

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 29th day of
May, 2025.

In the Matter of the Application of The Empire)
District Electric Company d/b/a Liberty and Ozark)
Electric Cooperative for Approval of a Written)
Territorial Agreement Designating the Boundaries)
of Exclusive Service for Each in Christian County)

File No. EO-2025-0253

**REPORT AND ORDER APPROVING ADDENDUM TO TERRITORIAL
AGREEMENT**

Issue Date: May 29, 2025

Effective Date: June 8, 2025

On March 20, 2025,¹ The Empire District Electric Company d/b/a Liberty and Ozark Electric Cooperative (Ozark) (collectively, “Joint Applicants”), jointly filed an application seeking Commission approval of an addendum (“Addendum No. 1”) to an existing territorial agreement. The territory subject to Addendum No. 1 concerns fifteen parcels² of land located in Christian County, Missouri. The application also requested a waiver of the 60-day notice requirement of Commission Rule 20 CSR 4240-4.017 and requested expedited treatment of their application.

Joint Applicants state in their application that approval of Addendum No. 1 would not be detrimental to the public interest because it prevents duplication of electric service facilities, no existing customers would be affected by the agreement and no other territorial agreements are affected.³

¹ Unless otherwise indicated, all dates refer to the year 2025.

² Eleven of these parcels would be serviced by Liberty and four by Ozark.

³ *Joint Application Regarding Addendum to Third Territorial Agreement*, pp. 3-4 (filed March 20, 2025).

On March 21, the Commission issued an *Order Directing Notice, Setting Intervention Deadline, and Directing Staff Recommendation*. No applications to intervene were received. Liberty filed the boundary map pursuant to 20 CSR 4240-3.130(1)(A) on April 30. Staff filed its *Staff Recommendation* on May 15.

Staff recommends that the Commission find that Addendum No. 1 is not detrimental to the public interest and that the Commission approve Addendum No. 1. Staff also recommends that the Commission waive the 60-day notice requirement. No party filed a response to Staff's recommendation nor to the Application.

FINDINGS OF FACT

1. Liberty is a Missouri corporation, organized and existing under the laws of Missouri, with its principal office and place of business in Joplin, Missouri. Liberty is primarily engaged in the business of providing electric utility service to the public in its certificated areas in Missouri.⁴

2. Ozark is a rural electric cooperative, organized and existing under the laws of Missouri, with its principal office in Mount Vernon, Missouri. Ozark is engaged in the distribution of electric energy and service to its members within certain Missouri counties.⁵

3. Addendum No. 1 specifically designates the boundaries of exclusive electric service areas wholly located in Christian County, Missouri. Addendum No. 1 does not include an exchange of customers or facilities between the Joint Applicants. There are no other known electric service providers within the specific area covered under Addendum No. 1. Under Addendum No. 1, each applicant will continue to have service

⁴ *Joint Application Regarding Addendum to Third Territorial Agreement and Request for Waiver of 60-Day Notice and Expedited Treatment*, p. 1 (filed March 20, 2025).

⁵ *Joint Application Regarding Addendum to Third Territorial Agreement and Request for Waiver of 60-Day Notice and Expedited Treatment*, p. 2 (filed March 20, 2025).

responsibilities outside of the boundaries specified in Addendum No. 1, and it does not impair each applicant's ability, in the provision of electric service, to build generation, transmission, or distribution facilities within the exclusive service area of the other applicant.

4. Addendum No. 1 would allow Liberty and Ozark to solely provide electric service to new structures installed on eleven and four parcels of land, respectively, as between them, in Christian County.

5. Liberty has three-phase facilities bordering on both the east and west sides of the eleven parcels that would be designated as their exclusive service territory with available capacity for serving additional anticipated load in the short term installed on these eleven parcels.⁶ Ozark has three-phase facilities routed along the west side of the four parcels that would be designated as their exclusive service territory along with a substation within a half-mile of the four parcels that have sufficient available capacity to serve anticipated new load installed on these parcels in the short term.⁷ Liberty and Ozark are able to provide electric service to their respective parcels more economically and efficiently than the other.

6. There are currently no customers and there are no expected future customers that would be transferred between Joint Applicants. Accordingly, no changes of suppliers are requested in the application.

8. On April 26, 2019, Joint Applicants entered into a third territorial agreement, which was approved by the Commission on July 31, 2019, in File No. EO-2019-0381.⁸ As

⁶ *Staff Recommendation, Memorandum*, p. 4 (Filed May 15, 2025).

⁷ *Staff Recommendation, Memorandum*, p. 4 (filed May 15, 2025).

⁸ *Staff Recommendation, Memorandum*, p. 4 (filed May 15, 2025).

the third territorial agreement only considered a single, small parcel, it did not contain a provision for amending the document in the future.⁹

9. No existing customers of either Liberty or Ozark will be affected by Addendum No. 1.¹⁰

11. Staff recommends that the Commission find that Addendum No. 1 is not detrimental to the public interest and that the Commission approve Addendum No. 1.¹¹

12. With their Application, Joint Applicants filed verified declarations that they had no communication with the Commission regarding substantive issues likely to arise in this file within 150 days before filing their application.

CONCLUSIONS OF LAW

A. Liberty is a corporation providing electrical services in Missouri and is subject to the jurisdiction of the Commission per Chapters 386 and 393, RSMo.¹²

B. Ozark is a rural electric cooperative organized under Chapter 394, RSMo, to provide electric service to its members in Missouri.

C. Section 394.312.1, RSMo 2016, authorizes territorial agreements between rural electric cooperatives and electrical corporations. Before becoming effective, territorial agreements must receive Commission approval by report and order.¹³

D. The Commission need not hold a hearing if, after proper notice and opportunity to intervene, no party requests such a hearing.¹⁴ The Commission may

⁹ *Staff Recommendation, Memorandum*, p. 4 (filed May 15, 2025).

¹⁰ *Staff Recommendation, Memorandum*, p. 3 (filed May 15, 2025).

¹¹ *Staff Recommendation, Memorandum*, p. 3 (filed May 15, 2025).

¹² Section 386.020(15), RSMo (Supp. 2024).

¹³ Section 394.312.4, RSMo 2016.

¹⁴ *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

approve the application if it determines that approval of the territorial agreement, in total, is not detrimental to the public interest.¹⁵

E. Commission Rule 20 CSR 4240-4.017(1) requires that any person intending to file a case before the Commission file notice of the intended filing at least 60 days before the case is filed. Commission Rule 20 CSR 4240-4.017(1)(D) provides that the Commission may waive the 60-day notice filing requirement for good cause, including the affirmation of the parties that they have not had contact with the Commission about the application within 150 days before filing the application.

DECISION

No existing customers of either Liberty or Ozark will be affected by Addendum No. 1. No parties oppose approval of Addendum No. 1, and no requests to intervene have been filed. No party has requested a hearing; therefore, none is necessary for the Commission to make a determination on the application.

