

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

**IN THE MATTER OF JOINT REQUEST )  
FOR AN ELECTRIC SERVICE RIGHTS )  
EXCEPTION BETWEEN LAKE )  
REGION ELECTRIC ASSOCIATION )  
AND OTTER TAIL POWER COMPANY )**

**ORDER GRANTING SERVICE  
TERRITORY EXCEPTION  
AGREEMENT**

**EL11-027**

On October 14, 2011, Lake Region Electric (Lake Region) and Otter Tail Power Company (Otter Tail) jointly filed a request for the Public Utilities Commission's (Commission) approval of an electric service territory exception. Pursuant to an agreement signed October 12, 2011, Lake Region and Otter Tail jointly agreed to allow Lake Region to provide electric service to a new home near Waubay, South Dakota on Lot One of Gaikowski Hill Top Subdivision in the SE Qtr. of the SE Qtr. of Section 14 Waubay Township 122 N, Range 53 in Day County, South Dakota. This service site is located within Otter Tail's electric service territory. On November 30, 2011, the parties filed a revised joint filing providing corrected information in the territory exception agreement. Both the original filing and revised filing included a letter from the customer to be served agreeing to the service exception and to service provision by Lake Region.

On October 20, 2011, the Commission electronically transmitted notice of the filing and the intervention deadline of November 4, 2011, to interested individuals and entities. No petitions to intervene were filed. The Commission has jurisdiction over this matter pursuant to SDCL 49-34A, specifically 49-34A-42, and 49-34A-55.

At its regularly scheduled meeting of December 6, 2011, the Commission considered the matter. Commission Staff recommended approval of the joint request. Finding that Lake Region can extend electric service at significantly less expense to the customer's location and that the exception to the assigned service territory is in the public interest, the Commission voted unanimously to grant the revised Joint Request for Electric Service Territory Exception in accordance with its terms and conditions. It is therefore

ORDERED, that the request seeking approval of an exception to assigned service territory is hereby granted as described above.

Dated at Pierre, South Dakota, this 13<sup>th</sup> day of December, 2011.

**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, electronically.

By: \_\_\_\_\_

Date: \_\_\_\_\_

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson  
GARY HANSON, Chairman

Chris Nelson  
CHRIS NELSON, Commissioner

Kristie Fiegen  
KRISTIE FIEGEN, Commissioner