

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Otter Tail Corporation**  
**BNSF Railway – Signal Lights – Cass County,**  
**ND**  
**Public Convenience and Necessity**

**Case No. PU-08-691**

**ORDER**

**December 3, 2008**

On September 2, 2008, Otter Tail Corporation, an electric public utility, filed an application under Chapter 49-03, N.D.C.C. to extend electrical service to Burlington Northern Santa Fe (BNSF) Railway, for signal lights, at a location in Cass County, North Dakota.

On October 8, 2008, the Commission issued a Notice of Opportunity for Hearing in this proceeding. The Notice provided if no objections were received by November 3, 2008, the application would be granted as requested. No objections have been received.

**Order**


The Commission orders:

Otter Tail Corporation is issued Certificate of Public Convenience and Necessity No. 5383 authorizing the provision of electric distribution service to BNSF Railway at a point located in the

NW ¼, NW ¼, Section 33, Township 140N, Range 52W,  
Cass County, North Dakota.

**PUBLIC SERVICE COMMISSION**

  
**Tony Clark**  
**Commissioner**

  
**Susan E. Wefald**  
**President**

  
**Kevin Cramer**  
**Commissioner**

**PUBLIC SERVICE COMMISSION**

**STATE OF NORTH DAKOTA**

**Certificate of Public Convenience and Necessity**

**Certificate Number 5383**

*This is to certify that public convenience and necessity require, and permission is granted, for Otter Tail Corporation to serve BNSF Railway - Signal Lights in the NW 1/4, NW 1/4, of Section 33, Township 140N, Range 52W, Cass County, North Dakota.*

*This certificate is issued in accordance with the Order of this Commission dated December 3, 2008, in Case No. PU-08-691, and is subject to the conditions and limitations noted in the Order.*

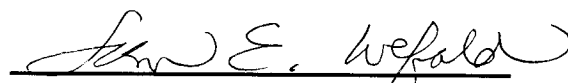
*This certificate is conditioned upon Otter Tail Corporation securing the franchise or other authority of the proper municipal or other public authority for the exercise of these rights and privileges.*

*Bismarck, North Dakota, December 3, 2008.*

**ATTEST:**

**PUBLIC SERVICE COMMISSION**

  
**Executive Director**

  
**Commissioner**