The Commission finds that approval of Addendum No. 1 is not detrimental to the public interest in that it prevents future installations of duplicative electric service facilities, and Liberty and Ozark can provide electric service to their respective parcels more economically and efficiently than the other.

The Commission will grant Joint Applicants' request for waiver of the 60-day case filing notice requirement under Commission Rule 20 CSR 4240-4.017. The Commission finds good cause exists for waiver based on Joint Applicants' verified declarations that they had no communication with the Commission regarding substantive issues likely to arise in this case within 150 days before filing their application.

¹⁵ Section 394.312.5, RSMo 2016.

So that the addendum to the territorial agreement may be enacted as soon as possible, the Commission will grant the request for expedited treatment. Therefore, the Commission finds it reasonable to make this report and order effective in less than 30 days.

THE COMMISSION ORDERS THAT:

1. The addendum to the territorial agreement between the Joint Applicants, attached to the *Joint Application Regarding Addendum to Third Territorial Agreement*, as Appendix C, and attached to this Order, is approved.
2. No later than June 23, 2025, Liberty shall file revised tariff sheets that reflect the change in its certificated electric service area in Christian County resulting from this Order.
3. No ratemaking determinations are made as part of this Order.
4. The 60-day notice of case filing requirement is waived for good cause found pursuant to 20 CSR 4240-4.017(1)(D).
5. This order shall be effective on June 8, 2025.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Hahn, Ch., Coleman, Kolkmeier,
and Mitchell CC., concur.

Fewell, Regulatory Law Judge

ADDENDUM NUMBER 1 TO THIRD TERRITORIAL AGREEMENT

THIS ADDENDUM NUMBER 1 is made and entered into as of this ____ day of _____, 2025, by and between OZARK ELECTRIC COOPERATIVE (hereinafter "Ozark") and THE EMPIRE DISTRICT ELECTRIC COMPANY d/b/a LIBERTY (hereinafter "Liberty") (collectively, the "Parties").

WITNESSETH:

WHEREAS, Liberty and Ozark desire 1) to promote the orderly development of retail electrical service in Christian County, Missouri, 2) to avoid unnecessary and wasteful duplication of electrical facilities therein, and 3) to most effectively avail themselves of prior investment and planning for serving the public.

WHEREAS, this Addendum Number 1 to Third Territorial Agreement does not require any customer of either Ozark or Liberty to change its current supplier; and

WHEREAS, Liberty and Ozark are authorized by law to provide electric service within certain areas of Missouri, including portions of Christian County; and

WHEREAS, Sections 394.312 and 416.041, RSMo., provide that competition to provide retail electrical service as between rural electric cooperatives, such as Ozark, and electrical suppliers, such as Liberty, may be displaced by written territorial agreements.

NOW, THEREFORE, Liberty and Ozark, in consideration of the mutual covenants and agreements herein contained, the adequacy and sufficiency of which are hereby acknowledged, agree as follows:

1. Both Parties desire and consent to Liberty providing electric service to the below 11 parcels of land north of the City of Ozark, located in Christian County, Missouri.

- a. A description of Parcel 1 is as follows: PROPERTY DESCRIPTION OF TRACT 8-B: A PART OF THE SOUTHWEST QUARTER (SW $\frac{1}{4}$) OF SECTION TEN (10), AND A PART OF THE NORTH HALF (N $\frac{1}{2}$) OF THE NORTH HALF

(N½) OF THE NORTHEAST QUARTER (NE¼) AND THE NORTH HALF (N½) OF THE NORTHWEST QUARTER (NW¼) OF SECTION FIFTEEN (15), TOWNSHIP TWENTY-SEVEN (27) NORTH, RANGE TWENTY-ONE (21) WEST OF THE 5TH P.M. IN CHRISTIAN COUNTY, MISSOURI, DESCRIBED AS FOLLOWS: COMMENCING AT AN EXISTING IRON PIN SET AT THE SOUTHEAST CORNER OF SAID SECTION TEN (10); THENCE NORTH 87°56'40" WEST, ALONG THE SOUTH LINE OF SAID SECTION TEN (10), 2077.80 FEET TO AN IRON PIN (PLS-002199) SET AT THE POINT OF BEGINNING; THENCE SOUTH 11 °18'50" EAST, 678.78 FEET TO AN IRON PIN (PLS-002199) SET ON THE SOUTH LINE OF SAID NORTH HALF (N½) OF THE NORTH HALF (N½) OF THE NORTHEAST QUARTER (NE¼) OF SECTION FIFTEEN (15); THENCE NORTH 87°56'14" WEST, ALONG SAID SOUTH LINE OF THE NORTH HALF (N½) OF THE NORTH HALF (N½) OF THE NORTHEAST QUARTER (NE¼) OF SECTION FIFTEEN (15), 721.86 FEET TO AN IRON PIN (PLS-002199) SET AT THE SOUTHWEST CORNER OF SAID NORTH HALF (N½) OF THE NORTH HALF (N½) OF THE NORTHEAST QUARTER (NE¼) OF SECTION FIFTEEN (15); THENCE NORTH 87°56'59" WEST, ALONG THE SOUTH LINE OF SAID NORTH HALF (N½) OF THE NORTH HALF (N½) OF THE NORTHWEST QUARTER (NW¼) OF SECTION FIFTEEN (15), 1921.61 FEET TO AN IRON PIN (PLS-002199) SET ON THE EAST BOUNDARY LINE OF U.S. HIGHWAY 65; THENCE NORTH 05°18'19" EAST, ALONG SAID EAST BOUNDARY LINE OF U.S. HIGHWAY 65, 237.27 FEET TO A POINT 125.00 FEET LEFT OF U.S. HIGHWAY 65 CENTERLINE STATION 165+93.1; THENCE NORTHEASTERLY AND NORTHERLY ALONG SAID EAST BOUNDARY LINE OF U.S. HIGHWAY 65 ALONG A CURVE TO THE LEFT HAVING AN ARC LENGTH OF 1421.16 FEET, A RADIUS OF 11583.97 FEET, THROUGH A CENTRAL ANGLE OF 07°01'45", (HAVING A CHORD BEARING OF NORTH 01 °47'26" EAST AND CHORD LENGTH OF 1420.27 FEET}, TO A POINT 125.00 FEET LEFT OF U.S. HIGHWAY 65 CENTERLINE STATION 151+87.28; THENCE LEAVING U.S. HIGHWAY 65 EAST BOUNDARY LINE AND RUN THENCE SOUTH 86°24'45" EAST, 1472.03 FEET TO AN IRON PIN (PLS-002199); THENCE SOUTH 87°56'59" EAST, 200.00 FEET TO AN IRON PIN (PLS-002199); THENCE SOUTH 05°48'06" EAST, 966.44 FEET TO AN IRON PIN (PLS- 002199) SET IN THE SOUTH LINE OF SAID SECTION TEN (10); THENCE SOUTH 87°57'40" EAST, 103.86 FEET TO AN IRON PIN (PLS-1252) SET AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER (SW¼) OF THE SOUTHEAST QUARTER (SE¼) OF SAID SECTION TEN (10); THENCE SOUTH 87°56'40" EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER (SW¼) OF THE SOUTHEAST QUARTER (SE¼) OF SAID SECTION TEN (10), 572.16 FEET TO THE POINT OF BEGINNING. ALSO, THE ABOVE DESCRIBED TRACT 8-B IS TOGETHER WITH A 65 FEET WIDE PRIVATE NON-EXCLUSIVE, JOINT USE RIGHTS, INGRESS AND EGRESS PERPETUAL ROAD EASEMENT THAT IS LOCATED IN THE SOUTH 65 FEET OF THE EAST 326.06 FEET OF TRACT 8-A AS DESCRIBED

