

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE PROPOSED)	ORDER APPROVING
AGREEMENT BETWEEN WEST CENTRAL)	SERVICE AREA
ELECTRIC COOPERATIVE, INC,)	<u>AGREEMENT</u>
AND OAHE ELECTRIC COOPERATIVE,)	
INC. FOR AN EXCEPTION TO)	
ASSIGNED SERVICE AREA.)	(EL92-009)

On March 19, 1992, West Central Electric Cooperative, Inc. (West Central) and Oahe Electric Cooperative, Inc., (Oahe) made application to the South Dakota Public Utilities Commission (Commission) for approval of their agreement regarding an exception to electric service in the assigned service area of West Central. The agreement would allow Oahe to provide delivery of electric power, allocated to the Lower Brule Sioux Tribe (Tribe) by the Western Area Power Administration from the Pick Sloan Missouri Basin Power System, for use in irrigation at the Clark Ranch Irrigation Unit. Under the agreement, Oahe would provide a path for delivery of electric power from a point in the assigned service area of West Central near De Gray, South Dakota, to the Tribe at a delivery point within the Oahe service area near Lake Sharpe. The Tribe would then be responsible for transmission of the electricity across Lake Sharpe to the irrigation site. The electric power would terminate at the center pivots for the pivot motors. This is a seasonal load. The agreement is for wholesale wheeling of electric power and energy to be used only for the irrigation system and does not extend to other services. The proposal being investigated calls for the line to run above ground from the vicinity of "the De Gray Hill" to the Corp of Engineer "takeline" near Lake Sharpe then under the Lake and continue aerial to the irrigation site. West Central would have to build approximately 25 miles of 3 phase line to service this customer at a cost of approximately \$35,000 per mile. Oahe has a distance of only approximately 7 miles. The Tribe has completed an Environmental Assessment.

At this point the Commission is only being asked to approve the Agreement between West Central and Oahe. SDCL 49-34A-55 requires the Commission consider the following factors:

- (1) Avoidance of unnecessary duplication of facilities;
- (2) Providing adequate electric service to all areas and customers affected, and
- (3) Promote efficient and economical use and development of the electric systems of the contracting electric utilities.

At its regularly scheduled April 7, 1992, meeting, the Commission reviewed the proposed agreement. The Commission finds that it has jurisdiction over this matter pursuant to 49-34A; specifically 49-34A-

42 and 49-34A-55; that the agreement is consistent with the factors to be considered pursuant to 49-34A-55 and is in the public interest. As the Commission's final decision in this matter, it is therefore

ORDERED, that the proposed agreement by and between West Central Electric Cooperative, Inc. and Oahe Electric Cooperative, Inc. be, and the same is hereby approved.

Dated at Pierre, South Dakota, this 16th day of April, 1992.

BY ORDER OF THE COMMISSION:



JAMES A. BURG, Chairman



KENNETH STOFFERAHN, Commissioner



LASKA SCHOENFELDER, Commissioner

(OFFICIAL SEAL)

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ABA NET 2811
CALL FOR FAX

EL 92-009

March 17, 1992

Mr. Marshall Damgaard, Exec. Director
South Dakota Public Utilities Commission
500 E. Capital Ave.
Pierre, SD 57501

RECEIVED

MAR 18 1992

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

Dear Mr. Damgaard:

re: Application of West Central Electric Cooperative, Inc.,
and Oahe Electric Cooperative, Inc., for Exception to
Service Area

Thank you for returning my call and your outline of the
procedure to be followed in the above.

Enclosed with this letter are an original letter
agreement between West Central Electric Cooperative, Inc.,
and Oahe Electric Cooperative, Inc., and proposed order for
allowance of an exception to their normal service areas, for
the purpose of allowing service to an irrigation project
owned and operated by the Lower Brule Sioux Tribe on
reservation property within the West Central service area.

Please consider this letter an application for approval
and adoption of the same.

As indicated, all interested parties are in agreement
that this be done.

