

FOR THE APPROVAL OF THE CONSOLIDATION AND MERGER

OF THE SAID COMPANY, THE WEST SIDE GAS COMPANY, WEST SIDE ELECTRIC LIGHT COMPANY, WEST HAZELTON GAS LIGHT COMPANY, CONSUMERS ELECTRIC LIGHT COMPANY, TOWNSHIP OF NEWPORT, MORGANAQUA ELECTRIC LIGHT HEAT & POWER COMPANY, UNITED A NEW CORPORATION TO BE KNOWN AS THE LUZERNE COUNTY GAS & ELECTRIC COMPANY

Date of filing petition

DECEMBER 22, 1922

Date of Hearing

JANUARY 11, 1923

Remarks

C L O S E D

No. of Record Folders

No. of Correspondence Folders

No. of Test and Ex. Folders

vania on July 7, 1911, and recorded in Charter Book No. 118, page 257, under which Letters Patent issued thereon on August 18, 1911, and is duly possessed of the right to manufacture and supply gas for light only, gas for heat and fuel, and light, heat and power by means of electricity in certain cities, townships, boroughs and other municipal divisions within the County of Luzerne, in the Commonwealth of Pennsylvania, having an authorized capital stock of \$50,000,000., divided into 250,000 shares of preferred stock and 250,000 shares of common stock, (of the par value of \$100. each), of which there are at present issued and outstanding \$28,500. par value of preferred stock and \$2,090,000. par value of common stock.

Said Luzerne County Gas & Electric Company has further authorized an increase of its indebtedness to the amount of \$100,000,000., and has the following bonded indebtedness issued and outstanding :

\$5,477,000. First Mortgage Refunding and Improvement 5% Gold Bonds issued under Mortgage or Deed of Trust to Girard Trust Company, Trustee, dated October 1, 1908, of which the balance of the amount authorized thereunder, viz.: \$25,000. principal amount of said bonds are reserved to retire a like principal amount of Hazleton Gas Light Company hereinafter referred to.

23,000. 5% First Mortgage Bonds of Hazleton Gas Light Company, issued under a Mortgage or Deed of Trust from Hazleton Gas Light Company to The Anthracite Savings Bank of Wilkes Barre, as Trustee, dated April 1, 1902, (for the retirement of which \$23,000. principal amount of bonds of the Luzerne County Gas & Electric Company have been reserved as hereinbefore stated.)

1,000,000. General and Refunding Mortgage Gold Bonds, issued under General and Refunding Mortgage to The Equitable Trust Company of New York, as Trustee, dated March 1, 1922.

1,000,000. Twenty Year 7% Sinking Fund Gold Bonds, issued under Trust Agreement to United States Mortgage & Trust Company, as Trustee, dated April 1, 1922.

That the other petitioners were duly incorporated under the provisions of the Act of April 29, 1874 and its supplements, for the following purposes in the following named municipal divisions in Luzerne County, Pa. The amount of the

authorized capital stock, as well as the amount of said stock issued and outstanding is shown in connection with the description of each of said petitioners. None of said petitioners has any bonded or other indebtedness.

WEST SIDE GAS COMPANY, Letters Patent dated June 3, 1892, Purpose: Manufacturing and supply of gas for light only in the Boroughs of Kingston, Edwardsville, Dorranceton, Forty Fort and Luzerne, Luzerne County; Capital stock : \$50,000., divided into 1,000 shares of the par value of \$50. each, all issued and outstanding.

WEST SIDE ELECTRIC LIGHT COMPANY, Letters Patent dated July 24, 1895, purpose : Supplying light, heat and power by means of electricity to the public in the Borough of Luzerne, and the district adjacent thereto, in Luzerne County, Pennsylvania; Capital stock : \$36,000., divided into 360 shares of the par value of \$100. each, all issued and outstanding.

WEST HAZLETON GAS LIGHT COMPANY, Letters Patent dated December 13, 1905, purpose : Manufacturing and supplying gas for light only in the Borough of West Hazleton and Hazle Township, Luzerne County, Pennsylvania, and to persons, partnerships and associations residing therein and adjacent thereto; Capital stock : \$5,000., divided into 50 shares of the par value of \$100. each, of which 10 shares are issued and outstanding.

CONSUMERS ELECTRIC LIGHT COMPANY OF NEWPORT TOWNSHIP, Letters Patent dated February 6, 1913; purpose : Supplying light, heat and power, or either of them, by means of electricity, to the public in the Township of Newport, Luzerne County, Pa.; Capital stock \$5,000., divided into 50 shares of the par value of \$100. each, all issued and outstanding.

MOCANAQUA ELECTRIC LIGHT, HEAT & POWER COMPANY, Letters Patent dated July 31, 1914; purpose : Manufacturing and supplying light, heat and power or any of them, by means of electricity, to the public in the Township of Conyngham, Luzerne County, Pa.; Capital stock \$5,000., divided into 50 shares of the par value of \$100. each, of which there are 10 shares issued and outstanding.

There is hereto attached, marked respectively Exhibits A and B, the general balance sheet of Luzerne County Gas & Electric Company at the close of the last fiscal period and statement of income and expenses of said Company, showing the results of operations during the preceding fiscal year ending December 31, 1921. No separate books of account have been opened for the other petitioners and for that reason general balance sheets and statements of income and expenses are not attached hereto.

Verified copies of charter applications of each of the petitioners are hereto attached as Exhibits, marked respectively Exhibits C-1, C-2, C-3, C-4, C-5 and C-6.

4. That Luzerne County Gas & Electric Company is operating under franchise grants in the following municipalities :

Electricity only : Shickshinny Borough
Union Township
Hunlock Township
Courtdale Borough
Dallas Borough
Kingston Township
Dallas Township
Pringle Township
Lehman Township
Jackson Township
Warrior Run Borough
Sugar Notch Borough
Newport Township

Gas only : Hazleton City
West Hazleton Borough
Hazle Township

Gas and electricity : Plymouth Borough
Larksville Borough
Plymouth Township
Nanticoke Borough
Hanover Township
Kingston Borough
Edwardsville Borough
Dorrangeton Borough
Forty-Fort Borough
Luzerne Borough
Wyoming Borough
West Wyoming Borough
Swoyerville Borough

Mocanagua Electric Light, Heat & Power Company has an electric franchise in the Township of Conyngham.

5. The Agreement of Merger and Consolidation provides that the name of the new consolidated corporation shall be Luzerne County Gas & Electric Company, having the same by-laws as Luzerne County Gas & Electric Company, one of the petitioners, and said agreement further names the directors and officers to serve until their successors are duly elected and qualified. The authorized capital stock of the new consolidated corporation is to be 31,000 shares without nominal or par value, of which 21,000 shares are Common stock and 10,000 shares seven percent. Cumulative Preferred stock. A full statement of the rights and privileges of both Preferred and Common stock is set forth at length in said agreement. The Common and Preferred stock of the new consolidated corporation is to be exchanged for stock of the petitioners as follows :

20,900 shares Common stock of Luzerne County Gas & Electric Company of the par value of \$100. each, for 20,900 shares of the Common stock of the new consolidated corporation.

285 shares^{of} Preferred stock of Luzerne County Gas & Electric Company of the par value of \$100. each for 285 shares of the seven percent. Cumulative Preferred stock of the new consolidated corporation.

For the outstanding capital stock of each of the other petitioners, there is to be exchanged two shares of the Common stock of the new consolidated corporation.

The amount of capital of the new consolidated corporation will be \$6,306,362., said capital being composed of the valuation heretofore placed upon the properties of Luzerne County Gas & Electric Company by the Public Service Commission of the Commonwealth of Pennsylvania, together with the estimated valuation of the Hazleton Division of that Company and the cost of additions, betterments and improvements, since the date of said valuation January 1, 1921 up to and including July 31, 1922.

The authorized indebtedness of the new consolidated corporation is to be \$100,000,000., being the authorized indebtedness of Luzerne County Gas & Electric Company above referred to.

The Act of Assembly, under authority of which these merger proceedings are had, is the Act of May 3, 1909, P. L. 408 and its supplements and amendments.

A verified copy of said Agreement of Merger and Consolidation is hereto attached, marked Exhibit D.

6. The proposed merger and consolidation will be financed by the issuance of stock, Common and Preferred, of the new consolidated corporation, as indicated in the preceding paragraph.

7. The only petitioner owning any physical property is Luzerne County Gas & Electric Company. A general description of the property owned by said Company, together with the value thereof, is shown in Exhibit E attached hereto.

8. The proposed merger and consolidation does not grant franchise rights to any of the petitioners to furnish service in a locality where similar service is being rendered by another public service company.

9. No further development is now planned or in contemplation other than the normal expansion of lines or mains to meet public demands.

10. The proposed merger and consolidation is necessary and proper for the service, accommodation and convenience of the public for the following reasons: that it will unite in one company, Luzerne County Gas & Electric Company, all of the franchises of the several petitioners, and will therefore be of assistance in financing the requirements of the unified company, which would be impossible to undertake on behalf of each of the several petitioners. It will, moreover, place under the jurisdiction of the Commission one single company, thus eliminating the keeping of several corporate records and the filing of separate reports for each of the petitioners.

WHEREFORE, Your petitioners pray your Honorable Commission to issue a certificate of public convenience under the provisions of Article III, Section 3 (c), and Article V., Sections 18 and 19, of the Public Service Company Law, evidencing its approval of the consolidation and merger of said companies into a new corporation to be known as the Luzerne County Gas & Electric Company, and they will ever pray, etc.

LUZERNE COUNTY GAS & ELECTRIC COMPANY

(SEAL)

By

Wm James Stevens
President

ATTEST :

W R Goff
Secretary

WEST SIDE GAS COMPANY

(SEAL)

By

Wm James Stevens
President

ATTEST :

W R Goff
Secretary

WEST SIDE ELECTRIC LIGHT COMPANY

(SEAL)

By

Wm James Stevens
President

ATTEST :

W R Goff
Secretary

WEST HAZLETON GAS LIGHT COMPANY

(SEAL)

By

Wm James Stevens
President

ATTEST :

W R Goff
Secretary

CONSUMERS ELECTRIC LIGHT COMPANY OF NEWPORT TOWNSHIP
(SEAL)

By [Signature]
President

ATTEST :

[Signature]
Secretary

MCCANAGUE ELECTRIC LIGHT, HEAT & POWER COMPANY (SEAL)

By [Signature]
President

ATTEST :

[Signature]
Secretary

Signed and dated this 15th
day of December, 1922

STATE OF PENNSYLVANIA : : SS :
COUNTY OF PHILADELPHIA : :

On this 15 day of December

A. D. 1922, before me, the subscriber, a Notary Public in and for the said County and State, personally appeared W. L. Fox, who, being duly sworn according to law, deposes and says that he is each of the Secretary of/the above named petitioners, and, as such, charged with the duty of verification of the statements contained in the foregoing petition, and that the said statements and exhibits attached thereto and made a part thereof, are true and correct.
Sworn and subscribed : :
before me the day and : :
year aforesaid : :

[Signature]

[Signature]
NOTARY PUBLIC,
Commissions Expires February 28, 1925.

LUZERNE COUNTY GAS & ELECTRIC COMPANY

STATEMENT OF ASSETS & LIABILITIES

DECEMBER 31st, 1921.

ASSETS

<u>AVAILABLE ASSETS</u>	
Cash	36,494.88
Accounts Receivable	171,676.47
Notes Receivable	550.00
Material & Supplies	150,517.50
	<u>359,238.85</u>

FIXED ASSETS

Plant	3,758,653.41
Improvements	3,577,872.34
Real Estate	15,000.00
	<u>7,351,525.75</u>

MISCELLANEOUS ASSETS

Prepaid Accounts	2,187.81
Deferred Charges	1,615.78
Gas Appliances & Equipment	83.54
Property Abandoned	155,764.26
Unamortized Debt, Discount & Expense	355,071.13
Bonds Held for Collateral	1,241,000.00
Discount on Capital Stock Preferred	749.00
Maintenance Authorizations	45,930.99
	<u>1,802,362.51</u>
	<u>\$ 9,513,127.11</u>

LIABILITIES

<u>CURRENT LIABILITIES</u>	
Accounts Payable	58,204.98
Accrued Accounts	115,427.62
	<u>173,632.60</u>

MISCELLANEOUS LIABILITIES

Prepaid Gas Consumers	566.64
Consumers' Deposits	41,616.76
Extension of Facilities Deposits	92,155.45
Ishigh & Wilkes-Barre Coal Company	35,106.53
Subscriptions to Preferred Stock	170.00
Notes Payable	169,575.38
Notes Payable - The American Gas Co.	180,930.60
Notes Payable - Secured by Collateral - The A. G. Co.	1,176,256.85
	868,700.00
	68,718.31

Reserve Account	2,090,000.00
Capital Stock Common	300,000.00
Capital Stock Preferred	289,300.00
Less: Treasury Stock	<u>10,700.00</u>

Bond Account:	23,000.00
Underlying Bonds	3,500,000.00
Issue of 5's	1,241,000.00
Issue of 6's	<u>4,764,000.00</u>
Trustee Bonds	23,000.00
	<u>4,741,000.00</u>

Surplus	33,613.37
	<u>\$ 9,513,127.11</u>

Exhibit A.

