

## Hamre, John G.

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**From:** efilmingmail@tylerhost.net  
**Sent:** Wednesday, September 15, 2021 8:56 AM  
**To:** Hamre, John G.  
**Subject:** Filing Accepted for Case: 08-2021-CV-01508; Nodak Electric Cooperative, Inc. vs. North Dakota Public Service Commission, et al.; Envelope Number: 4453567

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## Filing Accepted

Envelope Number: 4453567

Case Number: 08-2021-CV-01508

Case Style: Nodak Electric Cooperative, Inc. vs. North Dakota Public Service Commission, et al.



The filing below was reviewed and has been accepted by the clerk's office. You may access the file stamped copy of the document filed by clicking on the below link.

Filing Details	
<b>Court</b>	Burleigh County - South Central District
<b>Case Number</b>	08-2021-CV-01508
<b>Case Style</b>	Nodak Electric Cooperative, Inc. vs. North Dakota Public Service Commission, et al.
<b>Date/Time Submitted</b>	9/14/2021 2:16 PM CST
<b>Date/Time Accepted</b>	9/15/2021 8:55 AM CST
<b>Accepted Comments</b>	
<b>Filing Type</b>	Exhibit
<b>Filing Description</b>	CR Exhibit 67 Letter enclosing copies of Board of Railroad Commissioners documents - 2of2 Case No. 08-2021-CV-01508
<b>Activity Requested</b>	EFileAndServe
<b>Filed By</b>	John Hamre
<b>Filing Attorney</b>	John Schuh

Document Details	
<b>Lead Document</b>	67 - CR Exhibit 67 Letter enclosing copies of Board of Railroad Commissioners documents - 2of2.pdf
<b>Lead Document Page Count</b>	5
<b>File Stamped Copy</b>	<a href="#">View Stamped Document</a>
This link is active for 30 days. If the link above is not accessible, copy this URL into your browser's address bar to view the document:	

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Dakota and no increase or decrease in said rates shall be made except in accordance with the rules and regulations of the Board of Railroad Commissioners, after due hearing.

Section 14.

The Grantee shall have the right to require of any person to whom electric service is furnished, to make a deposit to insure the payment of bills for service to be rendered. The Company shall issue a receipt for such deposit and shall return same whenever the customer shall discontinue the use of electric service, provided all bills are then paid. The Grantee may apply all or any portion of the deposit to any unpaid bills and shall thereupon mail to the customer a receipt for such amount.

Section 15.

This contract shall be subject to any present or future laws of a regulatory nature enacted by the State of North Dakota, or any amendment or addition to such laws, and further shall be subject to the rules and regulations laid down by the Board of Railroad Commissioners of the State of North Dakota.

Section 16.

It is further expressly and specifically provided that all permits, licenses and franchises heretofore granted by the City giving or purporting to give permission to any person, persons or corporation to construct, install or maintain an electrical line or system in, upon or through the streets, alleys or public grounds of the City for the purpose of furnishing light, heat and power to the City or its inhabitants, be, and the same hereby are in all respects revoked, cancelled and annulled.

Section 17.

This Ordinance shall take effect and be in full force twenty (20) days from and after its passage by the City Council and its publication or posting as required by statute, provided that said Grantee shall, within said time, specify its acceptance of this franchise in writing to that effect, to be filed with the City Auditor and in no event shall this Ordinance be binding on said Grantee until the filing of such acceptance.

First Reading Aug-28-1931

Second Reading Sept-8-1931

Approved this 8 day of Sept., 1931.

Attest:

R. G. Olson  
city auditor

John P. Mestric

Accepted:

OTTER TAIL POWER COMPANY

BY C. L. Kennedy Vice Pres.

Date Sept-15th 1931

BOARD OF RAILROAD COMMISSIONERS  
STATE OF NORTH DAKOTA

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In the Matter of the Application  
of the Otter Tail Power Company of  
Fergus Falls, Minnesota, for a Cer-  
tificate to furnish electric ser-  
vice in Drayton, North Dakota.

CASE NO. 3287.

NOTICE OF HEARING

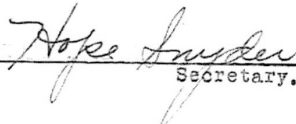
Application having been received from the Otter Tail Power Company, asking for a Certificate of Public Convenience and Necessity to furnish electric service in Drayton, North Dakota, as required by the provisions of Chapter 235 of the Session Laws of 1927; now therefore,

IT IS ORDERED, that hearing in the matter be and the same is hereby fixed to take place in the offices of the Commission at Bismarck, North Dakota, on Monday, October 5th, 1931, at ten o'clock A.M., at which time and place all interested parties will be given an opportunity to be heard.

