

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Ameren Illinois Company	:	
d/b/a Ameren Illinois and Menard	:	
Electric Cooperative	:	13-0444
	:	
Joint Petition for Approval of Partial	:	
Service Area Agreement between	:	
Ameren Illinois Company and Menard	:	
Electric Cooperative.	:	

ORDER

By the Commission:

On July 19, 2013, Ameren Illinois Company d/b/a Ameren Illinois (“AIC”) and Menard Electric Cooperative (“Menard”) filed a verified joint petition with the Illinois Commerce Commission (“Commission”). They seek approval of a Partial Service Area Agreement (“Agreement”) pursuant to Section 6 of the Electric Supplier Act, 220 ILCS 30/1 et seq. (“ESA”).

AIC is a public utility within the meaning of the Public Utilities Act, 220 ILCS 5/1-101 et seq. Menard is an electric cooperative within the meaning of Section 3.4 of the ESA. Both entities are electric suppliers within the meaning of Section 3.5 of the ESA.

The Agreement is comprised of two “Letter Agreements,” dated May 10, 2013, which define and delineate “an exchange of nearly identical customer loads in rural Mason and Cass Counties, Illinois.” (Petition at 1-2) The Letter Agreements are attached to the petition as Exhibit B.

As a result of the exchange, the two affected customers will receive service in the manner requested by them in Requests for Commercial Customer Releases submitted to the respective suppliers. These requests for releases were attached to the petition as Exhibit A.

The customer in Release 1 is Lila Essig, owner of Lila Essig Farms. Pursuant to the applicable Letter Agreement, Menard will provide 200 amp 277/480 volt three-phase electric service exclusively to an irrigation system on a parcel of land farmed and owned by Ms. Essig. The 40 hp well pump for the irrigation system is located approximately 1,500 feet north of County Road 1200N Road, more fully described as: SW Quarter of Section 27, Township 21 North, Range 9 West, Mason County, Illinois.

The customer in Release 2 is Norman Korsmeyer, owner of Norman Korsmeyer Farms. Pursuant to the applicable Letter Agreement, AIC will provide 200 amp, 277/480

volt three-phase electric service exclusively to an irrigation system on a parcel of land farmed and owned by Mr. Korsmeyer. The 40 hp well pump for the irrigation system is located approximately 1,350 feet south of Mound Lake Road, more fully described as: NW Quarter of Section 3, Township 18 North, Range 11 West, Cass County, Illinois.

Certain limitations on the scope of service authorized to be provided by Menard and AIC, now and in the future, are contained in the Letter Agreements.

Commission Conclusions, Findings and Ordering Paragraphs

Having reviewed the joint petition and supporting documentation, the Commission finds that the releases and other provisions in the Letter Agreements will “avoid duplication of facilities and . . . minimize disputes between electric suppliers which may result in inconvenience and diminished efficiency in electric service to the public . . .” within the meaning of Section 2 of the Electric Supplier Act.

Subject to the conditions set forth herein, the relief sought in the joint petition is reasonable and in the public interest; it should be approved as hereinafter set forth.

The Commission, having considered the record herein, finds that:

- (1) the Commission has jurisdiction over the parties and subject matter in this proceeding;
- (2) the facts recited and conclusions reached in the prefatory portion of this Order hereinabove are adopted as findings of this order;
- (3) the relief sought in the Joint Petition appears reasonable and in the public interest, and should be approved as hereinafter set forth.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that Petitioners are hereby authorized to enter into and carry out the terms of the Partial Service Area Agreement, comprised of two Letter Agreements attached to the petition as Exhibit B.

IT IS FURTHER ORDERED that subject to the provisions of Section 10-113 of the Public Utilities Act and 83 Ill. Adm. Code 200.880, this Order is final; it is subject to the Administrative Review Law.

By order of the Commission this 14th day of August, 2013.

(SIGNED) DOUGLAS P. SCOTT

Chairman