

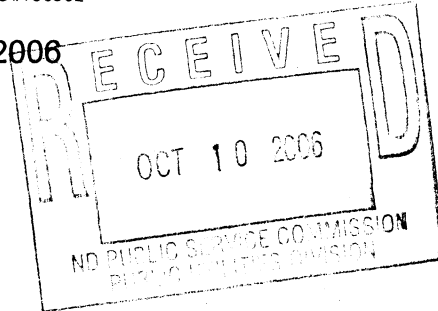
# PEARCE & DURICK

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October 9, 2006



Ms. Penney Miller, Clerk  
North Dakota Supreme Court  
600 East Boulevard Avenue, Dept. 180  
Bismarck, ND 58505-0530

RE: Burleigh County District Court, Civil No. 06-C-1177  
*Montana Dakota Utilities Co., a division of MDU Resources Group, Inc.*  
*v. North Dakota Public Service Commission and Capital Electric*  
*Cooperative, Inc.*

Dear Ms. Miller:

Enclosed for filing in the captioned matter is a copy of the Notice of Appeal along, with our firm check in the amount of \$125.00 for the filing fee.

If you have any questions, please do not hesitate to contact our office.

Sincerely,

PEARCE & DURICK

A handwritten signature in black ink, appearing to read "Jerome C. Kettleison".

JEROME C. KETTLESON

JCK/jf

Enclosures.

cc: Wayne Stenehjem, Attorney General of ND  
Mr. William Blnek  
Ms. Carol Larson

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

Montana-Dakota Utilities Co., a )  
Division of MDU Resources Group, Inc. )

CIVIL NO. 06-C-1177

Appellant, )  
vs. )

North Dakota Public Service Commission )  
and Capital Electric Cooperative, Inc. )

Appellees. )

NOTICE OF APPEAL


NOTICE IS HEREBY GIVEN that Montana-Dakota Utilities, Inc., a Division of MDU Resources Group, Inc., Defendant above named, hereby appeals to the North Dakota Supreme Court from the Judgment entered in this action on October 09, 2006.

Dated at Bismarck, North Dakota this 9 day of October, 2006.

Respectfully submitted,

Montana-Dakota Utilities Co.,  
a Division of MDU Resources Group, Inc.  
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Jerome C. Kettleson