

STATE OF SOUTH DAKOTA
COUNTY OF HUGHES

IN CIRCUIT COURT
SIXTH JUDICIAL CIRCUIT

IN THE MATTER OF THE PETITION OF
MONTANA-DAKOTA UTILITIES CO. FOR
APPROVAL TO PROVIDE ELECTRICAL
SERVICE FOR THE NEW NORTH CENTRAL
FARMERS ELEVATOR TO BE LOCATED NEAR
BOWDLE, SOUTH DAKOTA

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CIV 06-372

**JUDGMENT OF
AFFIRMANCE**

This action came on for oral argument before the Court on January 31, 2007 at 1:30 p.m., the Honorable James W. Anderson, Circuit Court Judge presiding. The Court having read and considered the record in the case submitted by the agency and the briefs submitted and oral arguments made by counsel for each of the parties and the Court having found therein good and sufficient cause to render a judgment affirming the final agency decision that is the subject of this appeal, it is

ORDERED ADJUDGED AND DECREED that the Final Decision and Order Granting Summary Disposition in Docket EL06-011, issued by the South Dakota Public Utilities Commission and dated August 24, 2006, is hereby affirmed.

Dated at Pierre, South Dakota, this 31 day of Jan, 2007.

BY THE COURT:

ATTEST:

Kelli Staman
Clerk of Courts

James W. Anderson
Circuit Court Judge
STATE OF SOUTH DAKOTA
Sixth Judicial Circuit Court

I hereby certify that the foregoing instrument is a true and correct copy of the original as the same appears on file in my office on this date:

JAN 31 2007

Judy Feddersen
Hughes County Clerk of Courts

By: Kelli Staman

STATE OF SOUTH DAKOTA
CIRCUIT COURT, HUGHES CO.
FILED

JAN 31 2007

Judy Feddersen Clerk
By: _____ Deputy