

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

**IN THE MATTER OF THE FILING BY)
NORTHWESTERN CORPORATION D/B/A)
NORTHWESTERN ENERGY FOR APPROVAL)
OF A CONTRACT WITH DEVIATIONS)
)**

**ORDER APPROVING
CONTRACT WITH
DEVIATIONS

NG10-003**

On June 9, 2010, the Commission received an application by NorthWestern Corporation dba NorthWestern Energy (NorthWestern) for approval of a contract with deviation with less than 30 days notice to construct a natural gas line to serve the South Dakota Wheat Growers Aberdeen East Facility. NorthWestern will install, or arrange for the installation of, approximately ½ mile of 4-inch pipeline. The deviated rate will allow NorthWestern to fully recover the cost of the upgrade, after which the customer will revert back the Rate 86 tariffed rates. The revised tariff sheet is as follows:

South Dakota Gas Rate Schedule

Section 4

1st Revised Sheet No. 2

Canceling Original Revised Sheet No. 2

At its regularly scheduled meeting of June 15, 2010, the Commission considered this matter. Commission Staff recommended approval.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-34A, specifically 49-34A-6, 49-34A-8, 49-38A-8.3, 49-34A-10, and 49-34A-11. Further, the Commission finds that NorthWestern's request for approval of a Contract with Deviations and associated tariff sheet, with less than 30 days notice, is just and reasonable and shall be approved for service rendered on or after June 15, 2010. As the Commission's final decision in this matter, it is therefore

ORDERED, that the request seeking approval of a Contract with Deviations is in the public interest and is hereby granted; and it is further

ORDERED, that the above-mentioned tariff is approved with less than 30 days notice and is effective for services rendered on and after June 15, 2010.

Dated at Pierre, South Dakota, this 16th day of June, 2010.

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>Stephanie Walker</u>
Date: <u>06/16/10</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Dustin M. Johnson
DUSTIN M. JOHNSON, Chairman

Steve Kolbeck
STEVE KOLBECK, Commissioner

Gary Hanson
GARY HANSON, Commissioner