

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of Glenwood Telephone Membership Corporation of Blue Hill, Nebraska, Transferee and Funk Telephone Company of Funk, Nebraska, Transferor, for: (1) approval of the sale of the physical properties of Funk Telephone Company to the Glenwood Telephone Membership Corporation; (2) the issuance of a Certificate of Public Convenience and Necessity to the Glenwood Membership Corporation granting it authority to own and operate as a separate exchange the physical properties of the Transferor as they are now situated in Phelps County, Nebraska and to assume and continue to operate under the Governmental licenses, franchises, ordinances and permits of Funk Telephone Company, and authority to construct improvements to rehabilitate as a separate exchange the properties and franchises acquired, and (3) authority to issue securities.

Application No. C-245

GRANTED

Entered: May 13, 1982

APPEARANCES: For the applicant
Charles W. Hastings, Attorney
P.O. Box 1044
Hastings, Nebraska

OPINION AND FINDINGS

BY THE COMMISSION:

By joint application filed March 17, 1982, Glenwood Telephone Membership Corporation, Blue Hill, Nebraska, and Funk Telephone Company, Funk, Nebraska, seek approval of the sale of the physical properties of Funk Telephone Company to the Glenwood Telephone Membership Corporation; (2) the issuance of a Certificate of Public Convenience and Necessity to the Glenwood Telephone Membership Corporation granting it authority to own and operate as a separate exchange the physical properties of the transferor; and (3) authority to issue securities.

Notice of the filing of the application was published pursuant to the provisions of the Commission's Rules and Regulations. No protest to the application was filed.

Pursuant to notice required by law, public hearing was held on the application on May 13, 1982 at 8:00 a.m. in the Commission Hearing Room, Lincoln, Nebraska with appearance as set forth above.

1. Applicant Glenwood Telephone Membership Corporation is a corporation organized and existing under the laws of the State of Nebraska with its principal place of business at Blue Hill, Nebraska.
2. Applicant Funk Telephone Company is a corporation organized and existing under the laws of the State of Nebraska with its principal place of business at Funk, Nebraska.
3. Glenwood is engaged in the telephone business as a common carrier furnishing telephone service through an exchange at Blue Hill, Nebraska serving Bladen, Blue Hill, Campbell, Lawrence, Norman, Roseland and Upland.
4. Funk is a mutual company furnishing telephone service to its members through a telephone exchange at Funk, Nebraska.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

Application No. C-245

Page two

5. An agreement of sale was entered into between Funk and Glenwood providing for the purchase by Glenwood of the assets except cash, money and accounts receivable of Funk. A copy of the Agreement is attached to the application and is incorporated herein by reference.

6. Glenwood proposes to modernize and rebuild the facilities serving the Funk exchange and will provide Funk subscribers with all buried one party service. The Funk exchange, while maintaining its separate exchange identity, will be operated as a part of the Glenwood Telephone Membership Corporation. The tariff of Glenwood will be revised to incorporate the existing rates of the Funk Telephone Company, which will remain in effect until the service improvements have been completed.

7. In order to provide funds for the acquisition and improvements proposed, Glenwood has secured a loan from the Rural Electrification Administration of not to exceed \$960,000.00. The terms and conditions of the proposed loan are fully set forth in the Telephone Loan Contract Amendment, Mortgage Note and Supplemental Mortgage attached to the application and incorporated herein by reference.

8. The application is of advantage to the subscribers of both telephone companies, is fair and reasonable, is in the public interest and should be granted.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-245 be and it is hereby granted and Glenwood Telephone Membership Corporation be and it is hereby authorized to acquire the assets of Funk Telephone Company under the terms and conditions set forth in the Agreement referred to in the Opinion and Findings herein.

IT IS FURTHER ORDERED that this order be and it is hereby made the Commission's Official Certificate of Public Convenience and Necessity to Glenwood Telephone Membership Corporation to serve the area presently served by Funk Telephone Company.

IT IS FURTHER ORDERED that Glenwood Telephone Membership Corporation be and it is hereby authorized to borrow up to \$960,000.00 from the Rural Electrification Administration under the terms and conditions set forth in the Telephone Loan Contract Amendment, Mortgage Notes and Supplemental Mortgage referred to in the Opinion and Findings herein.

IT IS FURTHER ORDERED that Glenwood Telephone Membership Corporation file with the Commission appropriate tariff sheets which include the existing rates and charges of the Funk Telephone Company.

MADE AND ENTERED at Lincoln, Nebraska, this 13th day of May, 1982.

NEBRASKA PUBLIC SERVICE COMMISSION

Harold D. Simpson
Chairman

ATTEST:

COMMISSIONERS CONCURRING:

Quane D. Gay

Terence L. Kibbert
Executive Secretary