(WITHIN EXHIBIT "A") AND SHOWN ON SURVEY JOB NO. 16-0430-12, DWG NO 0430-12-1, DATED 06-18-2016 BY PLS-002199, AND SAID ROAD EASEMENT IS MORE PARTICULARLY DESCRIBED IN EXHIBIT "C" AS SHOWN ON SAID SURVEY JOB NON. 16-0430-12, DATED 06-18-2016 BY PLS-002199, SAID TRACT 8-B AND SAID DESCRIBED 65 FEET WIDE PRIVATE, NON- EXCLUSIVE JOINT USE RIGHTS, INGRESS AND EGRESS PERPETUAL ROAD EASEMENT ARE SUBJECT TO EASEMENTS, RESTRICTIONS AND ENCUMBRANCES OF RECORD, IF ANY. SAID TRACT 8-B AND SAID 65 FEET WIDE PRIVATE ROAD EASEMENT ARE AS SHOWN ON SURVEY JOB NO. 16-0430-12, DWB NO. 0430-12-1, DATED 06-18-2016 BY D. NELSON MACKEY, PLS-002199, AND SAID SURVEY IS INCORPORATED FULLY HEREIN BY REFERENCE.

- b. A description of Parcel 2 is as follows: PROPERTY DESCRIPTION OF TRACT 8-A: A PART OF THE SOUTHWEST QUARTER (SW $\frac{1}{4}$) OF SECTION TEN (10), TOWNSHIP TWENTY-SEVEN (27) NORTH, RANGE TWENTY-ONE (21) WEST OF THE 5TH P.M. IN CHRISTIAN COUNTY, MISSOURI, DESCRIBED AS FOLLOWS: COMMENCING AT AN EXISTING IRON PIN SET AT THE SOUTHEAST CORNER OF SAID SECTION TEN (10); THENCE NORTH 87°56'40" WEST, ALONG THE SOUTH LINE OF SAID SECTION TEN (10), 2077.80 FEET TO AN IRON PIN (PLS-002199); THENCE NORTH 87°56'40" WEST, ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER (SW $\frac{1}{4}$) OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$) OF SAID SECTION TEN (10), 572.16 FEET TO AN IRON PIN (PLS-1252) SET AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER (SW $\frac{1}{4}$) OF THE SOUTHEAST QUARTER (SE $\frac{1}{4}$) OF SAID SECTION TEN (10); THENCE NORTH 87°57'40" WEST, 103.86 FEET TO AN IRON PIN (PLS-002199) SET IN THE SOUTH LINE OF SAID SECTION TEN (10); THENCE NORTH 05°48'06" WEST, 966.44 FEET TO AN IRON PIN (PLS-002199) SET AT THE POINT OF BEGINNING; THENCE NORTH 87°56'59" WEST, 200.00 FEET TO AN IRON PIN (PLS-002199); THENCE NORTH 86°24'45" WEST, 1472.03 FEET TO AN IRON PIN (PLS-002199) SET ON THE EASTERLY BOUNDARY LINE OF U.S. HIGHWAY 65 AT A POINT 125.00 FEET LEFT OF U.S. HIGHWAY 65 CENTERLINE STATION 151+87.28; THENCE NORTHERLY AND NORTHWESTERLY ALONG SAID EAST BOUNDARY LINE OF U.S. HIGHWAY 65 ALONG A CURVE TO THE LEFT HAVING AN ARC LENGTH OF 327.14 FEET, A RADIUS OF 11583.97 FEET, THROUGH A CENTRAL ANGLE OF 01°37'05", (HAVING A CHORD BEARING OF NORTH 02°31'59" WEST AND CHORD LENGTH OF 327.13 FEET), TO A POINT 125.00 FEET LEFT OF U.S. HIGHWAY 65 CENTERLINE STATION 148+51.89; THENCE NORTHWESTERLY ALONG SAID EAST BOUNDARY LINE OF U.S. HIGHWAY 65 ALONG A CURVE TO THE LEFT HAVING AN ARC LENGTH OF 347.62 FEET, A RADIUS OF 11,583.97 FEET, THROUGH A CENTRAL ANGLE OF 01°43'10", (HAVING A CHORD BEARING OF NORTH 04°12'06" WEST AND CHORD LENGTH OF 347.61 FEET), TO A POINT 125.00 FEET LEFT OF U.S. HIGHWAY 65 CENTERLINE STATION 145+19.80; THENCE NORTH 05°03'41" WEST, ALONG SAID EAST BOUNDARY LINE OF U.S.

HIGHWAY 65, 815.80 FEET TO A POINT 125.00 FEET LEFT OF U.S. HIGHWAY 65 CENTERLINE STATION 137+04; THENCE NORTH 44°58'52" EAST, ALONG SAID EAST BOUNDARY LINE OF U.S. HIGHWAY 65, 193.08 FEET A POINT 273.00 FEET LEFT OF U.S. HIGHWAY 65 CENTERLINE STATION 135+80; THENCE NORTH 05°03'41" WEST, ALONG SAID EAST BOUNDARY LINE OF U.S. HIGHWAY 65, 27.09 FEET TO A COTTON PICKER SPINDLE SET ON THE NORTH LINE OF SAID SOUTH HALF (S½) OF SECTION TEN (10); THENCE SOUTH 87°57'29" EAST, ALONG THE NORTH LINE OF SAID SOUTH HALF (S½) OF SECTION TEN (10), 1068.39 FEET TO A COTTON PICKER SPINDLE; THENCE SOUTH 01°25'32" WEST, 560.01 FEET TO AN IRON PIN (PLS-002199); THENCE SOUTH 87°57'29" EAST, 9.43 FEET TO AN IRON PIN (PLS-2007017965); THENCE SOUTH 01°30'31" WEST, 706.39 FEET TO AN IRON PIN (PLS-2007017968); THENCE SOUTH 87°57'29" EAST, 738.98 FEET TO AN IRON PIN (PLS- 2007017965); THENCE SOUTH 01°23'54" WEST, 357.84 FEET TO AN IRON PIN (PLS- 2007017965); THENCE SOUTH 01°23'54" WEST, 65.00 FEET TO AN IRON PIN (PLS-207017965); THENCE NORTH 87°56'15" WEST, 126.06 FEET TO THE POINT OF BEGINNING. AND IS MORE PARTICULARLY DESCRIBED IN EXHIBIT 11C" AS SHOWN ON SURVEY JOB NO. 16- 0430-12, DATED 06-18-2016 BY PLS-002199, SAID TRACT 8-A AND SAID DESCRIBED 65 FEET WIDE PRIVATE, NON-EXCLUSIVE, JOINT USE RIGHTS, INGRESS AND EGRESS PERPETUAL ROAD EASEMENT ARE SUBJECT TO EASEMENTS, RESTRICTIONS AND ENCUMBRANCES OF RECORD, IF ANY. SAID TRACT 8-A AND SAID 65 FEET WIDE PRIVATE ROAD EASEMENT ARE SHOWN ON SURVEY JOB NO. 16-0430-12, DWG. NO. 0430-12-1, DATED 06-18-2016 BY D. NELSON MACKEY, PLS-002199, AND SAID SURVEY IS INCORPORATED FULLY HEREIN BY REFERENCE.