LUZERNE COUNTY GAS & ELECTRIC COMPANY

STATEMENT OF EARNINGS
(Not including Interest on Inter-Company
Indebtedness)

12 MONTHS ENDED DECEMBER 31st, 1921.

Income	1,423,699.07
Operating Expense, Maintenance, Taxes, etc.,	<u>831,312.07</u>
Interest on 5% Bonds	592,387.00
Interest on 6% Bonds	<u>175,000.00</u>
Interest on Notes Payable	417,387.00
Net Profit	<u>74,460.00</u>
	342,927.00
	<u>14,213.68</u>
	\$ 328,713.32

EX. B

To the Governor of the Commonwealth of Pennsylvania:

SIR:

In compliance with the requirements of an Act of the General Assembly of the Commonwealth of Pennsylvania, entitled "An act to provide for the incorporation and regulation of certain corporations," approved the 29th day of April, A. D. 1874, and the several supplements thereto, the undersigned, all of whom are citizens of Pennsylvania, having associated themselves together for the purpose hereinafter specified, and desiring that they may be incorporated, and that letters patent may issue to them and their successors according to law, do hereby certify:

1st. The name of the proposed corporation is THE WEST SIDE GAS COMPANY

2d. Said corporation is formed for the purpose of the manufacturing and supply of gas for light only in the Boroughs of Kingston, Edwardsville, Dorrnastion, Forty Fort and Luzerne, Luzerne County.

3d. The business of said corporation is to be transacted in Borough of Kingston.

4th. Said corporation is to exist for the term of 999 years

5th. The names and residences of the subscribers and the number of shares subscribed by each, are as follows:

Name.	Residence.	No. of Shares.
Abram G. Hoyt	Kingston, Pa.	143
John B. Yeager	Wilkes Barre Pa.	143
John B. Smith	Forty Fort, Pa.	143
J. J. Robbins	Wilkesbarre, Pa.	143
A. J. Roet	Kingston, Pa.	143
Harvey Yeager	Forty Fort, Pa.	143
John Flanigan	West Pittston, Pa.	143

6th. The number of directors of said corporation is fixed at five and the names and residences of the directors who are chosen directors for the first year are as follows:

<i>Name.</i>	<i>Residence.</i>
Abram G. Hoyt	Kingston, Pa.
John B. Smith	Forty Fort, Pa.
J. J. Robbins	Wilkesbarre, Pa.
John Flanigan	West Pittston, Pa.
Harvey Yeager	Forty Fort, Pa.

7th. The amount of the capital stock of said corporation is \$ 50,000. divided into 1000 shares of the par value of \$ 50.00, and \$ 5000.00, being ten per centum of the capital stock, has been paid in cash to the Treasurer of said corporation, whose name and residence are:

John B. Yeager, Wilkesbarre, Pa.

Abram G. Hoyt



A. J. Roat



John B. Yeager



Harvey Yeager



John B. Smith



John Flanigan



J. J. Robbins



(seal)

State of Pennsylvania,

County of Luzerne

ss:

Before me, Recorder of Deeds, in and for the county aforesaid, personally came the above named, Abram G. Hoyt, Harvey Yeager and John Flanigan

who, in due form of law, acknowledged the foregoing instrument to be their act and deed for the purposes therein specified.

Witness my hand and Seal of office the 6th day of

April A. D. 1892.



Jos. J. McGinty
Recorder

State of Pennsylvania,

County of Luzerne

ss:

Personally appeared before me, this 6th day of April, A. D. 1892, Abram G. Hoyt, Harvey Yeager and John Flanigan

who being duly sworn, according to law, depose and say that the statements contained in the foregoing instrument are true.

Sworn and subscribed before me, the day and

year aforesaid.

Jos. J. McGinty
Recorder
(seal)

Abram G. Hoyt
Harvey Yeager
John Flanigan



CERTIFICATE OF INCORPORATION OF

THE WEST SIDE GAS COMPANY

EXECUTIVE CHAMBER.

Harrisburg, June 3 1892, 72

To the Secretary of the Commonwealth:

Having examined the within application and found it to be in proper form, and within the purposes of the class of corporations specified in section two of the act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April 29th, A. D. 1874, and the several supplements thereto, I hereby approve the same, and direct that letters patent issue according to law.

Robt. F. Pattison

Governor.

SECRETARY'S OFFICE.

Pennsylvania, ss:

Enrolled in Charter Book No. 38

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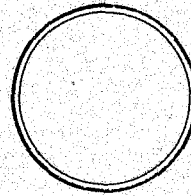
Witness my hand and Seal of office, at Harrisburg, this 3rd day of June A. D. 1892.

A. I. Tilden

Deputy Secretary of the Commonwealth.

Recorded in Luzerne County, Charter Book 3, page 260, June 4th 1892

TYPEWRITTEN LIST OF SIGNATURES.



NOTE.

The Letters Patent fee on this application will be \$30.00.

The bonus will be one-third of one per cent. of the Authorized Capital Stock.

A typewritten list of all signatures must be placed in blank space above.

All fees and bonus must be paid in cash, by money order, certified check, or bank draft.

To the Governor of the Commonwealth of Pennsylvania:

SIR:

In compliance with the requirements of an Act of the General Assembly of the Commonwealth of Pennsylvania, entitled "An act to provide for the incorporation and regulation of certain corporations," approved the 29th day of April, A. D. 1874, and the several supplements thereto, the undersigned, all of whom are citizens of Pennsylvania, having associated themselves together for the purpose hereinafter specified, and desiring that they may be incorporated, and that letters patent may issue to them and their successors according to law, do hereby certify:

1st. The name of the proposed corporation is. THE WEST SIDE ELECTRIC LIGHT CO.

2d. Said corporation is formed for the purpose of supplying light, heat and power, by means of electricity, to the public in the Borough of Luzerne, and the district adjacent thereto, in Luzerne County, Penna., and to such persons, partnerships, associations and corporations, residing in said Borough and district as may desire the same.

3d. The business of said corporation is to be transacted in Luzerne Borough,

Luzerne County, Pa.

4th. Said corporation is to exist for the term of perpetual years

5th. The names and residences of the subscribers and the number of shares subscribed by each,

are as follows:







<i>Name.</i>	<i>Residence.</i>	<i>No. of Shares.</i>
John G. Haddock	Glen Summit, Pa.	95
Chas. W. Haddock	Kingston, Pa.	1
Geo. W. Sheen	Plymouth, Pa.	1
Thos. R. Phillips	Kingston, Pa.	1
Rich Clark	Luzerne, Pa.	1
Jas. B. Davies	Plymouth, Pa.	1

6th. The number of directors of said corporation is fixed at three
and the names and residences of the directors who are chosen directors for the first year are as follows:

<i>Name.</i>	<i>Residence.</i>
<u>John G. Haddock</u>	<u>Glen Summit, Pa.</u>
<u>Geo. W. Shonk</u>	<u>Plymouth, Pa.</u>
<u>Thos. R. Phillips</u>	<u>Kingston, Pa.</u>

7th. The amount of the capital stock of said corporation is \$10,000,
divided into 100 shares of the par value of \$ 100., and
\$ 1000., being ten per centum of the capital stock, has been paid in cash to the Treasurer of
said corporation, whose name and residence are:

Thos. R. Phillips, Kingston, Pa.

John C. Haddock  Thos. R. Phillips 
Charles W. Haddock  Rich. Clark 
Geo. W. Shonk  James B. Davis 


State of Pennsylvania,

County of Luzerne } ss:

Before me, Notary Public _____ in and for the county aforesaid, personally came the above named, John C. Haddock, Thos. R. Phillips, Geo. W. Shonk

who, in due form of law, acknowledged the foregoing instrument to be their act and deed for the purposes therein specified.

Witness my hand and Seal of office the 16th day of June A. D. 1893.

 Frank Deitrick
Notary Public

State of Pennsylvania,

County of Luzerne } ss:

Personally appeared before me, this 16th day of June A. D. 1893, John C. Haddock, Thos. R. Phillips and Geo. W. Shonk

who being duly sworn, according to law, depose and say that the statements contained in the foregoing instrument are true.

Sworn and subscribed before me, the day and year aforesaid.
John C. Haddock
Thos. R. Phillips
Geo. W. Shonk

Frank Deitrick
Notary Public



CERTIFICATE OF INCORPORATION OF

~~THE WEST SIDE ELECTRIC LIGHT~~
COMPANY

EXECUTIVE CHAMBER.

Harrisburg, July 24th 1893

To the Secretary of the Commonwealth:

Having examined the within application and found it to be in proper form, and within the purposes of the class of corporations specified in section two of the act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April 29th, A. D. 1874, and the several supplements thereto, I hereby approve the same, and direct that letters patent issue according to law.

Robt. E. Pattison

Governor.

SECRETARY'S OFFICE.

Pennsylvania, ss:

Enrolled in Charter Book No. 41

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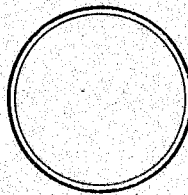
Witness my hand and Seal of office, at Harrisburg, this 24th day of July
A. D. 1893

A. L. Tilden

Deputy Secretary of the Commonwealth.

Filed Sept. 20th 1893

TYPEWRITTEN LIST OF SIGNATURES.



NOTE.

The Letters Patent fee on this application will be \$30.00.

The bonus will be one-third of one per cent. of the Authorized Capital Stock.

A typewritten list of all signatures must be placed in blank space above.

All fees and bonus must be paid in cash, by money order, certified check, or bank draft.

To the Governor of the Commonwealth of Pennsylvania:

SIR:

In compliance with the requirements of an Act of the General Assembly of the Commonwealth of Pennsylvania, entitled "An Act to provide for the incorporation, and regulation of certain corporations," approved the 29th day of April, A. D. 1874, and the several supplements thereto, the undersigned, all of whom are citizens of Pennsylvania, having associated themselves together for the purpose hereinafter specified, and desiring that they may be incorporated, and that letters patent may issue to them and their successors according to law, do hereby certify:

1st. The name of the proposed corporation is WEST HAZLETON GAS LIGHT COMPANY

2d. Said corporation is formed for the purpose of manufacturing and supplying gas for light only in the Borough of West Hazleton and Hazle Township Luzerne County, Pennsylvania; and to persons, partnerships and associations residing therein and adjacent thereto.

3d. The business of said corporation is to be transacted in Philadelphia

4th. Said corporation is to exist perpetually

5th. The names and residences of the subscribers and the number of shares subscribed by each, are as follows:

Name.	Residence.	No. of Shares.
Jos. A. Sistory	Phila.	1
G. V. Fox	"	1
G. H. Geist	"	1

6th. The number of directors of said corporation is fixed at three and the names and residences of the directors who are chosen directors for the first year are as follows:

<i>Name.</i>	<i>Residence.</i>
<u>Jos. A. Slattery</u>	<u>Phila.</u>
<u>C. W. Fox</u>	<u>"</u>
<u>G. H. Geist</u>	<u>"</u>

7th. The amount of the capital stock of said corporation is \$ 5000.00 divided into fifty shares of the par value of \$ 100.00, and \$ 500.00, being ten per centum of the capital stock, has been paid in cash to the Treasurer of said corporation, whose name and residence are:

G. H. Geist, 6420 Drexel Road, Phila.



Joseph A. Slattery

G.W. Fox



C.H. Geist



State of Pennsylvania,

County of Luzerne

ss:

Before me, a Notary Public in and for the county aforesaid, personally came the above named, Joseph A. Slattery, G.W. Fox and C.H. Geist

who, in due form of law, acknowledged the foregoing instrument to be their act and deed for the purposes therein specified.

Witness my hand and Seal of office the eighteenth day of November A. D. 1905



R.R. Van Horn

Notary Public

My Commission expires Jan. 21/07

State of Pennsylvania,

County of Luzerne

ss:

Personally appeared before me, this eighteenth day of November A. D. 1905, Joseph A. Slattery, G.W. Fox and C.H. Geist

who being duly sworn, according to law, depose and say that the statements contained in the foregoing instrument are true.

Sworn and subscribed before me, the day and year aforesaid.

R.R. VanHorn

Notary Public

My Commission expires Jan 21/07

Joseph A. Slattery
G.W. Fox
C.H. Geist



CERTIFICATE OF INCORPORATION OF

WEST HAZLETON GAS LIGHT CO.

EXECUTIVE CHAMBER.

Harrisburg, Dec. 13th 1905

To the Secretary of the Commonwealth:

Having examined the within application and found it to be in proper form, and within the purposes of the class of corporations specified in section two of the act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April 29th, A. D. 1874, and the several supplements thereto, I hereby approve the same, and direct that letters patent issue according to law.

