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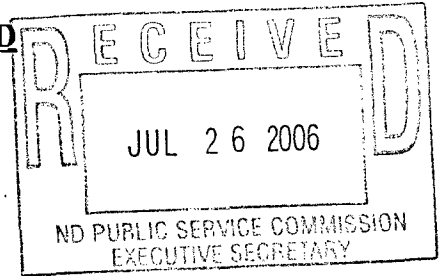
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July 26, 2006

Honorable Donald L. Jorgensen  
Judge of the District Court  
210 - 2nd Avenue NW  
P.O. Box 219  
Mandan, ND 58554

**HAND-DELIVERED**



Re: *Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc. v. North Dakota Public Service Commission.*  
*Civil No. 06-C-1290*

Dear Judge Jorgensen:

The material provided the Court by Capital Electric Cooperative concerning Capital Electric's franchise contains more than the franchise (May 1993 Resolution to the City of Bismarck and Acceptance of Franchise). For an explanation of all the materials, the effect and scope, the Findings, Conclusions, Decision and Order of the City of Bismarck, dated November 14, 2005, would be helpful and necessary. The material, as indicated at the hearing yesterday, is contained in the record of Judge Haskell's Burleigh County case, Civil 05-C-2303, which we would urge the Court take judicial notice of and review.

Very truly yours,

PEARCE & DURICK

By

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cc. Clerk of the District Court - Hand-Delivered  
Carol Larson - via facsimile  
William Binek - via facsimile  
Daniel Kuntz - via facsimile