

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Burke-Divide Electric Coop/Sheridan
Electric Coop
Divide County
Service Area Agreement**

Case No. PU-12-779

AFFIDAVIT OF SERVICE BY CERTIFIED & REGULAR MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Cara DeSaye deposes and says that:

She is over the age of 18 years and not a party to this action, and, on the 27th day of **December, 2012**, she deposited in the United States Mail, at Bismarck, North Dakota, **two** envelopes with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

Order

The envelopes were addressed as follows:

Jason Brothen
Burke-Divide Electric Cooperative
PO Box 6
Columbus ND 58727

Rick Knick
Sheridan Electric Cooperative, Inc.
PO Box 227
Medicine Lake MT 59247

Cert. No. 7012 1640 0002 4652 4875

Cert. No. 7012 1640 0002 4652 4882

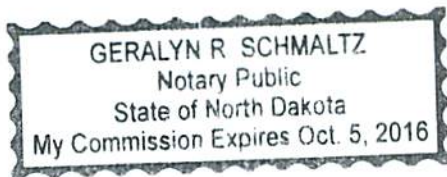
Cara DeSaye further deposes and says that on the 27th day of **December, 2012**, she deposited in the United States Mail, Bismarck, North Dakota, **one** envelope by regular mail, with postage fully prepaid, securely sealed, containing a photocopy of the same:

Debra Hoffarth
Pringle & Herigstad, P.C.
PO Box 1000
Minot ND 58702-1000

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this 27th day of **December, 2012**.

SEAL



Cara Debye
Geralyn R. Schmaltz
Notary Public

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Burke-Divide Electric Coop / Sheridan Electric Coop
Divide County
Service Area Agreement**

Case No. PU-12-779

ORDER APPROVING ELECTRIC SERVICE AREA AGREEMENT

December 21, 2012

On October 22, 2012, Burke-Divide Electric Cooperative, Inc.(Burke-Divide), and Sheridan Electric Cooperative, Inc. (Sheridan Electric) filed a joint application for approval of a Service Area Agreement to establish service areas and designate service locations to be served by Burke-Divide and Sheridan Electric in Divide County, North Dakota.

On November 9, 2012 the Commission issued a Notice of Filing, Notice of Informal Hearing and Notice of Opportunity for Hearing, which provided until December 14, 2012 for receiving written comments or hearing requests. No response has been received. The notice identified the issues to be considered in this proceeding as whether the Service Area Agreement complies with section 49-03-06 of the North Dakota Century Code (N.D.C.C.) and whether approval of the Service Area Agreement is compatible with the public interest.

On December 12, 2012 the Commission discussed the issues with Commission staff and the applicants at an informal hearing. The applicants contend that the agreement will avoid misunderstanding and disagreement over areas to be served by each party, encourage harmony and operational efficiencies, promote safety, discourage unreasonable duplication of facilities, assure adequate and reliable electric service, provide antitrust immunity, and provide both parties with equitable participation in the provision of electric distribution service within undeveloped areas in Divide County.

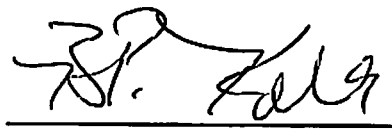
Having considered this matter the Commission finds the Electric Service Area Agreement complies with N.D.C.C. section 49-03-06 and approval is compatible with the public interest. Therefore, the Commission issues the following:

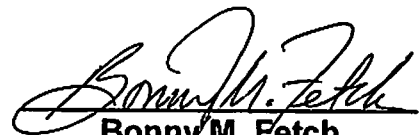
Order

The Commission Orders the electric service area agreement negotiated between Burke-Divide Electric Cooperative, Inc., and Sheridan Electric Cooperative, Inc. is APPROVED.

PUBLIC SERVICE COMMISSION


**Kevin Cramer
Commissioner**


**Brian P. Kalk
Chairman**


**Bonny M. Fetch
Commissioner**