

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

**IN THE MATTER OF THE JOINT REQUEST)
FOR AN ELECTRIC SERVICE RIGHTS)
EXCEPTION BETWEEN NEBRASKA PUBLIC)
POWER DISTRICT AND NORTHWEST RURAL)
PUBLIC POWER DISTRICT.)**

**ORDER GRANTING)
APPROVAL OF AN)
EXCEPTION TO THE)
ASSIGNED ELECTRIC)
SERVICE TERRITORY)
EL09-017)**

On September 29, 2009, Nebraska Public Power District (NPPD) and Northwest Rural Public Power District (Northwest) filed for Commission approval of an exception to the existing electric service territorial agreement between them. The exception is being requested to allow Northwest to provide electric service to a customer in the NE 1/4, Sec. 21 T35N R44W, in Shannon County, South Dakota. A map showing the location was included in the filing.

At its regularly scheduled meeting of November 24, 2009, the Commission considered the matter. Commission Staff recommended approval of the joint request.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-34A, specifically 49-34A-42 and 49-34A-55. Further, the Commission finds that Northwest may provide electrical service to a customer in the NE 1/4, Sec. 21 T35N R44W, in Shannon County, South Dakota. Further, the Commission finds that an exception to the assigned service territory is in the public interest and the request shall be granted in accordance with the terms of the filed Joint Request for Electric Service Territory Exception. It is therefore

ORDERED, that the request seeking approval of an exception to the assignment of service territory is hereby granted.

Dated at Pierre, South Dakota, this 3rd day of December, 2009.

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, electronically.
By: <u>Demaris Axthelm</u>
Date: <u>12-3-09</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Dustin M Johnson
DUSTIN M. JOHNSON, Chairman ^{et}

Steve Kolbeck
STEVE KOLBECK, Commissioner

Gary Hanson
GARY HANSON, Commissioner