPOT GAS SALE AND/OR TRANSPORTATION PRICING RIDER

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APPLICATION OF SPOT GAS PRICING RIDER

This rider shall apply to any new or existing qualifying customer under Company's Rate Schedules 307, 308, 309, and 310, who has executed and delivered to Company, in a form satisfactory to Company, a Supplement to the Agreement for Gas Service for Spot Gas Sales and/or Transportation (Supplement) to implement sales or transportation under this rider schedule. Except as expressly provided in this rider, the other provisions of the Agreement for Gas Service and the applicable rate schedule under which customer is presently being served shall apply.

AVAILABILITY OF SPOT GAS PRICING RIDER

When Company arranges to purchase Spot Gas or similar market-priced, interruptible supplies, Company may, at its sole option, offer the opportunity to purchase any and all such supplies to any qualifying customer or customers. Service under this rider schedule is not available for standby service.

When sufficient capacity is available on Company's system and such transportation would not, in Company's opinion, have a detrimental effect on Company's operations, SPOT transportation service may be offered, at Company's sole option, to qualifying customers for, but not limited to, customer owned intrastate gas or customer owned gas transported to Company's system by an interstate pipeline for redelivery to customer by Company.

In the event at any time the Company determines that there have been changed circumstance which, in the Company's opinion, would cause any customer taking service hereunder to no longer qualify for such service, then Company may so notify customer and suspend the availability of the service hereunder to such customer.

CHARACTER OF SERVICE

Sales or transportation of gas under this rider will enable the Company, on a best efforts basis and at its sole option, to sell and/or transport SPOT gas to individual qualifying customers at a price level competitive with other gas sources available. Sales or transportation service under this rider shall be fully interruptible and subject to the terms and conditions of any gas purchase and/or transportation agreement between Company and any other party supplying or transporting the SPOT gas and to the terms and conditions set out in the applicable Supplement to Agreement for Gas Service for Spot Gas Sales and/or Transportation. Service is further conditioned upon availability of sufficient capacity on Company's system. Sales volumes delivered under this rider are sold to customer based on the cost incurred by Company for the gas so designated for the sale and not upon the rolled-in cost of all Company's supplies.

RATE FOR INTERRUPTIBLE SALES SERVICE UNDER SPOT GAS PRICING RIDER

Company may, at its sole option establish Spot Rates from time to time by pipeline supply area and varying purchase periods under this rider at any level as long as the maximum selling price does not exceed the price (including the commodity purchased gas adjustment) as calculated according to customer's otherwise applicable rate or rider schedule for the same sales volume nor does the minimum selling price fall below the cost (including applicable transportation, if any) incurred by the Company for gas designated for such sales.

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
PSC Rate Schedule No. 323 (First Revised)

Docket No. 05-UN-0503

Date Filed: September 7, 2005  
Date Effective: October 1, 2005

Schedule consists of: Three Pages  
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RIDER SCHEDULE 323  
SPOT GAS SALE AND/OR TRANSPORTATION PRICING RIDER

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RATE FOR INTERRUPTIBLE SALES SERVICE UNDER SPOT GAS PRICING RIDER- continued

Should the taking of interruptible SPOT gas by any customer or group of customers cause Company to incur additional costs as a result of exceeding its entitlement from its pipeline suppliers, Company shall have the right, prior to delivery of such gas, to notify each affected customer of the terms and conditions of continued delivery. Each customer choosing to accept delivery of such gas, subject to notice, shall pay an amount equal to any additional costs incurred by Company for gas delivered to the customer.

RATE FOR INTERRUPTIBLE TRANSPORTATION SERVICE

Company will bill and customer will pay monthly to Company all costs Company is billed by any other party or parties transporting SPOT gas delivered to customer, plus the applicable Net Monthly Transportation Rate per MMBTU of \$.62.

AMOUNT TO BE BILLED CUSTOMER

The amount to be billed to a customer under this rider shall be the greater of the minimum bill under the otherwise applicable rate schedule or the amount calculated under this rider.

STABLE/RATE ADJUSTMENT

Sales or transportation of gas by Company hereunder shall not be subject to the Second Adjustment (referred to as Stable/Rate Adjustment) provisions of the Company's rate or rider schedules.

PURCHASED GAS ADJUSTMENT (PGA)

Sales or transportation of gas by Company hereunder shall not be subject to the Purchased Gas Adjustment (PGA) provisions of the Company's rate or rider schedules nor will such volumes be included in the calculation of the PGA. Any volumes purchased by Company for use hereunder during a calendar month which are in excess of the volumes actually taken by qualified customers shall be included in the calculation of the PGA as general system supply. Spot sales or transportation volumes hereunder shall not be considered when distributing to Company's customer refunds from pipeline suppliers.

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
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RIDER SCHEDULE 323  
SPOT GAS SALE AND/OR TRANSPORTATION PRICING RIDER

---

COST OF ANY ADDITIONAL FACILITIES

Additional facilities required, if any, to provide service under this rider shall be provided for in the Supplement and the cost thereof shall be paid by customer.

DEFINITIONS

- (1) "Qualifying Customer" or "Qualified Customer" means any customer that (a) qualifies under the provisions stated in this schedule regarding receipt of Spot Gas, in Company's judgment, (b) purchases at least 12, 000 MMBTU's of gas annually under normal conditions, (c) who has executed with Company a Supplement to Agreement for Gas Service for Spot Gas Sales and/or Transportation, and (d) who has amended his existing Agreement for Natural Gas Service to incorporate Company's current "Supplemental Service Rider".
  
- (2) "Spot Rate" means the selling price or rate provided for in the Supplement to Agreement for Gas Service for Spot Gas Sales and/or Transportation with each particular customer. From time to time, usually monthly, a notice showing the one month "Spot Gas" rate available in each pipeline supply area shall be filed with the Commission and shall, until changed by filing a new notice, be the available contract rate to be offered to qualified customers, desiring monthly purchase, on a first come, first served basis and subject to the underlying gas supply obtained or designated by Company for such sales. If a customer desires a "Spot Gas" Agreement for a period longer than one month, the customer shall make its requirements known to the Company and Company shall advise the customer of the Company's "Spot Rate" for such a period. While the availability of "Spot Gas" for any period at any particular rate is subject to many factors beyond the control of the Company; Company will make a good faith effort to make "Spot Gas" available to Customers with similar circumstances at a similar rate. Subject to the foregoing, the "Spot Gas" rate for periods of more than one month shall be negotiable rate with each customer and made available on a first come, first served basis, and subject to Company obtaining sufficient gas to resell at such rate. With respect to "Spot Gas" Agreements for a period longer than one month, a copy of each such Supplement and amendments thereto, if any, in the form as agreed to by the parties shall be filed with the Mississippi Public Service Commission prior to any service being rendered thereunder and upon such filing said Agreement and this rider schedule shall be the applicable sales or services to such customer.

Issued by: William J. Senter  
Vice President, Rates & Regulatory Affairs/Mississippi Division

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
PSC Rate Schedule No. 324 (Original)

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RIDER SCHEDULE 324  
SUPPLEMENTAL SERVICE RIDER

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APPLICATION OF SUPPLEMENTAL RIDER SCHEDULE

This rider shall apply to any new or existing customer purchasing gas or transportation services under Rider Schedule 319 (Flexible Sales), Rider Schedule 323 (Spot Gas Sales and/or Transportation), or Rate Schedule 325 (Gas Service For Municipal Gas Distributors).

CHARACTER OF SERVICE

Customers who have an Agreement for Gas Service for firm gas, pay the associated demand charge, but who purchase and transport their own gas supplies or utilize the Flexible Sale or Spot Gas Sale and/or Transportation Riders for their gas requirements, anticipate purchase of firm gas under the appropriate Rate Schedule infrequently and at such times when the Flexible/Spot or similar supplies are interrupted or not available. This is a type of supplemental service and may incur additional costs such as "gas availability" or "gas inventory" charges and additional demand charges based on actual consumption (rather than a pipeline capacity reservation charge).

Customers who have an Agreement for Gas Service for interruptible gas, but who purchase and transport their own gas supplies or utilize the Flexible Sale or Spot Gas Sale and/or Transportation Riders for their gas requirements, anticipate purchase of interruptible gas under the appropriate Rate Schedule infrequently and at such times when Flexible/Spot or similar supplies are interrupted or not available. This is also a type of supplemental service and may incur additional demand charges based on actual consumption (rather than a pipeline capacity charge).

Firm or interruptible gas deliveries under either of the foregoing circumstances may also incur greater incremental gas acquisition costs if the Company's then available system supply is not adequate.

When Flexible/Spot or similar supplies are interrupted or not available, Company will advise customer of the extra costs including possible penalties to be incurred should customer commence taking gas service under the otherwise applicable Rate Schedule.

BILLING FOR SERVICES UNDER SUPPLEMENTAL SERVICE RIDER

Company shall, on a customer by customer basis, bill customer for all extra costs of gas supply which are directly incurred by Company in providing supplemental service. Billings will be monthly as an additional charge along with the regular monthly bill.

MODIFICATION OF PURCHASED GAS ADJUSTMENT (PGA)

Extra charges recovered directly from customers will be excluded from the calculation of the PGA.

Issued by: William J. Senter  
Vice President, Rates & Regulatory Affairs/Mississippi Division

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
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RATE SCHEDULE 325  
GAS SERVICE FOR MUNICIPAL DISTRIBUTORS

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AVAILABILITY

At points on existing facilities of adequate capacity and suitable pressure when natural gas is obtained in sufficient quantities for all requirements of distribution by Company.

APPLICATION

For all gas service to municipal gas distribution systems supplied at one point of delivery. Not for standby or supplemental service.

CHARACTER OF SERVICE

Gas Sales and/or Transportation Service under this schedule shall be firm up to the Contract Demand. Customer shall nominate the amount of daily Firm Service required, such amount to be recognized as the Contract Demand and specifically stated in the Agreement for Natural Gas Service. In the event that no effective Agreement for Natural Gas Service is in place, then the Contract Demand shall be the largest daily volume of gas service provided to Customer during the most recent 12 month period.

At Customer's election, and subject to Customer's execution and delivery to Company, in a form satisfactory to Company, of a Supplement to Agreement for Natural Gas Service (Transportation), Company shall provide transportation service for Customer-owned gas delivered to Company at mutually acceptable points of receipt into Company's distribution system from which such transported gas can be redelivered to Customer.

Subject to the terms of the Agreement for Natural Gas Service and Supplements thereto, gas service under this schedule may be sales service, transportation service, or any combination thereof, up to a maximum combined daily delivery equal to the Contract Demand.

NET MONTHLY RATE

Demand Charge:	Charge Per Mcf of Contract Demand as Determined in Purchased Gas Adjustment
Sales Commodity Charge:	\$ 3.07/Mcf for Sales gas delivered
Transportation Charge:	\$ .62/Million BTU for transportation gas delivered
Minimum Bill:	Contract Demand Charge

ADJUSTMENTS

First - The amount computed at the above stated Sales Commodity Charge may be adjusted by multiplying such amount by a fraction which is determined by dividing the monthly average of the daily BTU content per cubic foot of the gas delivered to Customer by 1,000. For the purpose of determining such average heating value, Company may rely on reports furnished by Company's supplier.

Second - Plus the cost to Company for gas purchased as provided by the application of Company's Purchased Gas Adjustment Rider Schedule on file with the Mississippi Public Service Commission. This adjustment shall not apply to the Transportation Charge.

ATMOS ENERGY CORPORATION

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RATE SCHEDULE 325  
GAS SERVICE FOR MUNICIPAL DISTRIBUTORS

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ADJUSTMENTS - continued

Third - Plus the applicable proportionate part of any directly allowable tax, impost or assessment imposed or levied by any governmental authority, which is assessed or levied against the Company or directly affects the Company's cost of operations and which the Company is legally obligated to pay on the basis of meters, customers, or rates of or revenue from gas or service sold, or on the volume of gas produced, transported, purchased for sale, or sold, or on any other basis where direct allocation is possible.

DEFINITIONS

"Contract Demand" is the amount of firm service contracted for and specifically set forth in the Agreement for Gas Service.

"Firm Service" is the maximum quantity of non-interruptible gas service Customer agrees to pay for and Company agrees to deliver during any day.

"Day" is a 24-hour period beginning at 8:00 A.M.

PAYMENT

Bills are due and payable each month upon presentation. If a bill is not paid within ten days from the date thereof, Company shall have the right to suspend service, without waiving any other rights Company may have to pursue collection, including recovery of legal costs.

SERVICE POLICY

Subject to orders of regulatory authorities having jurisdiction and to the Service Policy currently on file in Company's office.

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Vice President, Rates & Regulatory Affairs/Mississippi Division

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RIDER SCHEDULE 326  
WEATHER NORMALIZATION ADJUSTMENT RIDER

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APPLICATION

The Weather Normalization Adjustment ("WNA") stated herein shall apply to billings for gas service under Rate Schedules 301, 304, 305, 331 and 335. The WNA shall apply to total gas usage during Company's cycle billing revenue periods starting with Cycle 1 November and ending with Cycle 99 April.

DEFINITIONS

- (a) WNA Period is comprised of cycle billing periods and off-cycle billing periods starting with Cycle 1 November and ending with Cycle 99 April.
- (b) Non-heating Period is comprised of all cycle billing periods and off-cycle billing periods that do not end during the WNA period.
- (c) WNA Billing Period is any billing period ending during the WNA period.
- (d) Daily Base Load Consumption ("DBLC") is the estimated daily consumption for non-heating purposes for each Customer to whom the WNA applies. For Customers receiving service for heating only, DBLC shall be zero. For Customers receiving year-round service and where sufficient billing history exists in Company's records, the DBLC shall be the average daily consumption during the most recent non-heating period multiplied as follows:

November	1.05
December	1.10
January	1.20
February	1.20
March	1.15
April	1.10

For all other Customers, the DBLC shall be one hundred cubic feet per day.

