

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

IN THE MATTER OF THE FILING BY THE CITY)	ORDER APPROVING
OF MADISON FOR APPROVAL OF ITS)	REVISED SERVICE
REVISED SERVICE TERRITORY AS A RESULT)	TERRITORY AS A RESULT
OF ANNEXATION.)	OF ANNEXATION
)	EL05-019

On May 16, 2005, the City of Madison (City) filed a request for approval of a territory boundary change due to annexation. On September 29, 2003, the City and Sioux Valley-Southwestern Electric Cooperative, Inc. k/n/a Sioux Valley Energy (Sioux Valley) entered into an Agreement for Sale of Property and Transfer of Service Territory due to annexation by the City. However, due to an oversight, the parties failed to petition the Commission for approval of the transfer of service territory at that time. The City annexed portions of the NE 1/4 of Section 17, Township 106 North, Range 52, West of the 5th P.M., not already City territory, specifically including but not limited to highway right of way and platted areas; Berther's First Addition in the NE 1/4 of Section 17, Township 106 North, Range 52, West of the 5th P.M.; and, Tracts 1 and 2 of Berther's Second Addition in the NE 1/4 of Section 17, Township 106 North, Range 52, West of the 5th P.M., all in Lake County, South Dakota, which was being served by Sioux Valley.

On July 12, 2005, at its regularly scheduled meeting, the Commission considered the request for approval of the boundary change due to annexation. Commission Staff recommended approval.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-34A, specifically, 49-34A-42, 49-34A-48, 49-34A-49, 49-34A-50 and 49-34A-55. Further, the Commission finds that the change in the service territory boundary due to annexation 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 City and Sioux Valley. The Commission therefore concludes that the change in the service territory due to annexation 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 between City and Sioux Valley due to annexation is hereby granted.

Dated at Pierre, South Dakota, this 13th day of July, 2005.

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 Koller</u>
Date: <u>7/14/05</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson
GARY HANSON, Chairman

Robert K. Sahr
ROBERT K. SAHR, Commissioner

Dustin M. Johnson
DUSTIN M. JOHNSON, Commissioner