Sam'l W. Pennypacker

Governor.

SECRETARY'S OFFICE.

Pennsylvania, ss:

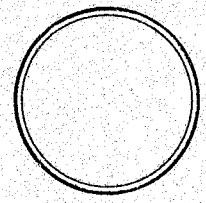
Enrolled in Charter Book No. 91

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Witness my hand and Seal of office, at Harrisburg, this 13th day of December A. D. 1905

Secretary of the Commonwealth.

Recorded in Luzerne Co. Charter Book #6, page 496, Feby. 19th 1909



TYPEWRITTEN LIST OF SIGNATURES.

NOTE.

The Letters Patent fee on this application will be \$30.00.

The bonus will be one-third of one per cent. of the Authorized Capital Stock.

A typewritten list of all signatures must be placed in blank space above.

All fees and bonus must be paid in cash, by money order, certified check, or bank draft.

To the Governor of the Commonwealth of Pennsylvania:

SIR:

In compliance with the requirements of an Act of the General Assembly of the Commonwealth of Pennsylvania, entitled "An act to provide for the incorporation and regulation of certain corporations," approved the 20th day of April, A. D. 1874, and the several supplements thereto, the undersigned, all of whom are citizens of Pennsylvania, having associated themselves together for the purpose hereinafter specified, and desiring that they may be incorporated, and that letters patent may issue to them and their successors according to law, do hereby certify:

1st. The name of the proposed corporation is the Consumers Electric Light Company of Newport Township, Pennsylvania.

2d. Said corporation is formed for the purpose of supplying light, heat and power, or either of them, by means of electricity to the public in the Township of Newport, Luzerne County, Pennsylvania, and to such persons, partnerships and corporations residing therein or adjacent thereto as may desire the same.

3d. The business of said corporation is to be transacted in the Borough of Nanticoke, Luzerne County, Pennsylvania.

4th. Said corporation is to exist nine hundred and ninety nine years (999).

5th. The names and residences of the subscribers and the number of shares subscribed by each, are as follows:

<i>Name.</i>	<i>Residence.</i>	<i>No. of Shares.</i>
<u>John Schreiner</u>	<u>Nanticoke, Pennsylvania</u>	<u>14</u>
<u>Charles H. Hesser</u>	<u>Nanticoke, Pennsylvania</u>	<u>12</u>
<u>Morgan J. Reas</u>	<u>Nanticoke, Pennsylvania</u>	<u>12</u>
<u>Thomas D. Shea</u>	<u>Nanticoke, Pennsylvania</u>	<u>12</u>
.....
.....
.....

6th. The number of directors of said corporation is fixed at Four (4) and the names and residences of the directors who are chosen directors for the first year are as follows:

<i>Name.</i>	<i>Residence.</i>
<u>John Schreiner</u>	<u>Nanticoke, Pennsylvania</u>
<u>Charles H. Hesser</u>	<u>Nanticoke, Pennsylvania</u>
<u>Morgan J. Rees</u>	<u>Nanticoke, Pennsylvania</u>
<u>Thomas D. Shea</u>	<u>Nanticoke, Pennsylvania</u>

7th. The amount of the capital stock of said corporation is \$ 5,000.00 divided into Fifty (50) shares of the par value of \$ 100.00 each, and \$ 500.00, being ten per centum of the capital stock, has been paid in cash to the Treasurer of said corporation, whose name and residence is:

John Schreiner, No. State Street, Nanticoke,
Inzern County, Pennsylvania

John Schreiner



Thomas D. Shea



Charles H. Hesser



Morgan J. Reas



State of Pennsylvania,

County of Luzerne

ss:

Before me, s. Notary Public in and for the county aforesaid, personally came the above named, John Schreiner, Charles H. Hesser and Morgan J. Reas,

who, in due form of law, acknowledged the foregoing instrument to be their act and deed for the purposes therein specified.

Witness my hand and Seal of office the 31st day of

JULY A. D. 1912.

D. Sylvester Pensyl

Notary Public
My Commission expires Jan. 20 1915



State of Pennsylvania,

County of Luzerne

ss:

Personally appeared before me, this 31st day of July A. D. 1912, John Schreiner, Charles H. Hesser and Morgan J. Reas,

who being duly sworn, according to law, depose and say that the statements contained in the foregoing instrument are true.

Sworn and subscribed before me, the day and year aforesaid.

John Schreiner

Charles H. Hesser

Morgan J. Reas

D. Sylvester Pensyl

Notary Public

My Commission expires Jan. 20 1915



CERTIFICATE OF INCORPORATION OF

EXECUTIVE CHAMBER.

Harrisburg, _____, 19_____

To the Secretary of the Commonwealth:

Having examined the within application and found it to be in proper form, and within the purposes of the class of corporations specified in section two of the act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April 29th, A. D. 1874, and the several supplements thereto, I hereby approve the same, and direct that letters patent issue according to law.

Governor.

SECRETARY'S OFFICE.

Pennsylvania, ss:

Enrolled in Charter Book No. _____

Page _____

Witness my hand and Seal of office, at Harrisburg, this _____ day of _____

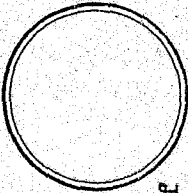
A. D. 19_____

Secretary of the Commonwealth.

Entered for Record
Feb 15 1913
at _____ M
Tex and Fees \$250 paid
S. C. Hartman
Recorder

TYPEWRITTEN LIST OF SIGNATURES.

John Schreiner
Charles H. Hesser
Morgan J. Rees
Thomas D. Shea



Recorded in the office for Recording of Deeds, &c.
in and for Luzerne County, Pennsylvania, in Charter
Book No. 7, page 426, &c.
Witness my hand and seal of office, this 15th day of
February A. D. 1913.

S. C. Hartman Recorder
Edward Ellsworth

NOTE.

The Letters Patent fee on this application will be \$30.00.

The bonus will be one-third of one per cent. of the Authorized Capital Stock.

A typewritten list of all signatures must be placed in blank space above.

All fees and bonus must be paid in cash, by money order, certified check, or bank draft.

To the Governor of the Commonwealth of Pennsylvania:

SIR:

In compliance with the requirements of an Act of the General Assembly of the Commonwealth of Pennsylvania, entitled "An act to provide for the incorporation and regulation of certain corporations," approved the 29th day of April, A. D. 1874, and the several supplements thereto, the undersigned, all of whom are citizens of Pennsylvania, having associated themselves together for the purpose hereinafter specified, and desiring that they may be incorporated, and that letters patent may issue to them and their successors according to law, do hereby certify:

1st. The name of the proposed corporation is Moconaque Electric Light, Heat & Power Company

2nd. Said corporation is formed for the purpose of manufacturing and supplying light, heat and power for any of them by means of electricity to the public in the Township of Conyngham, Luzerne County, Pennsylvania, and to such persons, partnerships, corporation or corporations residing therein or contiguous thereto as may desire the same.

3d. The business of said corporation is to be transacted in Borough of Shickshinny, Luzerne County, Pennsylvania.

4th. Said corporation is to exist perpetually.




5th. The names and residences of the subscribers and the number of shares subscribed by each, are as follows:



Name.	Residence.	No. of Shares.
<u>H. G. Williams</u>	<u>Ridge Ave., Kingstee, Pa.</u>	<u>5</u>
<u>R. R. Van Horn</u>	<u>Jeannette St., Plymouth, Pa.</u>	<u>3</u>
<u>S. P. Curtis</u>	<u>Armore, Pa.</u>	<u>3</u>

6th. The number of directors of said corporation is fixed at three and the names and residences of the directors who are chosen directors for the first year are as follows:

Name.	Residence.
<u>H.G. Williams</u>	<u>Kingston, Pa.</u>
<u>R.R. VanHorn</u>	<u>Plymouth, Pa.</u>
<u>S.P. Curtis</u>	<u>Ardmore, Pa.</u>

7th. The amount of the capital stock of said corporation is \$ 5000.00 divided into fifty shares of the par value of \$ 100.00, and \$ 500.00 being ten centum of the capital stock, has been paid in cash to the Treasurer of said corporation, whose name and residence are:
H.G. Williams Kingston, Pa.

H.G. Williams 
R.R. VanHorn 
S.P. Curtis 

State of Pennsylvania,
County of Luzerne

Before me, a Notary Public in and for the county aforesaid, personally came the above named, H.G. Williams, R.R. VanHorn and S.P. Curtis

who, in due form of law, acknowledged the foregoing instrument to be their act and deed for the purposes therein specified.

Witness my hand and Seal of office this Twelfth day of June A. D. 19 14 My Commission expires Jan. 28 1917
Grace VanHorn
Notary Public

State of Pennsylvania,
County of Luzerne

Personally appeared before me, this 12th day of June A. D. 1914, H.G. Williams, R.R. VanHorn and S.P. Curtis

who being duly sworn, according to law, depose and say that the statements contained in the foregoing instrument are true.

Sworn and subscribed before me, the day and year aforesaid.
H.G. Williams
R.R. VanHorn
S.P. Curtis

My Commission expires Jan. 28 1917
Grace VanHorn
Notary Public



CERTIFICATE OF INCORPORATION OF

MOCANAQUA ELECTRIC LIGHT,

HEAT AND POWER COMPANY

EXECUTIVE CHAMBER.

Harrisburg, Jul 31, 1914

To the Secretary of the Commonwealth:
Having examined the within application and found it to be in proper form, and within the purposes of the class of corporations specified in section two of the act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April 29th, A. D. 1874, and the several supplements thereto, I hereby approve the same, and direct that letters patent issue according to law.

John K. Tener

Governor,
GHH

SECRETARY'S OFFICE.

Pennsylvania, ss:

Enrolled in Charter Book No. 155

Page 5

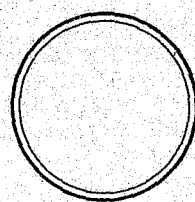
Witness my hand and Seal of office, at Harrisburg, this 31st day of July, A. D. 1914.

Wm. Hertzler

Deputy Secretary of the Commonwealth.

R.R. VanHorn, Attorney

247 Wyoming Ave.
Kingston, Pa.



TYPEWRITTEN LIST OF SIGNATURES.

NOTE.

The Letters Patent fee on this application will be \$30.00.
The bonus will be one-third of one per cent. of the Authorized Capital Stock.
A typewritten list of all signatures must be placed in blank space above.
All fees and bonus must be paid in cash, by money order, certified check, or bank draft.

AGREEMENT OF MERGER AND CONSOLIDATION

between

LUZERNE COUNTY GAS & ELECTRIC COMPANY
WEST SIDE GAS COMPANY
WEST SIDE ELECTRIC LIGHT COMPANY
WEST HAZLETON GAS LIGHT COMPANY
CONSOLIDATED ELECTRIC LIGHT COMPANY OF WESTPORT PENNSYLVANIA
AND
LUCANAWA ELECTRIC LIGHT, HEAT & POWER COMPANY
forming

LUZERNE COUNTY GAS & ELECTRIC COMPANY

WHEREAS, Luzerne County Gas & Electric Company has heretofore and consolidated corporation, duly organized under the provisions of the Act of April 23, 1874 and the Act of May 3, 1905, and the several subsequent amendments and amendments of said Acts, as will appear by certain agreement of merger and consolidation forming said Luzerne County Gas & Electric Company duly filed in the Office of the Secretary of the Commonwealth of Pennsylvania on July 7, 1911, and recorded in Chapter Book No. 118, page 257, under which Letters Patent issued thereon on August 12, 1911, and is duly possessed of the right to manufacture and sell gas and for light only, gas for heat and fuel, and light, heat and power by means of electricity in certain cities, townships, boroughs and other municipal divisions within the County of Luzerne, in the Commonwealth of Pennsylvania, having an authorized capital stock of \$50,000,000, divided into 250,000 shares of preferred stock and 250,000 shares of common stock (of the par value of \$100. each), of which there are at present issued and outstanding \$25,500,000. per value of preferred stock and \$2,050,000. per value of common stock.

Said Luzerne County Gas & Electric Company has heretofore incurred an increase of its indebtedness to the amount of \$100,000,000.00 and has the following bonded indebtedness issued and outstanding:

\$5,477,000. First Mortgage Refunding and Improvement 5% Gold Bonds issued under mortgage of deed of trust to Guaranty Trust Company, Trustee, dated October 1, 1905, of which the balance of the amount authorized thereunder, viz: \$25,000,000. remains unpaid amount of said bonds are reserved to holders in like principal amount of Hazleton Gas Light Company heretofore referred to.

\$5,250,000. 5% First Mortgage Bonds of Hazleton Gas Light Company, issued under a mortgage of deed of trust from Hazleton Gas Light Company to the American Savings Bank of Hazleton, Pa.