- (e) Base Load Consumption ("BLC") is the DBLC multiplied by the actual number of days in the WNA billing period.
- (f) Heating Load Consumption ("HLC") is the difference between (1) total gas consumption for a WNA billing period and (2) BLC for the same period. If HLC is calculated to be less than zero, it is given an assumed value equal to zero.
- (g) Heating Degree Days ("HDD") is the difference between (1) 65 degrees Fahrenheit and (2) the average actual temperature for a given day. HDD is zero whenever the average temperature is above 65 degrees. HDD also refers to the sum of the daily heating degree days for those days comprising a WNA billing period.

Heating degree day data shall be maintained for, and shall be applied to, billings in each of Company's operating districts.

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RIDER SCHEDULE 326  
WEATHER NORMALIZATION ADJUSTMENT RIDER

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DEFINITIONS- continued

- (h) Normal Heating Degree Days ("NHDD") for any calendar day is the thirty-year average of actual heating degree days for that calendar day. NHDD also refers to the sum of the daily normal heating degree days for those days comprising a WNA billing period.

Normal heating degree day data shall be maintained for, and shall be applied to, billings in each of Company's operating districts.

- (i) Actual Consumption ("AC") is the total actual consumption for a WNA billing period.
- (j) Normalized Consumption ("NC") is calculated for each WNA billing period in the following manner:

$$NC = BLC + (HLC * (NHDD/HDD))$$

- (k) Distribution Charge ("DC") is the per Ccf unit rates for service under the Rate Schedules to which this Rider Schedule applies.

OPERATION OF WEATHER NORMALIZATION ADJUSTMENT

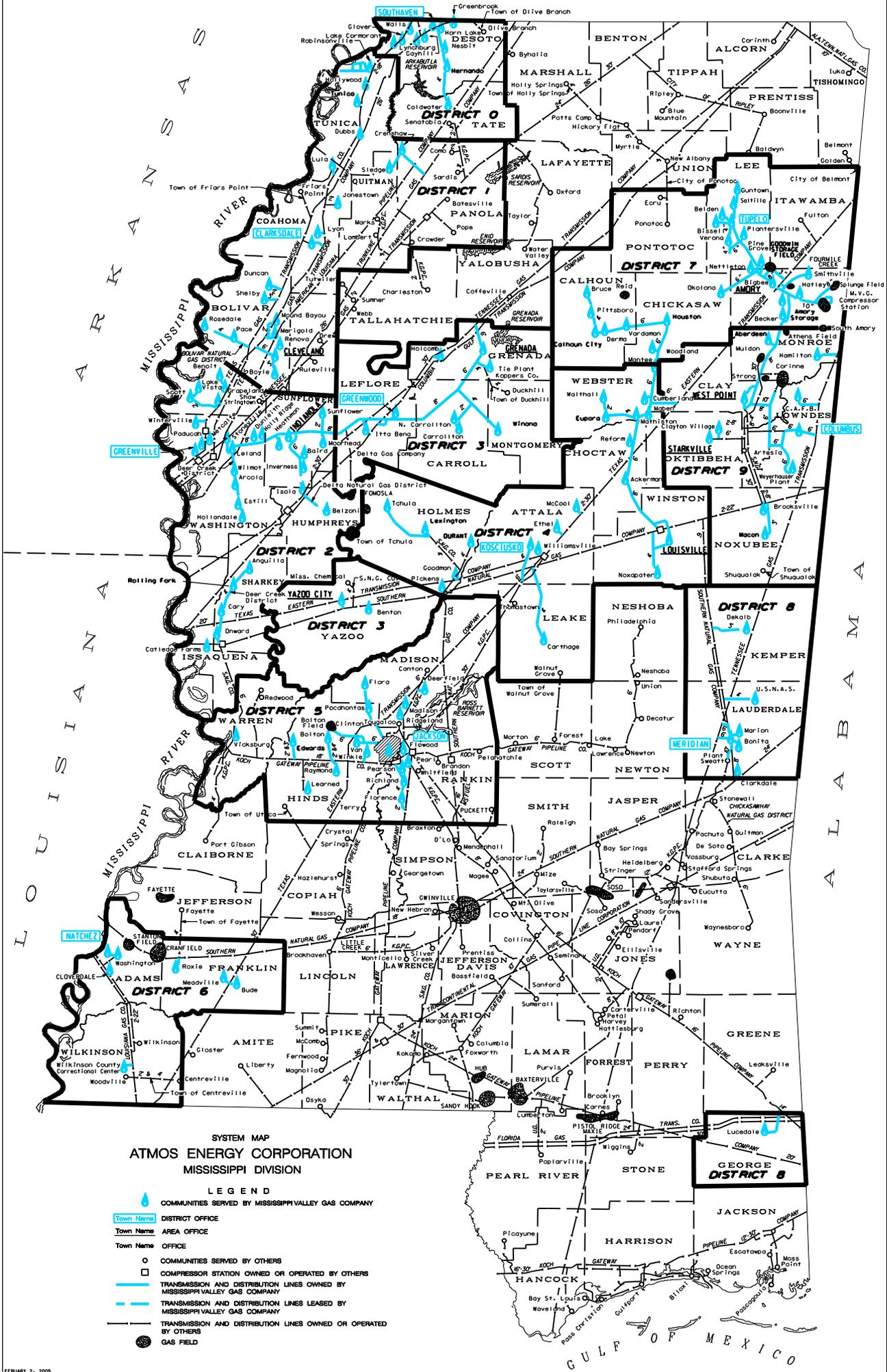
Billings for a WNA billing period are adjusted by utilizing normalized consumption to calculate the non-gas cost portion of the bill rather than actual consumption. The gas cost portion of the bill is unaffected.

The method of calculating bills (before application of sales tax and adjustments other than the Purchased Gas Adjustment) when the WNA is applied is as follows:

Non-gas Revenue	=	NC * DC
Gas Revenue	=	AC * Current PGA
Total Bill	=	Non-gas Revenue + Gas Revenue

The temperature zones for application of the WNA are depicted in the following system map. Temperature zones shall be identical to and co-extensive with each of Company's operating districts as they are now, or may hereafter be organized.

T E N N E S S E E



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RIDER SCHEDULE 327  
STABLE / RATE ADJUSTMENT RIDER

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APPLICABILITY

Stable/Rate is applicable to all Company rate schedules except Rate Schedule 319 (Flex Rate), Rate Schedule 323 (Spot Gas Sales and/or Transportation) and Rate Schedule 325 (Municipal Gas Distributors). Stable/Rate is not applicable to special contracts with manufacturers specifically approved by the Commission under MCA §77-3-35(1). To the extent that any provision in this plan may conflict with applicable statutes, said statutes shall be controlling.

EXPLANATION

Immediately following the end of each Annual Period during the operation of this tariff, a determination is made in accordance with this tariff as to whether or not the Company's jurisdictional revenues should be increased, decreased, or remain the same. If it is determined that jurisdictional revenues should be increased or decreased, billings under the above referenced rate schedules are adjusted in the manner and for the time period provided. This adjustment is added to or subtracted from the billings rendered under other rate schedules then in effect and the revised billings constitute the rates in effect until changed as provided by this tariff or as otherwise provided by law. The determination of whether to change revenues and, if so, the calculation of the Stable/Rate adjustment is made for each Annual Period as follows:

- (1) Determine Company's Expected Return which is expressed as a percentage return on Rate Base Equity.
- (2) Annually determine the Benchmark Return on Rate Base Equity.
- (3) Annually determine the Company's current Performance Adjuster.
- (4) Add or subtract the Company's Performance Adjuster to or from the Benchmark Return to establish the Company's Performance Based Benchmark Return.
- (5) Compare Company's Expected Return to the Company's Performance Based Benchmark Return to determine whether revenues should be increased, decreased, or remain the same.
- (6) If the Expected Return is either higher or lower than the Performance Based Benchmark Return by more than 100 basis points, then the revenue increase or decrease necessary to achieve the Performance Based Benchmark Return is calculated in accord with Appendix "C". If the difference between Expected Return and the Performance Based Benchmark Return is 100 basis points or less, it is within the Allowed Return and no change in revenues is deemed necessary.
- (7) If it is determined that a change in revenues should be made, then a change shall be made as follows:
  - (a) If, for the twelve month period ended June 30, the Company's Expected Return as defined below, is greater than 100 basis points below the Performance Based Benchmark Return as defined below, the Stable/Rate Adjustment Factor shall be increased by the amount necessary to make the Expected Return equal to the Performance Based Benchmark Return less 25 basis points.
  - (b) If, for the twelve month period ended June 30, the Company's Expected Return as defined below, is greater than 100 basis points above the Performance Based Benchmark Return as defined below, then the Stable/Rate Adjustment Factor shall be decreased as follows:

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STABLE / RATE ADJUSTMENT RIDER

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EXPLANATION-continued

For those earnings derived if the Expected Return is greater than 100 basis points but less than or equal to 400 basis points over the Performance Based Benchmark Return, the Stable/Rate Adjustment Factor shall be decreased by 50% of amount of those earnings to customers served under the rate schedules referenced above.

For those earnings derived if the Expected Return is greater than 400 basis points over the Performance Based Benchmark Return, then the Stable/Rate Adjustment Factor shall be decreased by 100% of the amount of those earnings to customers served under the rate schedules referenced above.

DEFINITIONS

- (1) "Expected Return" is defined as Net Income divided by average Rate Base Equity expressed as a percentage return on Rate Base Equity and calculated in accordance with Appendix "A".
- (2) "Net Income" is defined as Revenues less Expenses, all as more fully set forth in Appendix "A".
- (3) "Revenues" are defined as those Test Year jurisdictional revenues specified in Appendix "A" and adjusted for Known and Measurable Changes.
- (4) "Expenses" are defined as those jurisdictional Test Year expenses, including allocated expenses, specified in Appendix "A" and adjusted for Known and Measurable Changes.
- (5) "Rate Base Equity" is defined as a sum equal to Company's total Rate Base times the percentage of Company's total capitalization attributable to equity capital as more fully set forth in Appendix "A".
- (6) "Rate Base" is defined as the average of the expected rate base at the beginning and the end of the Rate Period. Projections of Rate Base are limited to the following: plant-in-service, accumulated depreciation and accumulated deferred income tax. All other rate base balances are based on the historic test period, with the beginning rate period and ending rate period amounts being the same as the per book evaluation amount. Projection of future increases in plant in service shall be based on Board approved capital expenditure budget numbers only and on reasonable numbers for October agreed upon by the parties on an ad hoc basis. Any items included in the Company budget as contingent shall be evaluated by the Company at the evaluation date and excluded if expenditure during the budget period is unlikely. The calculation of Rate Base shall be adjusted up or down to account for any prior errors in calculation. These calculations shall be made in accordance with and in the manner set forth in Appendix "A".
- (7) "Benchmark Return" is defined as the number calculated in accordance with Appendix "B".
- (8) "Performance Based Benchmark Return" or "PBBR" is defined as Benchmark Return plus or minus Company's current Performance Adjuster.
- (9) "Allowed Return" is defined as a range of 100 basis points above and 100 basis points below the Performance Based Benchmark Return. Expected Returns within the Allowed Return Range shall not cause any adjustment in revenues.
- (10) "Performance Adjuster" or "PA" is defined as the number calculated in accordance with Appendix "E".

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STABLE / RATE ADJUSTMENT RIDER

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DEFINITIONS-continued

- (11) "Known and Measurable Changes" in revenues are defined as changes which: a) will accrue as a result of prior rate changes or prior Stable/Rate adjustments, b) will accrue as a result of normal weather, or (c) are attributable to industrial or large commercial customer load which is known to be lost or added as of the Annual Evaluation Date. In regard to expense, "Known and Measurable Changes", shall mean changes in non-managerial and non-executive wage and benefit levels, tax rates and assessments, postage rates, or levels of other items of expense (a) in effect as of the Annual Evaluation Date and (b) established by contract or government action as of the Annual Evaluation Date and which will occur at some time during the Rate Period. The calculation of depreciation expense shall be based on plant account balances at the end of the Test Year.
- (12) "Annual Evaluation Date" shall be September 5 each year.
- (13) "Test Year" is defined as the 12-month period ending as of the last day of June of each year.
- (14) "Rate Period" is defined as the 12-month period in which a given rate adjustment is to be effective. A Rate Period begins November 1 of each year.
- (15) "Company" is defined as the Mississippi business unit operations of Atmos Energy Corporation and that portion of Atmos Energy Corporation's assets, liabilities, expenses, revenues and capital properly allocated to such operations.

EVALUATION PROCEDURES

On or before each Annual Evaluation Date, Company will submit a sworn evaluation with supporting work papers including a calculation of Expected Return, Allowed Return, a calculation of any revenue adjustment needed, and any proposed revision to the Stable/Rate adjustment factor. With each annual filing, Company shall provide complete documentation supporting each item in Appendix "A" and "B". If (1) the Public Utilities Staff ("Staff") disputes whether the calculation of any needed adjustment has been made strictly in accord with the provisions of this Tariff or (2) the Staff believes some item of expense or revenue was improperly recorded to an account or is imprudent in amount or purpose, then, in such event, the Staff may request clarification and additional data, and the Company will provide the same. Staff shall notify the Company in writing and with particularity setting forth the basis for such dispute and the adjustment or amount that Staff believes to be correct. Such notification shall occur on or before the end of the October following the end of the Test Year. This notification shall also notify of any rejected revisions to originally filed numbers. The Staff and the Company shall work in good faith to resolve any disputes by written stipulation. If the Company and the Staff are not able to resolve a disputed matter by agreement prior to the end of the November following the end of the Test Year, then, in such event, the Company and Staff shall jointly submit to the Commission a statement of the issues to be resolved. The Company and Staff may submit separate memoranda supporting their respective positions. The Commission shall resolve the matter by written order on or before the end of the January following the end of the Test Year.