- c. A description of Parcel 3 is as follows: ALL OF THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER (SW1/4 NW1/4), AND ALL OF THAT PART OF THE SOUTH HALF OF THE NORTH HALF OF THE NORTHWEST QUARTER (S1/2 N1/2 NW1/4) OF SECTION 15, TOWNSHIP 27N, RANGE 21W OF THE 5TH P.M. IN CHRISTIAN COUNTY, MISSOURI, LYING EAST OF NEW U.S. HIGHWAY #65 AS NOW LOCATED. ALL OF SAID LANDS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON PIN SET AT THE N¼ CORNER, SAID SEC. 15, THENCE S1° 05'27"W ALONG THE EAST LINE OF THE NE¼ OF THE NW¼, SAID SEC. 15, A DISTANCE OF 660.25 FEET TO AN IRON PIN SET AT THE NE CORNER OF THE S1/2 OF THE NE¼ OF THE NW¼ SAID SEC, 15, AND SAID IRON PIN MARKS THE TRUE POINT OF BEGINNING; AND COMMENCING AT SAID TRUE POINT OF BEGINNING, THENCE N88°22'45"W ALONG THE NORTH LINE OF THE S1/2 OF THE NE¼ OF THE NW¼, SAID SEC. 15, A DISTANCE OF 1325.96 FEET TO AN IRON PIN SET AT THE NW CORNER OF THE S1/2 OF THE NE1/4 OF THE NW¼, SAID SEC. 15; THENCE N8S° 22'45"W ALONG THE NORTH LINE OF THE S1/2 OF THE NW1/4 OF THE NW¼ SAID SEC. 15, A

DISTANCE OF 594.08 FEET TO AN IRON PIN SET AT THE POINT OF INTERSECTION OF SAID LINE WITH THE EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 65; THENCE S4°52'30"W ALONG THE EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 65, A DISTANCE OF 660.90 FEET TO AN IRON PIN SET AT THE POINT OF INTERSECTION OF SAID RIGHT-OF-WAY LINE WITH THE SOUTH LINE OF THE S1/2 OF THE OF THE NW1/4 OF THE NW¼ SAID SEC. 15; THENCE S4° 52'30"W ALONG THE EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 65 A DISTANCE OF 1321.74 FEET TO AN IRON PIN SET AT THE POINT OF INTERSECTION OF SAID RIGHT-OF-WAY LINE WITH THE SOUTH LINE OF THE SW¼ OF THE NW¼, SAID SEC.15; THENCE S88°20'42"E ALONG THE SOUTH LINE OF THE SW¼ OF THE NW¼ SAID SEC. 15, A DISTANCE OF 722.27 FEET TO AN IRON PIN SET AT THE SW CORNER OF THE SE¼ OF THE NW¼, SAID SEC.15; THENCE N1°10'05"E ALONG THE EAST LINE OF THE SW¼ OF THE NW¼, SAID SEC. 15, A DISTANCE OF 1319.96 FEET TO AN IRON PIN SET AT THE SW CORNER OF THE S1/2 OF THE NE1/4 OR THE NW¼ SAID SEC.15; THENCE S88°22'04"E ALONG THE SOUTH LINE OF THE S1/2 OF THE NE¼ OF THE NW¼ SAID SEC.15, A DISTANCE OF 1326.85 FEET TO AN IRON PIN SET AT THE SE CORNER OF THE NE1/4 OF THE NW¼ SAID SEC. 15; THENCE NL°05'27"E ALONG THE EAST LINE OF THE S1/2 OF THE NE1/4 OF THE NW1/4, SAID SEC.15, A DISTANCE OF 660.25 FEET TO THE ABOVE MENTIONED TRUE POINT OF BEGINNING CONTAINING 50.012 ACRES. SUBJECT TO EASEMENTS OF RECORD. SAID LANDS ARE SHOWN ON SURVEY JOB NO. 88-1867-1 DATED 8/9/1988 BY LS-1252 WHICH CONSISTS OF ONE 20.100 ACRE TRACT, ONE 9.323 ACRE TRACT AND ONE 20.589 ACRE TRACT. REFERENCE DEED IS DATED APRIL 12, 1963 AND IS RECORDED IN BOOK 138 AT PAGE 44 IN THE RECORDER'S OFFICE IN THE COURTHOUSE AT OZARK, CHRISTIAN COUNTY, MISSOURI

- d. A description of Parcel 4 is as follows: ALL THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER LYING SOUTH AND WEST OF A RAVINE. (THE SAID RAVINE CUTTING OFF APPROXIMATELY 2 ACRES IN A "V" SHAPE ALONG THE NORTH AND EAST SIDE OF SAID 40). ALSO THE SOUTH 12 ACRES OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER ALL IN SECTION 15, TOWNSHIP 27, RANGE 21. ALSO: ALL THAT PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 27, RANGE 21, LYING SOUTH AND WEST OF FORMER U.S. HIGHWAY NO. 65 (NOW NN) (EXCEPT: 10 FEET OFF THE SOUTH SIDE THEREOF DEEDED FOR ROAD PURPOSES).
- e. A description of Parcel 5 is as follows: THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER (EXCEPT THE SOUTH TWELVE (12) ACRES THEREOF), IN SECTION 15, TOWNSHIP 27, RANGE 21, IN CHRISTIAN

COUNTY, MISSOURI, EXCEPT ANY PART THEREOF TAKEN, DEEDED OR USED FOR ROAD OR HIGHWAY PURPOSES.

