

In the Settlement Agreement, NorthWestern, Northern Electric, and AGP agreed that NorthWestern is authorized to permanently provide electric service to the Processing Plant sited on the Property, subject to the terms of the Settlement Agreement. In addition, Northern Electric reserves its right to serve any future AGP facility located outside the Property and Northern Electric reserves its right under law to serve third parties conducting business upon the Property; provided that nothing herein restricts NorthWestern from providing electrical service to any subsequent owner or operator of the processing plant, including, affiliates, partners, subsidiaries, successors or assigns of AGP. The Settlement Agreement further provided that the "Agreement is not intended by the Parties to indicate consent to any other change in the service territories of NorthWestern or Northern Electric." Commission staff recommended approval of AGP's Petition subject to the conditions in the Settlement Agreement.

After consideration of the factors in SDCL 49-34A-56, the Commission unanimously voted to grant the Petition. The Commission finds that NorthWestern is authorized to permanently provide electric service to AGP as proposed and built on the Property, subject to the terms of the Settlement Agreement. The Commission finds that the requirements of SDCL 49-34A-56 have been met as AGP is a new customer who requires electric service with a contracted minimum demand of 2,000 kilowatts or more. In addition, an examination of the factors contained in SDCL 49-34A-56 demonstrates that AGP's Petition requesting NorthWestern as its permanent electric service provider should be granted. It is therefore

ORDERED, that AGP's request to receive electric service from NorthWestern pursuant to SDCL 49-34A-56 is hereby granted subject to the conditions in the Settlement Agreement.

Dated at Pierre, South Dakota, this 31st day of August, 2017.

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 or by mail.

By: Karen E. Cremer

Date: 8/31/17

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Kristie Fiegen
KRISTIE FIEGEN, Chairperson

Gary Hanson
GARY HANSON, Commissioner

Chris Nelson
CHRIS NELSON, Commissioner