Sincerely yours,


David J. Larson

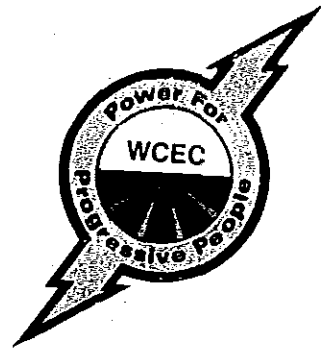
DJL/tdg

Enclosures:
Letter Agreement
Proposed Order

WEST CENTRAL ELECTRIC

COOPERATIVE, INC.

204 Main
P. O. Box 17
Murdo, South Dakota 57559-0017



Mr. Marshall Damgaard
Executive Director of the Public Utilities Commission
State of South Dakota
500 East Capitol
Pierre, South Dakota 57501

RECEIVED

MAR 18 1992

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

Dear Mr. Damgaard:

re: Letter Agreement for
An Exception to Service in Assigned Area
As Agreed to Between
West Central Electric Cooperative, Inc.
Box 17
Murdo, South Dakota
and
Oahe Electric Cooperative, Inc.
Box 216
Blunt, South Dakota

Submitted for your acceptance is the following agreement between the above power suppliers regarding an exception to electric service in the assigned service area of West Central Electric Cooperative, Inc. (West Central) by Oahe Electric Cooperative, Inc. (Oahe) in the area described below.

West Central is willing to allow Oahe to provide a path for delivery of electric power and energy allocated to the Lower Brule Sioux Tribe by Western Area Power Administration from the Pick Sloan Missouri Basin Power System for the purpose of operation of irrigation systems located in Sections 10, 11, 12, 13, 14 and 15, Township 109 North, Range 76 West of the Fifth P.M., Stanley County, South Dakota, and to deliver such electric power and energy to the Tribe at a delivery point located within the Oahe Service Area for transmission by the Tribe to the above location.

West Central hereby indicates its consent for Oahe to provide said path of transmission under a wholesale wheeling service agreement to the site identified herein and consents to the continuation of such service until such time as such irrigation systems may be abandoned.

This consent is limited to electrical power and energy obtained under allocation to the Tribe by Western Area Power Administration from the Pick Sloan Missouri Basin Power

System for use in irrigation pumping and operation of the irrigation systems of the Lower Brule Sioux Tribe, and shall not extend to other types of service.

This consent is not to be construed as having any impact upon or indicating a desire to change the service areas assigned by the South Dakota Public Utilities Commission.

9th The foregoing is hereby made and entered into as of the day of March, 1992.

WEST CENTRAL ELECTRIC
COOPERATIVE, INC.,

BY Steven J. Reed
Its Manager

ACCEPTANCE

We have reviewed the foregoing Consent of West Central Electric Cooperative, Inc. for the undersigned to provide wheeling service set forth therein and hereby indicate our concurrence with the consent granted and agree to provide the customer with the required wheeling service for the purpose described therein.

Dated this 11th day of MARCH, 1992

OAHE ELECTRIC COOPERATIVE,
INC.

BY Vernon A. Jutila
Its Manager

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE
PROPOSED AGREEMENT BETWEEN
WEST CENTRAL ELECTRIC,
COOPERATIVE, INC, AND OAHE
ELECTRIC COOPERATIVE, INC.

ORDER
APPROVING AGREEMENT

On the ___ day of _____, 1992, West Central Electric Cooperative, Inc. and Oahe Electric Cooperative, Inc., made application to this Commission for approval of proposed agreement by and between said entities, a true and correct copy of which is attached hereto as Exhibit "A". The Commission has carefully reviewed the proposed agreement and finds that it is in the public interest to approve same at this time, subject to such revisions and modifications as the facts and circumstances may hereinafter warrant. The Commission further finds that said proposed agreement relating to the exception to service in the assigned service area of West Central Electric Cooperative, Inc. complies with the terms and conditions contained in SDCL 49-34A. It is therefore

ORDERED, that the proposed agreement by and between West Central Electric Cooperative, Inc. and Oahe Electric Cooperative, Inc. be, and the same hereby is approved, subject to such further amendment and modification as the facts and circumstances may hereinafter warrant.

Dated at Pierre, South Dakota, this ___ day of _____, 1992

BY ORDER OF THE COMMISSION

(SEAL)

Commissioner

ATTEST:

Clerk

by

Deputy