

AT A REGULAR SESSION of the Public Utilities Commission of the State of South Dakota, held in its offices, in the City of Pierre, the Capital, this 1st day of July, 1976.

PRESENT: Commissioners Weiland, Ecker and Klinkel.

IN THE MATTER OF ESTABLISHING )  
CERTAIN TERRITORIAL ELECTRIC )  
BOUNDARIES WITHIN THE STATE )  
OF SOUTH DAKOTA (WATER TOWN )  
AREA) )

DECISION AND ORDER

(P-3108)

This matter having come on for hearing after due notice, on the 8th day of June, 1976, at the hour of 1 o'clock p.m. in the City Hall Meeting Room in Watertown, Codington County, South Dakota, and the Commission having heard all testimony and examined all records and documents, and being fully advised in the premises, and for good cause shown, the following Findings of Fact, Conclusions of Law and Order are hereby entered:

FINDINGS OF FACT

I.

That proposed electrical territorial maps on record covering the areas at issue herein were served on all parties hereto.

II.

That agreements and stipulations have been entered into by all parties hereto regarding all territorial boundaries, except as specifically herein-after designated, said agreements and stipulations being on file and hereby incorporated as if set forth in full herein.

III.

That uncontroverted testimony at the hearing establishes that customers of all parties hereto are best served and most benefited by the territorial boundaries agreed and stipulated to by the parties, said agreements and stipulations being on file and previously incorporated herein.

IV.

That Beadle Electric Cooperative has submitted a proposed map designating certain additional service areas it requests to be included within its territorial boundaries. Northwestern Public Service Company takes exception to said additions.

V.

That the more credible testimony at the hearing establishes that customers of all parties hereto would receive better service in the contested areas from Beadle Electric Cooperative because of location and proximity of facilities and adequacy of service.

VI.

That Northwestern Public Service Company has filed exhibits requesting certain additional service areas to be established within its territorial boundaries. Beadle Electric Cooperative has objected to all said exhibits.

VII.

The more credible testimony at the hearing establishes that Northwestern Public Service Company should be granted the service areas enumerated in Exhibit I on file herein and denied all other service areas requested in the remainder of said exhibits on file because of location, facilities, convenience and adequacy of service.

VIII.

That the Official Electrical Territorial Maps attached hereto and being hereby incorporated as if set forth in full herein constitutes the aforementioned territorial boundary agreements and stipulations by the parties and the decisions by the Commission regarding disputed service areas.

CONCLUSIONS OF LAW

I.

That the territorial boundaries enumerated in the attached Official Electrical Territorial Maps are just, reasonable and fair to all parties hereto and their customers.

II.

That the Commission hereby establishes said territorial boundaries set forth in said map as the assigned service area or areas for each electric utility being a party hereto pursuant to SDCL 49-34A-44.

III.

That the attached Official Electrical Territorial Maps have been prepared to accurately and clearly show the boundaries of the assigned service area of each electric utility being a party hereto.

ORDER

It is hereby:

ORDERED, that the territorial boundaries enumerated in the attached Official Electrical Territorial Maps be, and the same hereby are, established as the assigned service area or areas of each electric utility being a party hereto.

BY ORDER OF THE COMMISSION:

  
JOE NORTON, Executive Secretary

(OFFICIAL SEAL)