- f. A description of Parcel 6 is as follows: COMMENCING AT A FOUND 5/8" REBAR MARKING THE NORTHWEST CORNER OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 15; THENCE S 88°22'02" E, 544.58 FEET; THENCE S 1°12'55" W, 660.22 FEET; THENCE N 88°21'17" W, 544.58 FEET; THENCE N 1°12'55 E, 659.94 FEET TO THE POINT OF BEGINNING.
- g. A description of Parcel 7 is as follows: A PORTION OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 27 NORTH, RANGE 21 WEST, CHRISTIAN COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 15; THENCE SOUTH 88 DEGREES 23 MINUTES 02 SECONDS EAST ALONG THE NORTH LINE OF SAID SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER A DISTANCE OF 544.58 FEET; THENCE SOUTH 1 DEGREES 12 MINUTES 55 SECONDS WEST PARALLEL WITH THE WEST LINE OF SAID SOUTH HALF OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER A DISTANCE OF 407 .31 FEET TO THE POINT OF BEGINNING OF THE PORTION HEREIN BEING DESCRIBED; THENCE SOUTH 88 DEGREES 21 MINUTES 17 SECONDS EAST PARALLEL WITH THE SOUTH LINE OF SAID SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER A DISTANCE OF 487.53 FEET TO AN INTERSECTION WITH THE WESTERLY RIGHT-OF-WAY LINE OF MISSOURI STATE HIGHWAY - NN; THENCE SOUTH 11 DEGREES 45 MINUTES 38 SECONDS EAST ALONG SAID WESTERLY RIGHT-OF-WAY LINE A DISTANCE OF 259.99 FEET TO AN INTERSECTION WITH THE SOUTH LINE OF SAID SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER; THENCE NORTH 88 DEGREES 21 MINUTES 17 SECONDS WEST ALONG SAID SOUTH LINE A DISTANCE OF 545.91 FEET; THENCE NORTH 1 DEGREES 12 MINUTES 55 SECONDS EAST PARALLEL WITH THE WEST LINE OF SAID SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER A DISTANCE OF 252.91 FEET TO THE POINT OF BEGINNING OF THE PORTION HEREIN DESCRIBED, CONTAINING 3.00 ACRES, SUBJECT TO RIGHT-OF-WAYS, EASEMENTS AND RESTRICTIONS OF RECORD.
- h. A description of Parcel 8 is as follows: A PORTION OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 27 NORTH, RANGE 21 WEST, CHRISTIAN COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST COMER OF SAID SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 15; THENCE SOUTH 88°23'02"EAST ALONG THE NORTH LINE OF SAID SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER A DISTANCE OF 544.58 FEET TO THE POINT OF BEGINNING OF THE PORTION HEREIN BEING DESCRIBED; THENCE CONTINUE SOUTH 88°23'02" EAST ALONG SAID NORTH LINE A DISTANCE OF 393.46 FEET TO AN INTERSECTION WITH THE WESTERLY RIGHT-OF-WAY LINE OF MISSOURI STATE HIGHWAY - NN; THENCE SOUTH 11 °45 '38" EAST ALONG SAID WESTERLY RIGHT-OF-WAY LINE A DISTANCE OF 418.91 FEET; THENCE NORTH 88°21 '17" WEST PARALLEL WITH THE SOUTH LINE OF SAID SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER A DISTANCE OF 487.53 FEET; THENCE NORTH 1°12'55" EAST PARALLEL WITH THE WEST LINE OF SAID SOUTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER A DISTANCE OF 407.31 FEET TO THE POINT OF BEGINNING OF THE PORTION HEREIN DESCRIBED, CONTAINING 4.12 ACRES, SUBJECT TO RIGHT-OF-WAYS, EASEMENTS AND RESTRICTIONS OF RECORD.

- i. A description of Parcel 9 is as follows: A PART OF THE NORTH HALF (N½) OF THE NORTHWEST QUARTER (NW¼) OF THE NORTHEAST QUARTER (NE¼) OF SECTION FIFTEEN (15), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-ONE (21) DESCRIBED AS FOLLOWS: BEGINNING AT A POINT 539.57 FEET WEST OF THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER (SW¼) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION TEN (10), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-ONE (21) AND POINT BEING ON THE SOUTH LINE OF SECTION TEN (10), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-ONE (21) AND THE WEST RIGHT-OF-WAY LINE OF OLD HIGHWAY #65 (STATE HWY. NN) THENCE SOUTHEASTERLY ALONG THE WEST RIGHT-OF-WAY LINE OF STATE HWY. NN 400 FEET FOR A POINT OF BEG.; THENCE SOUTHEASTERLY ALONG THE WEST LINE OF SAID HWY. NN 273 FEET MORE OR LESS TO THE NORTH LINE OF THE SOUTH HALF (S½) OF THE NORTHWEST QUARTER (NW¼) OF THE NORTHEAST QUARTER (NE¼) OF SECTION FIFTEEN (15), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-ONE (21); THENCE WEST 217 FEET; THENCE NORTHWESTERLY PARALLEL WITH THE WEST RIGHT-OF-WAY LINE OF STATE HWY. NN 272 FEET; THENCE EAST TO THE POINT OF BEGINNING. ALL IN CHRISTIAN COUNTY, MISSOURI.
- j. A description of Parcel 10 is as follows: A PART OF THE NORTH HALF (N½) OF THE NORTHWEST QUARTER (NW¼) OF THE NORTHEAST QUARTER (NE¼) OF SECTION FIFTEEN (15), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-ONE (21), DESCRIBED AS FOLLOWS: BEGINNING 539.37 FEET WEST OF THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER (SW¼) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION

TEN (10), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-ONE (21}, SAID POINT BEING ON THE SOUTH LINE OF SECTION TEN (10), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-ONE (21), AND THE WEST RIGHT-OF-WAY LINE OF OLD HIGHWAY #65 (STATE HIGHWAY NN}; THENCE WEST 215 FEET; THENCE SOUTHEASTERLY PARALLEL WITH THE WEST RIGHT-OF-WAY LINE OF SAID "OLD" HIGHWAY #65 (STATE HIGHWAY NN) 671 FEET MORE OR LESS TO THE NORTH LINE OF SOUTH HALF (S½) OF THE NORTHWEST QUARTER (NW¼} OF THE NORTHEAST QUARTER (NE¼) OF SECTION FIFTEEN (15), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-ONE (21}; THENCE EAST 217 FEET; THENCE NORTHWESTERLY ALONG SAID WEST RIGHT-OF-WAY LINE OF SAID STATE HIGHWAY 673 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, (EXCEPT BEGINNING AT POINT 539.57 FEET WEST OF THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER (SW¼) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION TEN (10), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-ONE (21), SAID POINT BEING ON THE SOUTH LINE OF SECTION TEN (10), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-ONE (21), AND THE WEST RIGHT-OF-WAY LINE OF OLD HIGHWAY #65 {STATE HIGHWAY NN); THENCE SOUTHEASTERLY ALONG THE WEST RIGHT-OF-WAY LINE OF STATE HIGHWAY NN 400 FEET FOR A POINT OF BEGINNING; THENCE SOUTHEASTERLY ALONG THE WEST LINE OF SAID HIGHWAY NN 273 FEET, MORE OR LESS, TO THE NORTH LINE OF THE SOUTH HALF (S½} OF THE NORTHWEST QUARTER (NW¼) OF THE NORTHEAST QUARTER (NE¼) OF SECTION FIFTEEN (15), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-ONE (21); THENCE WEST 217 FEET; THENCE NORTHWESTERLY PARALLEL WITH THE WEST RIGHT-OF-WAY LINE OF STATE HWY NN 272 FEET; THENCE EAST TO POINT OF BEGINNING.