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EVALUATION PROCEDURES-continued

Items that are disputed by Staff as described above and which are unresolved by agreement on or before the end of the October following the end of the Test Year are not put into effect. All portions of the adjustment as calculated by the Company that are undisputed as of the last day of the October following the end of the Test Year are put into effect. An appropriate adjustment to rates is made (including an adjustment for the time value of money at the Company's current total cost of capital) to collect for Company's benefit or to refund to the benefit of Company's customers any over or under charge associated with a disputed item that was erroneously not placed into effect or which was erroneously placed into effect as determined by subsequent Commission order.

HEARINGS

Each annual revenue adjustment is separately considered for the purpose of determining whether a hearing is required pursuant to Mississippi Code Annotated § 77-3-39(1) (Supp. 1997), and no such hearing is required if the amount of any separate annual adjustment to the level of jurisdictional revenues of the utility is not a "major change" as defined in Mississippi Code § 77-3-37(8) (Supp. 1997). A hearing is required as provided in Mississippi Code Annotated § 77-3-2(3)(c)(ii) (Supp. 1997), if the cumulative change in any calendar year exceeds the greater of Two Hundred Thousand Dollars (\$200,000) or four percent (4%) of the annual revenues of the utility.

The effective date of any adjustment is the date of the first billing cycle for the month in which any such adjustment is to be made as set forth in the Evaluation Procedures described above.

TERM

This tariff shall be effective upon approval by the Mississippi Public Service Commission. The first evaluation shall be made on the first Annual Evaluation Date after the tariff becomes effective. Nothing herein shall prevent the Company or Staff from proposing, in the manner provided by law, changes in or abandonment of this tariff at any time but this tariff shall continue in effect until modified or terminated as provided by MCA § 77-3-41 (Supp. 1997).

MAJOR MODIFICATIONS AND FORCE MAJEURE PROVISIONS

It is recognized that Company must from time to time construct or acquire major plant, make major modifications to existing plant, or comply with environmental laws and regulations. The addition or modification of such plant may significantly increase the Company's revenue requirements and require a significant rate adjustment. This tariff is not designed to handle any rate increase occasioned by such major addition or modification of plant. Should the Company construct, have constructed, or purchase in place major modifications to existing plants, the Company may file for rate or other relief outside this tariff, but in accordance with the law of the State of Mississippi governing such filings, and the request shall be handled by the Commission in this regular manner.

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MAJOR MODIFICATIONS AND FORCE MAJEURE PROVISIONS- continued

If any cause beyond the reasonable control of the Company, such as natural disaster, damage or loss of capacity, orders or acts of civil or military authority, the happening of any event or events which cause increased cost to the Company, or other causes whether similar or not, results in a deficiency in revenues which is not readily capable of being redressed in a timely manner under this tariff, the Company may file for rate or other relief outside this tariff, but in strict accord with the law of the State of Mississippi governing such filings and the said request shall be handled by the Commission in its regular manner.

RATE DESIGN

Experimental, developmental, and alternative rate schedules are appropriate tools for the Company to use to meet the requirements of the changing business environment and the increasing competition being experienced by the Company and throughout the natural gas industry. Therefore, nothing in this tariff shall be interpreted as preventing the Company from revising, adopting, or implementing rate schedules as may be appropriate and as provided by law. Any such schedules shall be filed with the Commission in accordance with the procedures then in effect during the term of this tariff.

ADJUSTMENT CLAUSES

The Company's PGA and WNA Riders are not to be affected by this tariff in any manner. The revenues received by the Company as a result of such clauses are included in the Company's revenues to determine the Company's Expected Return. However, revenue changes as a result of the PGA or WNA riders are not included for purposes of the limitations expressed in the Hearings section above.

CHARITABLE CONTRIBUTIONS AND ADVERTISING EXPENSES

The Company reports to the Commission the name of the recipient of each charitable contribution made by the Company and which is included in the Stable/Rate calculation together with the amount of such contribution. Additionally, Company reports the total of its recoverable and non-recoverable advertising expenses. The Company's report of charitable contributions and advertising expenses is made annually in the format set forth in Appendix "D" and as part of its Annual Stable/Rate Evaluation.

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**RIDER SCHEDULE 327  
 STABLE / RATE ADJUSTMENT RIDER**

(1)	(2)	(3) PER BOOK EVALUATION ____/____/____	(4) BEGINNING PERIOD	(5) ENDING PERIOD	(6) SOURCE
1.	PLANT-IN-SERVICE				FERC ACCTS. 101,102,106
2.	GAS PLANT HELD FOR FUTURE USE				FERC ACCT. 105
3.	GAS PLANT ACQUISITION ADJ.				FERC ACCT. 114****
4.	NON-CURRENT GAS STORED				FERC ACCT. 117
5.	CONST. WORK-IN-PROGRESS				FERC ACCT. 107*
6.	LESS: DEPRECIATION				FERC ACCTS. 108; 111; 115****
7.	NET PLANT				LINES 1, 2, 3, 4 & 5 LESS LINE 6
	PLUS:				
8.	WORKING CAPITAL				12.5% OF OPER. EXP.**
8A	WATER HEATER PROGRAM FINANCING NET OF RESERVES				FROM FERC ACCT. 142 SUB-ACCT. 11104
	INVENTORY:				
9.	MATERIAL & SUPPLIES				FERC ACCT. 154
10.	GAS STORED UNDERGROUND				FERC ACCT. 164.1***
11.	TOTAL INVENTORY				SUM OF LINES 9 & 10
12.	PREPAYMENTS				FERC ACCT. 165
	LESS:				
13.	DEFERRED INCOME TAX*****				FERC ACCTS 281-283 NET OF ACCT 190
14.	CUSTOMER ADVANCES FOR CONST.				FERC ACCT. 252
15.	BAD DEBT				RESERVE FERC ACCT 144
15A.	INJURY AND DAMAGE RESERVE				FERC ACCT 228.2
15B.	VACATION ACCRUALS				FROM FERC ACCT 232.0 SUB- ACCT.21049
15C.	R AND D SURCHARGE FUND				FROM FERC ACCT 228.4 SUB- ACCT.28109
16.	UNFUNDED POST-RETIREMENT BENEFITS				FROM FERC ACCTS. 242 & 253
17.	UNFUNDED PENSION LIABILITY (SFAS 87)				FROM FERC ACCTS 186 & 253
18.	RATE BASE				LINES 7, 8,8A, 11, 12, LESS LINES 13-17
19.	AVERAGE RATE BASE FOR PERIOD				(LINE 18 (COL. 4 PLUS COL. 5))DIVIDED BY 2
20.	ADJUSTMENT FOR PRIOR ESTIMATION ERROR				APPENDIX "A", PAGE 3 LINE 7
21.	ADJUSTED RATE BASE				LINE 19 PLUS LINE 20

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Footnote applicable to APPENDIX "A" Page 1: Projections of Rate Base are limited to the following: plant-in-service, accumulated depreciation and accumulated deferred income tax. All other rate base balances are based on the historic test period, with the beginning rate period and ending rate period amounts being the same as the per book evaluation amount.

\*Less than one year in duration, only.

\*\*See Page 2 of this Appendix.

\*\*\*This value is an average of the past 12 months.

\*\*\*\*Excludes amounts arising from Yazoo Investments merger.

\*\*\*\*\* Deferred Income Taxes will include only those taxes which are associated with an item actually included in rate base. The deferred income taxes will be calculated in a manner consistent with the tax accounting methods, elections and positions utilized by the Company in preparing its income tax filings. Deferred income taxes reflected in rate base will be sufficient so as to prevent the Company from violating the normalization provisions of the Internal Revenue Code.

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(1)	(2)	(3)	(4)	(5)
LINE # WORKING CAPITAL	PER BOOK TEST YEAR	ADJUSTMENTS (A)	ADJUSTED TEST YEAR	SOURCE
-----	-----	-----	-----	-----
A. OPERATING AND MAINTENANCE EXPENSE				FERC ACCTS. 401 & 402, EXCEPT FERC O&M DETAIL 800-813 AND 881
B. RENT OF DIST. PROPERTY				FERC ACCT. 401-881
C. GENERAL TAXES				FERC ACCT. 408.1
D. MISC. INCOME DEDUCTIONS	_____	_____	_____	FERC ACCTS. 426.1
E. TOTAL OPERATING EXP.				SUM OF LINE A-D
F. NON-RECOVERABLE LOBBYING EXP.	_____	_____	_____	LOBBYING EXPENSE RECORDED IN O&M
G. ALLOWABLE O. & M. TIME 1/8 ALLOWANCE	_____	_____	_____	LINE E LESS LINE F
H. ALLOWED WORKING CAPITAL	=====	=====	=====	LINE G TIMES 12.5%

Note:  
 (A) Adjustments only for "known and measurable changes" as defined in the definitions section.

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ADJUSTMENT TO RATE BASE CALCULATION					
<u>For Prior Estimation Error For Period Ended Twelve Months Prior</u>					
<u>To Beginning of Rate Period - Current Evaluation</u>					
(1)	(2)	(3)	(4)	(5)	(6)
LINE #	ITEMS	ACTUAL BEGINNING RATE PERIOD	ACTUAL ENDING RATE PERIOD		SOURCE
		-----	-----	-----	-----
1.	PLANT-IN-SERVICE				FERC ACCTS. 101, 102, 106
2.	LESS: DEPRECIATION				FERC ACCTS. 108; 111; 115
3.	DEFERRED INCOME TAX				FERC ACCTS 281-283 NET OF ACCT 190 (see footnote APPENDIX A - Page 1A)
4.		=====	=====	=====	LINE 1 LESS LINES 2 AND 3
5.	ACTUAL AVERAGE PLANT LESS ACCUM DEPREC & LESS DEFERRED INCOME TAX			=====	LINE 4 (COL 3 PLUS COL 4) DIVIDED BY 2
6.	AVG PLANT, A/D & DEF INC TAX PROJECTED IN THE STABLE/RATE EVALUATION MADE TWO FILINGS PRIOR TO THE CURRENT FILING			=====	EVALUATION 2 YRS PRIOR, APPENDIX A - Page 1, THE AVERAGE PROJECTIONS ON LINES 1, 6 & 13
7.	RATE BASE ADJUSTMENT TO CURRENT EVALUATION			=====	LINE 5 LESS LINE 6

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ADJUSTMENT TO RATE BASE CALCULATION

Calculation of Actual Working Capital Allowed For 12 Months  
 Ended Twelve Months Prior To Beginning of Rate Period--Current Evaluation

LINE # WORKING CAPITAL	SOURCE
A. OPERATING AND MAINTENANCE EXPENSE	FERC ACCTS. 401 & 402, EXCEPT FERC O&M DETAIL 800-813 AND 881
B. RENT OF DIST. PROPERTY	FERC ACCT. 401-881
C. GENERAL TAXES	FERC ACCT. 408.1
D. MISC. INCOME DEDUCTIONS _____	FERC ACCT. 426.1;
E. TOTAL OPERATING EXP.	SUM OF LINE A-D
F. NON-RECOVERABLE LOBBYING EXP. _____	LOBBYING EXPENSE RECORDED IN O&M
G. ALLOWABLE O. & M. _____	LINE E LESS LINE F
H. ALLOWED WORKING CAPITAL _____	LINE G TIMES 12.5%

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(1) LINE #	(2) EXPECTED EQUITY RETURN ON RATE BASE	(3) TEST YEAR	(4) ADJUSTMENTS (A)	(5) ADJUSTED TEST YEAR	(6) SOURCE
1.	OPERATING REVENUE				FERC ACCT. 400
2.	LESS GAS PURCHASED FOR RESALE	_____	_____	_____	FERC ACCTS. 401-800 THROUGH 401-813
3.	MARGIN	_____	_____	_____	LINE 1 LESS LINE 2
4.	LESS: OPERATING AND MAINTENANCE EXPENSE				FERC ACCTS. 401 & 402, EXCEPT FERC O&M DETAIL 800-813 AND 881
5.	RENT OF DIST. PROPERTY				FERC ACCT. 401-881
6.	GENERAL TAXES				FERC ACCT. 408.1
7.	MISC. INCOME DEDUCTIONS				FERC ACCT. 426.1
8.	DEPRECIATION				FERC ACCT. 403 & 404
9.	AMORT. OF GAS INVESTMENT				FERC ACCT. 405
10.	AMORT. OF DEBT EXPENSE				FERC ACCT. 428 & 428.1 (ALLOC FROM CONSOL)
11.	ALLOW. FOR FUNDS USED DURING CONST.				FERC ACCT. 432
11A.	AMORT. OF INV. TAX CREDIT	_____	_____	_____	FERC ACCT. 411.4
12.	TOTAL OPER. REV. DEDUCTIONS	_____	_____	_____	SUM OF LINES 4-11
13.	NET OPERATING REVENUE	_____	_____	_____	LINE 3 LESS LINE 12
14.	INTEREST ON LONG-TERM DEBT				(SEE APPENDIX "A", PAGE 7, LINE 1)
15.	INTEREST ON CUSTOMER DEP.			_____	(SEE APPENDIX "A", PAGE 7, LINE 2)
16.	TOTAL DEBT EXPENSE			_____	SUM OF LINES 14 & 15
17.	FUNDS AVAIL. FOR INC. TAX AND EQUITY				LINE 13 LESS LINE 16
18.	LESS TAXES:				EFFECTIVE TAX RATE TIMES LINE 17
19.	ADJ. INCOME AVAILABLE FOR EQUITY	=====	=====	=====	LINE 17 LESS LINE 18
20.	RETURN ON EQUITY RATE BASE	=====	N/A	=====	LINE 19 DIVIDED BY EQUITY RATE BASE FROM LINE 4, PAGE 7 OF APPENDIX "A"

Note:  
 (A) Adjustments only for "known and measurable changes" as defined on page 2 of Stable/Rate tariff.