Please be governed accordingly.

Dated at Bismarck, North Dakota, this 26th day of September, 1931.

BY THE COMMISSION:

  
Secretary.

September 26, 1931.

The City Auditor,  
Drayton, N. Dak.

Dear Sir:-

Herewith Notice of Hearing in re application, of the **Otter Tail Power Co., Fergus Falls, Minn.**, for a Certificate of Public Convenience and Necessity to furnish your **city** with electricity.

Chapter 235 of the Session Laws of 1927 requires public utilities to apply to the Commission for a Certificate before exercising any rights under franchises granted by various municipalities, and also provides that the Commission shall determine, after hearing, whether public convenience and necessity requires the proposed operation or construction thereunder.

The Commission assigns hearings on such applications at Bismarck, and unless there is objection on the part of the municipality to the granting of the certificate, it is not necessary that a representative of your **city** appear at the time assigned for the hearing.

Yours very truly,

Secretary.

MEP:NW

Case No.

Description

## I-2142—MONTANA-DAKOTA POWER COMPANY

Filing of schedule of natural gas rates (reduced), for all schools, churches, municipal, county and state buildings, for all purposes, only when gas is used exclusively for heating such buildings, applicable in Beach, Belfield, Bismarck, Dickinson, Gladstone, Taylor, Richardson, Hebron, Glen Ullin, New Salem, Mandan, Sentinel Butte and Golva. Approved September 24, 1931.

## I-2143—OTTER TAIL POWER COMPANY

Application for authority to change the electric service at Drayton from direct to alternating current. Granted October 9, 1931.

## I-2144—MONTANA-DAKOTA POWER COMPANY

Filing of schedule of electric rates for power and pumping purposes (reduction) applicable in Alamo, Ambrose, Appam, Arnegard, Battleview, Beach, Bowbells, Bowman, Bucyrus, Buffalo Springs, Carpio, Cartwright, Charbonneau, Columbus, Corinth, Coteau, Coulee, Crosby, Donnybrook, Epping, Flaxton, Gascoyne, Grenora, Hamlet, Hanks, Hettinger, Kenaston, Kenmare, Kincaid, Larson, Lignite, Lorraine, Manitou, Marmarth, McGregor, Mohall, Norma, Portal, Powers Lake, Rawson, Ray, Reeder, Rhame, Ross, Sentinel Butte, Sherwood, Springbrook, Stanley, Temple, Tioga, Tolley, Watford City, Wheelock, White Earth, Wildrose, Williston, Zahl. Approved October 9, 1931.

## I-2145—OTTER TAIL POWER COMPANY

Filing of reduced schedule of electric rates for Drayton. Approved October 9, 1931.

## I-2146—NORTHERN STATES POWER COMPANY

First filing of schedule of telephone rates for a one-way trunk line service in the city of Minot. Allowed to become effective in 30 days.

## I-2147—CENTRAL WEST PUBLIC SERVICE COMPANY OF NORTH DAKOTA

Filing of reduced schedule of electric rates applicable in Coopers-town. Approved October 9, 1931.

## I-2148—OTTER TAIL POWER COMPANY

Filing reduced schedule of street lighting rates for Drayton. Allowed to become effective in 30 days.

## I-2149—CENTRAL WEST PUBLIC SERVICE COMPANY OF NORTH DAKOTA

Filing reduced schedule of electric rates for Cooperstown. Allowed to become effective in 30 days.

Case No. Description

## I-2150—NORTHWESTERN BELL TELEPHONE COMPANY

Application for authority to discontinue exchange at Kief Granted November 16, 1931.

## I-2151—OTTER TAIL POWER COMPANY

Filing of reduced schedule of electric rates for Dresden. Allowed October 29, 1931.

## I-2152—CENTRAL LIGHT &amp; POWER COMPANY

Filing of reduced schedule of electric rates, applicable at Fesenden. Approved October 29, 1931.

## I-2153—MONTANA-DAKOTA POWER COMPANY

Filing of street lighting rates, applicable at Scranton. Allowed to become effective in 30 days.

## I-2154—MONTANA-DAKOTA POWER COMPANY

Filing of reduced schedule of electric rates applicable at Scraton. Suspended November 21, 1931, for a period of 120 days. Suspension order vacated February 4, 1932.

## I-2155—MONTANA-DAKOTA POWER COMPANY

and  
TRUAX-TRAEER COAL COMPANY  
Joint application to sell and buy, respectively, electric energy connection with the operation of electric power plant at Kincaid. Approved October 29, 1931.

## I-2156—NORTHWESTERN BELL TELEPHONE COMPANY

Filing of Original Sheet 1 of supplement to Section 15 of the General Supplemental Rate Schedule, providing definition of "place" equipment. Approved November 21, 1931.

