

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

**IN THE MATTER OF THE FILING BY TURNER-
HUTCHINSON ELECTRIC COOPERATIVE, INC.
REGARDING A SERVICE TERRITORY
AGREEMENT**

**ORDER GRANTING
APPROVAL**

EL96-007

On May 8, 1996, the Public Utilities Commission (Commission) received a filing from Turner-Hutchinson Electric Cooperative, Inc. of Marion, South Dakota (Turner-Hutchinson) for approval of an agreement for service rights exception. The purpose of the filing was to seek Commission approval for Turner-Hutchinson to provide service to its outpost office and pole yard facility located in territory currently serviced by Northwestern Public Service Company. Turner-Hutchinson submitted a letter of justification, a map and plat of the affected area, a copy of a "Consent and Agreement," and a copy of a warranty deed showing the transfer of the subject property to Turner-Hutchinson. The property which is the subject of this transfer and request for approval is described as:

Adkins Tract 1 in the Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) of Section Nineteen (19), Township Ninety-nine (99) North, Range Sixty (60), West of the 5th P.M., Hutchinson County, South Dakota.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-34A, specifically, 49-34A-4, 49-34A-42, and 49-34A-55. Further, the Commission finds that the service rights transfer is in the public interest and the request shall be granted. As the Commission's final decision in this matter, it is therefore

ORDERED that the request seeking approval of service rights transfer is hereby granted.

Dated at Pierre, South Dakota, this 31st day of May, 1996.

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:

Date:

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:


KENNETH STOFFERAHN, Chairman


JAMES A. BURG, Commissioner


LASKA SCHOENFELDER, Commissioner