

On September 6, 2013, BHP filed BHP's and Wal-Mart's Joint Motion for Approval of Settlement Agreement and Confidential Settlement Agreement between Black Hills Power, Inc. and Wal-Mart and BHP's and BHII's Joint Motion for Approval of Settlement Agreement and Confidential Settlement Agreement between Black Hills Power, Inc. and Black Hills Industrial Intervenors, and Staff filed BHP's and Staff's Joint Motion for Approval of Settlement Stipulation, Settlement Stipulation, and Staff Memorandum Supporting Settlement Stipulation (collectively, Joint Motions). On September 9, 2013, the Commission issued an Order Canceling Hearing and Scheduling Matter for Decision on Stipulation. On September 10, 2013, BHP filed revised tariff sheets with corrections of reference and clerical errors. On September 19, 2013, BHP filed a revised tariff sheet, Section No. 1, Sheet No. 3, to reflect the correct revision number.

The revised tariff sheets proposed by BHP, effective for service rendered on and after October 1, 2013, are as follows:

South Dakota Electric Rate Book

Section No. 1

Twenty-second Revised Sheet No. 2	Cancels Twenty-first Revised Sheet No. 2
Twenty-third Revised Sheet No. 3	Cancels Twenty-second Revised Sheet No. 3

Section No. 2

Third Revised Sheet No. 1	Replaces Second Revised Sheet No. 1
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Section No. 3

Thirteenth Revised Sheet No. 1	Replaces Twelfth Revised Sheet No. 1
Thirteenth Revised Sheet No. 3	Replaces Twelfth Revised Sheet No. 3
Thirteenth Revised Sheet No. 7	Replaces Twelfth Revised Sheet No. 7
Thirteenth Revised Sheet No. 9	Replaces Twelfth Revised Sheet No. 9
Thirteenth Revised Sheet No. 11	Replaces Twelfth Revised Sheet No. 11
Thirteenth Revised Sheet No. 13	Replaces Twelfth Revised Sheet No. 13
Thirteenth Revised Sheet No. 14	Replaces Twelfth Revised Sheet No. 14
Fifteenth Revised Sheet No. 16	Replaces Fourteenth Revised Sheet No. 16
Sixteenth Revised Sheet No. 17	Replaces Fifteenth Revised Sheet No. 17
Thirteenth Revised Sheet No. 19	Replaces Twelfth Revised Sheet No. 19
Thirteenth Revised Sheet No. 20	Replaces Twelfth Revised Sheet No.20
Thirteenth Revised Sheet No. 21	Replaces Twelfth Revised Sheet No.21
Fourteenth Revised Sheet No. 22	Replaces Thirteenth Revised Sheet No. 22
Thirteenth Revised Sheet No. 24	Replaces Twelfth Revised Sheet No.24
Thirteenth Revised Sheet No. 26	Replaces Twelfth Revised Sheet No.26
Eleventh Revised Sheet No. 28	Replaces Tenth Revised Sheet No. 28
Fourth Revised Sheet No. 29	Replaces Third Revised Sheet No. 29
Seventh Revised Sheet No. 31	Replaces Sixth Revised Sheet No. 31
Seventh Revised Sheet No. 32	Replaces Sixth Revised Sheet No. 32
Original Sheet No. 32A	
Fourth Revised Sheet No. 33	Replaces Third Revised Sheet No. 33
Fourth Revised Sheet No. 34	Replaces Third Revised Sheet No. 34
Third Revised Sheet No. 35	Replaces Second Revised Sheet No. 35
Third Revised Sheet No. 36	Replaces Second Revised Sheet No. 36
Third Revised Sheet No. 37	Replaces Second Revised Sheet No. 37
Second Revised Sheet No. 38	Replaces First Revised Sheet No. 38
Section No. 3A	

Seventh Revised Sheet No. 1	Replaces Sixth Revised Sheet No. 1
Sixth Revised Sheet No. 4	Replaces Fifth Revised Sheet No. 4
Eighth Revised Sheet No. 6	Replaces Seventh Revised Sheet No. 6
Eighth Revised Sheet No. 8	Replaces Seventh Revised Sheet No. 8
Sixth Revised Sheet No. 11	Replaces Fifth Revised Sheet No. 11
Seventh Revised Sheet No. 13	Replaces Sixth Revised Sheet No. 13
Fourth Revised Sheet No. 18	Replaces Third Revised Sheet No. 18

Section No. 3B

Fifth Revised Sheet No. 1	Replaces Fourth Revised Sheet No. 1
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Section No. 3C

