

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

<b>IN THE MATTER OF THE JOINT REQUEST )</b>	<b>ORDER GRANTING</b>
<b>FOR ELECTRIC SERVICE TERRITORY )</b>	<b>APPROVAL OF ELECTRIC</b>
<b>EXCEPTION BETWEEN BLACK HILLS POWER )</b>	<b>SERVICE TERRITORY</b>
<b>AND BLACK HILLS ELECTRIC COOPERATIVE )</b>	<b>BOUNDARY CHANGE</b>
<b>)</b>	<b>EL01-010</b>

On May 21, 2001, the Public Utilities Commission (Commission) received a joint filing by Black Hills Electric Cooperative (BHEC) and Black Hills Power (BHP) for approval of an electric service territory boundary change. The application states that the existing electric service territory line bisects a proposed subdivision. Approximately 208 lots are proposed to be located within BHP's service territory and approximately 134 lots are proposed to be located within BHEC's service territory. No existing customers are impacted by the proposal and no existing electrical facilities are impacted by the proposal. Owners of five of the plats that have been sold have signed letters of consent agreeing to the boundary change. Both companies believe this agreement will improve future reliability while eliminating duplication of facilities. The proposed territorial boundary is as follows:

Beginning at the Northwest 1/4 corner of Section 29, Township 1 North, Range 7 East, B.H.M.  
thence S 0°18'26.0" E, 1514.0' along the section line,  
thence N 69°27'44.0" E, 624.0'  
thence S 0°0'0.0" E, 1362.0'  
thence N 90°0'0.0" E, 1634.0'  
thence N 36°49'13.0" E, 671.0'  
thence N 0°0'0.0" E, 402.0'  
thence N 90°0'0.0" E, 350.0'  
thence N 45°59'12.0" E, 681.0'  
thence S 75°09'05.0" E, 312.0'  
thence N 90°0'0.0" E, 251.0'  
thence S 06°59'30.0" W, 445.0'  
thence S 62°06'49.0" E, 792.0'  
thence N 27°38'46.0" E, 378.0'  
thence N 0°0'0.0" E, 570.0'  
thence N 90°0'0.0" E, 433.0'  
thence S 0°14'09.0" E, 279.0'  
thence S 22°19'19.0" E, 201.0'  
thence S 36°11'46.0" E, 405.0'  
thence S 49°54'52.0" W, 237.0'  
thence S 25°50'35.0" W, 299.0'  
thence S 0°14'09.0" E, 216.0' along the section line to the east 1/4 corner of the same section 29

On June 19, 2001, at its regularly scheduled meeting, the Commission considered the request for approval of the electric service territory boundary change. 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 electric service territory boundary change will avoid unnecessary duplication of facilities, provide adequate electric service to all customers affected, and promote the efficient use and development of the electric systems of BHP and BHEC. The Commission therefore concludes that the electric service territory boundary change is in the public interest and it shall be granted. As the Commission's final decision in this matter, it is therefore

ORDERED, that the request seeking approval of an electric service territory boundary change is hereby granted.

Dated at Pierre, South Dakota, this 22<sup>nd</sup> day of June, 2001.

<b>CERTIFICATE OF SERVICE</b>	
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:	<u>Delaine Kalbo</u>
Date:	<u>6/25/01</u>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

James A. Burg  
JAMES A. BURG, Chairman

Pam Nelson  
PAM NELSON, Commissioner