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LINE #	TYPE OF CAPITAL	PERCENTAGE OF CAPITAL	CAPITAL ALLOCATED/ RATE BASE	ACTUAL INTEREST RATE & EQUITY RET.	DEBT* & EQUITY COST
1.	LONG TERM DEBT	0.000%	0	0.00%	0
2.	CUSTOMER DEPOSITS	0.000%	0	0.00%	0
3.	TOTAL DEBT	0.000%			
4.	COMMON EQUITY**	0.000%	0	(PBBR)	0
5.	TOTAL EQUITY	<u>0.000%</u>	<u>                    </u>		
6.	TOTAL CAPITALIZATION	<u>0.000%</u>	<u>                    </u>		

Long term debt is accounts 181, 189, and 221 through 226 (sub-accounts related to zero interest notes if applicable).

Customer deposits is account 235.

Common equity is accounts 201 through 217, (excludes Yazoo Investment merger adjustment).

Percent of Capital balances are determined as of the end of the Test Period.

The Customer Deposit percentage of capital shall be equal to the ratio of Mississippi Customer Deposits to Rate Base. The Long Term Debt and Equity percentages shall be based on the Company's consolidated capital amounts except that these capital structure proportions and/or debt cost rates shall be adjusted in compliance with the settlement approved in Docket No. 01-UA-0843 which states that a minimum of \$2 million per year of cost of capital savings will be realized and will be computed with reference to Company's approved cost of capital in its March 31, 2002 Stable Rate Filing. The savings will be calculated by applying to allowed rate base the difference between Company's pre-tax Weighted Average Cost of Capital in any applicable post-merger filing and Company's pre-tax Weighted Average Cost of Capital allowed in the March 31, 2002 Stable Rate filing, adjusted to reflect the return on equity included in the applicable post-merger filing.

\*Derived by actual interest rate and equity return times allocated rate base.

\*\*Excludes amounts arising from Yazoo Investment merger.

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CALCULATION OF BENCHMARK RETURN ON RATE BASE EQUITY

The Company's initial Benchmark Return on Rate Base Equity is 10.80%. Benchmark Return is recalculated in connection with the Company's annual evaluation.

To calculate Benchmark Return each year, the results from the following three methodologies are averaged:

- I. Discount Cash Flow (DCF)
- II. Capital Asset Pricing Model (CAPM)
- III. Regression Analysis

Notwithstanding any other provision to the contrary, the data utilized in the annual recalculation of Benchmark is data that is no more recent than June of the year in which the recalculation is made.

Discounted Cash Flow

The following annual version of the DCF model is used.

$$k = \frac{D_1}{P_0} + g$$

Where:

k = Cost of common equity for each gas utility.

D<sub>1</sub> = The dividend for the next annual period as calculated as Utility's dividend for the current year as determined from The Value Line Investment Survey at June 30 times (one plus "g").

P<sub>0</sub> = Stock price for the gas utility. The stock price used in the formula shall be the average of the weekly closing stock prices for April through June as published by Yahoo.

g = Growth rate for the gas utility. The average of the projected earnings growth rates for the gas utility reported by First Call (I/B/E/S 5-year median), Zack's (120 day mean/consensus estimate), and the Value Line Investment Survey.

The DCF model shall be applied to a group of gas utilities derived from the companies contained in the Natural Gas (Distribution) Industry group in the Value Line Investment Survey. The gas companies included in the group shall be those with annual operating revenues not less than one-half nor more than twice those of Atmos Energy Corporation. In the event that the aforementioned selection criteria results in fewer than 10 sample companies, such group shall be represented by the ten companies in The Value Line Investment Survey list having the closest annual revenues to Atmos Energy Corporation. Provided, however, that no company shall be included in the group if the required information concerning the company is not available or if the dividend growth rate is zero or a negative number, or it does not pay a cash dividend.

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The DCF model described above shall be performed for each comparable utility. The truncated mean, derived by discarding the highest and the lowest results of the DCF calculations for the group, shall be used as the DCF cost of equity.

Capital Asset Pricing Model

The CAPM cost rate shall be calculated in accordance with the following formula:

$$\text{CAPM} = R_f + \text{RP}(B)$$

Where:

- $R_f$  = Risk-free rate is the simple average of the last three monthly averages of yield on 20-year Treasury bonds as reported by Federal Reserve Statistical Release H.15(519).
- $\text{RP}$  = Risk premium represents the difference between the arithmetic average annual return on Common Stock (Total Return Index) and in Long-term Government Bonds (Total Return Index). The period covered is from 1926 through the most recent annual data available as reported in Stocks, Bonds, Bills and Inflation prepared by Ibbotson Associates.
- $B$  = Beta is the average of the beta's reported by Value Line for the group of sample gas utilities used in the DCF model.

Regression Analysis

The regression analysis is the result of solving the following straight-line regression equation:

$$Y = a + b(X)$$

The dependent variable (Y) represents the average return on common equity capital allowed in all gas rate cases by state regulatory commissions as reported by Regulatory Research Associates for a given calendar year. The independent variable (X) represents Moody's average annual A-rated public utility bond seasoned yields for the year corresponding to the allowed return on equity. The model shall utilize data for the most recent 15 years. The regression analysis shall be solved for the calculated allowed return on equity ( $Y_c$ ) using the estimated parameters "a" and "b" from the equation and using the monthly Moody's A-rated utility bond yields for the most recent calendar quarter.

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LINE #	DETERMINATION OF REVENUE ADJUSTMENT	SOURCE
A.	EXPECTED RETURN ON EQUITY (AFTER ADJ.)	APPENDIX A, PAGE 5, LINE 20, COL. 5
B.	PERFORMANCE BASED BENCHMARK RETURN	APPENDIX B AND APPENDIX E
C.	DIFFERENCE PBBR/ER	LINE A LESS LINE B
D.	ALLOWED DIFFERENCE PBBR/ER	PAGE 1, ITEM 6 OF RIDER SCHEDULE
E.	ALLOWED ADJUSTMENT TO RATES	IF THE ABSOLUTE VALUE OF LINE C IS GREATER THAN LINE D THEN EQUAL TO LINE C, OTHERWISE 0
F.	RATE BASE--EQUITY PORTION	FROM APPENDIX A, PAGE 7, LINE 4
G.	CHANGE IN EQUITY REV. FOR REQ. RET.	LINE E TIMES F
H.	TAX EXPANSION	LINE G DIVIDED BY TAX EXPANSION LESS LINE G (SEE PAGE 2, APPENDIX "C")
I.	TOTAL REVENUE CHANGE REQUIRED	LINE G PLUS LINE H
-----		
LINE #	FOUR PERCENT TEST	SOURCE
J.	ACTUAL GROSS REV. FROM TEST PERIOD	ACCTS. 4800-4950 TRIAL BAL.
K.	FOUR PERCENT OF GROSS REVENUE	LINE J TIMES 4%
L.	NET ADJUSTMENT ALLOWED	LINE I OR LINE K, WHICHEVER IS LESS

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TAX EXPANSION FACTOR

GROSS REQUIREMENT	1.0000
MUNICIPAL FRANCHISE TAX (1.55%)	<u>-0.0155</u>
	0.9845
STATE INCOME TAX [5% X .99%]	<u>-0.0492</u>
	0.9353
FEDERAL TAX [35% X .9405%]	<u>-0.3274</u>
	0.6079

NOTE: TAX RATES SUBJECT TO CHANGE. EFFECTIVE MUNICIPAL FRANCHISE TAX RATE  
RECALCULATED EACH EVALUATION.

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DETERMINATION OF FACTOR APPLIED TO RATES  
 TO ACHIEVE REQUIRED REVENUE CHANGE

	CALCULATION OF TEST PERIOD REVENUE			
	(1)	(2)	(3)	
	ACTUAL	EFFECTIVE	ADJUSTABLE	
	<u>COLLECTION</u>	<u>RATE</u>	<u>REVENUE</u>	<u>EXPLANATION</u>
1. Jul	_____	_____	_____	LINE 1 THROUGH LINE 12: COLUMN 1 CONTAINS THE ACTUAL STABLE/RATE COLLECTION FOR EACH MONTH IN THE TEST PERIOD AS OBTAINED FROM COMPANY REVENUE REPORTS PROVIDED STAFF. COLUMN 2 CONTAINS THE EFFECTIVE STABLE/RATE FACTOR FOR EACH MONTH LESS 1. COLUMN 3 IS DETERMINED BY DIVIDING COL 1 BY COL 2.
2. Aug	_____	_____	_____	
3. Sep	_____	_____	_____	
4. Oct	_____	_____	_____	
5. Nov	_____	_____	_____	
6. Dec	_____	_____	_____	
7. Jan	_____	_____	_____	
8. Feb	_____	_____	_____	
9. Mar	_____	_____	_____	
10. Apr	_____	_____	_____	
11. May	_____	_____	_____	
12. Jun	_____	_____	_____	
13. Total	=====	_____	=====	SUM OF LINES 1 THROUGH 12.
14. Current Net Adjustment Allowed			_____	FROM APP.C, PAGE 1, LINE L.
15. Annualized Stable Rate Revenue from most recent Evaluation			_____	FROM APP.A, PAGE 6, LINE 3.
16. Net Annual Change to Base Revenue			=====	LINE 14 + LINE 15.
17. Rate Adjustment Factor			=====	ONE + (LINE 16 DIVIDED BY LINE 13 COL 3).

*THE RATE ADJUSTMENT FACTOR  
 WILL BE APPLIED TO THE  
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PERFORMANCE ADJUSTER

The following performance indicators are used to measure the operational performance of the Company and to determine the Company's Performance Adjuster. The Company's Performance Adjuster is determined annually in conjunction with the Company's annual evaluation. Based on the Company's performance, a score of 0 to 10 on each indicator is determined, the scores are weighted as provided herein, and the overall score is rounded to the nearest tenth (.05 and greater being rounded to .1). This performance score is then multiplied by .001 and .005 is subtracted from the resulting number to determine the Performance Adjuster which may be a positive or negative number. This Performance Adjuster is then added to the Benchmark Return to calculate the Company's Performance Based Benchmark Return. The Performance Adjuster falls between a positive and a negative 50 basis points.

If for any reason beyond the reasonable control of the Company, an indicator's score cannot be calculated and no provision is made in the indicator or by agreement between Company and Staff, the last available score is used.

I. Customer Price

A. General Description

The Customer Price Indicator compares the average price per delivered Mcf paid by Company's residential and commercial customers against the average price paid to a group of comparable gas local distribution companies. This indicator measures how the Company's firm residential and commercial rates compare with other gas utilities in the same general geographic area.

B. Formula and Data Source:

For each comparison company, the comparison company's most recent EIA 176 ("Supply and Disposition of Natural Gas") Report filed with the United States Department of Energy, Energy Information Administration, is the source of the data used to calculate the average price. The indicator is calculated by comparing the weighted average price paid by the firm residential and commercial customers of the comparison companies to the weighted average price paid by the firm residential and commercial customers of Atmos Energy Mississippi. The comparison companies are: all gas distribution companies located in the states of Mississippi, Alabama, Louisiana, Florida, Tennessee, Arkansas and Georgia who file such reports indicating at least one BCF of annual sales to residential customers.

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C. Scale:

The Company's score on this performance indicator is measured by dividing Company's weighted average price by the weighted average price of the comparison companies and scoring the results as follows:

<u>Customer Price Indicator (%)</u>	<u>Scale</u>
114% - above	0
111% - 113%	1
108% - 110%	2
105% - 107%	3
102% - 104%	4
99% - 101%	5
96% - 98%	6
93% - 95%	7
90% - 92%	8
87% - 89%	9
below - 86%	10

II. Customer Satisfaction

A. General Description:

The Customer Satisfaction Indicator measures the public's perception of the quality of the Company's service.

B. Formula and Data Source:

An independent survey firm conducts a customer's opinion survey in the third quarter of each calendar year. The survey firm shall be selected by the Company and be nationally recognized. The Company may change such survey firm as may be appropriate for economic reasons, accuracy purposes, or for other verifiable purposes. Company shall notify the Commission of the survey firm initially selected and any subsequent changes.

The survey shall accurately reflect the overall customer satisfaction of Company's customers using statistical methods generally accepted by the industry. The Company may modify the survey by notifying the Commission of its intent to make such modification at least four months prior to intended first use of the modified survey.

The following questions are asked as part of the customer opinion survey:

1. *Overall, would you say your opinion of Atmos Energy is very favorable, somewhat favorable, somewhat unfavorable, or very unfavorable?*

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(The index for this question is the ratio of the total of the very favorable and somewhat favorable responses to the total number of customers expressing an opinion.)

2. *Have you or anyone in your family had any occasion to contact Atmos Energy about your service, your bill, or anything else within the last 12 months?*

If the customer answers in the affirmative, they are asked the following:

3. *Were you satisfied with the way your contact was handled, or should they have done better in some way?*

(The index for this question is the ratio of the satisfied responses to the total number of customers expressing an opinion.)