JULY 31 1914. SUPPLEMENTARY AND CONSOLIDATED LIST FIRST AND SECOND
OR ANY OF THEM BY LEASE OR EASEMENTS TO THE PUBLIC IN THE COMMONWEALTH OF
COMMONWEALTH INDEPENDENT STATE OF PENNSYLVANIA. DIVIDED INTO SEVERAL
OF THE PER VALUE OF \$100. EACH, OF WHICH THERE ARE IN SHARES ISSUED AND
OUTSTANDING.

AND WHEREAS, it is the desire of the several corporations parties
hereto as expressed by action of all of the Directors of each of said
corporations to merge their corporate rights, franchises, powers and
privileges with and into those of each other said corporation.

NOW THIS AGREEMENT WITNESSETH: That the said corporations parties
hereto in consideration of the premises do hereby agree that upon the
due approval of this agreement by the stockholders of the several
corporations, parties hereto and the filing of this agreement or a copy
thereof and the certificate of the Secretary of each of said corporations
of the approval of this agreement by the stockholders of said corpora-
tions in the Office of the Secretary of the Commonwealth of Pennsylvania,
and upon the further approval of this agreement by the Public Service
Commission of the Commonwealth of Pennsylvania, and upon the due per-
formance of every act required by law, the said corporations shall be
deemed and taken to be one corporation under the name specified in and
by this agreement, possessing all the rights, privileges and franchises
theretofore vested in each of said corporations.

Said merger and consolidation shall be made under the conditions,
provisions and restrictions, and with the powers herein set forth.

ARTICLE 1. The name of the new consolidated corporation shall be
INDEPENDENT STATE GAS & ELECTRIC COMPANY.

ARTICLE 2. The by-laws of the new consolidated corporation shall be
the same as the by-laws heretofore adopted for Independent State Gas &
Electric Company and of the parties hereto.

ARTICLE 3. Unless and until otherwise prescribed by the by-laws the
Directors of the new consolidated corporation shall be vice presidents.

... the ... and a ... Directors may from time to time deem necessary. The names and residences of residence of the first Directors and officers of the new consolidated corporation, to serve until their successors are duly elected and appointed, are as follows:

DIRECTORS:	NAME.	ADDRESS
	Morris W. Stroud	Villa Nova, Pa.
	Jos. B. Townsend, Sr.	Venice, N. J.
	W. L. Fox	Rednor, Pa.
	I. I. Ocala	Lansdowne, Pa.
	Gilford Winner	Hathorzo, Pa.

OFFICERS:	NAME.	ADDRESS
	Morris W. Stroud, President,	Villa Nova, Pa.
	S. P. Curtis, Vice-President,	Ardmore, Pa.
	John G. Lowry	186 S. 19th St., Phila., Pa.
	H. M. Blake	Rednor, Pa.
	Jos. B. Townsend, Sr., Treasurer and	
	Asst. Secretary, Venice, N. J.	
	W. L. Fox, Secretary and Asst. Treasurer,	Rednor, Pa.
	John Hawkins, Assistant Treasurer	Wynnewood, Pa.

The Directors shall be chosen annually by the stockholders at the annual meeting of the new consolidated corporation to be held on the first Tuesday of April, or at such other time as may be fixed by the by-laws. The officers of the new consolidated corporation shall be elected or appointed in the manner prescribed by the by-laws.

ARTICLE 4. The number of shares of capital stock that may be issued by the new consolidated corporation shall be:

Number of shares with nominal or any value	None
Number of shares without nominal or any value	21,000
The classes into which said shares without nominal or any value are divided are as follows:	
Shares of Cumulative Preferred Stock	10,000
Shares of Common Stock	21,000

ARTICLE 5. The terms of the Cumulative Preferred Stock shall be as stated in the specifications for the same, which shall be as follows:

THE STATE OF NEW YORK, COUNTY OF ...

IN SENATE
JANUARY FOURTH 1908
REPORT OF THE COMMISSIONERS OF THE LAND OFFICE
ON THE PROGRESS OF THE LAND OFFICE
DURING THE YEAR 1907

THIS IS TO CERTIFY THAT
THE COMMISSIONERS OF THE LAND OFFICE
HAVE THE HONOR TO ANNOUNCE THAT
THE LAND OFFICE HAS BEEN REORGANIZED
AND THE COMMISSIONERS HAVE BEEN APPOINTED
AS FOLLOWS:

A full statement of the affairs and condition of the property of the
Common Stock of the ...
The ...
The ...

WITNESS the commission seal of the Governor and the presence of the
said authorized officers this ...

JULIENNA COUNTY GAS & ELECTRIC COMPANY
By
President

ARTICLE 6. The number of directors the capital stock of each of
said corporations shall be as follows:
The organization of common stock of ...

The organization of common stock of ...
The ...
The ...

The organization of common stock of ...
The ...
The ...

Consolidated Corporation.

Whenever any of said outstanding preferred or common stock of said Luzerne County Gas & Electric Company, hereby heretofore, is presented for transfer, the new and consolidated corporation shall cause such certificate to be cancelled and shall issue in the name of the new corporation and in exchange therefor to the new transferee holders of such cumulative preferred or common stock of the said Luzerne County Gas & Electric Company, as the case may be. All such shares of preferred or common stock of the gas value of \$100, or presenting for cancellation shall, upon the issuance of stock as provided of the new consolidated corporation, be immediately cancelled.

The certificates of common stock of

West Side Gas Company, now outstanding in the amount of \$50,000., being 1000 shares of the gas value of \$50. each.

West Side Electric Light Company, now outstanding in the amount of \$20,000., being 500 shares of the gas value of \$40. each.

West Havenon Gas Light Company, now outstanding in the amount of \$1000., being 10 shares of the gas value of \$100. each.

Consumers Electric Light Company of Newport Township, now outstanding in the amount of \$5000., being 125 shares of the gas value of \$40. each.

Kochmegera Electric Light, West & Power Company, now outstanding in the amount of \$1000., being 10 shares of the gas value of \$100. each.

shall be authorized and cancelled, and there shall be issued for the same equal stock of each of said respective companies, which

the time, without any further action or consent of the stockholders thereof, to make an actual increase of indebtedness up to the authorized amount of \$100,000,000, from time to time as and when the Board of Directors shall determine.

ARTICLE 10. Upon the consummation of this act of consolidation in the manner provided by law, the corporations parties hereto shall be deemed and taken to be one corporation under the name adopted in and by this agreement, and shall possess all of the corporate rights, privileges and franchises theretofore vested in each and every of the said corporations parties hereto, and all and singular the rights, powers, privileges, exemptions and franchises of each of said corporations parties hereto, and all the estate and property, real, personal and mixed, and all debts due, of whatever kind, as well as stock subscriptions, and all rights of action belonging to either or any of said corporations parties hereto, shall be deemed and taken to be transferred to and vested in said new corporation without any further act or deed, and all real estate, buildings, gas holders, machinery, dining, boilers, engines, tools, vices, dynamos, poles, implements, motors, leases, leasehold interests, rights of way, contracts, claims, demands, and property of every description, name and nature belonging to either of said corporations parties hereto, and the right, title, equity or interest which either of them may have at present, in future, or contingent, in any property or credit, with all appurtenances, shall, wheresoever the same may properly or credit, with all appurtenances, shall, wheresoever the same may be situated, be held, owned and controlled by the new corporation, its successors and assigns, as fully and completely to all intents and purposes as the said several corporations parties hereto do or can now hold, use, enjoy or control the same, and no conveyance or assignment shall be required for the full and complete vesting thereof in said new corporation.

ARTICLE 11. The several corporations, parties hereto, do, and each of them doeth, but each for itself respectively, hereby constitute and appoint Joseph B. Townsend, Sr., to be its attorney, for it, and in its name, and as and for its corporate act and deed, to acknowledge this Agreement of Merger and Consolidation before any person having authority by the laws of the Commonwealth of Pennsylvania to take such acknowledgments, to the

(CORPORATE SOLD)

CONDUCTOR, BUREAU OF INVESTIGATION,
FEDERAL BUREAU OF INVESTIGATION

BY
R. R. Tom Horn
For. S. Townsend 3rd
W. L. Fox

INDEXED

ACQUAINTANCE BUREAU OF INVESTIGATION, BUREAU OF INVESTIGATION

BY

R. R. Tom Horn
For. S. Townsend 3rd
W. L. Fox

(CORPORATE SOLD)

INDEXED

COMMONWEALTH OF PENNSYLVANIA
: :
CITY AND COUNTY OF PHILADELPHIA : : SS

I HEREBY CERTIFY that on this 1st day of November, in the year of our Lord, nineteen hundred and twenty-two (1922); before me, the subscriber, a Notary Public for the Commonwealth of Pennsylvania, residing in the City of Philadelphia, personally appeared J. B. Townsend, 3rd, the Attorney named in the foregoing Agreement of Merger and Consolidation, and by virtue and in pursuance of the authority therein conferred upon him, acknowledged the said Agreement of Merger and Consolidation to be the act and deed of each of the said several herein-after named corporations, to wit: Luzerne County Gas & Electric Company, West Side Gas Company, West Side Electric Light Company, West Hazleton Gas Light Company, Consumers Electric Light Company of Newport Township and Mocomaque Electric Light, Heat & Power Company.

WITNESS my hand and notarial seal the day and year aforesaid.

(Seal)

J. M. Wilson
Notary Public
Commission Expires February 28, 1925

W. L. FOX, being duly sworn according to law, duly depose and say that he is the Secretary of Luzerne County Gas & Electric Company, West Side Gas Company, West Side Electric Light Company, West Hazleton Gas Light Company, Consumers Electric Light Company of Newport Township and Doonanga Electric Light, West & Power Company; that the books and records of said Companies and each of them are in his custody and under his control, and that the persons whose signatures are attached to the above Agreement of Merger and Consolidation as Directors of the several Companies therein named are in fact all of the Directors of each of said corporations, and that the signatures to said Agreement of Merger and Consolidation are genuine, and in the proper handwriting of the subscribers; that he was personally present at the execution of said Agreement of Merger and Consolidation, and saw the corporate seals of said corporations and each of them affixed thereto, and that the seal so affixed is the common or corporate seal of each of said corporations.

W. L. FOX.

Sworn and subscribed before me :
this 1st day of November 1922 :
WITNESS my hand and notarial :
seal. :

(Seal) *Q. M. Wilson*
Notary Public
Commission Expires February 28, 1925

DECLARATION OF RECEIPT

To the HONORABLE EDWARD J. TRACY,
Secretary of the Commonwealth

I, H. L. FOX, Secretary of Luzerne County and Manager
Company, do hereby certify that a meeting of the stockholders of said
Company was held at the office of the Company, 712 Locust Street, in
Philadelphia, Pennsylvania, on the 7th day of December, 1923, at 10
o'clock A. M., at which meeting a valid agreement was made for the
purpose of adopting or rejecting the proposed Agreement of Merger and
Consolidation theretofore offered into by and between Luzerne County
Gas & Electric Company, West Erie Gas Company, East Erie Electric Light
Company, West Hazleton Gas Light Company, Hazleton Light, Heat & Power
Company of Luzerne County and Luzerne Electric Company, West Luzerne
Company, Luzerne Electric Company, Luzerne Electric Company, under the
respective corporate seals of the said companies, for the merger and
consolidation, subject to the terms and conditions of said Agreement,
of the said corporations into a single corporation to be known by the
name, style and title of LUMBER COUNTY GAS & ELECTRIC COMPANY; the
date, said Agreement of Merger and Consolidation was submitted to the
stockholders of the special meeting held as aforesaid on the 7th day
of September, 1922, throughout the entire period of that stock meeting to
holders of all the issued and outstanding of that stock entitled to
vote; that at such meeting a vote by ballot was taken for the adoption
or rejection of said Agreement of Merger and Consolidation, and it was
declared that the shares of stock of said Luzerne County Gas and Elec-
tric Company entitled to vote, were valued in favor of the adoption of
said Agreement of Merger and Consolidation; and no other vote was
taken in favor of the rejection of said Agreement of Merger and Consolidation.

WITNESS my hand and the seal of the corporation this 1st day
of November, A. D. 1923.

H. L. Fox
Secretary

(SEAL)

COMMONWEALTH OF PENNSYLVANIA : SS

COUNTY OF PHILADELPHIA :

Before me, the undersigned, a Notary Public for the Common-
wealth of Pennsylvania, residing in the City of Philadelphia, County
City of Philadelphia, H. L. FOX, Secretary of Luzerne County Gas and Electric
Company, who being duly sworn, deposes and says that
the statements contained in the foregoing Certificate are true and
correct.

SWORN AND SUBSCRIBED before me
this 1st day of November 1923 :

H. L. Fox

(Seal) H. M. Wilson
Notary Public
Commission Expires February 28, 1925

CERTIFICATE OF SECRETARY

To the HONORABLE BERNARD J. ARTH, Secretary of the Commonwealth.

