

**BEFORE THE PUBLIC SERVICE COMMISSION OF NORTH DAKOTA**

Capital Electric Cooperative, Inc. )  
 )  
 Complainant, )  
 )  
 vs. )  
 )  
 Montana-Dakota Utilities Co., a )  
 Division of MDU Resources Group, Inc.)  
 )  
 Respondent. )


**AFFIDAVIT OF  
ROBERT COPENHAVER**

Case No. PU-06-278

Robert Copenhaver, being duly sworn, states as follows:

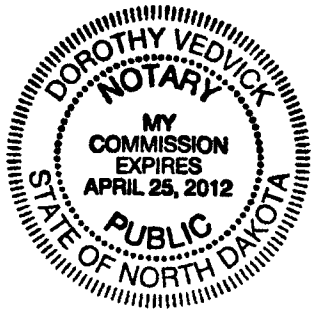
1. I am the Electric Superintendent for the Dakota Heartland Region of Montana-Dakota Utilities Co. ("MDU"). In that capacity, I am familiar with MDU's electric distribution facilities within the City of Bismarck.
2. Records maintained by MDU indicate that annexation of Promontory Point III subdivision was approved by the Bismarck City Commission on March 14, 2006. MDU began construction of electric distribution lines within Promontory Point III on May 25, 2006. This construction work was completed by June 15, 2006 with the exception of a line segment in conflict with newly installed storm water facilities. The storm water facilities were completed last week. The last section of MDU's line was completed and its facilities to Promontory Point energized on August 7, 2006.

Dated this 9<sup>th</sup> day of August, 2006.

  
\_\_\_\_\_  
Robert Copenhaver

STATE OF NORTH DAKOTA    )  
  ) ss.  
COUNTY OF BURLEIGH    )

On this 9<sup>th</sup> day of August, 2006, before me personally appeared Robert Copenhaver, known to me to be the person described in and who executed the within and foregoing instrument, and acknowledged to me that he executed the same.



Dorothy Vedvick  
Dorothy Vedvick, Notary Public  
Burleigh County, North Dakota