4. *I'm going to read you several statements that might be made regarding Atmos Energy. For each statement, please tell me whether you entirely agree with it, mostly agree, mostly disagree, or entirely disagree.*

- ◆ *Atmos Energy employees are nearly always courteous.*
- ◆ *Atmos Energy is willing to listen and respond to its customers problems.*
- ◆ *Atmos Energy is fair and honest in its dealings with people.*

(The indexes for this question are the ratios of the entirely agree and mostly agree responses for each question to the total number of customers expressing an opinion.)

The responses for each question are tallied and an index is developed for each. The simple average of the total of these indices for the five questions is used in the determination of the overall score attained for the Customer Satisfaction Indicator.

The simple average is calculated by the following formula:

$$\frac{\text{Sum of Indices from 5 Questions}}{5} = \text{Average Customer Satisfaction Index (CSI)}$$

The Company's score on this indicator is measured using the following formula:

$$\text{Customer satisfaction score} = (26.3158 \times \text{CSI}) - 15.1547$$

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The score used for the Customer Satisfaction Indicator falls between 0 and 10.

III. Weighting

Company's scores on the Performance Indicator are weighted and averaged as follows:

<u>Performance Score</u>	X	<u>Weight</u>	=	<u>Weighted Score</u>
Customer price	X	.75	=	
Customer satisfaction	X	.25	=	
		<u>1.00</u>		<u>          </u>
COMPANY'S PERFORMANCE SCORE (CPS)				<u>          </u>

The Company's Performance Adjuster (PA) is calculated as follows:

$$(CPS \times .10) - .50 = PA$$

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
PSC Rate Schedule No. 331 (First Revised)

Docket No. 05-UN-0503

Date Filed: September 7, 2005  
Date Effective: October 1, 2005

Schedule consists of: Two Pages  
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RATE SCHEDULE 331  
HEATING-SEASON-ONLY RESIDENTIAL GAS SERVICE

---

AVAILABILITY

At points on Company's existing facilities of adequate capacity and suitable pressure when natural gas is obtained in sufficient quantities for all Requirements of distribution by Company.

APPLICATION

To heating-season-only gas service for domestic uses by a residential customer in a private residence or individual family apartment supplied through one meter. Incidental pilot usage during the non-heating season does not render this rate schedule inapplicable. Where multi-family dwellings are supplied through one meter, the Customer Charge of the Net Monthly Rate shall be multiplied by the number of single family dwelling units. Rate Schedule is also applicable to gas hearth products only.

NET MONTHLY RATE

Customer Charge:	\$ 8.91
Distribution Charge For All Mcf	\$ 1.6414 Per Mcf
Monthly Minimum:	\$ 8.91 Per Dwelling Unit

Gas Hearth Products Only Service

Monthly customer charge of \$11.00 in addition to charges as stated above.

ADJUSTMENTS

First - The amount computed at the above stated charges plus or minus any adjustments resulting from application of Company's Purchased Gas Adjustment Rider, Stable/Rate Adjustment Rider and Weather Normalization Adjustment Rider on file with the Mississippi Public Service Commission.

Second - Plus the applicable proportionate part of any directly allocable tax, impost or assessment imposed or levied by any governmental authority, which is assessed or levied against the Company or directly affects the Company's cost of operation and which the Company is legally obligated to pay on the basis of meters, customers, or rates of, or revenues from gas or service sold, or on the volume of the gas produced, transported, purchased for sale, or sold, or on any other basis where direct allocation is possible.

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
PSC Rate Schedule No. 331 (First Revised)

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RATE SCHEDULE 331  
HEATING-SEASON-ONLY RESIDENTIAL GAS SERVICE

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DEFINITIONS

“Heating season” means Company’s cycle billing revenue months of October through May.

“Non-heating season” means Company’s cycle billing revenue months of June through September.

SUSPENSION OF BILLING DURING NON-HEATING SEASON

Billing for gas usage is suspended during the non-heating season. Incidental pilot usage is accumulated for billing during Company’s cycle billing revenue month of October.

PAYMENT

Bills are due and payable each month upon presentation. If a bill is not paid within ten days from the date thereof, Company shall have the right to suspend service.

SERVICE POLICY

Subject to orders of regulatory authorities having jurisdiction and to the Service Policy currently on file in Company’s office.

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
PSC Rate Schedule No. 335 (First Revised)

Docket No. 05-UN-0503

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RATE SCHEDULE 335  
HEATING-SEASON-ONLY GENERAL GAS SERVICE

---

AVAILABILITY

At points on existing facilities of adequate capacity and suitable pressure when natural gas is obtained in sufficient quantities for all requirements of distribution by Company.

APPLICATION

To all heating-season-only gas service for which no specific schedule is provided, supplied at one point of measurement. Incidental pilot usage during the non-heating season does not render this rate schedule inapplicable. Service is for the exclusive use of the Customer and shall not be resold or shared with others. Not applicable to standby or supplementary service.

NET MONTHLY RATE

Customer Charge:	\$19.24
Distribution Charge For All Mcf:	\$ 1.5421 Per Mcf
Monthly Minimum:	\$19.24

ADJUSTMENTS

First - The amount computed at the above stated charges plus the cost to Company for gas purchased as provided by the application of Company's Purchased Gas Adjustment Rider Schedule on file with the Mississippi Public Service Commission.

Second - Plus or minus any adjustment resulting from application of Company's Stable/Rate Adjustment Rider and Weather Normalization Adjustment Rider on file with the Mississippi Public Service Commission.

Third - Plus the applicable proportionate part of any directly allocable tax, impost or assessment imposed or levied by any governmental authority, which is assessed or levied against the Company or directly affects the Company's cost of operation and which the Company is legally obligated to pay on the basis of meters, customers, or rates of, or revenue from gas or service sold, or on the volume of the gas produced, transported, purchased for sale, or sold, or on any other basis where direct allocation is possible.

DEFINITIONS

"Heating season" means Company's cycle billing revenue months of October through May.

"Non-heating season" means Company's cycle billing revenue months of June through September.

ATMOS ENERGY CORPORATION

Docket No. 05-UN-0503

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RATE SCHEDULE 335  
HEATING-SEASON-ONLY GENERAL GAS SERVICE

---

SUSPENSION OF BILLING DURING NON-HEATING SEASON

Billing for gas usage is suspended during the non-heating season. Incidental pilot usage is accumulated for billing during Company's cycle billing revenue month of October.

PAYMENT

Bills are due and payable each month upon presentation. If a bill is not paid within ten days from the date thereof, Company shall have the right to suspend service.

SERVICE POLICY

Subject to orders of regulatory authorities having jurisdiction and to the Service Policy currently on file in Company's office.

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
Purchased Gas Adjustment Rider (First Revised)

Docket No. 05-UN-0503

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PURCHASED GAS ADJUSTMENT RIDER

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APPLICATION

The Purchased Gas Adjustment stated herein applies systemwide to billings for gas service under every Rate Schedule and Agreement for Gas Service which states that it is subject to adjustment for the cost of gas purchased under the Company's Purchased Gas Adjustment Rider.

PROVISION FOR ADJUSTMENT

The net monthly rate stated in each Rate Schedule or Agreement for Gas Service with Company is adjusted by adding thereto an amount calculated to be the Purchased Gas Adjustment. The Purchased Gas Adjustment is calculated in accordance with the "Planned Method of Calculation Under the Purchased Gas Adjustment Rider".

PLANNED METHOD OF CALCULATION UNDER THE PURCHASED GAS ADJUSTMENT RIDER

The Purchased Gas Adjustment (PGA) is stated in four parts: (1) a demand charge adjustment, (2) a commodity charge adjustment, (3) a combined demand/commodity charge adjustment for year-round service, and (4) a combined demand/commodity charge adjustment for heating-only service. The demand PGA is applicable to those rate schedules in which a designated charge is to be made for contracted daily volumes of firm gas (Rate Schedules 307, 308, and 325). The commodity PGA is applicable to the commodity portion of Rate Schedules 307, 308, 309, 310 and 325. The year-round combined demand/commodity PGA is applicable to Rate Schedules 301, 304 and 305, and the heating-only combined demand/commodity PGA is applicable to Rate Schedules 331 and 335. Each segment of the PGA is calculated monthly based on the current cost. Adjustments are made for (1) Municipal franchise tax effect, (2) BTU content changes, and (3) the Gas Technology Research and Development Unit Charge of \$.00174 per Ccf. The Purchased Gas Adjustment is expressed as the change in cost per Ccf of annual demand units and/or commodity sales units billed.

The current annual cost is determined by applying the transportation and storage rates most recently received from the Company's pipeline suppliers and the most recent contract prices from interstate and intrastate gas suppliers to the latest available 12 months' gas purchased volumes.

The demand charge per Ccf represents the actual average demand unit cost paid by Company during the current year. The commodity unit cost per Ccf is the actual average commodity unit cost paid by Company during the same period. The combined demand/commodity gas costs for year-round and heating-only service are the sum of the commodity unit cost and a calculated demand cost per combined unit for each type service. Demand cost per combined unit is calculated by first reducing total annual demand costs by the annualized demand charge amount to be billed customers subject to a separate demand charge under Rate Schedules 307, 308 and 325. The remainder is divided into separate demand cost pools for year-round and heating-only service using imputed demand units based on 25% load factor for year-round service and a 15% load factor for heating-only service. Each demand cost pool is divided by the annual combined sales units for the applicable type service to arrive at the average demand cost per combined unit.

The current annual cost in both the demand and commodity PGA computations is divided by the appropriate factor to adjust for municipal franchise taxes.

The demand PGA is the current demand cost adjusted and divided by the annual demand units billed during the most recent 12-month period under Rate Schedules 307, 308 and 325.

The commodity PGA is the current commodity cost adjusted and divided by the annual sales volumes in the most recent 12-month period.

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
Purchased Gas Adjustment Rider (First Revised)

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PURCHASED GAS ADJUSTMENT RIDER

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PLANNED METHOD OF CALCULATION UNDER THE PURCHASED GAS ADJUSTMENT RIDER- continued

Combined demand/commodity PGA factors are the sum of the commodity PGA and the calculated demand PGA component for each type service.

The Gas Technology Research and Development Unit Charge of \$.00174 per Ccf is added to the commodity PGA and to the combined demand/commodity PGA.

Each month, the four-part Purchased Gas Adjustment is so computed to the nearest one hundredth cent per Ccf and applied to the volumes billed in the next revenue month beginning with Billing Cycle 1.

The sum of actual revenues billed from these Purchased Gas Adjustments, excluding the Gas Technology Research and Development Unit Charge, is compared with the actual current monthly gas cost. In the event there is a significant variation, an adjustment is made to the commodity PGA computation for such variation.

Reports are filed with the Mississippi Public Service Commission as directed.

GAS TECHNOLOGY RESEARCH AND DEVELOPMENT UNIT CHARGE

The Gas Technology Research and Development Unit Charge ("RDC") of \$.00174 per Ccf is collected by adding the RDC to the Commodity Purchased Gas Adjustment and to the Combined Demand/Commodity Purchased Gas Adjustment as described in the "Planned Method of Calculation Under the Purchased Gas Adjustment Rider." RDC monies collected are remitted to the Gas Research Institute to the extent required by applicable Federal Energy Regulatory Commission regulations. Amounts not remitted to the Gas Research Institute are utilized by the Company to provide financial support to gas technology research and development programs benefiting Company ratepayers subject to the charge. An annual report of RDC collections and expenditures is provided to the Mississippi Public Service Commission within sixty days following each annual period ending September 30. Financial commitments to individual programs (excluding Gas Research Institute funding mandated by applicable Federal Energy Regulatory Commission regulations) that are expected to exceed \$50,000 for any annual period are reported to the Mississippi Public Service Commission at least thirty days prior to the proposed effective date of such commitment.

REFUNDS FROM COMPANY'S SUPPLIERS

Refunds received by Company from any supplier to Company related to billings for gas service on and after December 26, 1975, shall be applicable to Company's sales on a systemwide basis unless otherwise provided in a particular Rate Schedule or Rider Schedule. Refunds shall be made in accordance with plans submitted to and approved by the Mississippi Public Service Commission.

REPORTS TO COMMISSION

A statement of the Purchased Gas Adjustment on a Ccf basis as applied to Company's billing shall be filed at the office of the Secretary of the Commission not later than the first day Company commences billing same. Upon receipt, refunds received by Company shall be reported to the Commission.

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
Gas Service Policy (Original)

Notice File No. 91-UN-0196

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GAS SERVICE POLICY

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GAS SERVICE POLICY

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GAS SERVICE POLICY

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GENERAL STATEMENT OF PURPOSE

This Service Policy is designed to govern the supplying and taking of gas service in such manner as will secure to each Customer the greatest practicable latitude in the enjoyment of his service consistent with good service to himself and other Customers with safety to Customers and Company.

This Service Policy and all rate schedules are on file at Company's various offices, and copies are obtainable by any Customer without charge upon request made in person, by telephone or by mail, at any office of the Company.

This Service Policy, subject to revision from time to time, supercedes and annuls all regulations by whatever term designated which may heretofore have governed the supplying and taking of the Company's gas service.

