

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

**IN THE MATTER OF THE JOINT REQUEST )  
FOR AN ELECTRIC SERVICE TERRITORY )  
BOUNDARY CHANGE BETWEEN THE CITY )  
OF VERMILLION AND CLAY-UNION ELECTRIC )  
CORPORATION )**

**ORDER GRANTING  
APPROVAL OF ELECTRIC  
SERVICE TERRITORY  
AGREEMENT  
EL01-020**

On September 4, 2001, the Public Utilities Commission (Commission) received a joint filing by the City of Vermillion (City) and Clay-Union Electric Corporation (Clay-Union) for approval of an electric service territory boundary change. According to the application, the change is being requested to allow each utility to provide electric service to the replatted area known as Countryside Addition to the City of Vermillion, South Dakota, in a more efficient manner based on the layout of the streets and lots. The owner/developer requested the proposed change in territory boundaries. There are no existing customers affected and no facilities will be sold. The electric service boundary change is as follows:

Clay-Union shall provide electrical service to consumers located in the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 19, Township 92 North, Range 51 West, described as Lots 1, 2, and 3, Block 1 and Lots 1 through 11 inclusive, Block 3, Countryside Addition to the City of Vermillion, Clay County, South Dakota. The City shall provide electrical service to all consumers located in Countryside Addition not allocated to Clay-Union.

On October 10, 2001, at its regularly scheduled meeting, the Commission considered the request for approval of the boundary change. Commission Staff recommended approval.

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 change in the service territory boundary will avoid unnecessary duplication of facilities, provide adequate electric service to all customers affected, and promote the efficient use and development of the electric systems of City and Clay-Union. The Commission therefore concludes that the change in the service territory boundary is in the public interest and it shall be granted. As the Commission's final decision in this matter, it is therefore

ORDERED, that the request seeking approval of an electric service territory boundary change between City and Clay-Union is hereby granted.

Dated at Pierre, South Dakota, this 18<sup>th</sup> day of October, 2001.

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>Delvin Kalbo</u>
Date:	<u>10/19/01</u>
(OFFICIAL SEAL)	

BY ORDER OF THE COMMISSION:

James A. Burg  
JAMES A. BURG, Chairman

Pam Nelson  
PAM NELSON, Commissioner