## I-2157—FARMERS MUTUAL TELEPHONE COMPANY, Lunds Valle

Filing reduced schedule of telephone rates, applicable at Lunds Valle. Approved to become effective in 30 days.

## I-2158—CENTRAL LIGHT &amp; POWER COMPANY

Filing of reduced schedule of residential and commercial lighting rates, applicable in Drake, Max, Garrison, Underwood and Anamoose. Approved November 25, 1931.

## I-2159—NORTHWESTERN BELL TELEPHONE COMPANY

Filing of Second Revised Local Exchange Tariff, applicable Anamoose, providing a semi-annual rate for service station switching. Approved November 25, 1931.

## I-2160—NORTHWESTERN BELL TELEPHONE COMPANY

Filing of First Revised Local Exchange Tariff, applicable at Klusky, providing a semi-annual rate for service station switching. Approved November 25, 1931.

Case No.	Description
I-2118	NORTHWESTERN BELL TELEPHONE COMPANY Filing of Third Revised Local Exchange Tariff for Drake, providing rate for metallic rural service. Approved August 13, 1931.
I-2119	NORTHWESTERN BELL TELEPHONE COMPANY Filing of Fourth Revised Local Exchange Tariff for Lisbon, providing quarterly rate. Approved August 13, 1931.
I-2120	OTTER TAIL POWER COMPANY Filing of reduced schedule of electric rates for Luverne. Approved August 28, 1931.
I-2121	OTTER TAIL POWER COMPANY Filing of street lighting rates for Luverne. Allowed to become effective in 30 days.
I-2122	OTTER TAIL POWER COMPANY Filing reduced schedule of electric rates for Kathryn. Approved August 28, 1931.
I-2123	OTTER TAIL POWER COMPANY Filing of street lighting rates for Kathryn. Allowed to become effective in 30 days.
I-2124	OTTER TAIL POWER COMPANY First filing of schedule in electric rates for Nortonville. Allowed to become effective in 30 days.
I-2125	OTTER TAIL POWER COMPANY First filing of schedule of electric rates for Hastings. Approved September 5, 1931.
I-2126	OTTER TAIL POWER COMPANY First filing of street lighting rates for Hastings. Allowed to become effective in 30 days.
I-2127	MONTANA-DAKOTA POWER COMPANY Filing reduced schedule of rates for commercial refrigeration and cooking, applicable in 59 towns in North Dakota served by the company. Approved August 28, 1931.
I-2128	FLASHER LIGHT & POWER COMPANY and FLASHER ELECTRIC COMPANY Joint application to sell and buy, respectively, the electric property in Flasher. Granted August 28, 1931.
I-2129	MONTANA DAKOTA POWER COMPANY First filing of rates for flour and feed mills for all towns in North Dakota served by the company. Approved September 12, 1931.
I-2130	OTTER TAIL POWER COMPANY First filing of schedule of electric rates for Kief. Approved September 12, 1931.
I-2131	OTTER TAIL POWER COMPANY First filing of schedule of street lighting rates for Kief. Allowed to become effective in 30 days.
I-2132	J. P. and CLARA LARSON, Drayton and OTTER TAIL POWER COMPANY Joint application to sell and buy, respectively, the electric utility property at Drayton. Granted September 12, 1931.
I-2133	MONTANA-DAKOTA POWER COMPANY Filing of reduced schedule of rates for power and pumping service at Noonan and Scranton. Approved September 12, 1931.
I-2136	DAKOTA CENTRAL TELEPHONE COMPANY Filing of schedule of Local Exchange Service rates for Napoleon and Wishek. Approved September 24, 1931.
I-2137	CENTRAL WEST PUBLIC SERVICE COMPANY Filing reduced schedule of telephone rates for Neche. Approved September 24, 1931.
I-2138	MONTANA-DAKOTA POWER COMPANY Filing of schedule of natural gas rates (reduced), applicable for all schools, churches, municipal, county and state buildings for all purposes, only when gas is used exclusively for heating such buildings, applicable at Bowman, Marmarth and Williston. Approved September 24, 1931.
I-2139	MONTANA-DAKOTA POWER COMPANY First filing of natural gas rates applicable for commercial gas service in Bowman and Rhame. Approved September 24, 1931.
I-2140	MONTANA-DAKOTA POWER COMPANY First filing of natural gas rates applicable for commercial gas service in Beach, Golva and Sentinel Butte. Approved September 24, 1931.
I-2141	MONTANA-DAKOTA POWER COMPANY First filing of natural gas rates applicable for commercial gas service in Williston and Marmarth. Approved September 24, 1931.