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GAS SERVICE POLICY

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SECTION I - DEFINITIONS

The following expressions when used in this Service Policy, in Rate Schedules, and in the Agreement for Service, shall, unless otherwise indicated, have the meanings given below:

1. Customer. Any individual, partnership, association, firm public or private corporation or governmental agency, having Company's service at any specified location.
2. Company. Atmos Energy Corporation.
3. Gas Service. The availability of gas, irrespective of whether any gas is actually used. Supply of service by Company consists of the maintaining of it, at the point of delivery, of approximately the established gas pressure by means of facilities adequate for carrying Customer's proper load.
4. Point of Delivery. The point where Company's service line is joined to Customer's installation, unless otherwise specified in Customer's Agreement for Service.
5. Customer Installation. In general, all pipes, fixtures, valves, shut-off cocks, facilities, appliances and apparatus of any kind or nature on Customer's side of the point of delivery (except Company's meter and regulator installations), useful in connection with Customer's ability to take gas service.
6. Service Line. The pipe or facilities between the main supplying the Customer and the point of delivery to the Customer.
7. Day. A "Day" when used in Rate Schedule or the Agreement for Gas Service, shall mean the 24-hour period beginning at 8:00 a.m.
8. Month. An interval of approximately thirty days between successive meter reading dates, except when the calendar month is specified.
9. Notice. Unless otherwise specified, a written notification delivered personally or mailed by one party to the other at such other party's last known address--the period of notice being computed from the last date of such personal delivery or mailing.

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10. Meter. The meter or meters, together with auxiliary devices, if any, constituting the complete installation needed to measure the gas supplied to Customer.

11. Regulator. The regulator, or regulators, if required, together with auxiliary devices, if any, constituting the complete installations needed to reduce or regulate the pressure of the gas supplied to any individual customer at a single point of delivery.

12. Extension to Customer. Any branch from, or continuation of, existing facilities to the point of delivery to Customer, including increases in capacity of any of Company's facilities, or the changing of any facilities to meet Customer's requirements and including all mains, service lines, pressure regulators and meters.

SECTION II - APPLICATIONS AND AGREEMENTS FOR GAS SERVICE

13. Form and Execution of Applications for Service. An application for service normally is made on Company's standard form of Application for Service. Should such application be lost or destroyed, the form shall conclusively be presumed to be standard. If for any reason this form is not signed by the Customer, the giving of service by the Company and the accepting of such service by the Customer shall impose the same obligations on each as if an Application for Service had been executed.

14. Form and Execution of Agreement for Gas Service. Service may also be provided at Company's option, under the Company's Agreement for Gas Service.

15. Customer's Right to Suspend Service or to Cancel Agreement for Gas Service. A Customer for whom the Company has made no unusual investment to serve, may give the Company three days notice of intention to terminate service and Company will accept such notice, unless otherwise specifically provided in an Agreement for Gas Service, Rate Schedule or elsewhere in this Service Policy, if satisfied that the Customer no longer requires any gas service at that particular location.

16. Company's Right to Suspend or Terminate Service. For any default by Customer, Company may terminate Agreement for Gas Service or suspend supply of service. No notice of termination or suspension need be given in cases of unauthorized use or disposition of service by Customer or in the case of dangerous leakage or other dangerous condition on Customer's side of the point of delivery or in case of utilization by Customer of service in such manner as to cause danger to persons or property or to jeopardize service to Customer or to others.

For any other default by Customer, no termination or suspension will be made by Company, without giving 48 hours' notice to Customer, stating in what particularity the Customer has defaulted. Failure of Company to act at any time after such default or breach shall not affect any of the Company's rights hereunder or constitute a waiver of any remedy or defense afforded by law.

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If service to Customer is discontinued for any default by Customer, then, as a pre-requisite to re-establishing service, Company may collect from Customer all reasonable costs of discontinuing and re-establishing service, to include time of employees engaged therein, provided under no circumstances shall any penalty be exacted. Provided further, that where the defaulting Customer is the owner of the service location, Company may decline to re-establish service to a subsequent tenant of said owner at that same service location unless and until the owner pays Company for services and costs due from the defaulting owner.

17. Change of address of Customer. When Customer changes his address, he shall give reasonable notice thereof to Company prior to date of change. Customer is responsible for all service supplied to the vacated premises until such notice has been received and Company has had a reasonable time, but not less than three days, to discontinue service.

If customer moves to an address at which he requires gas service and at which address Company has such service available, the notice shall be considered as Customer's request that Company transfer such service to the new address, but if Company does not have such service available at the new address, service shall be considered terminated.

18. Availability of Service. Company will provide gas service at points on existing facilities of adequate capacity and suitable pressure in accordance with this Service Policy and such applicable rate or rates as from time to time are lawfully fixed. Provided, however, Company may decline to render any service to a particular service location if the current owner of the service location is indebted to Company for prior service rendered to said owner at that service location. Company may provide service at other points as provided in Company's Extension Policy.

SECTION III - SUPPLYING AND TAKING OF SERVICE

19. Continuity of Service. Company will use reasonable diligence to supply steady and continuous service, but does not guarantee service against irregularities or interruptions. Company shall not be liable to Customer for any damages occasioned by irregularities or interruptions.

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GAS SERVICE POLICY

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Company's obligations to supply service as specified in the Agreement for Service ceases when the gas delivered to Company under existing contracts is insufficient to meet all of Company's requirements.

20. Suspension of Service for Repairs and Changes. When necessary to make repairs to or changes in Company's system, or other property, Company may, without incurring any liability, suspend service for such periods as may be reasonably necessary. Company will notify Customer in advance of such suspension whenever possible.

For months in which suspensions do not exceed an aggregate of twenty-four hours, there shall be no reduction of demand, minimum or similar charges. There shall be a pro rata reduction in such charges for months in which such suspensions do exceed that amount which reductions shall be liquidated damages to Customer for all defaults of Company in service rendition.

21. Use of Service. Service shall be for customer's use only and may not be sold or remetered or otherwise disposed of by Customer to lessees, tenants or others.

In no case shall Customer, except with the written consent of Company, extend or connect his installation to pipes across or under a street, alley, lane, court, avenue, or other public or private space in order to obtain service for adjacent property through one meter, even though such adjacent property be owned by Customer. In case of such unauthorized remetering, sale, extension, or other disposition of service, Company may immediately discontinue the supplying of service to Customer until such unauthorized act is discontinued and full payment is made for all service supplied or used, billed on proper classification and rate schedules or reimbursement in full made to Company for all extra expenses incurred, including clerical work, testing and inspection. Acceptance by Company of such payments shall not authorize a continuance of such practice by Customer.

22. Customer's Responsibility. Customer assumes all responsibility on Customer's side of the point of delivery for the service supplied or taken as well as for the gas installation, appliances and apparatus used in connection therewith, and shall save Company harmless from and against all claims for injury or damage to persons or property occasioned by or in any way resulting from such service or the use thereof on Customer's side of the point of delivery.

23. Right-of-Way. Without reimbursement, Customer shall make or procure conveyance to Company of right-of-way (to include licenses or franchises, if essential) satisfactory to Company for Customer's extension and to maintain Company in the use and occupancy thereof, except for right-of-way Company agrees to acquire.

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24. Access to Premises. The duly authorized agents of Company shall have access at all reasonable hours to the premises of customer for the purpose of inspecting piping and apparatus, removing or replacing Company's property, reading of meters and all other purposes incident to the supplying of service.

25. Location of Point of Delivery. The point of delivery shall be located at a point readily accessible to Company's facilities, such point to be determined by Company.

SECTION IV - CUSTOMER'S INSTALLATION

26. Nature and Use of Installation. Customer will operate his equipment in such a manner that it will not adversely affect Company's service either to the Customer or to others. All installations shall be governed by and in accordance with applicable local, state and federal regulations.

Upon request, Company will start up Customer's heating plant. Start up of heating equipment does not include cleaning ducts, changing filters, or any other such maintenance or repairs. No charge for this service shall be made by Company in the following instances: (a) when such heating equipment is part of a gas air-conditioning system or (b) if Company is unable to start up Customer's heating plant because of repairs needed or for any other reason. In instances where a charge is made, the Company shall charge for such service in accordance with a schedule on file with the Public Service Commission.

27. Changes in Installation. Since Company's service connections, regulators, meters and other facilities used in supplying service to Customer have a definite limited capacity, before making any material changes or increases in Customer's installation, Customer should give notice thereof to Company and obtain Company's consent thereto. Company, as promptly as possible after receipt of such notice, will give its written approval to the proposed change or increase or will advise Customer upon what conditions service can be supplied for such change or increase.

28. Inspection by Company. Company shall have the right, but does not assume the duty, to inspect Customer's installation at any time, and from time to time, and to refuse to commence or to continue service whenever it does not consider such installation to be in good operating condition; but Company does not in any event assume any responsibility whatsoever in connection with such matters.

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SECTION V - COMPANY'S INSTALLATION

29. Installation and Maintenance. Except as otherwise provided in this Service Policy, in the Agreements for Service or Rate Schedules, Company will install its pipes and equipment on its side of the point of delivery in accordance with Company's Policy for Installation and/or Extension of Gas Facilities on file at the Mississippi Public Service Commission, and maintain same. Company shall not be required to install, inspect or maintain any pipes or equipment, on Customer's side of the point of delivery, except Company's meters and regulators where necessary. Only Company's agents are authorized to connect Company's service line to Customer's installation. Company ordinarily will make connections to Customer's service extension by service pipe direct from Company's main. If Customer desires to have connection made in any other manner, special arrangements may be made at Customer's expense. Customer will pay Company in advance the estimated actual cost, including overhead, for subsequent relocation, changes or alterations to the service extension which the Company makes for the convenience of the Customer.

30. Protection by Customer. Customer shall protect Company's meter and other property on Customer's premises and shall permit no one but Company's employees or persons authorized by law to inspect or handle same. In the event of any loss or damage to such property of Company caused by or arising out of carelessness, neglect or misuse by Customer or other unauthorized persons, the cost of making good such loss or repairing such damage shall be paid by Customer.

All piping and apparatus supplied by Company shall remain its property and if in Customer's possession shall, on termination of service, be returned to Company by Customer in as good condition as when received by Customer, ordinary wear and tear excepted. Company may at any time examine, change or repair its property on the premises of Customer and may remove its property upon, or at any time after, termination of service.

SECTION VI - METERING AND BILLING

31. Installation of Meter. Company will furnish and install any necessary meter, and Customer will provide and maintain a location, free of expense and satisfactory to Company, for its installation.

32. Evidence of Consumption. The registration of Company's meter shall be accepted and received at all times as prima facie evidence of the amount of gas taken by Customer.

33. Tests and Adjustments. Company will test its meters and maintain their accuracy of registration in accordance with good practice and as required by law. On request of Customer, Company will make special tests. If any such special test shows the registration of a meter to be in error by more than 2%, fast or slow, Company will bear the cost of the test. If the amount of this error is less than 2%, fast or slow, Customer shall bear the cost of the test, and the minimum charge therefore will be filed with the Public Service Commission.

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Whenever a meter in service is found, upon tests made by the Company or Public Service Commission in response to Customer complaints, to be in error in excess of three percent (3%); or two percent (2%) fast in case of meter found to have been in service without a record test for a period longer than that prescribed by the Commission for each kind of meter as determined by the method prescribed by the Commission for finding the average error for each kind of meter, correction to the Customer shall be made as follows:

(a) If the date the meter first became incorrect can be definitely ascertained, the correction shall be for the amount charged since that date over or below what the billing would have been had the meter registered with one hundred percent (100%) accuracy.

(b) In all other cases, the correction shall be calculated as follows: The Customer's metered consumption for a period of three (3) months, next preceding the date of the test or the date the meter was removed for the purpose of the test, shall be reduced or increased by the application of the percentage of error related to one hundred percent (100%) accuracy as determined by the test. The rates effective during said period shall be applied to this adjusted consumption and the difference between the amount so obtained and the actual billing shall be refunded or charged to the Customer; provided, however, that no refund shall be allowed in any case if the seal on the Customer's meter or metering equipment is found to be broken or if there is any other evidence that the meter or metering equipment has been tampered with.

In cases where the meter fails to accurately register the quantity of gas consumed, but the degree of error cannot be accurately determined so as to allow the application of MPSC Service Rule 10C, Company may render a bill for the estimated quantity consumed during the affected period. The consumption shall be estimated by using the measurements of a newly installed meter, by taking a corresponding period from a prior year or by any other method that is reasonable and proper under the circumstances, and may include adjustments for changes in degree days and any other factors as appropriate.

34. Billing Periods. Bills ordinarily will be rendered regularly at monthly intervals but may be rendered more frequently at Company's option. Non-receipt of bills by Customer shall not release or diminish the obligation of Customer with respect to payment thereof.

35. Unlawful Use of Service. In any case of tampering with meter installation or interfering with the proper functioning of meter installation or any other unlawful use or diversion of service by any person, or evidence of any such tampering, interfering, unlawful use or service diversion, Customer's service may be immediately discontinued and Company shall be entitled to collect from Customer at the appropriate rate for all gas not recorded on the meter by reason of such tampering, interfering, or other unlawful use or diversion (the amount of which may be estimated by Company from the best available data), and also for all expenses incurred by Company on account of such unauthorized act or acts, including reasonable attorney's fees. Unlawful meter tampering and diversion of gas is a misdemeanor, punishable by law.

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
Gas Service Policy (Original)

Notice File No. 91-UN-0196

Date Filed: March 1, 2005  
Date Effective: April 1, 2005

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GAS SERVICE POLICY

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Upon the occurrence of three or more instances of unlawful use or diversion of service at a given service location within any 15 month period, Company may, at its option:

(a) Require the owner of the premises, as a prerequisite to the re-establishment of any service, to assume financial responsibility for any future gas service to said location, or

(b) Terminate gas service to said location by removing Company's gas service line from the premises or by abandoning the service line at its intersection with the distribution main.