- k. A description of Parcel 11 is as follows: BEGINNING 539.57 FEET WEST OF THE SE CORNER OF THE SW¼ OF THE SE¼ OF SECTION 10, TOWNSHIP 27, RANGE 21; SAID BEGINNING POINT BEING ON THE SOUTH LINE OF SECTION 10, TOWNSHIP 27, RANGE 21; AND THE WEST R/W LINE OF OLD HWY #65 (STATE HWY NN): THENCE NORTHWESTERLY ON AN INTERIOR ANGLE OF 77°00' ALONG SAID WEST R/W LINE 219' THENCE WEST ON AN EXTERIOR ANGLE OF 80°30' 213.3'; THENCE SOUTHEASTERLY PARALLEL TO THE WEST R/W LINE OF SAID OLD US HWY 65 (STATE HWY NN), 206': THENCE EAST 215' TO THE POINT OF BEGINNING, ALL IN CHRISTIAN COUNTY, MISSOURI.

2. Both Parties desire and consent to Ozark providing electric service to the below 4 parcels of land north of the City of Ozark, located in Christian County, Missouri.

- a. A description of Parcel 12 is as follows: TRACT I: PART OF LOT 2 OF THE NORTHEAST QUARTER (NE 1/4) AND PART OF THE EAST HALF (E1/2) OF LOT 2 OF THE NORTHWEST QUARTER (NW 1/4) OF SECTION THREE (3), TOWNSHIP TWENTY-SEVEN (27) NORTH, RANGE TWENTY-ONE (21)

WEST, AND PART OF THE SOUTH HALF (S1/2) OF THE SOUTHEAST QUARTER (SE1/4) AND PART OF THE SOUTHEAST QUARTER (SE1/4) OF THE SOUTHWEST QUARTER (SW1/4) OF SECTION THIRTY-FOUR (34), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-ONE (21) WEST, ALL IN CHRISTIAN COUNTY, MISSOURI, DESCRIBED AS FOLLOWS: BEGINNING AT AN EXISTING COTTON PICKER SPINDLE AT THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER (SE1/4) OF THE SOUTHWEST QUARTER (SW1/4) OF SECTION THIRTY-FOUR (34), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-ONE (21) WEST, THENCE SOUTH 87°23'04" EAST ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE1/4) OF THE SOUTHWEST QUARTER (SW1/4), 973.05 FEET TO THE WEST LINE OF FARTHING-HOGAN MINOR SUBDIVISION AS FILED IN BOOK H, PAGE 253 AT THE CHRISTIAN COUNTY RECORDER'S OFFICE; THENCE SOUTH 01°37'01" WEST ALONG THE WESTLINE OF SAID FARTHING-HOGAN MINOR SUBDIVISION, 370.77 FEET TO THE SOUTHWEST CORNER THEREOF; THENCE SOUTH 86°49'01" EAST ALONG THE SOUTH LINE OF SAID MINOR SUBDIVISION, 358.90 FEET TO THE SOUTHEAST CORNER THEREOF; THENCE NORTH 01°37'56" EAST ALONG THE EAST LINE OF SAID MINOR SUBDIVISION, 374.33 FEET TO THE NORTHWEST CORNER OF THE SOUTH HALF (S1/2) OF THE SOUTHEAST QUARTER (SE1/4) OF SAID SECTION THIRTY-FOUR (34); THENCE SOUTH 86°58'36" EAST ALONG THE NORTH LINE OF THE SOUTH HALF (S1/2) OF SAID SOUTHEAST QUARTER (SE1/4), 1329.14 FEET TO AN EXISTING IRON PIN; THENCE SOUTH 88°14'44" EAST ALONG SAID NORTH LINE, 125.51 FEET; THENCE LEAVING SAID NORTH LINE, SOUTH 07°50'26" EAST, 416.82 FEET; THENCE SOUTHERLY THROUGH A TANGENT CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 18°37'55", A RADIUS OF 477.50 FEET AND A CHORD OF 154.59 FEET BEARING SOUTH 01°28'31" WEST, AN ARC DISTANCE OF 155.28 FEET; THENCE SOUTH 10°47'29" WEST, 663.53 FEET; THENCE SOUTHEASTERLY THROUGH A NON-TANGENT CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 00°13'24", A RADIUS OF 1545.00 FEET AND A CHORD OF 6.02 FEET BEARING SOUTH 75°59'59" EAST, AN ARC DISTANCE OF 6.02 FEET, THENCE SOUTH 75°53'17" EAST, 353.18 FEET; THENCE EASTERLY THROUGH A TANGENT CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 11°27'40", A RADIUS OF 1455.00 FEET AND A CHORD OF 290.57 FEET BEARING SOUTH 81°37'07" EAST, AN ARC DISTANCE OF 291.05 FEET; THENCE SOUTH 87°20'57" EAST, 555.85 FEET TO THE NORTHEAST CORNER OF SECTION THREE (3), TOWNSHIP TWENTY-SEVEN (27) NORTH, RANGE TWENTY-ONE (21) WEST; THENCE SOUTH 01°42'22" WEST ALONG THE EAST LINE OF SAID SECTION THREE (3), A DISTANCE OF 90.01 FEET; THENCE LEAVING SAID EAST LINE, NORTH 87°20'57" WEST, 557.34 FEET; THENCE WESTERLY THROUGH A TANGENT CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 11°27'40", A RADIUS OF 1545.00 FEET AND A CHORD OF 308.54 FEET BEARING NORTH 81°37'07" WEST, AN ARC DISTANCE OF 309.05 FEET; THENCE NORTH 75°53'17" WEST, 353.18

FEET; THENCE WESTERLY THROUGH A TANGENT CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 11°27'40", A RADIUS OF 1455.00 FEET AND A CHORD OF 290.57 FEET BEARING NORTH 81 °37'07" WEST, AN ARC DISTANCE OF 291.05 FEET; THENCE NORTH 87°20'57" WEST, 158.62 FEET; THENCE SOUTHWESTERLY THROUGH A TANGENT CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 39°32'21", A RADIUS OF 1955.00 FEET AND A CHORD OF 1322.51 FEET BEARING SOUTH 72°52'52" WEST, AN ARC DISTANCE OF 1349.12 FEET; THENCE SOUTH 53°06'42" WEST, 482.09 FEET; THENCE SOUTH 08°06'48" WEST, 42.43 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF FARMER BRANCH ROAD; THENCE NORTH 36°53'07" WEST ALONG SAID EASTERLY RIGHT-OF-WAY LINE, 979.26 FEET; THENCE NORTH 36°10'30" WEST ALONG SAID RIGHT-OF-WAY LINE, 68.56 FEET TO THE WEST LINE OF THE SOUTHEAST QUARTER (SE1/4) OF THE SOUTHWEST QUARTER (SW1/4) OF SECTION THIRTY-FOUR (34). TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-ONE (21) WEST; THENCE NORTH 01°31'00" EAST ALONG SAID WEST LINE, 1275.57 FEET TO THE POINT OF BEGINNING.