I, W. L. FOX, Secretary of *West Side Gas* Company, do hereby certify that a meeting of the stockholders of said Company was held at the office of the Company, 712 Locust Street, Philadelphia, Pennsylvania, on the 6th day of *September*, 1922, at 11 o'clock A. M., at which meeting I was personally present, for the purpose of adopting or rejecting the foregoing Agreement of Merger and Consolidation heretofore entered into by and between *West Side Electric Light Company, West Side Gas Company, West Side Electric Light Company, West Haverford Gas Light Company, West Side Electric Light Company, of Norristown Township and Ebsworth Electric Light, West & Power Company, forming LUZERN COUNTY GAS & ELECTRIC COMPANY, under the respective corporate seals of the said Companies, for the merger and consolidation, subject to the terms and conditions of said Agreement, of the said corporations into a single corporation to be known by the name, style and title of LUZERN COUNTY GAS & ELECTRIC COMPANY, that said Agreement of Merger and Consolidation was submitted to the stockholders at the special meeting held as aforesaid, on the 8th day of *September*, 1922, due notice thereof having been given to the holders of all the issued and outstanding capital stock entitled to vote; that at such meeting a vote by ballot was taken for the adoption or rejection of said Agreement of Merger and Consolidation, and at said election all the shares of stock of said *West Side Gas* Company entitled to vote, were voted in favor of the adoption of said Agreement of Merger and Consolidation; and no shares were voted in favor of the rejection of said Agreement of Merger and Consolidation.*

IN WITNESS my hand/the seal of the corporation this *1st* day of November, A. D. 1922.

W. L. Fox
Secretary

(SEAL)

COMMONWEALTH OF PENNSYLVANIA : SS
COUNTY OF PHILADELPHIA :

Before me, the undersigned, a Notary Public for the Commonwealth of Pennsylvania, residing in the City of Philadelphia, personally appeared W. L. Fox, Secretary of *West Side Gas* Company, the being duly sworn concerning the foregoing contents and says that the statements contained in the foregoing Certificate are true and correct.

Given and subscribed before me :
this *1st* day of November, 1922 :

W. L. Fox

O. M. Wilson
Notary Public
Commission Expires February 25, 1925

original enclosed
similar affidavits for
each company

EXHIBIT E

LUZERNE COUNTY GAS & ELECTRIC COMPANY

The total of the various elements of the Kingston Gas Utility, including Land, Buildings & Structures, Holders, Furnaces & Boilers, Gas Mfg. Equipment, Mains, Services, Governors, Meters, Substation Equipment, General Equipment, General and Miscellaneous Construction Costs, etc. as of January 1, 1921, as fixed by P. S. C. Pa. Order (C. 1826 et al.,) of October 11, 1921 was

\$725,000.

Actual Cost of Improvements from Jan. 1, 1921 to July 1, 1922:-

Meters, Mains & Services \$7,608.
Miscell. Items 311.
Total Improvements 7,919.

\$ 732,919.

Total Value as of 7-1-22

The total value of the various elements of the Kingston Electric Utility, including Land, Buildings & Structures, Power Plant Equipment, Transmission & Distribution Systems, Utilization Equipment, General Equipment, General & Miscellaneous Construction Costs, etc., as of January 1, 1921 as fixed by P. S. C. Pa. Order (C. 1826 et al.,) of October 11, 1921 was

4,800,000.

Actual Cost of Improvements from Jan. 1, 1921 to July 1, 1922:-

Pump	6,344.
Draft Fan	25,115.
Pump House & Intake Tunnel	228,784.
Storehouse	6,720.
Plant Office	3,553.
Stokers	13,605.
Additions to Boilers	13,985.
Locker House	4,119.
Lines, Transformers & Meters	150,000.
Miscel. Equipment	388.
Total Improvements	<u>452,613.</u>

452,613.

Total Value as of 7-1-22

5,252,613.

Total carried forward - - \$5,985,532.

Total brought forward - - \$5,985,532.

The total value of the Hazleton Gas Utility, which comprehends in general the same character of equipment as is in use at Kingston, has been ascertained by appraisal made by the Company's Engineers, as of Jan. 1, 1921 to be

\$305,198.

Actual Cost of Improvements from Jan. 1, 1921 to July 1, 1922:-
Meters, Mains & Services
Boiler
Compressor & Pulsation Tank
Total Improvements

\$8,712.
3,789.
2,244.

14,745.

Total Value as of 7-1-22

319,945.

Actual Cost of Improvements from Jan. 1, 1921 to July 1, 1922 in Neutral Property

TOTAL VALUE AS OF 7-1-22 - - - \$6,306,362. 887.

STATE OF PENNSYLVANIA : :
COUNTY OF PHILADELPHIA : :

SS :

I. L. CRAIG, being duly sworn, deposes and says that he is ^{Rate}~~Electrical~~ Engineer of Luzerne County Gas & Electric Company and that the foregoing valuation of the physical property of said Company is true and correct to the best of his knowledge, information and belief.

Sworn to and subscribed before me this 28th day of December A. D. 1922.

I. Craig

NOTARY PUBLIC,

Philadelphia Expires February 28, 1925

BEFORE

THE PUBLIC SERVICE COMMISSION
OF THE
COMMONWEALTH OF PENNSYLVANIA

IN RE

APPLICATION OF

Luzerne County Gas & Electric Co.
West Side Gas Company
West Side Electric Light Company
Consumers Electric Light Company
of Newport Township
Mocanaqua Electric Light, Heat &
Power Company

FOR

Certificate of Public Convenience
evidencing the Commission's
approval of the merger and
consolidation of said Companies
forming Luzerne County Gas &
Electric Company

PETITION

TOWNSEND ELLIOTT & MUNSON
715 Walnut Street
Philadelphia, Pa.

MEMORANDUM OF DECISION AND CONSOLIDATION

Between

LUZERNE COUNTY GAS & ELECTRIC COMPANY
WEST BIRT GAS COMPANY
WEST SIDE ELECTRIC LIGHT COMPANY
WEST HAZLETON GAS LIGHT COMPANY
CONSOLIDATED ELECTRIC LIGHT COMPANY OF NEWPORT

AND
LUZERNE COUNTY GAS & ELECTRIC COMPANY
FORMING
LUZERNE COUNTY GAS & ELECTRIC COMPANY

SMALL No. 54710
FILE No. 0-7619-
RECORDED
DEC 22 1922



WHEREAS, Luzerne County Gas & Electric Company is a legal and consolidated corporation, duly organized under the provisions of the Act of April 23, 1874 and the Act of May 3, 1905, and the several amendments and amendments of said Acts, as will appear by certain Agreements of Merger and Consolidation forming said Luzerne County Gas & Electric Company duly filed in the Office of the Secretary of the Commonwealth of Pennsylvania on July 7, 1911, and recorded in Chapter Book No. 118, page 287, under which Letters Patent issued thereon on August 13, 1911, and is duly possessed of the right to manufacture and supply gas for light only, gas for heat and fuel, and lights, heat and other uses by means of electricity in certain cities, townships, boroughs and other municipal divisions within the County of Luzerne, in the Commonwealth of Pennsylvania, having an authorized capital stock of \$50,000,000, divided into 250,000 shares of preferred stock and 250,000 shares of common stock (of the par value of \$100. each), of which there are at present issued and outstanding \$28,500. per value of preferred stock and \$2,000,000. per value of common stock.

Said Luzerne County Gas & Electric Company has further authorized an increase of its indebtedness to the amount of \$200,000,000. and has the following bonded indebtedness issued and outstanding: \$5,477,000. First Mortgage Refunding and Improvement \$2 Gold Bonds issued under Mortgage or Bond of Trust to Bessie Trust Company, Trustee, dated October 1, 1905, of value six million of the amount authorized thereunder, viz: \$20,000. Original amount of said bonds are reserved to reduce a like principal amount of Hazleton Gas Light Company indebtedness referred to.

\$2,000. Second First Mortgage Bonds of Hazleton Gas Light Company, issued under a Mortgage or Bond of Trust from Hazleton Gas Light Company to The Antwerp Savings Bank of Hazleton, Pa.

NO TRUSTEE, dated April 1, 1912, (for the retirement of which \$25,000. principal amount of bonds of the Luzerne County Gas & Electric Company have been reserved and were hereby set aside).

\$1,000,000. General and Refunding Mortgage Gold Bonds, issued under a General and Refunding Mortgage to The Philadelphia Trust Company of New York, as Trustee, dated March 1, 1902.

1,000,000. Twenty Year 7% Sinking Fund Gold Bonds, issued under Trust Agreement to United States Mortgage Trust Company, as Trustee, dated April 1, 1902.

AND WHEREAS, the following Companies were duly incorporated under the provisions of the Act of 1874 April 1874, and its supplements for the purposes as hereinafter stated, the amount of capital stock of each Company and the issued and outstanding shares thereof being set forth below; and none of said Companies has any bonded indebtedness:

WEST SIDE GAS COMPANY, Letters Patent dated June 5, 1886, for process Manufacturing and supply of gas for light only in the Borough of Kingston, Edwardsville, Dorrinceton, Forty Fort and Luzerne, Luzerne County. Capital stock: \$50,000., divided into 1000 shares of one per value of \$50. each, all issued and outstanding.

WEST SIDE ELECTRIC LIGHT COMPANY, Letters Patent dated July 24, 1893, purpose: Supplying light, heat and power by means of electricity to the public in the Borough of Luzerne, and the district adjacent thereto, in Luzerne County, Pennsylvania: Capital stock \$50,000. divided into 500 shares of the per value of \$100. each, all issued and outstanding.

WEST HAZLETON GAS LIGHT COMPANY, Letters Patent dated December 13, 1905, purpose: Manufacturing and supplying gas for light only in the Borough of West Hazleton and Hazle Township, Luzerne County, Pennsylvania, and to persons, partnerships and corporations residing therein and adjacent thereto; Capital stock \$50000., divided into 500 shares of the per value of \$100. each, of which 30 shares are issued and outstanding.

CONSOLIDATED ELECTRIC LIGHT COMPANY OF WILSON TOWNSHIP, Letters Patent dated February 9, 1913, purpose: supplying light, heat and power, or other of them, by means of electricity, to the public in the Township of Newport, Luzerne County, Pa.; Capital stock \$5,000. divided into 200 shares of the per value of \$25. each, of which 100 shares are issued and outstanding.

and the officers shall consist of a President, whose Vice-President, Secretary and Treasurer, and such other officers as the Board of Directors may from time to time deem necessary. The power and management of business of the first Directors and officers of the new consolidated corporation, to serve until their successors are duly elected and qualified, are as follows:

DIRECTORS:	NAME.	ADDRESS
	Horris W. Strong	Ville Hove, Pa.
	Jos. B. Townsend, 2d	Ventnor, N. J.
	W. L. Fox	Franker, Pa.
	I. J. Grote	Lansdowne, Pa.
	Clifford Winner	Harbors, Pa.

OFFICERS:

Horris W. Strong, President,	Ville Hove, Pa.
S. P. Curtis, Vice-President,	Ardenore, Pa.
John G. Levy	186 S. 19th St., Phila., Pa.
H. M. Blake	Franker, Pa.
Jos. B. Townsend, 2d, Treasurer and	
Asst. Secretary,	Ventnor, N. J.
W. L. Fox, Secretary and Asst. Treasurer,	Franker, Pa.
John Houlton, Assistant Treasurer	Vernershook, Pa.

The Directors shall be chosen annually by the stockholders at the annual meeting of the new consolidated corporation to be held on the first Tuesday of April, or at such other time as may be fixed by the by-laws. The officers of the new consolidated corporation shall be elected or appointed in the manner prescribed by the by-laws.

ARTICLE 4. The number of shares of capital stock that may be issued by the new consolidated corporation shall be:

Number of shares with nominal or par value	None
Number of shares without nominal or par value	51,000

The classes into which said shares without nominal or par value are divided are as follows:

Shares of Cumulative Preferred Stock	10,000
Shares of Common Stock	41,000

ARTICLE 5. The terms of the Cumulative Preferred Stock shall be stated in the certificate for the same, which shall be so qualified;

CONFIDENTIAL - SECURITY INFORMATION

The following information was obtained from a review of the records of the [redacted] and is being furnished to you for your information. It is to be understood that this information is confidential and should not be disseminated outside your agency without the express approval of the [redacted].

CONFIDENTIAL - SECURITY INFORMATION

CONFIDENTIAL - SECURITY INFORMATION

CONFIDENTIAL - SECURITY INFORMATION

THE BOARD OF THE UNITED STATES OF AMERICA
CONSTITUTION AND BY-LAWS

THE UNITED STATES OF AMERICA
THE BOARD OF THE UNITED STATES OF AMERICA
BY: _____

THIS IS TO BE CERTIFIED THAT
THE BOARD OF THE UNITED STATES OF AMERICA
HAS ADOPTED THE BY-LAWS OF THE UNITED STATES OF AMERICA
AS SET FORTH IN THE ATTACHED COPY OF THE BY-LAWS OF THE UNITED STATES OF AMERICA
AND THAT THE SAME ARE THE BY-LAWS OF THE UNITED STATES OF AMERICA

A TRUE COPY OF THE BY-LAWS OF THE UNITED STATES OF AMERICA
AS SET FORTH IN THE ATTACHED COPY OF THE BY-LAWS OF THE UNITED STATES OF AMERICA
IS HEREBY CERTIFIED TO BE TRUE AND CORRECT
BY THE SECRETARY OF THE UNITED STATES OF AMERICA
IN WASHINGTON, D.C.