36. Separate Billing for Each Point of Delivery. Service at separate locations or addresses will not be combined for billing. At each point of delivery use of service shall be separately metered and billed. Whenever for any reason Company furnishes service to a single Customer at two or more points of measurement, each point of measurement shall be considered as a separate service.

37. Charge for Institution of Service. A charge shall be paid by Customer for the institution of service for a Customer receiving initial gas service, or for a Customer transferring service, or for a Customer whose service has been disconnected for non-payment or other violation of the rules and regulations of the Company. The amount of the charge shall be as provided in a schedule filed with the Public Service Commission.

Whenever the Company dispatches an employee to the premises of Customer for the purpose of discontinuing service for non-payment and payment of the delinquent account is made to the employee prior to the discontinuance of service, a charge shall be paid by Customer in an amount provided in a schedule filed with the Public Service Commission.

38. Selection of Rate Schedule and Billing Errors. The selection of the Rate Schedule will be based on the prospective Customer's statement as to the service desired, the amount and manner of use and any other pertinent information. Company shall not be liable for any error in connection therewith. If for any cause, the Rate Schedule specified in the Agreement for Gas Service or otherwise specified, is not applicable to the class of service taken or there is a billing error other than a metering discrepancy, on discovery of the error all bills rendered during the period of such error, but not to exceed six years, shall be recalculated in accordance with the lowest properly applicable Rate Schedule and any excess paid shall be refunded by Company or any balance due shall be paid by Customer, as the case may be.

ATMOS ENERGY CORPORATION

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GAS SERVICE POLICY

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During Company's revenue months of June through October, Customers classified by Company as "space heating only" shall be billed for gas service only if such Customer's accumulated usage during said period exceeds 3,000 cubic feet. Any accumulated incidental pilot light or heating consumption by such Customer that does not exceed 3,000 cubic feet during said period shall be billed to Customer during the Company's November revenue month. If a "space heating only" Customer requests actual turn-off of gas service during the summer months, Company shall charge customer for the light up of his equipment in an amount provided in a schedule filed with the Public Service Commission. Company shall use its best efforts to restore service to each such "space heating only" Customer as promptly as possible but Company cannot guarantee the re-institution of service to each such Customer upon the day the request is made because of Company's heavy Fall workload.

Notwithstanding the above, should any space heating only Customer's deposit or any part thereof be applied toward payment of delinquent account or withdrawn by Customer, then, in such event, the Customer's gas service and account shall be terminated and the re-institution or restoration of gas service shall be treated as an initial institution of service and Customer shall pay a service charge as set out in a schedule filed with the Public Service Commission. Company will make a reasonable effort to identify and classify space heating only Customers, but its failure to properly classify, absent written notice from the Customer of space heating only use, shall not be a basis for complaint or adjustment of bills.

39. Change to Optional Rate Schedule. A Customer being billed under one of two or more optional Rate Schedules applicable to his class of service may elect to be billed on any other applicable Rate Schedule by notifying Company in writing, and Company will bill Customer under such elected Rate Schedule from and after the date of the next meter reading. However, a Customer having made such a change of Rate Schedule may not make another such change within the next twelve months.

40. Disputed Bills. In the event of a dispute between the Customer and the Company respecting any bill, the Company shall forthwith make such investigation as shall be required by the particular case, and report the results thereof to the Customer. When the amount to be paid is in question, the Customer may make a deposit with the Company covering the amount of the disputed bill whereupon service shall not be discontinued pending settlement of the dispute. Upon settlement of the dispute by any means permitted or provided by law, the balance, if any, due the Customer shall be promptly repaid.

ATMOS ENERGY CORPORATION

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GAS SERVICE POLICY

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SECTION VII - DEPOSITS

41. Requirements and Application of Service Deposit. Unless waived in accordance with Company policy or law, Company shall before rendering gas service require a deposit or other guarantee toward replacement cost of Company's meter, regulator, service piping and facilities serving Customer in the event of damage to such property by Customer and toward guarantee of payment for gas service. Except as provided for herein, the deposit required of residential Customers of satisfactory credit standing shall not exceed the larger of (1) a single estimated average bill of applicant or (2) the Company's current estimate of an average residential customer's highest single monthly billing. For non-residential accounts of satisfactory credit standing, the deposit requirement shall not exceed two times the current estimated maximum monthly bill of the Customer. Gas service may be suspended by Company, if after proper notice Customer fails to pay any delinquent gas bill. After suspension of service, Company may terminate service if payment for all past due service is not received on or before the next billing date following suspension. In the event service is terminated, Company will apply any such deposit or other guarantee toward the payment of all amounts due and the excess, if any, shall be paid to Customer. Service shall not be reinstated until a lawful deposit has been restored. Company may at any time also apply deposit or other guarantee toward replacement or repair of damages of Company's property caused by Customer. A new or additional deposit may be required upon reasonable written notice to Customer of the need for such a requirement in any case where a deposit has been refunded or is found to be inadequate as above provided for, or where a customer's credit standing is not satisfactory to the Company. The service of any Customer who fails to comply with these requirements may be discontinued upon reasonable written notice.

42. Interest. Cash deposits made by Customers, which are held for one (1) year or more, shall earn simple interest at the rate and in the manner provided by the Commission's rules. All accrued interest on a Customer's service held by Company shall be paid or credited to the Customer's account on or before July 1 of each successive third year during which service is connected. Cash deposits held for less than one (1) full year shall earn no interest. In the event service is terminated, Company will apply any unpaid interest toward the payment of all amounts due, and the excess, if any, shall be paid to Customer.

ATMOS ENERGY CORPORATION

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SECTION VIII - APPLICATION OF AND CHANGES AND ADDITIONS TO  
SERVICE POLICY AND RATE SCHEDULES - CONFLICTS

43. Application of Service Policy and Rate Schedules to Agreements for Gas Service. All Agreements for Gas Service at present in effect or that may be entered into in the future are made expressly subject to this Service Policy and any modifications hereof that may be lawfully made, and subject to all applicable existing Rate Schedules and any lawfully made changes therein, substitutions therefore, or additions thereto.

44. Conflict. In case of conflict between any provision of the Agreement for Gas Service, the Rate Schedule or this Service Policy, the prevailing provision shall be, (1) the provision of the Agreement for Service and (2) the provision of the Rate Schedule.

45. Regulatory Authority. The provisions of this Service Policy are subject to the rules and regulations of the Mississippi Public Service Commission and any other regulatory authority having jurisdiction.

ATMOS ENERGY CORPORATION

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GAS SERVICE POLICY

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MISCELLANEOUS CHARGES UNDER GAS SERVICE POLICY

1. Charges for institution of service or transferring service:	
Monday - Friday 8:00 a.m. - 5:00 p.m.	\$30.00
Holidays and After Hours	\$60.00
2. Charges for re-establishing disconnected service:	
Monday - Friday 8:00 a.m. - 5:00 p.m.	\$35.00
Holidays and After Hours	\$65.00
3. Charge for collection of delinquent accounts (service not terminated):	\$15.00
4. Charge for start-up of heating equipment:	\$20.00
5. Charge for checks returned unpaid:	\$15.00

Issued by: William J. Senter  
Vice President, Rates & Regulatory Affairs/Mississippi Division

ATMOS ENERGY CORPORATION

MISSISSIPPI PUBLIC SERVICE COMMISSION  
Policy for Extension of Gas Facilities (First  
Revised)

Docket No. 05-UN-0503

Date Filed: September 7, 2005  
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Schedule Consists of: Five Pages  
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POLICY FOR EXTENSION OF GAS FACILITIES

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I. General Statement.

Natural gas is a safe, reliable and economical energy source. For these reasons the extension of natural gas service is desired by consumers and is beneficial to community development. However, it is also recognized that the cost of natural gas service for all ratepayers increases in proportion to the investment in gas facilities required to provide such service. It is the Company's policy to extend gas service as widely as possible, but without sacrificing the economy which makes natural gas service desirable.

The goal of this Policy is to serve the interests of both existing and prospective customers by providing that:

- A. Company investment in new gas facilities must be reasonable in relation to revenue expected to be derived from such facilities, thereby avoiding undue increase in gas service rates for all customers;
- B. Extensions of new gas facilities must be made fairly and even-handedly among similarly situated prospective customers, avoiding undue preference for certain customers at the expense of other; and
- C. Extensions of new gas facilities must be made on a consistent basis over time to avoid prejudicing existing customers in favor of prospective customers, or vice versa.

II. Residential Gas Service and Small General Gas Service.

This Section applies to all residential gas service and to general gas service to commercial, industrial and public authority customers having estimated annual consumption of less than 300 Mcf.

A. Main Extensions.

- (1) **Construction Allowance.** The Construction Allowance is based upon estimated annual consumption, by class of usage, to customers to be served from the main extension.

<u>Class of Usage</u>	<u>Rate Construction Allowance</u>
Year Round Usage or Off-Peak Seasonal Usage	\$5.00 times estimated Annual Mcf Usage
Seasonal Heating Usage Only (where natural gas equipment is the primary heat source)	\$3.75 times estimated annual Mcf Usage
Standby, Supplemental or Temporary Usage	None

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POLICY FOR EXTENSION OF GAS FACILITIES

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To maintain consistency over time, the rates of Construction Allowance specified above shall be adjusted every three years, or more frequently if deemed necessary by Company, to reflect changes in the general purchasing power of money.

- (2) **Economic Feasibility Cost of Main.** The Economic Feasibility Cost of Main includes the cost of all material, labor and overhead necessary to extend the mains, related input stations and similar facilities, including necessary system reinforcements. The cost of main is based on the smallest standard size pipe (but no smaller than 2" diameter pipe) that has adequate capacity to meet the requirements of prospective customers to be served directly from such main, even though Company may deem it advisable to install larger size pipe for overall system management purposes.
- (3) **Contributions in Aid of Construction.** Where the construction allowance calculated for prospective customers currently applying for gas service equals or exceeds economic feasibility cost of main, Company installs the main extension without charge to applicants. Otherwise, a Contribution in Aid of Construction (hereinafter referred to as a cash advance), or comparable arrangement, is required in the amount of the excess of Economic Feasibility Cost of main over the Construction Allowance for current applicants. The cash advance may be either refundable or non-refundable, depending on the circumstances described below.
  - (a) **Refundable Cash Advance.** The cash advance is made on a refundable basis to the extent of the Construction Allowance calculated for *future customers (i.e., total prospective customers excluding current applicants)* reasonably expected to be served from the main extension during the five year period immediately following installation. Applicants and Company shall execute an agreement specifying the terms and conditions of such Refundable Cash Advance substantially in the form of agreement attached hereto as Exhibit "A".
  - (b) **Non-refundable Cash Advance.** Any remaining cash advance required after considering the Refundable Cash Advance, if any, is made in the form of a Non-refundable Cash Advance. The amount of Non-refundable Cash Advance is increased to cover the cost of state and federal taxes due on such contribution.
  - (c) **Appliance Agreement.** Where a main extension is required to serve a subdivision development, and where a Refundable Cash Advance is appropriate, Company may at its option waive Refundable Cash Advance by the subdivision developer upon written guarantee that sufficient gas consuming equipment will be served from the main extension to justify the cost of the main extension. In such instances, developer and Company shall execute an agreement

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MISSISSIPPI PUBLIC SERVICE COMMISSION  
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POLICY FOR EXTENSION OF GAS FACILITIES

specifying the terms and conditions of guarantee in substantially the form of Appliance Agreement attached hereto as Exhibit "B". Company will consider acceptance of an appliance Agreement only in those instances where the developer is directly responsible for the installation of gas consuming equipment.

- (d) **Waiver of Cash Advance.** Company may, at its option, waive all or any part of a cash advance when Company determines that rapid development is occurring and that future customers to be served from the main extension can reasonable by expected to justify the cost of the main extension.
- (e) **Earnest Money Deposit.** If deemed necessary to provide reasonable assurance that applicants will avail themselves of the service requested, Company may, at its option, require such applicants to make a reasonable earnest money deposit prior to Company's installation of main to serve applicants. Individual earnest money deposits shall be refunded as service to each applicant is initiated. Applicants who elect not to take service shall forfeit their deposit.

B. Service Lines.

Service Lines are only installed from distribution mains of Company having adequate capacity to meet the requirements of applicant (s).

- (1) **Portion of Service Line installed in Rights-of-Way.** Company installs without charge to applicants up to 75 feet of service line required to transgress rights-of-way of railroads and public streets and roads abutting applicant's property. When more than 75 feet is required, Company shall determine cost to applicant, if any, by individual study of the economics of such request for service.
- (2) **Service Line installed on Applicant's Property.** The maximum service line footage which Company installs on applicant's property, without charge to applicant, is based upon estimated annual consumption, by class of usage.

<u>Class of Usage</u>	<u>Service Line Allowance</u>
Year Round Usage or Off-Peak Seasonal Usage	1.25 foot times estimated Annual Mcf Usage
Seasonal Heating Usage Only (where natural gas equipment is the primary heat source)	.75 foot times estimated Annual Mcf Usage
Standby, Supplemental or Temporary Usage	None

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- (3) **Excess Footage.** Where service line footage on applicant's property exceeds the Service Line Allowance, a Non-refundable Cash Advance is required for such excess footage. The amount of Non-refundable Cash Advance is calculated at the rate of \$2.00 per foot of excess, and such amount is increased to cover the cost of state and federal taxes due on the contribution.

C. Excess Construction Allowance for High Density Residential Developments.

Where the Construction Allowance for main extension and the value of Service Line Allowance exceeds Company's investment in mains and service lines required to serve an apartment building or similar high-density residential development, Company may at its option utilize excess allowances to defray the cost of gas piping and other facilities required for gas utilization in the development.

