

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE REQUEST BY THE CITY
OF ALCESTER FOR APPROVAL OF STREET
LIGHTING IN THE THIRD PHASE OF NUMSEN
ADDITION, ALCESTER, SOUTH DAKOTA

) ORDER APPROVING SERVICE
) TERRITORY CHANGE AND
) CLOSING DOCKET
) EL95-034

On November 16, 1995, Lincoln-Union Electric Company of Alcester, South Dakota (Lincoln-Union) filed with the South Dakota Public Utilities Commission (Commission) a request for approval of a "STIPULATION AND AMENDED JUDGMENT." The Stipulation was entered into between Lincoln-Union and MidAmerican Energy Company of LeMars, Iowa.

The Stipulation recited a Judgment and Decision of the South Dakota Electric Mediation Board as predecessor in interest to the Commission wherein MidAmerican was awarded the sole right to supply electrical energy for purposes of street lighting in the Numsen Addition to the City of Alcester, South Dakota. The Stipulation further provides that Lincoln-Union may provide electrical energy for purposes of street lighting in a recently platted Third Phase of Numsen Addition to the City of Alcester, South Dakota. The Third Phase is all located within the territory of Lincoln-Union. The City of Alcester, South Dakota does not object to the terms and conditions of the Stipulation.

At its regular meeting of December 12, 1995, the Commission considered this application. The Commission has jurisdiction regarding service territories pursuant to Chapter 49-34A, SDCL and to approve agreements for exchange of service rights pursuant to SDCL 49-34A-55.

The Commission having reviewed the Application and good cause appearing for it being granted, it is therefore

ORDERED that this agreement be approved, and that the territory known as Third Phase of Numsen Addition to the City of Alcester, South Dakota may be exclusively served by Lincoln-Union for street lighting purposes.

Dated at Pierre, South Dakota, this 19th day of December, 1995.

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>Jerry Horn</u>	
Date: <u>12-20-95</u>	
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

Kenneth Stofferahn
KENNETH STOFFERAHN, Chairman

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner