BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE FILING FOR APPROVAL OF AN ADDENDUM TO AGREEMENT REGARDING ASSIGNED SERVICE AREA BETWEEN CODINGTON-CLARK ELECTRIC COOPERATIVE, INC. AND THE CITY OF WATERTOWN, SOUTH DAKOTA	)	ORDER APPROVING ADDENDUM TO AGREEMENT REGARDING ASSIGNED SERVICE AREA EL04-024

On July 6, 2004, the Public Utilities Commission (Commission) received a request from Codington-Clark Electric Cooperative, Inc. (Codington) seeking Commission approval of an Addendum to Agreement Regarding Assigned Service Area between Codington and the City of Watertown. The Addendum is set to expire on July 23, 2007. On August 5, 1998, the Commission had approved an Agreement Regarding Assigned Service Area between Codington and the City of Watertown with the condition that the agreement expire on July 23, 2001. On July 27, 2001, the Commission approved an Addendum to Agreement Regarding Assigned Service Area with the condition that the addendum expire on July 23, 2004.

On August 17, 2004, at its regularly scheduled meeting, the Commission considered Codington's request for approval of the Addendum to Agreement Regarding Assigned Service Area. 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. The Commission clarified that the Addendum to Agreement Regarding Assigned Service Area does not permit the parties to modify their service area territory without Commission approval. As the Commission's final decision in this matter, it is therefore

ORDERED, that the request seeking approval of the Addendum to Agreement Regarding Assigned Service Area between Codington and the City of Watertown is hereby approved, effective July 23, 2004, with an expiration date of July 23, 2007.

Dated at Pierre, South Dakota, this 26th day of August, 2004.

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: Delaine Kolbo

Date: 8/27/04

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Robert K. Sahr

ROBERT K. SAHR, Chairman

Gary Hanson

GARY HANSON, Commissioner