

Addendum to the Service Territory Boundary Agreement between Black Hills Electric Cooperative, Inc. and Black Hills Power, Inc. dba Black Hills Energy

This is an Addendum (“Addendum”) to the Service Territory Boundary Agreement between Black Hills Electric Cooperative, Inc. (“BHEC”), of PO Box 792, Custer, SD 57730-0112, and Black Hills Power, Inc. dba Black Hills Energy (“BHP”), of 7001 Mount Rushmore Road, SD 57702; jointly referred to as the Parties.

RECITALS

WHEREAS, the Parties entered into an Electric Service Territory Boundary Agreement for the state of South Dakota which was approved by the Commission on February 21st, 2019; and

AGREEMENT

NOW THEREFORE, the Parties agree as follows:

The agreement hereby incorporates the additions as set forth in the attached legal description (Exhibits C and D) and the corresponding maps (Exhibits A and B), to this Addendum, attached hereto and incorporated herein by this reference.

GENERAL PROVISIONS

This Addendum shall affect no portions of the territorial designation but that portion specifically identified herein, all other portions of the Agreement shall remain in full effect as established under the Agreement, or as changed through any subsequent modification performed according to the laws of South Dakota.

This Addendum shall be filed with, and is subject to the approval of, the SD PUC and if such approval is granted, shall be retained by the Parties and the SD PUC as evidence of territorial designation.

This Addendum shall be binding upon the Parties and their successors, assigns, agents and representatives.

Approval of this Addendum by the Commission shall not in any way constitute a determination by the Commission as to the merits of any allegations or contentions that may arise as a result of this Addendum or the Agreement, and shall not foreclose the Commission from reviewing any allegations or contentions that may arise hereafter.

This Addendum shall not foreclose the ability of the Parties hereto, to modify the service territory designations of this Addendum, through the processes identified under the laws of the State of South Dakota.

Black Hills Electric Cooperative, Inc.

By: 

Title: System Coordinator

Date: 1/24/2020

Black Hills Power, Inc. dba Black Hills Energy

By: _____

Title: _____

Date: _____

This Addendum shall not foreclose the ability of the Parties hereto, to modify the service territory designations of this Addendum, through the processes identified under the laws of the State of South Dakota.

Black Hills Electric Cooperative, Inc.

Black Hills Power, Inc. dba Black Hills Energy

By: _____

By: Mark Egan

Title: _____

Title: DIRECTOR OF OPERATIONS

Date: _____

Date: JANUARY 24, 2020

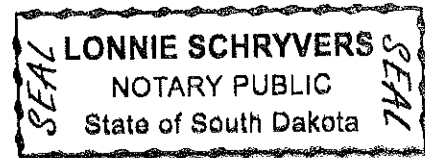
BLACK HILLS ELECTRIC COOPERATIVE, INC.

ON this 24th day of JAN, 2020, before me, the signing officer, personally appeared Jesse Sorenson, who acknowledged himself/herself to be the System Coordinator of Black Hills Electric Cooperative, Inc., and being authorized so to do, executed the foregoing instrument for the purposes therein contained. In witness whereof, I hereunto set my hand and official seal.

Lonnie Schryvers
Notary Public

My Commission Expires: march 21 - 2023

SEAL



BLACK HILLS POWER

ON this 24th day of January 2020, before me, the signing officer, personally appeared Marc Eyre, who acknowledged himself/herself to be the Director of Operations for Black Hills Power, and being authorized so to do, executed the foregoing instrument for the purposes therein contained. In witness whereof, I hereunto set my hand and official seal.

Pamela K. Wiley

Notary Public

My Commission Expires: 10-5-2021