WITNESS THE SIGNATURE OF THE SECRETARY OF THE UNITED STATES OF AMERICA
AT WASHINGTON, D.C.

THE UNITED STATES OF AMERICA
THE BOARD OF THE UNITED STATES OF AMERICA

BY: _____
SECRETARY

ARTICLE 6. The names of all members of the Board of Directors shall be ascertained by the Secretary of the Board of Directors and the names of all members of the Board of Directors shall be ascertained by the Secretary of the Board of Directors.

The registration of common stock of the United States Gas & Electric Company, Inc. of the State of New York shall be ascertained by the Secretary of the Board of Directors and the names of all members of the Board of Directors shall be ascertained by the Secretary of the Board of Directors.

The registration of preferred stock of the United States Gas & Electric Company, Inc. of the State of New York shall be ascertained by the Secretary of the Board of Directors and the names of all members of the Board of Directors shall be ascertained by the Secretary of the Board of Directors.

Consolidative Preferred Stock without nominal or par value of the new consolidated corporation.

Whenever any of said outstanding preferred or common stock of said Luzerne County Gas & Electric Company, or City Luzerne, is presented for transfer, the new and consolidated corporation shall cause such certificate to be cancelled and shall issue in the place of the thereof and in exchange therefor to the new transferee shares of its Consolidative Preferred Capital Stock or Common Capital Stock at its full or par value, as the case may be. All such shares of preferred or common stock of the par value of \$100.00 presented for transfer shall, upon the absence of stock as provided of the new consolidated corporation, be immediately cancelled.

The certificates of common stock of

West Side Gas Company, now outstanding in the amount of \$50,000.00, being 1000 shares of \$50.00 par value of \$50.00 each.

West Side Electric Light Company, now outstanding in the amount of \$85,000.00, being 850 shares of the par value of \$100.00 each.

West Hazleton Gas Light Company, now outstanding in the amount of \$1000.00, being 10 shares of the par value of \$100.00 each.

Conamere Electric Light Company of Newport Township, now outstanding in the amount of \$2000.00, being 125 shares of the par value of \$16.00 each.

Koaanque Electric Light, West & Power Company, now outstanding in the amount of \$1000.00, being 10 shares of the par value of \$100.00 each.

shall be surrendered and cancelled, and there shall be issued for the same equal shares of each of said respective Corporations, provided

hereof, two shares of the common stock without nominal or par value of the new consolidated corporation.

ARTICLE 7. The amount of capital which the new consolidated corporation will begin business is hereby stated to be \$2,306,362, the same being the valuation placed upon the properties of Luzerne County Gas & Electric Company by the valuation of the Public Service Commission of the Commonwealth of Pennsylvania as of January 1-1921, together with the estimated valuation of the Harston Division of the Luzerne County Gas & Electric Company and the cost of the additions, betterments and improvements added to the property of the said Luzerne County Gas & Electric Company since the date of said valuation, to July 1-1922. The foregoing amount of capital will, by force and effect of this consolidation and merger, be fully paid in cash or in property taken at its actual value.

ARTICLE 8. The authorized shares of stock of the new consolidated corporation, whether preferred or common, not needed in converting the stock of the parties hereto into that of the new consolidated corporation, shall be issued and disposed of from time to time as may be determined by the Board of Directors of the new consolidated corporation under authority of the shareholders of the corporation in the manner provided by law.

ARTICLE 9. The authorized indebtedness of the new consolidated corporation shall be \$100,000,000, being the sum authorized indebtedness as heretofore approved by the stockholders of Luzerne County Gas & Electric Company, one of the corporations, parties hereto, the Division Return of which has heretofore been filed in the office of the Secretary of the Commonwealth of Pennsylvania. Any and all bonded indebtedness of each of the corporations, parties hereto, shall be assumed and adopted by the new consolidated corporation as fully as if the same were assumed and created by it, and the said new consolidated corporation shall have

(Corporate Seal)

CONSUMER ELECTRIC LIGHT COMPANY OF
NEW YORK

IS
R. B. Van Horn
Gen. B. Townsend and
W. R. Fox

SHOULD

CONSUMER ELECTRIC LIGHT COMPANY OF
NEW YORK

BY

R. B. Van Horn
Gen. B. Townsend and
W. R. Fox

(Corporate Seal)

SHOULD

COMMONWEALTH OF PENNSYLVANIA : :
CITY AND COUNTY OF PHILADELPHIA : : SS

I HENRY CENIFFY that on this 1st day of November, in the year of our Lord, nineteen hundred and twenty-two (1922), before me, the subscriber, a Notary Public for the Commonwealth of Pennsylvania, residing in the City of Philadelphia, personally appeared J. B. Townsend, Esq., the Attorney named in the foregoing Agreement of Merger and Consolidation, and by virtue and in pursuance of the authority therein conferred upon him, acknowledged the said Agreement of Merger and Consolidation to be the act and deed of each of the said several herein-after named corporations, to wit: Luzerne County Gas & Electric Company, West Side Gas Company, West Side Electric Light Company, West Hazleton Gas Light Company, Consumers Electric Light Company of Newport Township and Moconaque Electric Light, Heat & Power Company.

WITNESS my hand and notarial seal the day and year aforesaid.

(Seal)

J. M. Wilson
Notary Public
Commission Expires February 28, 1925.

COMMONWEALTH OF PENNSYLVANIA :
: SS
CITY AND COUNTY OF PHILADELPHIA :

W. L. Fox, being duly sworn according to law, doth depose and say that he is the Secretary of Luzerne County Gas & Electric Company, West Side Gas Company, West Side Electric Light Company, West Hazleton Gas Light Company, Consumers Electric Light Company of Newport Township and Monongahie Electric Light, Heat & Power Company; that the books and records of said Companies and each of them are in his custody and under his control, and that the persons whose signatures are attached to the above Agreement of Merger and Consolidation as Directors of the several Companies therein named are in fact all of the Directors of each of said corporations, and that the signatures to said Agreement of Merger and Consolidation are genuine, and in the proper handwriting of the subscribers; that he was personally present at the execution of said Agreement of Merger and Consolidation, and saw the corporate seals of said corporations and each of them affixed thereto, and that the seal so affixed is the common or corporate seal of each of said corporations.

W. L. Fox

Sworn and subscribed before me :
this 1st day of November 1922 :
WITNESS my hand and notarial

seal.

Q. M. Wilson
Notary Public
Commission Expires February 28, 1925

CERTIFICATE OF SECRETARY

TO THE HONORABLE HERMAN J. AYERS,
Secretary of the Commonwealth

I, W. L. Fox, Secretary of Luzerne County Gas and Electric Company, do hereby certify that a meeting of the stockholders of said Company was held at the office of the Company, 712 Locust Street, Philadelphia, Pennsylvania, on the 7th day of September, 1922, at 10 o'clock A. M., at which meeting I was personally present for the purpose of adopting or rejecting the foregoing Agreement of Merger and Consolidation theretofore entered into by and between Luzerne County Gas & Electric Company, West Side Gas Company, West Side Electric Light Company, West Harleboro Gas Light Company, Connersville Electric Light Company of Newport Township and Lehigh Electric Light, West & Porter Company, Lehigh County Gas & Electric Company, under the respective corporate seals of the said Companies, for the merger and consolidation, subject to the terms and conditions of said Agreement, that said Agreement into a single corporation to be known by the name, style and title of LUZERNE COUNTY GAS & ELECTRIC COMPANY; that said Agreement of Merger and Consolidation was submitted to the stockholders at the special meeting held on aforesaid, on the 7th day of September, 1922, due notice thereof having been given to the holders of all the issued and outstanding capital stock entitled to vote; that at such meeting a vote by ballot was taken for the adoption or rejection of said Agreement of Merger and Consolidation, and of said election all the shares of stock of said Luzerne County Gas and Electric Company entitled to vote, were voted in favor of the adoption of said Agreement of Merger and Consolidation; and no shares were voted in favor of the rejection of said Agreement of Merger and Consolidation.

WITNESS my hand and the seal of the corporation this 1st day of November, A. D. 1922.

W. L. Fox
Secretary

(SEAL)

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF PHILADELPHIA : SS

Before me, the undersigned, a Notary Public for the Commonwealth of Pennsylvania, residing in the City of Philadelphia, personally appeared W. L. Fox, Secretary of Luzerne County Gas and Electric Company, who being duly sworn according to law, depose and say that the statements contained in the foregoing Certificate are true and correct.

Sworn and subscribed before me :
this 1st day of November 1922 :

W. L. Fox

W. L. Fox
Notary Public
Commission Expires February 25, 1925

CERTIFICATE OF SECRETARY

To the HONORABLE BERNARD J. WINDS,
Secretary of the Commonwealth.

I, W. L. Fox, Secretary of *West Side Gas*

meeting of the stockholders of said Company, do hereby certify that a meeting of the Company, 712 Locust Street, Philadelphia, Pennsylvania, on the 24 day of *September*, 1922, at 11 o'clock A.M., at which meeting I was personally present, for the purpose of doubting or rejecting the foregoing Agreement of Merger and Consolidation theretofore entered into by and between Luzerne County Gas & Electric Company, West Side Gas Company, West Side Electric Light Company, West Hazleton Gas Light Company, Consumers Electric Light Company of Newport Township and Yocumans Electric Light, Heat & Power Company, forming LUZERNE COUNTY GAS & ELECTRIC COMPANY, under the respective corporate seals of the said Companies, for the merger and consolidation, subject to the terms and conditions of said Agreement, of the said corporations into a single corporation to be known by the name, style and title of LUZERNE COUNTY GAS & ELECTRIC COMPANY; that said Agreement of Merger and Consolidation was submitted to the stockholders at the special meeting held as aforesaid, on the 9th day of *September*, 1922, due notice thereof having been given to the holders of all the issued and outstanding capital stock entitled to vote; that at such meeting a vote by ballot was taken for the adoption or rejection of said Agreement of Merger and Consolidation, and at said election all the shares of stock of said *West Side Gas* Company entitled to vote, were voted in favor of the adoption of said Agreement of Merger and Consolidation; and no shares were voted in favor of the rejection of said Agreement of Merger and Consolidation.

IN WITNESS my hand/ and seal of the corporation this 1st day of November, A. D. 1922.

W. L. Fox
Secretary

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF PHILADELPHIA : SS

Before us, the undersigned, a Notary Public for the Commonwealth of Pennsylvania, residing in the City of Philadelphia, personally appeared W. L. Fox, Secretary of *West Side Gas* Company, the being duly sworn according to law, corporate and says that the aforesaid certificate and foregoing certificates are true and correct.

SWORN AND SUBSCRIBED BEFORE ME :
this 1st day of November, 1922 :
W. L. Fox

(Seal) *W. M. Wilson*
Notary Public
Commission Expires February 28, 1925

CERTIFICATE OF SECRETARY

TO THE HONORABLE BERNARD J. WINDS,
Secretary of the Commonwealth.

I, W. L. FOX, Secretary of *West Side Electric Light*

Company, do hereby certify that a meeting of the stockholders of said Company was held at the office of the Company, 712 Locust Street, Philadelphia, Pennsylvania, on the ~~21st~~ *22nd* day of *September*, 1922, at 2 o'clock P. M., at which meeting I was personally present, for the purpose of adopting or rejecting the foregoing Agreement of Merger and Consolidation theretofore entered into by and between Luzerne County Gas & Electric Company, West Side Gas Company, West Side Electric Light Company, West Hazleton Gas Light Company, West Side Electric Light Company, Newport Township and Coenasha Electric Light, West & Lower Company, forming LUZERNE COUNTY GAS & ELECTRIC COMPANY, under the respective corporate seals of the said Companies, for the merger and consolidation, subject to the terms and conditions of said agreement; of the said corporations into a single corporation to be known by the name, style and title of "LUZERNE COUNTY GAS & ELECTRIC COMPANY"; that said Agreement of Merger and Consolidation was submitted to the stockholders at the special meeting held as aforesaid, on the ~~21st~~ *22nd* day of *September*, 1922, due notice thereof having been given to the holders of all the issued and outstanding capital stock for the adoption or rejection of said Agreement of Merger and Consolidation, and at said election all the shares of stock of said *West Side Electric Light* Company entitled to vote, were voted in favor of the adoption of said Agreement of Merger and Consolidation; and no shares were voted in favor of the rejection of said Agreement of Merger and Consolidation, and

WITNESS my hand/the seal of the corporation this *22nd* day of November, A. D. 1922.

