

215 South Cascade Street  
PO Box 496  
Fergus Falls, Minnesota 56538-0496  
218 739-8200  
www.otpco.com (web site)

RECEIVED

MAR 12 2009

PUBLIC UTILITIES DIVISION



March 12, 2009

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

On February 25, 2009, the North Dakota Public Service Commission issued its motion to approve Otter Tail Power Company's North Dakota Outdoor Lighting – Energy Only M-41N rate schedule in the above Case. On March 5, Otter Tail Power Company submitted a filing, which contained two copies of this rate schedule for the Commission's file. In that filing, we inadvertently did not send that filing to the other parties on the service list for the above Case and apologize for any inconvenience this may have caused.

A copy of this letter and the rate schedule has also been served on the parties on the attached service list.

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

Sincerely yours,

A handwritten signature in black ink, appearing to read "Judy Heinen".

Judy Heinen  
Tariff Specialist  
Regulatory Services

wao  
Enclosures  
By electronic filing  
c: Service List

67 **PU-08-862** Filed: 3/12/2009 Pages: 5  
**Letter indicating Service of Outdoor Lighting –  
Energy Only Tariff M-41N**

*An Equal Opportunity Employer*

Otter Tail Corporation  
Judy Heinen, Tariff Specialist

STATE OF MINNESOTA    )  
  ) SS.  
COUNTY OF OTTER TAIL )

AFFIDAVIT OF SERVICE

**SUBJECT:    Case No. PU-08-862**

I, Wendi A. Olson, being first duly sworn on oath, depose and say:

That on the 12th day of March, 2009, I served the attached Otter Tail Power Company letter and rate schedule, in the above described matter on Mr. Darrell Nitschke by e-mail and overnight mail, and to all other persons on the attached service list by United States first class mail.

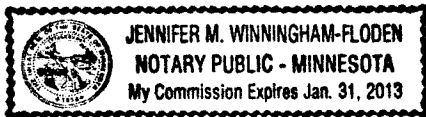


Wendi A. Olson

Subscribed and sworn to before me this  
12th day of March, 2009.



Notary Public  
My Commission Expires on January 31, 2013.



Darrell Nitschke  
Director of Administration/Executive Secretary  
North Dakota Public Service Commission  
State Capitol  
600 East Boulevard Dept. 408  
Bismarck, ND 58505-0408  
*Service by email and overnight mail*

Mr. Bruce Gerhardson  
Associate General Counsel  
Otter Tail Corporation  
215 S Cascade St  
PO Box 496  
Fergus Falls MN 56538-0496

Mr. Thomas R. Brause  
Vice President Administration  
Otter Tail Corporation  
215 S Cascade St  
Fergus Falls MN 56538-0496

Mr. Richard J. Savelkoul  
Felhaber Larson Fenlon & Vogt  
444 Cedar Street, Ste 2100  
St Paul MN 55101-2136

Mr. Ron Spangler  
Vice President Administration  
Otter Tail Corporation  
215 S Cascade St  
Fergus Falls MN 56538-0496

Mr. Michael J. Bradley, Attorney  
Moss & Barnett  
4800 Wells Fargo Ctr  
90 S 7<sup>th</sup> St  
Minneapolis MN 55402

Mr. Jacob C. Hendricks, Esq.  
Felhaber Larson Fenlon & Vogt PA  
220 S 6<sup>th</sup> Street, Ste 2200  
Minneapolis MN 55402

Mr. Richard J. Johnson, Attorney  
Moss & Barnett  
4800 Wells Fargo Ctr  
90 S 7<sup>th</sup> St  
Minneapolis MN 55402

---

---

**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.