

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

IN THE MATTER OF THE JOINT) REQUEST FOR SERVICE RIGHTS) EXCEPTION BETWEEN SIOUX) VALLEY SOUTHWESTERN ELECTRIC) COOPERATIVE INC. AND LYON) RURAL ELECTRIC COOPERATIVE) INC.)	ORDER GRANTING APPROVAL OF ELECTRIC SERVICE TERRITORY EXCEPTION AGREEMENT EL17-049
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On December 4, 2017, the South Dakota Public Utilities Commission (Commission) received a filing requesting approval of an Agreement for Electric Service Territory Exception (Agreement) between Sioux Valley Southwestern Electric Cooperative Inc. dba Sioux Valley Energy (SVE) and Lyon Rural Electric Cooperative Inc. (LREC) to allow LREC to provide single phase electric service to a residence in the south half of the southwest quarter of Section 35, Township 101 North, Range 48 West in Minnehaha County. Under the Agreement, SVE shall retain the right to serve to any three-phase service that may be developed at the location.

On December 7, 2017, the Commission electronically transmitted notice of the filing and the intervention deadline of December 22, 2017, to interested individuals and entities on the Commission's PUC Weekly Filings electronic listserv. No petitions to intervene or comments were filed. On January 8, 2018, the parties responded to Commission staff's data requests.

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 January 16, 2018, the Commission considered this matter. Commission staff recommended granting approval of the Agreement. Commissioner Nelson had a question about LREC's nearest facilities in SVE territory and as to when LREC first served the nearby residence in the same quarter. On January 16 and January 18, 2018, in response to Commissioner Nelson's questions, SVE filed a copy of the staking sheet from the original service provided prior to 1975. Finding that the Agreement will avoid unnecessary duplication of facilities, provide adequate electric service to the customer affected, promote the efficient and economical use and development of SVE's and LREC's electric systems, and that the exception to the parties' assigned service territories is in the public interest, the Commission voted unanimously to approve the Agreement. It is therefore

ORDERED, that the request seeking approval of an Agreement for Electric Service Territory Exception between SVE and LREC is hereby granted.

Dated at Pierre, South Dakota, this 22nd day of January 2018.

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 or by mail.
By: <u>Karol E. Cremer</u>
Date: <u>1/22/18</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Kristie Fiegen
KRISTIE FIEGEN, Chairperson

Gary Hanson
GARY HANSON, Commissioner

Chris Nelson
CHRIS NELSON, Commissioner