

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**MDU/ Roughrider Electric Cooperative  
City of Dickinson  
Service Area Agreement**

**Case No. PU-13-142**

**Montana-Dakota Utilities Co., a Division of MDU  
Resources Group, Inc.  
City of Dickinson- Service Area Agreement  
Public Convenience & Necessity**

**Case No. PU-13-141**

**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 21<sup>st</sup> day of **June, 2013**, she deposited in the United States Mail, at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

**Order**

and an original of:

**Certificate Number 5811**

The envelope was addressed as follows:

Tamie Aberle  
Montana-Dakota Utilities Co.  
400 North Fourth Street  
Bismarck ND 58501

**Cert. No. 7012 2210 0001 5060 7633**

**Cara DeSaye** further deposes and says that on the 21<sup>st</sup> day of **June, 2013**, she deposited in the United States Mail, Bismarck, North Dakota, **two** envelopes by regular mail, with postage fully prepaid, securely sealed, containing a photocopy of the same:

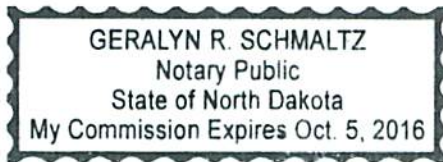
Daniel Kuntz  
MDU Resources Group, Inc.  
PO Box 5650  
Bismarck ND 58502-5650

Donald Franklund  
Roughrider Electric Cooperative, Inc.  
PO Box 1038  
Dickinson ND 58602-1038

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

Subscribed and sworn to before me  
this 21<sup>st</sup> day of June, 2013.

SEAL



Carla DeSage  
Geraldine Roehrig  
Notary Public

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**MDU/Roughrider Electric Cooperative  
City of Dickinson  
Service Area Agreement**

**Case No. PU-13-142**

**Montana-Dakota Utilities Co. a Division of MDU  
Resources Group, Inc.  
City of Dickinson – Service Area Agreement  
Public Convenience & Necessity**

**Case No. PU-13-141**

**ORDER APPROVING ELECTRIC SERVICE AREA AGREEMENT**

**June 19, 2013**

On March 29, 2013, Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc. (MDU) and Roughrider Electric Cooperative, Inc. (Roughrider) filed a joint application for approval of a Service Area Agreement to establish service areas and designate service locations to be served by MDU and Roughrider within and around the City of Dickinson, North Dakota. MDU further requests issuance of a certificate of public convenience and necessity authorizing it to extend service to locations within the MDU service area set forth in the agreement.

On April 10, 2013 the Commission issued a Notice of Filing, Notice of Informal Hearing and Notice of Opportunity for Hearing, which provided until May 29, 2013 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, and whether the approval of the Service Area Agreement and resulting certificate issuance are compatible with the public interest.

On May 22, 2013 the Commission discussed the issues with Commission staff and the applicants at an informal hearing. The applicants contend that the agreement will:

1. Avoid misunderstanding and disagreement over areas to be served by each party,
2. Accomplish the legislative intent of N.D.C.C. section 49-03-06 to encourage harmony and operational efficiency among electric providers, promote safety, discourage unreasonable duplication of electric facilities, assure adequate and reliable electric service and provide antitrust immunity to the electric providers, and
3. Provide both parties with equitable participation in the provision of electric distribution service in areas within and around the City of Dickinson during the term of the agreement.


Having considered this matter the Commission finds that the Service Area Agreement complies with N.D.C.C. section 49-03-06 and that approval of the Service Area Agreement and resulting certificate issuance are compatible with the public interest. Therefore, the Commission issues the following:

**Order**

The Commission Orders:

1. The electric service area agreement filed jointly by Montana-Dakota Utilities Co. and Roughrider Electric Cooperative, Inc. is APPROVED.
2. Montana Dakota Utilities Co. is issued Certificate of Public Convenience and Necessity No. 5811 authorizing the provision of electric service to customers within the agreed upon service area around the city of Dickinson.

**PUBLIC SERVICE COMMISSION**

  
Randy Christmann  
Commissioner

  
Brian P. Kalk  
Chairman

  
Julie Fedorchak  
Commissioner

**PUBLIC SERVICE COMMISSION  
STATE OF NORTH DAKOTA**

**Certificate of Public Convenience and Necessity  
Certificate Number 5811**

*This is to certify that public convenience and necessity require, and permission is granted for Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc., to serve Customers in and around the city of Dickinson , North Dakota as established in an electric service area agreement negotiated with Roughrider Electric Cooperative, Inc. and approved by the Commission in Case No;. PU-13-142.*

*This certificate is issued in accordance with the Order of this Commission dated June 19, 2013 in Case Nos. PU-13-141 and PU-13-142 and is subject to the conditions and limitations noted in the Order.*

*This certificate is conditioned upon Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc. 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, June 19, 2013.*

**ATTEST:**

**PUBLIC SERVICE COMMISSION**

  
**Executive Secretary**

  
**Commissioner**