W. L. Fox
Secretary

(SEAL)

COMMONWEALTH OF PENNSYLVANIA;
COUNTY OF PHILADELPHIA ; SS

Before me, the subscriber, a Notary Public for the Commonwealth of Pennsylvania, residing in the City of Philadelphia, personally appeared W. L. FOX, Secretary of *West Side Electric Light* Company, who being duly sworn according to law, depose and say that the statements contained in the foregoing Certificate are true and correct.

Given and subscribed before me this *22nd* day of November, 1922 ; W. L. Fox

(Seal) *Wm. M. Wilson*
Notary Public
Commission Expires February 28, 1925

CERTIFICATE OF SECRETARY

To the HONORABLE BERNARD J. WINDS,
Secretary of the Commonwealth.

I, V. L. Fox, Secretary of *West Hazleton Electric* Company, do hereby certify that a meeting of the stockholders of said Company was held at the office of the Company, 712 Locust Street, Philadelphia, Pennsylvania, on the *24* day of *September* 1922, at *12* o'clock — P. M., at which meeting I was personally present, for the purpose of adopting or rejecting the foregoing Agreement of Merger and Consolidation heretofore entered into by and between Luzerne County Gas & Electric Company, West Side Gas Company, West Side Electric Light Company, West Hazleton Gas Light Company, West Side Electric Light Company, of Westport Township and Koenigsdorf Electric Light, Heat & Power Company, forming LUZERNE COUNTY GAS & ELECTRIC COMPANY, under the respective corporate seals of the said Companies, for the merger and consolidation, subject to the terms and conditions of said Agreement, of the said corporations into a single corporation to be known by the name, style and title of "LUZERNE COUNTY GAS & ELECTRIC COMPANY"; that said Agreement of Merger and Consolidation was submitted to the stockholders at the special meeting held as aforesaid, on the *24* day of *September* 1922, due notice thereof having been given to the holders of all the issued and outstanding capital stock entitled to vote; that at such meeting a vote by ballot was taken for the adoption or rejection of said Agreement of Merger and Consolidation, and at said election all the shares of stock of said *West Hazleton Electric* Company entitled to vote, were voted in favor of the adoption of said Agreement of Merger and Consolidation; and no shares were voted in favor of the rejection of said Agreement of Merger and Consolidation.

WITNESS my hand/the seal of the corporation this *27* day of November, A. D. 1922.

V. L. Fox
Secretary

(SEAL)

COMMONWEALTH OF PENNSYLVANIA:
COUNTY OF PHILADELPHIA : : SS

Before me, the undersigned, a Notary Public for the Commonwealth of Pennsylvania, residing in the City of Philadelphia; personally appeared V. L. Fox, Secretary of *West Hazleton Electric* Company, who being duly sworn according to law, deposed and says that the Agreement contained in the foregoing Certificate are true and correct.

WITNESSED and subscribed before me this *27* day of November, 1922 : *V. L. Fox*

(Seal) *Q. M. Wilson*
Notary Public
Commission Expires February 15, 1925

CORPORATE RECORDS OF THE CORPORATION

TO THE HONORABLE BUREAU OF REVENUE,
SECRETARY OF THE COMMONWEALTH.

I, W. R. FOX, Secretary of *Consumers Electric Light Company of Newport Township*

do hereby certify that a meeting of the stockholders of said Company was held at the office of the Company, 712 Broad Street, Philadelphia, Penna., on the 7th day of September, 1923, at 4 o'clock P. M., at which meeting I was personally present, for the purpose of adopting or rejecting the foregoing Agreement of Merger and Consolidation the aforesaid entered into by and between Messrs. Century Gas & Electric Company, West Side Gas Company, West Side Electric Light Company, West Harrison Gas & Electric Company, West & Power Company, Forting Township Gas & Electric Company, under the respective corporate seals of the said Companies, for the merger and consolidation, subject to the terms and conditions of said Agreement, of the said corporations into a single corporation to be known by the name, style and title of "HARRISBURG COUNTY GAS & ELECTRIC COMPANY"; that said Agreement of Merger and Consolidation was submitted to the stockholders at the special meeting held as aforesaid, on the 7th day of September, 1923, the notice thereof having been given to the holders of all the issued and outstanding capital stock entitled to vote; that at such meeting a vote by ballot was taken for the adoption or rejection of said Agreement of Merger and Consolidation, and at said election all the shares of stock of said *Consumers Electric Light Company of Newport Township* entitled to vote, were voted in favor of the adoption of said Agreement and no shares were voted in favor of the rejection of said Agreement of Merger and Consolidation.

WITNESSE MY hand and the seal of the Corporation this 7th day of November, A. D. 1923.

(SEAL) W. R. Fox
Secretary.

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF PHILADELPHIA : ss.

Before me, the undersigned a Notary Public for the Commonwealth of Pennsylvania, residing in the City of Philadelphia, personally appeared W. R. FOX, Secretary of *Consumers Electric Light Company of Newport Township* who being duly sworn according to Law, Deposes and says that the statements contained in the foregoing Certificate are true and correct.

Given and subscribed at before me this 1st day of November, 1923. W. R. Fox

(Seal) Q. N. Wilson
Notary Public
Commission Expires February 28, 1925

CERTIFICATE OF SECRETARY

TO THE HONORABLE SENATOR J. HERRIN,
Secretary of the Commission

I, W. F. Fox, Secretary of *Moccasinqua Electric Light & Power Company* do hereby certify that a meeting of the stockholders of said Company was held at the office of the Company, 712 Fourth Street, Philadelphia, Penna., on the 8th day of September, 1922, at 4 o'clock P. M. at which meeting I was personally present, for the purpose of adopting or rejecting his form of agreement of merger and consolidation the shares entered into by and between *Johnson County Gas & Electric Company*, *West Side Gas Electric Light Company*, *West Hillston Gas Electric Company*, *Philadelphia Light Company of Newport Township*, and *Moccasinqua Electric Light & Power Company*, *Johnson County Gas & Electric Company*, *West Side Gas Electric Company*, *West Hillston Gas Electric Company*, *Philadelphia Light Company*, *Johnson Township* and *Philadelphia Light & Power Company*, relative to the said agreement of merger and consolidation, subject to the terms and conditions of said agreement, of the said corporations into a single corporation to be known by the name, style and title of "WILMING COUNTY GAS & ELECTRIC COMPANY"; that said agreement of merger and consolidation was submitted to the stockholders at the special meeting held on aforesaid, on the 8th day of September, 1922, due notice thereof having been given to the holders of all the known and outstanding capital stock entitled to vote at such meeting a vote by ballot was taken for the adoption or rejection of said agreement of merger and consolidation and at said election all the shares of stock of said *Moccasinqua Electric Light & Power Company* entitled to vote, were voted in favor of the adoption of said agreement of merger and consolidation and no shares were voted in favor of the rejection of said agreement of merger and consolidation.

WITNESS my hand and the seal of the corporation this 12th day of November, A. D. 1922.

(SEAL) W. F. Fox
Secretary.

DEPARTMENT OF REVENUE, PHILA. : PA.
SECRETARY OF REVENUE : PA.

Before me, the undersigned, a Notary Public for the Commonwealth of Pennsylvania, residing in the City of Philadelphia, personally appeared W. F. Fox, Secretary of *Moccasinqua Electric Light & Power Company* who being duly sworn according to law, depose and say that the statements contained in the foregoing certificate are true and correct.

Sworn and subscribed before me this 12th day of November, 1922. W. F. Fox

(Seal) W. F. Fox
Notary Public
Commission Expires February 28, 1925

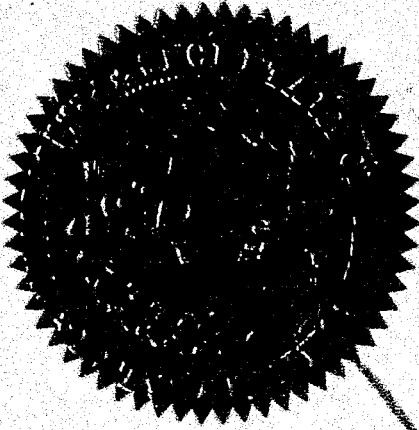
SECRETARY OF THE COMMONWEALTH OF PENNSYLVANIA.

Harrisburg, December 12th, 1922.

Pennsylvania, ss:

I DO HEREBY CERTIFY, That there was presented to this Department merger proceedings in re Luzerne County Gas & Electric Company..... of which the foregoing and annexed is a full, true and correct copy.

I FURTHER STATE, That I believe said application to be in proper form; and to the best of my knowledge, information and belief the requirements of existing laws, preliminary to the incorporation, organization and creation of such companies, so far as the same pertain to this Department, prior to presentation to The Public Service Commission of Pennsylvania for approval, have been fully complied with.



IN TESTIMONY WHEREOF, I have herewith set my hand and caused the seal of the Secretary's Office to be affixed, the day and year above written.

Edmund G. Swickard
Deputy Secretary of the Commonwealth.

NOTICE IS HEREBY GIVEN THAT AP-
 plication has been made to the Public
 Service Commission of the Commonwealth of Pen-
 nsylvania, under the provisions of the Public
 Service Company Law, No. 1, Slide Gas Com-
 pany, West Side Electric Company, Consumers' Elec-
 tricity Company, Luzerne County Gas Com-
 pany, Luzerne Electric Light, Heat & Power Com-
 pany, a certificate of public convenience and
 necessity for the consolidation of said com-
 panies and the consolidation of said certificate
 forming Luzerne County Gas & Electric Com-
 pany. A public hearing upon this application will
 be held in room 496, City Hall, Philadelphia,
 Pa., on January 29, 1923 at 10 a. m., when
 and where all if they so desire, may appear
 and be heard. If they do not so desire, they
 may file a written objection with
 JOHN W. OWENSON, ATTORNEYS FOR APPLICANTS,
 334 7 1/2 Walnut St., Philadelphia, Pa.

GENERAL No. 576382
 FILE No. Q 76 62-22

RECD. JAN 6-1923

OFFICE OF SECURITY
 THE PUBLIC SERVICE COMMISSION

STATE OF PENNSYLVANIA,
 COUNTY OF LUZERNE,
 CITY OF WILKES-BARRE,

W. E. Winters

of the City of Wilkes-Barre,

County and State aforesaid, being duly sworn according to law,
 deposeseth and saith, that he is the editor of a weekly
 newspaper of general circulation, published in said city and county,
 called "The Luzerne Legal Register," and that an advertisement, of which the annexed slip cut
 from said newspaper is a copy, was published in said newspaper for 2 consecutive weeks,
 viz: in the issues under date of Dec 29 1922
 Jan 5 1923

and further saith not.

Sworn and Subscribed before me this 5th

day of January A. D. 1922

Carroll S. Williams

Arthur Winters

W. E. Winters

DOCKETED
 APPLICATION
 JAN - 8 1923

RECORDED
 FOLDER

ENTRY NO. 3

NOTICE
HARRISBURG, PENNSYLVANIA
JANUARY 1923

State of Pennsylvania

County of Luzerne
City of Wilkes-Barre

FILE NO. 256382
FILE NO. Q 7662-2
RECD. JAN 8-1923

OFFICE OF SECRETARY
THE PUBLIC SERVICE COMMISSION

John W. O'Hara
Justice

of the City of Wilkes-Barre,
County and State aforesaid, being duly sworn according to law, de-
poses and saith that he is the *Printer* of a Daily newspaper published in said city, called "WILKES-

BARRE TIMES LEADER," and that an advertisement, of which the annexed slip, cut from said
newspaper, is a copy, was published in said newspaper for *2* consecutive *days*
viz: on the *28.1.22* and *29.1.22*.

