


MADE at the City of Calgary, in the Province of Alberta, on 25th day of June 2004.	 ALBERTA ENERGY AND UTILITIES BOARD
ATCO Gas and Pipelines Ltd. Amendment to Rider "C" with respect to the Village of Warburg.	Application No. 1343695 File No. 6675-W02-01

ATCO Gas – North, a division of ATCO Gas and Pipelines Ltd. (ATCO Gas - North) applied to the Alberta Energy and Utilities Board (the EUB) for an Order approving the addition of the Village of Warburg to Rate Rider "C" which recovers municipal taxes.

Notice of the application was published in conjunction with the Notice for the Village's application for renewal of its franchise agreement with ATCO Gas and Pipelines Ltd. and no objections were received. ATCO Gas - North has given the EUB consent to proceed with the application without a hearing.

The Board notes that this change in rates result from the provisions included in the franchise agreement between the Village of Warburg and ATCO Gas – North which was approved in Order U2004-175 issued in conjunction with this order. The franchise fee provisions included in the Agreement allow the Village to change the level of the franchise fee once annually within a cap of 35 per cent. Clause 4.c) of the Franchise Agreement includes a requirement for the Village to publish notice prior to any change in the level of the fee.

The Alberta Energy and Utilities Board, pursuant to the *Gas Utilities Act*, R.S.A. 2000, c. G-5, hereby orders as follows:

1. Application No. 1343695 by ATCO Gas - North dated April 21, 2004, is approved, subject to the terms and conditions herein contained.
2. The new rate for the Village of Warburg, as indicated on Rate Rider "C" attached as Schedule "A" to this Order, becomes effective upon the execution of the Village's Franchise Renewal Agreement with ATCO Gas and Pipelines Ltd.

END OF DOCUMENT

SCHEDULE "A"

ATCO Gas and Pipelines Ltd.

Rate Rider "C"

Village of Warburg

Effective By Order
On Consumption
This Replaces Rider "C"
Previously Effective

**ATCO GAS AND PIPELINES LTD. – NORTH
ATCO GAS – NORTH AND ATCO PIPELINES – NORTH
RIDER "C" TO ALL RATES
AND ANY OTHER RIDERS THERETO**

This Rider is applicable to Customers resident in municipalities that receive a property tax under the Municipal Government Act or receive payment for specific costs which are not generally incurred by the Company. This Rider is the estimated percentage of gross revenue (excluding Rider "F") required to provide for the tax payable or specific cost incurred each year. To the extent that this percentage may be more or less than that required to pay the tax or specific cost, the percentage of gross revenue provided in the Rider will be adjusted on the 1st of February each year.

The percentage is to be applied as an addition to the billings calculated under the Rates including charges as allowed under other Riders in effect with respect to the following municipalities:

Lakeview
Hinton
Sylvan Lake
Breton
Bashaw
Bentley
Vermilion
Warburg