- b. A description of Parcel 13 is as follows: TRACT II: A TRACT OF LAND LYING IN THE NORTHWEST FRACTIONAL QUARTER (NW1/4) OF SECTION THREE (3), TOWNSHIP TWENTY-SEVEN (27) NORTH, RANGE TWENTY-ONE (21) WEST AND ALSO BEING A PART OF TRACT 2A, JACK A FARTHING TRUST ESTATE MINOR SUBDIVISION AS DESCRIBED IN PLAT BOOK GAT PAGE 587 AND ALSO DESCRIBED IN THE CHRISTIAN COUNTY, MISSOURI, RECORDER'S OFFICE IN BOOK 2017 AT PAGE 10691 AND SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT AN EXISTING IRON PIN CAPPED LS2260 AT THE SOUTHEAST CORNER OF THE WEST HALF (W1/2) OF LOT 2 OF THE NORTHWEST FRACTIONAL QUARTER (NW1/4) OF SAID SECTION THREE (3); THENCE SOUTH 87°50'07" EAST ALONG THE SOUTH LINE OF SAID WEST HALF (W1/2) OF LOT 2A DISTANCE OF 125.30 FEET; THENCE LEAVING SAID SOUTH LINE NORTH 01°08'08" EAST, 50.00 FEET TO AN IRON PIN SET CAPPED LC
- c. A description of Parcel 14 is as follows: TRACT I: PART OF THE SOUTH HALF (S½) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION THIRTY-FOUR (34), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-ONE (21) WEST IN CHRISTIAN COUNTY, MISSOURI, DESCRIBED AS FOLLOWS: COMMENCING AT AN EXISTING COTTON PICKER SPINDLE AT THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER (SE¼) OF THE SOUTHWEST QUARTER (SW¼) OF SECTION THIRTY-FOUR (34), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-ONE (21) WEST: THENCE SOUTH 87°23'04" EAST ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE¼) OF THE SOUTHWEST QUARTER (SW¼), 973.05 FEET TO THE WEST LINE OF FARTHING-HOGAN MINOR SUBDIVISION AS FILED IN BOOK H, PAGE 253 AT THE CHRISTIAN

COUNTY RECORDER'S OFFICE; THENCE SOUTH 01°37'01" WEST ALONG THE WESTLINE OF SAID FARTHING-HOGAN MINOR SUBDIVISION, 370.77 FEET TO THE SOUTHWEST CORNER THEREOF; THENCE SOUTH 86°49'01" EAST ALONG THE SOUTH LINE OF SAID MINOR SUBDIVISION, 358.90 FEET TO THE SOUTHEAST CORNER THEREOF; THENCE NORTH 01°37'56" EAST ALONG THE EAST LINE OF SAID MINOR SUBDIVISION, 374.33 FEET TO THE NORTHWEST CORNER OF THE SOUTH HALF (S½) OF THE SOUTHEAST QUARTER OF SAID SECTION THIRTY-FOUR (34); THENCE SOUTH 86°58'36" EAST ALONG THE NORTH LINE OF THE SOUTH HALF (S½) OF SAID SOUTHEAST QUARTER (SE¼), 1329.14 FEET TO AN EXISTING IRON PIN; THENCE SOUTH 88°14'44" EAST ALONG SAID NORTH LINE, 125.51 FEET FOR THE POINT OF BEGINNING OF THE LAND DESCRIBED HEREIN; THENCE LEAVING SAID NORTH LINE, SOUTH 07°50'26" EAST, 416.82 FEET; THENCE SOUTHERLY THROUGH A TANGENT CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 18°37'55", A RADIUS OF 477.50 FEET AND A CHORD OF 154.59 FEET BEARING SOUTH 01°28'31" WEST, AN ARC DISTANCE OF 155.28 FEET; THENCE SOUTH 10°47'29" WEST, 663.53 FEET; THENCE SOUTHEASTERLY THROUGH A NON-TANGENT CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 00°13'24", A RADIUS OF 1545.00 FEET AND A CHORD OF 6.02 FEET BEARING SOUTH 75°59'59" EAST, AN ARC DISTANCE OF 6.02 FEET; THENCE SOUTH 75°53'17" EAST, 353.18 FEET; THENCE EASTERLY THROUGH A TANGENT CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 11°27'40", A RADIUS OF 1455.00 FEET AND A CHORD OF 290.57 FEET BEARING SOUTH 81 °37'07" EAST, AN ARC DISTANCE OF 291.05 FEET; THENCE SOUTH 87°20'57" EAST, 616.17 FEET TO THE SOUTHEAST CORNER OF SAID SECTION THIRTY-FOUR (34); THENCE NORTH 01°20'14" EAST ALONG THE EAST LINE OF SAID SECTION THIRTY-FOUR (34), A DISTANCE OF 1340.95 FEET TO THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER (SE¼) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION THIRTY-FOUR (34); THENCE NORTH 88°14'44" WEST ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE¼) OF THE SOUTHEAST QUARTER (SE¼), 1211.85 FEET TO THE POINT OF BEGINNING, SUBJECT TO RIGHT-OF-WAY FOR PUBLIC ROADS. (BEARINGS ARE BASED ON GRID NORTH, MISSOURI COORDINATE SYSTEM OF 1983, CENTRALZONE.)