Subscribed before me, this *4*th

day of *January* A. D. *1923*

John W. O'Hara
John W. O'Hara
Justice

ADJUTANT AND JUSTICE OF THE PEACE
COMMISSION EXPIRES FIRST MONDAY IN JANUARY, 1924

RECORD
FOLDER

DOCKETED
AFFIDAVIT

JAN-8 1923

3

THE PUBLIC SERVICE COMMISSION
OF THE
COMMONWEALTH OF PENNSYLVANIA

BEFORE

original

In re: Application of :

Luzerne County Gas & Electric Company	:	
West Side Gas Company	:	
West Side Electric Light Company	:	
West Hazleton Gas Light Company	:	
Consumers Electric Light Company of	:	APPLICATION DOCKET
Newport Township	:	
Moconaga Electric Light, Heat & Power	:	
Company	:	

for
 Certificate of Public Convenience : : No. 7662, SERIAL No. 5-2683
 evidencing the Commission's approval : :
 of the merger and consolidation of : : FILE No. Q 7662-
 said Companies forming Luzerne County : : RESP. JAN 16 1923
 Gas & Electric Company

OFFICE OF SECRETARY
THE PUBLIC SERVICE COMMISSION

TO THE PUBLIC SERVICE COMMISSION OF THE COMMONWEALTH OF PENNSYLVANIA:

The Borough of Kingston by its Solicitor, B. W. Davis, protest against the granting of the prayer of the petition filed to the above number and respectfully represents:-

- 1: The Borough of Kingston, is a municipal corporation situate in the County of Luzerne and now comprising by virtue of consolidation the former Boroughs of Kingston and Dorranceston.
- 2: The Solicitor of the Borough of Kingston is B. W. Davis, whose office address is, 609 Coal Exchange Building, Wilkes-Barre, Pennsylvania.
- 3: That the Borough of Kingston as now formed, comprises the territory of the former Boroughs of Kingston and Dorranceston, two of the municipalities within which the West Side Gas Company, one of the petitioners, was authorized by its LETTERS-PATENT, dated June 5rd, 1892 to manufacture and supply gas for light only.
- 4: That the said West Side Gas Company in exercising its corporate powers erected a manufacturing plant and had its storage tanks situate within the Borough of Edwardsville, and was actively engaged in the manufacture as well as the supply of gas within the territory named within its LETTERS-PATENT, until down to the time that its management and control passed into the hands of the Luzerne County Gas & Electric Company, another of the petitioners.
- 5: That the Boroughs of Kingston, Edwardsville, Dorranceston, Forty-Fort and Luzerne and all situate within Luzerne County, and comprising the territory within which the West Side Gas Company was authorized to manufacture and supply gas for light only, are all contiguous and adjoining municipalities thickly inhabited, and largely residential and comprises a territory having a population upwards of Forty Thousand (40,000).

RECORD
FOLDER

DOCKETED
APPLICATION DOCKET,
JAN 16 1923
ENTRY No. _____

NO REPLY
FILE
M. VALE

6: That by each of these municipalities a franchise was granted to the West Side Gas Company, to operate within each of the respective territories thereof; and within the territories now comprising the territories of Kingston and Dorranceton, the franchise restricted the price to be paid for gas for lighting purposes to an amount not to exceed \$1.50 per thousand cubic feet, with a deduction for prompt payment of ten cents (.10) per thousand.

7: That the West Side Gas Company carried on the manufacture and supply of gas to the inhabitants of said municipalities at a continuing reduction in rates, down to the time of the control and management of its affairs passed into the hands of the Luzerne County Gas and Electric Company.

8: That after the Luzerne County Gas & Electric Company, one of the petitioners, obtained the control and management of the West Side Gas Company, it dismantled the manufacture plant of the West Side Gas Company at Edwardsville, and established and built a gas manufacturing plant at Nanticoke, ~~Nicey~~ miles away, and have since attempted to supply gas to the inhabitants of the territory of the West Side Gas Company through high pressure mains, at a resulting increase in cost for service, and at the present time averring that a charge of \$2.40 per thousand cubic feet for gas with readiness-to-serve charge of seventy-five cents (.75), does not net the Company a profit.

9: The borough of Kingston protests to the allowing of the merger and consolidation of the West Side Gas Company with and into the Luzerne County Gas & Electric Company and assigns as reasons therefor the following:-

(a) It will result in the indefinite continuance of the compelling of people of the borough to deal with the Luzerne County Gas & Electric Company, for gas service for lighting and at a rate far higher than would be necessary to pay to the West Side Gas Company, exercising its franchise rights in the borough in accordance with its charter, namely, "manufacture and supply of gas for lighting only in the boroughs of Kingston, Edwardsville, Dorranceton, Forty-Fort and Luzerne, Luzerne County."

(b) The public interest will not be served by granting the prayer of the petition for merger and consolidation.

10: No notice was given to the borough of Kingston of the presentation of the petition in this case except such as was given by publication.

WHEREFORE, The borough of Kingston asks that a Certificate of Public Convenience authorizing the merger and consolidation as prayed for be denied, and that the same be granted only upon condition that the Luzerne County Gas & Electric Company shall carry on the corporate business of the West Side Gas Company in the territory in which by its charter was authorized to operate, and it will ever pray etc.

THE BOROUGH OF KINGSTON:

BY



SOLICITOR.

STATE OF PENNSYLVANIA,
COUNTY OF LUZERNE,

SS:

On this 13th day of January, A. D. 1922, before me the subscriber, a Notary Public, in and for said State and County, personally appeared B. W. DAVIS, who being duly sworn according to law, deposes and says that he is Solicitor for the Borough of Kingston, a municipal corporation, situate in the County of Luzerne and that the statements and facts set forth in the foregoing protest are true and correct to the best of his knowledge, information and belief; and that he has been authorized to make this protest.



Sworn and subscribed to

before me the day and year

aforesaid *January - 13 - 1923*

W. B. Davis
Notary Public

My Commission Expires
February 17, 1923

OF

Electric Co.

Light Company
Light Company
Waship
Light, Heat

o Convenience
mission's
erger and con-
d Companies
ounty Gas &

THE BOROUGH

STON

DAVIS
OVL BX BLDG
S-BAYLE, IRE.

BEFORE
THE PUBLIC SERVICE COMMISSION
OF THE
COMMONWEALTH OF PENNSYLVANIA

Office of Secretary
of the Public Service Commission

FEB 2 1923

Serial No. 58609
FILE NO. - 71662 (2-2)

In re : Application of :

Luzerne County Gas & Electric Company;
West Side Gas Company
West Side Electric Light Company :
West Hazleton Gas- Light Company :
Consumers Electric Light Company of :
Newport Township
Mocanagua Electric Light, Heat & Power:
Company
for
No. 1922
APPLICATION DOCKET

Certificate of Public Convenience
evidencing the Commission's approval :
of the merger and consolidation of
said Companies forming Luzerne County:
Gas & Electric Company

ANSWER
of
WEST SIDE GAS COMPANY AND LUZERNE COUNTY GAS & ELECTRIC COMPANY
to
PROTEST
of
BOROUGH OF KINGSTON

To the PUBLIC SERVICE COMMISSION OF THE COMMONWEALTH OF PENNSYLVANIA :

WEST SIDE GAS COMPANY and LUZERNE COUNTY GAS & ELECTRIC
COMPANY, by their attorneys, Townsend, Elliott & Munson, Philadel-
phia, Pa., make Answer to the Protest of Borough of Kingston filed
in the above matter, and

RESPECTFULLY REPRESENT:

1. to 6. The facts set forth in paragraphs 1, 2, 3, 4, 5
and 6 of the said Protest are admitted to be true.

7. It is not admitted that West Side Gas Company carried
on the manufacture and supply of gas to the inhabitants of the Bor-
oughs of Kingston and Dorranceeton at a continuing reduction in rates
down to the time that the control of the management of its affairs

passed into the hands of Luzerne County Gas & Electric Company, and West Side Gas Company demands proof of the same, further alleging that said facts, if true, are irrelevant and immaterial and have no bearing whatever upon the prayers of the petitioners in this matter.

8. The facts alleged in paragraph 8 of said Protest are denied as set forth therein.

Luzerne County Gas & Electric Company, one of the petitioners, upon acquiring control of West Side Gas Company, enlarged and improved the gas manufacturing plant already established at Nanticoke, and has since that time adequately supplied gas to the inhabitants of the Boroughs of Kingston and Dorranceeton, (now Borough of Kingston). This supply comes from the manufacturing plant in Nanticoke over high pressure mains to a holder and reducing station located in the Borough of Edwardsville, from which point the gas is distributed through the extended and enlarged low pressure main system, which was formerly used by the West Side Gas Company. The cost of said service is as set forth in paragraph 8 of said Protest, but it is denied that said cost is the result of the dismantling of the plant of the West Side Gas Company at Edwardsville.

9. The reasons assigned in paragraph 9 of the Protest for refusing the prayers of the petitioner filed in this matter are denied.

10. Borough of Kingston had adequate notice by publication of the presentation of the petition in this matter, such notice being in full compliance with the rules of the Public Service Commission.

11. The reasons assigned in support of the prayer of the Borough of Kingston that a Certificate of Public Convenience, authorizing the above merger and consolidation, be denied, are in

effect a protest against the published rates of Luzerne County Gas & Electric Company for the supply of gas. These rates have already been complained of by the protestant and this matter is now before the Public Service Commission for final decision after full hearing upon the merits of the case (C-2042 and C-2043; C-3479 and C-3483). At the hearings in said rate case, the Borough of Kingston and the Borough of Dorranceeton represented by the same solicitor who appears for protestant in the present matter were afforded full opportunity for raising the exact points raised by the present protest and the records of the hearings held will show that the question of the infringement of the franchise grant mentioned in the said protest was actually brought to the Commission's attention and passed upon by it in the other proceeding. In a preliminary order reported in 10 P.C.R. 172 under the title of Borough of Wyoming et al vs. Luzerne County Gas & Electric Company, the Commission determined the question of the conflict between the original franchise grants and an increase over the rates thereby fixed, in the following language (p. 187) :

"The appellate courts of Pennsylvania have held in various instances that a contract upon rates does not preclude this Commission from determining the just and reasonable maximum rate which a public utility may charge. In its determination of this case the Commission has given careful consideration to the scope and provisions of the contracts, etc., between the respondent and the various municipalities and concludes that the changed cost condition of recent years justified and made necessary modification of the rate provisions of these contracts in order that the company could function properly in its public service."

The effect of the franchise to the West Side Gas Company from the Borough of Kingston, having already been considered in an appropriate proceeding is now res adjudicata and the question cannot be raised in this proceeding.

12. In the complaint against the rates of Luzerne County

Gas & Electric Company by the Borough of Kingston and the Borough of Dorranceeton above referred to, full testimony was given, showing the corporate relation of West Side Gas Company to Luzerne County Gas & Electric Company. On August 1, 1905, all the property of West Side Gas Company was leased to Wyoming Valley Gas & Electric Company, a Pennsylvania corporation for the term of 999 years by Wyoming Light & Power Company, a corporation of the State of New Jersey, which corporation owned the entire outstanding stock of West Side Gas Company.

On September 22, 1908, Wyoming Valley Gas & Electric Company was duly merged and consolidated with Luzerne County Gas & Electric Company. By the right and title thus acquired, Luzerne County Gas & Electric Company has, since the last mentioned merger, fulfilled the charter obligations of West Side Gas Company in the territory for which the latter was incorporated. The proposed merger and consolidation of West Side Gas Company et al can give Luzerne County Gas & Electric Company, the merged and consolidated corporation, no greater or higher right in exercising the powers now belonging to West Side Gas Company than the present Luzerne County Gas & Electric Company already has, and whatever rights the Borough of Kingston may now have to attack the published rates of Luzerne County Gas & Electric Company within said Borough of Kingston - whether because of infringement of the franchise agreement mentioned in said protest or for any other reason - will not be affected in the slightest degree by the proposed merger and consolidation. West Side Gas Company and Luzerne County Gas & Electric Company therefore requests the dismissal of the protest of the Borough of Kingston in this matter and the granting of the prayers of the original petition to which it is a party.

Respectfully submitted,

J. J. Munsell
Attorneys for
West Side Gas Company
and
E. J. Munsell
Luzerne County Gas & Electric Company

STATE OF PENNSYLVANIA :
COUNTY OF PHILADELPHIA : : SS

On this 1st day of February 1925 personally appeared before me, a Notary Public in and for the said County and State, M. W. STROUD, who, being duly affirmed according to law, deposes and says that he is the President of West Side Gas Compan, one of the parties to the above Answer and that the facts set forth in the said Answer are true and correct.

Affirmed and subscribed : :
before me the day and : :
year aforesaid : :
M W Stroud

M W Stroud
NOTARY PUBLIC
Affirmation Expires February 28, 1925.
STATE OF PENNSYLVANIA : : SS
COUNTY OF PHILADELPHIA : :

On this 1st day of February 1925 personally appeared before me, a Notary Public in and for the said County and State, M. W. STROUD, who, being duly affirmed according to law, deposes and says that he is the President of Luzerne County Gas & Electric Company, one of the parties to the above Answer and that the facts set forth in the said Answer are true and correct.

Affirmed and subscribed : :
before me the day and : :
year aforesaid : :
M W Stroud

M W Stroud
NOTARY PUBLIC
Affirmation Expires February 28, 1925.

BEFORE
THE PUBLIC SERVICE COMMISSION
OF THE
COMMONWEALTH OF PENNSYLVANIA

IN RE
APPLICATION OF

Luzerne County Gas & Electric Co.
West Side Gas Company
West Side Electric Light Company
Consumers Electric Light Company
of Newport Township
Mocanagua Electric Light, Heat &
Power Company

for
Certificate of Public Convenience
evidencing the Commission's
approval of the merger and
consolidation of said Companies
forming Luzerne County Gas &
Electric Company

ANSWER OF WEST SIDE GAS CO. AND
LUZERNE COUNTY GAS & ELECTRIC CO.
TO PROTEST OF BOROUGH OF KINGSTON

TOWNSEND ELLIOTT & MUMSON
715 Walnut Street
Philadelphia, Pa.