Seventh Revised Sheet No. 1	Cancels Sixth Revised Sheet No. 1
Third Revised Sheet No. 2	Cancels Second Revised Sheet No. 2
Third Revised Sheet No. 3	Cancels Second Revised Sheet No. 3
Third Revised Sheet No. 4	Cancels Second Revised Sheet No. 4
Sixth Revised Sheet No. 5A	Cancels Fifth Revised Sheet No. 5A
Fourth Revised Sheet No. 6	Cancels Third Revised Sheet No. 6
Fourth Revised Sheet No. 7	Cancels Third Revised Sheet No. 7
Seventh Revised Sheet No. 8	Cancels Sixth Revised Sheet No. 8
Third Revised Sheet No. 9	Cancels Second Revised Sheet No. 9
Third Revised Sheet No. 10	Cancels Second Revised Sheet No. 10
Eleventh Revised Sheet No. 11	Cancels Tenth Revised Sheet No. 11
Fourth Revised Sheet No. 12	Cancels Third Revised Sheet No. 12
First Revised Sheet No. 14	Cancels Original Sheet No. 14
First Revised Sheet No. 15	Cancels Original Sheet No. 15
First Revised Sheet No. 19	Cancels Original Sheet No. 19
Original Sheet No. 22	

Section No. 6

Third Revised Sheet No. 7	Replaces Second Revised Sheet No. 7
Third Revised Sheet No. 9	Replaces Second Revised Sheet No. 9
Third Revised Sheet No. 10	Replaces Second Revised Sheet No. 10
Third Revised Sheet No. 12	Replaces Second Revised Sheet No. 12
Fourth Revised Sheet No. 15	Replaces Third Revised Sheet No. 15
Fourth Revised Sheet No. 18	Replaces Third Revised Sheet No. 18
Second Revised Sheet No. 27	Replaces First Revised Sheet No. 27
Second Revised Sheet No. 28	Replaces First Revised Sheet No. 28
Second Revised Sheet No. 29	Replaces First Revised Sheet No. 29

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-34A, specifically, 49-34A-6, 49-34A-8, 49-34A-8.3, 49-34A-8.4, 49-34A-10, 49-34A-11, 49-34A-12, 49-34A-13, 49-34A-13.1, 49-34A-14, 49-34A-17, 49-34A-19, 49-34A-19.1, 49-34A-19.2, 49-34A-21, and 49-34A-22.

The Joint Motions were duly noticed for Commission consideration and action at an ad hoc Commission meeting on September 17, 2013. The Commission heard from BHP, BHII, Wal-Mart, and Staff concerning the Joint Motions and related Settlement Agreements and Stipulation. BHP noted a correction that it needed to make to the second paragraph of the customer notice attached as Exhibit 4 to the Settlement Stipulation to delete the phrase "the Commission approved the implementation of" and replace it with "Black Hills Power implemented." Having thoroughly reviewed the filings in the docket and made further inquiry of

the parties, the Commission found that the terms and conditions proposed in the Settlement Agreements and Settlement Stipulation were just, reasonable, and in the public interest and that good and sufficient cause was demonstrated to approve the Settlement Agreements and Settlement Stipulation. The Commission voted unanimously to grant the Joint Motions and approve the Settlement Agreements with Wal-Mart and BHII and Settlement Stipulation with Staff. It is therefore

ORDERED, that BHP's and Wal-Mart's Joint Motion for Approval of Settlement Agreement is granted and the Confidential Settlement Agreement between Black Hills Power, Inc. and Wal-Mart is approved. The Settlement Agreement is incorporated by reference into this Decision and Order the same as if it had been set forth in its entirety herein. It is further

ORDERED, that BHP's and BHII's Joint Motion for Approval of Settlement Agreement is granted and the Confidential Settlement Agreement between Black Hills Power, Inc. and Black Hills Industrial Intervenors is approved. The Settlement Agreement is incorporated by reference into this Decision and Order the same as if it had been set forth in its entirety herein. It is further

ORDERED, that BHP's and Staff's Joint Motion for Approval of Settlement Stipulation is granted and the Settlement Stipulation is approved. The Settlement Stipulation is incorporated by reference into this Decision and Order the same as if it had been set forth in its entirety herein. It is further

ORDERED, that the tariff sheets set forth above are approved for service rendered on and after October 1, 2013.

Dated at Pierre, South Dakota, this 19th day of September, 2013.

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>Tina Douglas</u>
Date: <u>9-19-13</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Gary Hanson

GARY HANSON, Chairman

Chris Nelson

CHRIS NELSON, Commissioner

Kristie Fiegen

KRISTIE FIEGEN, Commissioner