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March 5, 2009

PUBLIC SERVICE COMMISSION

Darrell Nitschke  
Director of Administration/Executive Secretary  
North Dakota Public Service Commission  
State Capitol  
600 E. Boulevard Ave., Dept. 408  
Bismarck, ND 58505-0480

Dear Mr. Nitschke:

Subject: CASE NO. PU-08-862

Enclosed are two copies of Otter Tail Power Company's North Dakota Outdoor Lighting – Energy Only M-41N. The rate schedule reflects the North Dakota Public Service Commission's decision on February 25, 2009 approving our second correction. The rate schedule is effective with bills rendered on and after February 1, 2009.

If you have any questions, please call me at 218-739-8395 or email at [jheinen@otpc.com](mailto:jheinen@otpc.com).

Sincerely yours,

A handwritten signature in cursive script that reads "Judy Heinen".

Judy Heinen  
Tariff Specialist  
Regulatory Services

wao  
Enclosures

66 PU-08-862 Filed: 3/6/2009 Pages: 3  
Outdoor Lighting – Energy Only Tariff M-41N

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**OUTDOOR LIGHTING – ENERGY ONLY**

Rate Zones 1 & 9

|  |        |
|--|--------|
| Street and Area Lighting - Metered     | 44-748 |
| Street and Area Lighting - Non-Metered | 44-749 |

**APPLICATION OF TARIFF:** This tariff is applicable to both private and governmental entities. The tariff will allow the Company to sell electric energy to municipal and other outdoor area lighting customers who choose to own, install, and maintain the lighting equipment. Under the tariff, Otter Tail will provide only the electric energy.

**EQUIPMENT AND SERVICE OWNERSHIP:** The customer or other third party shall install and own all equipment necessary for service beyond the point of connection with Company's electrical system. The point of connection shall be at the meter or disconnect switch, for service provided either overhead or underground. The customer will be responsible for furnishing and installing a master disconnect switch at the point of connection so as to isolate the customer's equipment from Company's electrical system. The customer's disconnect switch must meet the Company's specifications.

The customer is responsible for the cost of providing maintenance on the equipment it owns. The Company reserves the right to disconnect the customer's equipment from the Company's electrical system if, in the Company's determination, the customer's lighting equipment is operated or maintained in an unsafe or improper manner.

**RATE - METERED**

|                         |               |
|-------------------------|---------------|
| Facilities Charge:      | \$1.40 /month |
| Energy Charge:          | \$0.05898/kWh |
| Minimum Monthly Charge: | \$1.40/month  |

**RATE – NON-METERED**

Monthly Charge = *Connected kW* x \$20.15, where *Connected kW* is the rated power of the lighting fixture (including ballast)

**INTERIM RATE ADJUSTMENTS:**

A 4.07 percent increase will be added to the sum of the following, as applicable: Customer Charge, Energy Charge, Demand Charge, Fixed Charge, and the monthly Minimum Charge.

N  
N  
N

**SERVICE CONDITIONS:** Service shall be provided off of standard distribution facilities typical of those in the general area. If it is necessary for the Company to install non-standard distribution facilities in order to provide service, the customer shall be responsible for any additional costs associated with the non-standard facilities.

As part of this tariff, the Company will provide an extension of up to one span of wire, not to exceed 300 feet.

No additional transformer capacity shall be provided without additional charges.

The customer shall indemnify, defend, and save the Company harmless from any liability, loss, or expense arising from or growing out of injury to persons, including death, or property damages incurred by persons other than the Company or the customer, which may occur on the electrical system of the customer (i.e., the customer's side of the point of connection), unless such loss is due to the negligence of Company.

Company shall have the right to periodically review the customer's lighting equipment to verify that the rated power (kW) of the non-metered fixtures is consistent with the Company's records.

**PAYMENT:** Refer to Payment Policy Rate Schedule, Rate Designation M-62N, any superseding amendments, or other provisions allowed by law.

**REGULATIONS:** The Company's General Rules and Regulations, on file with the Commission, continue to be applicable to service under this tariff.

**ADJUSTMENT FOR MUNICIPAL PAYMENTS:** Bills under this rate schedule may be subject to adjustment for certain payments to municipalities as provided in the General Rules and Regulations.