- d. A description of Parcel 15 is as follows: TRACT II: PART OF LOT TWO (2) OF THE NORTHEAST QUARTER (NE¼) AND PART OF THE EAST HALF (E½) OF LOT TWO (2) OF THE NORTHWEST QUARTER (NW¼) OF SECTION THREE (3), TOWNSHIP TWENTY-SEVEN (27) NORTH, RANGE TWENTY-ONE (21) WEST, AND PART OF THE SOUTH HALF (S½) OF THE SOUTHEAST QUARTER (SE¼) OF SECTION THIRTY-FOUR (34), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-ONE (21) WEST; ALL IN CHRISTIAN COUNTY, MISSOURI, DESCRIBED AS FOLLOWS: COMMENCING AT AN EXISTING COTTON PICKER SPINDLE AT THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER (SE¼)

OF THE SOUTHWEST QUARTER (SW¼) OF SECTION THIRTY-FOUR (34), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-ONE (21) WEST; THENCE SOUTH 01°31'00" WEST ALONG THE WESTLINE OF SAID SOUTHEAST QUARTER (SE¼) OF THE SOUTHWEST QUARTER (SW¼), 1275.57 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF FARMER BRANCH ROAD; THENCE SOUTH 36°10'30" EAST ALONG SAID RIGHT-OF-WAY LINE, 68.56 FEET; THENCE SOUTH 36°53'07" EAST ALONG SAID RIGHT-OF-WAY LINE, 979.26 FEET FOR THE POINT OF BEGINNING OF THE LAND DESCRIBED HEREIN; THENCE CONTINUING SOUTH 36°53'07" EAST ALONG SAID RIGHT-OF-WAY LINE, 623.12 FEET TO A RIGHT-OF-WAY MARKER; THENCE SOUTHEASTERLY THROUGH A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 10°45'03", A RADIUS OF 1472.65 FEET AND A CHORD OF 275.92 FEET BEARING SOUTH 31 °28'28" EAST, AN ARC DISTANCE OF 276.33 FEET TO AN EXISTING IRON PIN ON THE SOUTH LINE OF THE EAST HALF (E½) OF LOT TWO (2) OF THE NORTHWEST QUARTER (NW¼) OF SECTION THREE (3), TOWNSHIP TWENTY-SEVEN (27) NORTH, RANGE TWENTY-ONE (21) WEST; THENCE SOUTH 87°47'24" EAST ALONG SAID SOUTH LINE, 91.04 FEET TO AN EXISTING IRON PIN; THENCE SOUTH 87°55'50" EAST ALONG THE SOUTH LINE OF THE WEST HALF (W½) OF LOT TWO (2) OF THE NORTHEAST QUARTER OF SAID SECTION THREE (3), A DISTANCE OF 1330.07 FEET TO AN EXISTING IRON PIN; THENCE SOUTH 88°02'02" EAST ALONG THE SOUTH LINE OF THE EAST HALF OF LOT TWO (2) OF THE NORTHEAST QUARTER (NE¼) OF SAID SECTION THREE (3), A DISTANCE OF 1328.37 FEET TO THE SOUTHEAST CORNER THEREOF; THENCE NORTH 01°42'22" EAST ALONG THE EAST LINE OF SAID SECTION THREE (3), A DISTANCE OF 1345.56 FEET; THENCE LEAVING SAID EAST LINE, NORTH 87° 20'57" WEST. 557.34 FEET; THENCE WESTERLY THROUGH A TANGENT CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 11 °27'40", A RADIUS OF 1545.00 FEET AND A CHORD OF 308.54 FEET BEARING NORTH 81 °37'07" WEST. AN ARC DISTANCE OF 309.05 FEET; THENCE NORTH 75° 53'17" WEST; 353.18 FEET; THENCE WESTERLY THROUGH A TANGENT CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 11° 27'40", A RADIUS OF 1455.00 FEET AND A CHORD OF 290.57 FEET BEARING NORTH 81° 37'07" WEST, AN ARC DISTANCE OF 291.05 FEET; THENCE NORTH 87° 20'57" WEST, 158.62 FEET; THENCE SOUTHWESTERLY THROUGH A TANGENT CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 39° 32'21", A RADIUS OF 1955.00 FEET AND A CHORD OF 1322.51 FEET BEARING SOUTH 72° 52'52" WEST, AN ARC DISTANCE OF 1349.12 FEE1; THENCE SOUTH 53°06'42" WEST, 482.09 FEET; THENCE SOUTH 08°06'48" WEST, 42.43 FEET TO THE POINT OF BEGINNING, SUBJECT TO RIGHT-OF-WAY FOR PUBLIC ROADS. (BEARINGS ARE BASED ON GRID NORTH, MISSOURI COORDINATE SYSTEM OF 1983, CENTRAL ZONE.)

3. This Addendum shall have no effect whatsoever upon service by Ozark or Liberty in any other area. The exclusive territories of the Parties, as described in the Third Territorial Agreement, are not otherwise modified by this Addendum. In executing this Addendum, its terms shall be interpreted in light of the Third Territorial Agreement, including but not limited to, the definitions, principles, and procedures set forth therein.

4. The described parcels are located in Christian County, north of the corporate limits of the City of Ozark, Missouri. The Parties stipulate and agree that these designated service areas shall remain as set forth herein if/when the parcels are incorporated into the city limits of Ozark, Missouri.

5. This Addendum does not purport to affect the rights of any electric supplier not a party to this Agreement.

6. Since this Addendum is subject to the approval of the Commission, the Parties agree to undertake all actions reasonably necessary to obtain said approval.

7. In addition, Ozark has the right to initiate temporary service, as defined by RSMo. Section 394.315, at its own expense, until the Commission approves or disapproves the Addendum.

8. If the Commission rejects this or any portion of this Addendum, then the entire Addendum shall be nullified and shall have no legal effect. Further, if all or part of this Addendum is declared invalid or void by a court or other agency with competent jurisdiction, then this Addendum shall be deemed invalid and void.

9. This Addendum may be executed in several counterparts, and each of which so executed shall be deemed to be an original and such counterparts together shall be but one and the same instrument.

IN WITNES WHEREOF, the parties have executed this Agreement as of the date first written above.

THE EMPIRE DISTRICT ELECTRIC
COMPANY d/b/a Liberty

By: _____

Title: _____

Attest: _____

OZARK ELECTRIC COOPERATIVE

By: _____

Title: _____

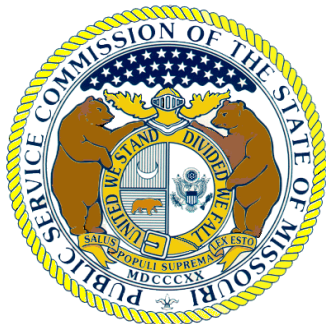
Attest: _____

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 29th day of May 2025.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

May 29, 2025

File/Case No. EO-2025-0253

MO PSC Staff

Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

**Office of the Public Counsel
(OPC)**

Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opc@opc.mo.gov

Liberty (Empire)

Diana Carter
428 E. Capitol Avenue, Suite 303
Jefferson City, MO 65101
diana.carter@libertyutilities.com

MO PSC Staff

Paul Graham
200 Madison Street
Jefferson City, MO 65101
paul.graham@psc.mo.gov

Ozark Electric Cooperative, Inc.

Shawn Battagler
2805 S. Ingram Mill Rd.
Springfield, MO 65804-6580
sbattagler@carnehanevans.com

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Nancy Dippell
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.