

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

PETITION OF NORTHERN ELECTRIC COOPERATIVE, INC. OF BATH, SOUTH DAKOTA ("NORTHERN") and DAKOTA ENERGY COOPERATIVE, INC. OF HURON, SOUTH DAKOTA ("DAKOTA").

The purpose of this petition is to request approval from the Public Utilities Commission for a service rights exception and to request its consent to an agreement entered into between Dakota Energy Cooperative, Inc. and Northern Electric Cooperative, Inc. to provide three-phase service to a bin site owned by Mr. Lenny Peterson of 19111 Maple Avenue, Hitchcock, South Dakota 57348.

Mr. Peterson has acquired the following described property:
Koester Outlot A in NE ¼ Section 3, Township 113 North, Range 64 West of the 5th P.M., Beadle County, South Dakota.

Mr. Peterson intends to construct a grain bin site at this location and is in need of three-phase service.

In order for Dakota to extend electrical service to the grain bin site from its most proximate facilities would require construction of approximately four miles of line at a cost of \$221,704.00. Mr. Peterson would be required to reimburse Dakota Energy the entire amount in aid of construction.

Northern Electric Cooperative, Inc. has facilities within 2,070 feet of the service location. The cost to Northern Electric to construct the three-phase line is \$25,000.00. Mr. Peterson would be required to pay \$12,400.00 in aid of construction.

The proposed site lies within the service territory of Dakota Energy. However, in 2017 the Public Utilities Commission granted to Northern Electric a service rights exception to serve the prior owner of this property with single-phase service. Northern was only allowed to provide single phase service to a card fueling pump/facility at the location. This petition requests additional authority for Northern Electric to serve this site with three-phase power and to further establish that Northern will have an unrestricted privileged to serve the location without any further limitations into the future.

Dakota Energy and Northern Electric anticipate that Northern Electric will provide all electrical service into the future for existing and future owners and in order to avoid further expense of repeated appearance and petition before the Public Utilities Commission does hereby request that Northern Electric be granted a service rights exception to this location without limitation or qualification.

Attached to this petition as Exhibit A is the proposed agreement entered into between the principals. Attached as Exhibit B is the plat map depicting the location of

the proposed Peterson grain bin site service. Attached as Exhibit C is a map depicting the nearest three-phase facilities of both Northern Electric and by Dakota Energy.

This document may be executed in any number of counterparts (which may be delivered by use of a facsimile machine or an e-mail which attaches a portable document format (.pdf) document), all of which when taken together shall constitute one and the same instrument and any of the Parties hereto may execute this document by signing any such counterpart. Signature pages, originals, copies or .pdf may be detached from the counterparts and attached to a single copy of this document to physically form one document.

WHEREFORE, the undersigned hereby requests that the Public Utilities Commission grant the foregoing petition, approve of the agreement entered into Northern Electric and Dakota Energy, and authorize a service rights exception for the purpose of allowing Northern Electric Cooperative, Inc. to serve the above-described location for all electrical needs now and into the future and without limitation.

SIGNATURE PAGES TO FOLLOW

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK

SEPARATE SIGNATURE PAGE

The undersigned hereby executes that certain PETITION by and between:

- Northern Electric Cooperative, Inc.; and
- Dakota Energy Cooperative, Inc.

After this signature page is executed, the original signature page, a copy or .pdf electronic file attachment (which may be delivered by use of a facsimile machine or an e-mail which attaches a portable document format (.pdf) document) may be attached to the original or original counterpart of that PETITION to the same effect as though the signature page was so attached at the time of its execution. Original signature pages or copies thereof, may be detached from the counterparts and attached to a single copy of this document to physically form one document which may thereafter be electronically filed and shall have the same effect as an original counterpart and original signature pages.

Dated this 27th day of July, 2020.

Northern Electric Cooperative, Inc.
NORTHERN ELECTRIC COOPERATIVE, INC.
By: Char Hager
Its: CEO

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF BROWN)

On this the 27th day of July, 2020, before me, the undersigned officer, personally appeared Char Hager, known to me to be the person described in the foregoing instrument, and acknowledged that s/he executed the same in the capacity therein stated and for the purposes therein contained.



IN WITNESS WHEREOF I hereunto set my hand and official seal.
Kay Albrecht
Notary Public, South Dakota
My Commission Expires: _____

My Commission Expires
2/8/2024

SEPARATE SIGNATURE PAGE

The undersigned hereby executes that certain PETITION by and between:

- Northern Electric Cooperative, Inc.; and
- Dakota Energy Cooperative, Inc.

After this signature page is executed, the original signature page, a copy or .pdf electronic file attachment (which may be delivered by use of a facsimile machine or an e-mail which attaches a portable document format (.pdf) document) may be attached to the original or original counterpart of that PETITION to the same effect as though the signature page was so attached at the time of its execution. Original signature pages or copies thereof, may be detached from the counterparts and attached to a single copy of this document to physically form one document which may thereafter be electronically filed and shall have the same effect as an original counterpart and original signature pages.

Dated this 27th day of July, 2020.

Dakota Energy Cooperative, Inc.
DAKOTA ENERGY COOPERATIVE, INC.
By: Chad Felderman
Its: CEO/GM

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF BROWN)

On this the 27th day of July, 2020, before me, the undersigned officer, personally appeared Chad Felderman, known to me to be the person described in the foregoing instrument, and acknowledged that s/he executed the same in the capacity therein stated and for the purposes therein contained.

IN WITNESS WHEREOF I hereunto set my hand and official seal.



[Signature]
Notary Public, South Dakota
My Commission Expires: 5-6-26