

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

IN THE MATTER OF THE FILING BY THE CITY)
OF WATERTOWN, SOUTH DAKOTA, FOR)
APPROVAL TO MODIFY ASSIGNED SERVICE)
AREA BETWEEN CODINGTON-CLARK)
ELECTRIC COOPERATIVE, INC. AND THE)
CITY OF WATERTOWN, SOUTH DAKOTA)

**ORDER APPROVING
TERRITORY
BOUNDARY CHANGES**

EL01-013

On May 29, 2001, the Public Utilities Commission (Commission) received a request from the City of Watertown, South Dakota (Watertown) seeking Commission approval of an Agreement to Modify Assigned Service Area between Codington-Clark Electric Cooperative, Inc. (Codington-Clark), and the City of Watertown. The request is a result of an annexation to Watertown resulting in boundary changes between the parties. Specifically, the area for consideration includes:

The North 1035 feet of Government Lot 4 of Section 2, T116N, R53W of the 5th P.M., Codington County, South Dakota; and all that part of the plat entitled "Railroad Addition in Section 2, 3 and 4, Township 116 North, Range 53 West of the 5th Principal Meridian in the County of Codington" lying within the North 1035 feet of Government Lot 4 of Section 2, T116N, R53W of the 5th P.M., Codington County, South Dakota; less the plat entitled "Lot H-3-NW1/4-2-T116N-R53W"; and subject to section line right of way.

This boundary change would transfer the right to deliver power to the annexed area from Codington-Clark to Watertown.

On, July 24, 2001, at its regularly scheduled meeting, the Commission considered Watertown's request for approval of the Agreement to Modify Assigned Service Area. 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 territory boundary changes are in the public interest and the request should be granted. As the Commission's final decision in this matter, it is therefore

ORDERED, that the request seeking approval of the territory boundary changes relative to this recent annexation is hereby granted.

Dated at Pierre, South Dakota, this 27th day of July, 2001.

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: <u>Melaine Kelso</u>
Date: <u>8/3/01</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner