

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

IN THE MATTER OF THE JOINT REQUEST) FOR SERVICE RIGHTS EXCEPTION) BETWEEN NORTHWESTERN CORPORATION) DBA NORTHWESTERN ENERGY AND BON) HOMME, YANKTON ELECTRIC) ASSOCIATION, INC.)	ORDER GRANTING) APPROVAL) OF EXCEPTION TO) ASSIGNED ELECTRIC) SERVICE TERRITORY) EL12-058
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On November 20, 2012, NorthWestern Corporation dba NorthWestern Energy (NorthWestern) submitted for South Dakota Public Utilities Commission (Commission) approval a Service Rights Exception Agreement between NorthWestern and Bon Homme Yankton Electric Association, Inc. (B Y Electric). Mr. Craig Vanderlei requested that NorthWestern allow B Y Electric to provide a three-phase service to an irrigation well located in NorthWestern's Service Territory. B Y Electric has three phase service at a significantly less expensive location near the well than does NorthWestern

On November 22, 2012, the Commission electronically transmitted notice of the filing and the intervention deadline of December 7, 2012, to interested individuals and entities. No petitions to intervene or comments were filed. The Commission has jurisdiction over this matter pursuant to SDCL 49-34A, specifically 49-34A-42 through 49-34A-44 and 49-34A-55.

At its regularly scheduled meeting on December 18, 2012, the Commission considered this matter. Commission Staff recommended approval of the joint request. Finding the Agreement to meet the standards for approval under SDCL 49-34A-55 and to be in the public interest, the Commission voted unanimously to approve the Agreement. It is therefore

ORDERED, that an exception to the assigned territory electric service rights of the parties as described herein is hereby approved subject to the terms of the Agreement.

Dated at Pierre, South Dakota, this 18th day of December, 2012.

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: <u><i>Joy Spring</i></u>	_____
Date: <u>12.18.12</u>	_____
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

Chris Nelson
CHRIS NELSON, Chairman

Kristie Fiegen
KRISTIE FIEGEN, Commission

Gary Hanson
GARY HANSON, Commission