III. Gas Service to Medium Commercial, Industrial and Public Authority Customers.

General Service customers (commercial, industrial and public authority) having estimated annual consumption of more than 300 Mcf per year but not more than 2400 Mcf per year, have a Construction Allowance for main calculated in accordance with the provisions of Section II. A. (1) of this Policy. A Refundable Cash Advance or Non-refundable Cash Advance may apply in accordance with Section II. A. (3) (a) and Section II. A. (3) (b) of this Policy.

A Service Line Allowance of \$2.00 per Mcf of estimated annual consumption is granted to offset the cost of service line on applicant's property and the cost of meter and regulator installation. Where service line and meter and regulator installation cost exceeds the Service Line Allowance, a Non-refundable Cash Advance is required in the amount of such excess cost. The amount of Non-refundable Cash Advance is increased to cover the cost of state and federal taxes due on the contribution.

IV. Gas Service to Large Commercial, Industrial and Public Authority Customers.

Extension of facilities to serve commercial, industrial and public authority customers using in excess of 2400 Mcf annually is made upon the basis of individual studies of investment required, revenue, expenses, gas supply and other items affecting the economic feasibility of each individual case. Company shall consider Refundable and Non-refundable Cash Advance, Revenue Guarantee, Facilities Charge or other means of establishing the economic feasibility of extension of facilities and to expedite availability of gas service. The amount of Non-refundable Cash Advance, if any, is increased to cover the cost of state and federal income taxes due on such contribution.

V. Minimum Economic Feasibility Determination.

Company reserves the right to decline to build extensions even though applicant is willing to pay the full construction cost, when in the opinion of Company the revenue to be derived therefrom is insufficient to cover operating expenses and taxes thereon.

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- VI. Provisions Applicable for All Classes of Customers.
- A. If, in its own interest, Company deems it advisable to install mains and related facilities larger than needed to adequately serve prospective customers directly connected to such extension, then the excess cost of the larger main is borne by the Company.
  - B. All service lines must be constructed by Company or its representatives.
  - C. High pressure transmission mains of Company's pipeline suppliers are not, under the terms of this Policy, considered as existing distribution mains. Application for service from such transmission mains requires individual study of all related factors.
  - D. The foregoing provisions of this Policy do not apply to temporary service. Temporary service will be available only based upon individual determination of the economic feasibility of each request for such service.
  - E. The foregoing provisions of this Policy may not apply in Natural Gas Districts leased and operated by Company where special agreements providing for extension of service exist.
  - F. All mains and related facilities, service lines, meters and regulating equipment, regardless of who pays or contributes toward paying the cost thereof, are to be made by Company or its representatives and shall become and remain the property of Company except where special agreement with leased Natural Gas District may exist.
  - G. Company may waive collection of a contribution where, in the opinion of Company, the cost of collecting and accounting for such contribution would make such contribution uneconomic.
  - H. Adjustment of Non-refundable Cash Advances for state and federal income taxes shall be calculated based upon the state and federal income tax rates in effect when payment is made to the Company.

Issued by: William J. Senter  
Vice President, Rates & Regulatory Affairs/Mississippi Division

POLICY FOR EXTENSION OF GAS FACILITIES  
EXHIBIT A

**Atmos Energy Corporation**

**Agreement for Cash Advance in Aid  
of Construction Subject to Refund**

This Agreement made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by and between Atmos Energy Corporation, party of the first part, hereinafter called "Company", and \_\_\_\_\_, party of the second part, hereinafter called the "Customer" of \_\_\_\_\_, Mississippi.

WITNESSETH:

- 1) That the Company has constructed or will construct, within a reasonable period of time, necessary and adequate gas facilities to the most convenient and/or feasible property line of the Customer or property developed by Customer or sold by Customer to others, which the Company intends to use for supplying gas service to the Customer or property developed by Customer or sold by Customer to others for his use or to supply other customers with gas service when such service is requested and required.
- 2) The above mentioned gas facilities are described as follows: [ --complete description of property, subdivision, etc.-- ] located in / near the town of \_\_\_\_\_, \_\_\_\_\_ County, Mississippi.
- 3) The Customer desires such service and as an aid in the construction of necessary facilities (according to its "Extension Policy" in force at the effective date of this contract) hereby makes a cash advance to Company of \$\_\_\_\_\_, which amount shall be refundable as described below: If, after this Agreement is in force, additional residential or small general use customers are connected to the facilities installed under this Agreement, without the necessity of additional main extensions, the Customer's cash advance shall be refunded by the Company on the following basis:
  - a) For Each additional residential and small general service customer connected, an amount of refund computed at the rates of:
    - i) \$3.75 per MCF of annual MCF sales to added customer for seasonal usage during winter months; or,
    - ii) \$5.00 per MCF of annual MCF sales to added customer for year-round usage or seasonal usage during the summer months, based on MCF sales within said five-year period from date of original agreement; and,
  - b) For each additional large commercial, industrial or public authority class customer, an amount of refund equal to the construction allowance that Company would otherwise make for such added customer under normal application of Section IV of its "Extension Policy" in force at the effective date of this Agreement.
- 4) This Agreement shall be in full force and effect for a period of five (5) years from and after the date of execution of this Agreement. It is further agreed that Company will review this account on or about each anniversary date of this Agreement and will make refunds annual to Customer based on the terms set out herein.
- 5) [--OPTIONAL SECTION--] Notwithstanding the aforementioned, to the extent that Company and Customer have entered into an "Appliance Agreement" covering virtually the same facilities described herein, it is expressly agreed that all the amounts covered in that Appliance Agreement must be satisfied before any refunds or calculations are made as referenced in this section. Further, no connected load use to satisfy the Appliance Agreement may be considered as applying to this Agreement.

DATE

**AGREEMENT FOR CASH ADVANCE IN AID  
OF CONSTRUCTION SUBJECT TO REFUND**

- 6) Customer hereby grants and gives to Company, its successors and assigns the right to construct, maintain and operate the facilities described in this Agreement over, across, under and through the property belonging to Customer. This grant shall survive the termination of this Agreement.
- 7) Company shall retain title, ownership and possession of all gas facilities constructed under this Agreement.
- 8) No refund will be allowed on facilities constructed under this Agreement for service:
  - a) To Customer and others located as follows (credit allowed in initial feasibility computation or areas excluded by the parties): [ --include specific names and addresses of facilities included initially or any exclusions from future refunds-- ];
  - b) To additional customers prior to regular occupancy of their building or appurtenance to be served;
  - c) To temporary customers;
  - d) To additional customers after the total of the principal amount of Customer's advance has been refunded; or,
  - e) Where additional main extension is required.
- 9) It is expressly agreed and understood that the Company may service other customers from the facilities constructed under this Agreement when such service is requested.
- 10) This agreement is subject to Company's Gas Service Policy as it may from time to time be added to, changed or amended.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in quadruplicate on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

ATMOS ENERGY CORPORATION

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

CUSTOMER \_\_\_\_\_

BY: \_\_\_\_\_  
Print Name

POLICY FOR EXTENSION OF GAS FACILITIES  
EXHIBIT B

**Atmos Energy Corporation**

**Agreement for Installation of Natural Gas Consuming Appliances and/or Equipment in Houses and Structures of Subdivision Developments  
(Appliance Agreement)**

This Agreement made and entered into this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by and between Atmos Energy Corporation, party of the first part, hereinafter called "COMPANY", and \_\_\_\_\_, party of the second part, hereinafter called the "DEVELOPER" of \_\_\_\_\_, Mississippi.

WITNESSETH:

- 1) COMPANY shall extend its gas main to make gas service available to the [enter name and description of subdivision / development] (SUBDIVISION). A description of COMPANY'S gas main extension is attached hereto and made a part of this Agreement.
- 2) The construction cost of such gas main extension is in excess of the construction allowance determinable under COMPANY'S effective Extension Policy in the total amount of \$ [--amount--]. DEVELOPER agrees that his proportionate share of said total amount is \$[amount] and, in lieu of advancing this amount to COMPANY, DEVELOPER agrees to bring about the installation of gas consuming appliances and/or equipment in houses and structures located on Lots [--specifically describe the lots or addresses where credit can be earned – EXCLUDE ANY STRUCTURES WHICH RECEIVED CREDIT INITIALLY--] in SUBDIVISION in/near town of [town name], [county name] County, Mississippi, and served from the above described gas main extension.
- 3) DEVELOPER agrees to bring about the installation of gas consuming appliances and/or equipment in such numbers and/or sizes as to equal or exceed his agreed proportion of the above excess cost. Credit toward the agreed amount shall be computed on the basis set out below. For each additional residential and small general service customer served from the main extension on the applicable lots as described above, an amount of credit computed at the rates of:
  - i) \$3.75 per MCF of annual MCF sales to added customer for solely seasonal usage during winter months; or,
  - ii) \$5.00 per MCF of annual MCF sales to added customer for year-round usage or seasonal usage during summer months.
- 4) This Agreement shall have a term of five years from the date first written above and shall not be extended.
- 5) On or about the fifth anniversary of the date of this Agreement, COMPANY shall compute the total credit amount determinable at the above stated rates for equipment so served from COMPANY'S gas main extension, and DEVELOPER shall thereupon pay COMPANY as a Non-Refundable Contribution in Aid of Construction the deficiency, if any, between the amount so computed and DEVELOPER'S proportionate share of such excess cost of \$\_\_\_\_\_, plus the then effective adjustment for state and federal income taxes as applicable. If no deficiency exists or upon payment by DEVELOPER of any existing deficiency plus applicable taxes, this Agreement shall thereupon terminate and DEVELOPER shall be released from any further liability hereunder.
- 6) DEVELOPER may, at any time within the 5-year term of this Agreement, request a determination of his continuing liability hereunder, and if such liability has at such time or times ceased by virtue of DEVELOPER'S compliance herewith, this Agreement shall thereupon terminate and the DEVELOPER shall be released at that time from all further liability under this Agreement.

**DATE**

**APPLIANCE AGREEMENT**

- 7) DEVELOPER hereby grants and gives to COMPANY, its successors and assigns the right to construct, maintain and operate the facilities described in this Agreement over, across, under and through the property belonging to DEVELOPER. This grant shall survive the termination of this Agreement.
- 8) COMPANY shall retain title, ownership and possession of all gas facilities constructed under this Agreement.
- 9) This Agreement is subject to COMPANY'S Gas Service Policy as it may from time to time be added to, changed or amended.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in quadruplicate on the date first above written.

ATMOS ENERGY CORPORATION

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

\_\_\_\_\_  
DEVELOPER

BY: \_\_\_\_\_

\_\_\_\_\_  
(Print Name)

ATMOS ENERGY CORPORATION  
Availability: As indicated below  
And in Company's Current  
Index of Rates and Tariffs.  
Notice File No. 03-UN-106

MISSISSIPPI PUBLIC SERVICE COMMISSION  
Budget Billing Plan (Original)

Date Filed: March 1, 2005  
Date Effective: April 1, 2005

Schedule Consists of: Two Pages  
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## BUDGET BILLING PLAN

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### AVAILABILITY

All residential customers are eligible for billing under the Budget Billing Plan ("BBP").

### APPLICATION

For payment of residential gas service received under any gas service rate schedule and applicable riders on a system wide basis.

### ENROLLMENT

Application for enrollment in the BBP may be made at any Company office or by telephone. Enrollment may be made at any time of the year. The customer's account balance must be paid in total before the customer is enrolled in the BBP. Participation in the BBP will begin with the revenue month following enrollment. A customer's participation, once begun, shall continue from year to year until terminated in the manner provided below.

### BILLING

Each revenue month, the customer's actual meter reading, Ccf consumption and revenue billed (calculated upon actual gas usage using the applicable rate and rider schedules and other appropriate billing information) will be shown on each BBP customer's bill. Following the revenue billed amount, the necessary BBP debit or credit adjustment shall be added to or subtracted from said revenue billed amount to reach the applicable BBP amount to be paid by the customer for the month. The cumulative difference in revenue billed and monthly BBP billed amount through the month billed (the "deferred BBP amount") will be shown as a memorandum debit or credit amount on each BBP customer's bill.

### BUDGET BILLING AMOUNT DETERMINATION

For BBP customers having 12-months service, the monthly BBP amount payable for that customer will be calculated by averaging the customer's actual gas bills for the 12-month period preceding the current period. Each month thereafter, the oldest month will be dropped and the latest month's actual bill will be added to the calculation. Using this method, the customer's BBP payment may vary from month to month and shall be the average of the most recent 12-months actual billed revenue, adjusted as hereinafter described. For BBP customers without sufficient prior history, all available history will be used in making the calculation.

### BUDGET BILLING AMOUNT ADJUSTMENT

If a customer's cumulative billed revenue exceeds, or is exceeded by, the customer's cumulative monthly BBP payments so as to create a deferred obligation to Company by Customer, or a deferred obligation to Customer by Company, no consideration shall be given to the deferred amount. A customer may continue to have debit or credit balances on the BBP as long as they remain a customer or until they are no longer on the BBP. Upon termination of service, termination of the BBP, or termination of the customer's participation in the BBP, any credit or debit balance shall become due and payable.

ATMOS ENERGY CORPORATION  
Availability: As indicated below  
And in Company's Current  
Index of Rates and Tariffs.  
Notice File No. 03-UN-106

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TERMINATION

A participating customer may terminate BBP billing upon giving notice to the Company. The Company may terminate any customer's participation in the BBP whenever an unpaid balance billed of \$10 or more is not paid by the due date of the bill reflecting the unpaid balance. If BBP billing is terminated for any reason, the next billing will be the amount due for the then current period's revenue billing, plus any unpaid amounts previously billed, plus any deferred debits or credits remaining after the prior month's billing.