

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

<b>IN THE MATTER OF THE JOINT FILING BY )</b>	<b>ORDER GRANTING</b>
<b>SIoux VALLEY - SOUTHWESTERN )</b>	<b>APPROVAL OF SERVICE</b>
<b>ELECTRIC COOPERATIVE AND NORTHERN )</b>	<b>RIGHTS EXCEPTION</b>
<b>STATES POWER COMPANY REGARDING A )</b>	
<b>SERVICE RIGHTS EXCEPTION AGREEMENT )</b>	<b>EL98-009</b>

On May 19, 1998, the Public Utilities Commission (Commission) received a joint request from Sioux Valley - Southwestern Electric Cooperative (SVSW) and Northern States Power Company (NSP) seeking approval of an agreement for a service rights exception. In their application, SVSW states that this "agreement will allow NSP to provide electric service to a residence located at 4500 East Oakwood Place, Sioux Falls, South Dakota," which is the current service territory of SVSW. In the agreement, both SVSW and NSP express, "the customer's interests will be best served by receiving service from NSP." The Commission received a letter from the customer, Steve Larson, on July 7, 1998, wherein the customer agreed "to allow Northern States Power Company to serve electric utilities as per agreement with Sioux Valley Southwestern Electric and Northern States Power Company." The agreement also limits the service rights exception to the "service of Steve Larson and will automatically terminate upon removal or abandonment of such service."

SVSW and NSP have entered into an agreement entitled "JOINT REQUEST FOR ELECTRIC SERVICE TERRITORY EXCEPTION," dated April 27, 1998, by SVSW and May 1, 1998, by NSP and have filed same along with a drawing delineating the affected territories.

The area to be served by NSP is described as:

The residence of "Steve Larson located at 4500 East Oakwood Place, Sioux Falls, SD Minnehaha County."

On July 23, 1998, at its regularly scheduled meeting, the Commission considered SVSW and NSP's joint request for approval of the service rights exception agreement. Commission Staff recommended approval.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-34A, specifically, 49-34A-4, 49-34A-42, and 49-34A-55. Further, the Commission finds that the service rights exception is in the public interest and the request shall be granted. As the Commission's final decision in this matter, it is therefore

ORDERED that the joint request seeking approval of service territory exception is hereby granted.

Dated at Pierre, South Dakota, this 5<sup>th</sup> day of August, 1998.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: *Debra Kees*

Date: 8/6/98

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

*James A. Burg*  
JAMES A. BURG, Chairman

*Pam Nelson*  
PAM NELSON, Commissioner

*Laska Schoenfelder*  
LASKA SCHOENFELDER, Commissioner