

400 North Fourth Street  
Bismarck, ND 58501  
701-222-7900

January 28, 2022

Executive Secretary  
North Dakota Public Service Commission  
600 East Boulevard Ave. Department 408  
Bismarck, ND 58505-0480

Re: Case No. PU-21-386  
Application for a Certificate of  
Public Convenience and Necessity  
to Construct and Operate Natural  
Gas Distribution Facilities to Serve  
the City of Kindred

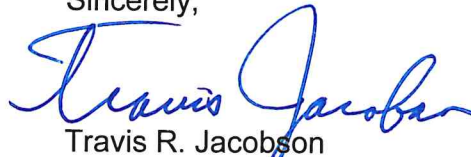
**Amendment**

Montana-Dakota Utilities Co. (Montana-Dakota) herewith files an original and seven (7) copies of an Amended Application for a Certificate of Public Convenience and Necessity (CPCN) in accordance with §49-03.1, N.D.C.C. to construct and operate a natural gas distribution system to serve the City of Kindred, North Dakota.

Pursuant to discussions with interested parties, Montana-Dakota has narrowed its request to generally serve only the City of Kindred and the surrounding area.

If you have questions, please call me at 701.222.7855.

Sincerely,

  
Travis R. Jacobson  
Director of Regulatory Affairs

cc: Paul Sanderson  
Allison Mann

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

In the Matter of the Application of )  
MONTANA-DAKOTA UTILITIES CO. )  
for a Certificate of Public ) Case No. PU-21-386  
Convenience and Necessity to )  
Construct and Operate Natural Gas )  
Distribution Facilities to Serve )  
Kindred and the area surrounding the )  
City )

**AMENDED APPLICATION FOR PUBLIC CONVENIENCE AND NECESSITY**

COMES NOW, Montana-Dakota Utilities Co. (Montana-Dakota or Applicant), the Applicant in the above-entitled proceeding, and makes this amended application pursuant to Chapter 49-03.1, N.D.C.C., for a Certificate of Public Convenience and Necessity to construct and operate natural gas distribution facilities hereinafter described to provide natural gas distribution service to Kindred and the area surrounding the City, which is located along WBI Energy Transmission’s (“WBI”) proposed pipeline route.

In support of this Application, Montana-Dakota alleges as follows:

I.

That Applicant's full name and post office address are:

Montana-Dakota Utilities Co.,  
400 North Fourth Street  
Bismarck, North Dakota 58501

II.

Montana-Dakota is a Delaware corporation duly authorized to do business in the State of North Dakota as a foreign corporation, and that it is doing business in the State

of North Dakota as a public utility subject to the jurisdiction of and regulation by the North Dakota Public Service Commission (Commission) under Title 49, N.D.C.C.

III.

That Applicant's Certificate of Incorporation and amendments thereto have been previously filed with the Commission, such Certificate and Amendments are hereby incorporated by reference, as though fully set forth herein.

IV.

That this Application is being made pursuant to the provisions of Chapter 49-03.1, N.D.C.C., and the rules and regulations promulgated by the Commission.

V.

The required financial statement of operations for Montana-Dakota for the fiscal year ended December 31, 2020 is unchanged from Montana-Dakota's September 10, 2021 Application.

VI.

Wahpeton, North Dakota, is currently being provided natural gas service by Great Plains Natural Gas Company ("Great Plains"), a division of Montana-Dakota<sup>1</sup>, via a pipeline originating near Vergus, Minnesota. Great Plains' current pipeline does not have adequate capacity to provide firm service to all Wahpeton customers and WBI's planned transmission pipeline will provide additional firm capacity to Wahpeton.

WBI intends to construct, operate and maintain a Federal Energy Regulatory Commission ("FERC") regulated natural gas transmission pipeline from Mapleton to

---

<sup>1</sup> In Case No. PU-20-379, Great Plains Wahpeton's natural gas service began the process of being combined with Montana-Dakota's North Dakota operations. Wahpeton will remain on a Great Plains' tariff until the next rate case. Montana-Dakota intends for Kindred to be billed under a Montana-Dakota tariff.

Wahpeton for the purpose of providing natural gas transportation service so that Great Plains can expand firm service to Wahpeton.

VII.

That upon WBI's announcement of its intention to build the transmission pipeline expansion, the Applicant has been in communications with certain customers and communities, including Kindred, along the pipeline route and therefore seeks authorization to construct, operate and maintain natural gas distribution facilities to serve Kindred and the area surrounding the City, which is along the pipeline route and is currently in an unserved area. A map of WBI's proposed pipeline route and its location relative to the City of Kindred, where the natural gas distribution system is proposed to be built, is unchanged from Montana-Dakota's September 10, 2021 Application.

As shown in Attachment A, Montana-Dakota is requesting authority to serve the following area in Cass County:

Sections 27, 28, 29, 32, 33 and 34, T137N-R50W, Normanna Township

VIII.

That the natural gas distribution facilities proposed to be constructed by Applicant will allow Montana-Dakota to serve Kindred and the area surrounding the City that is not now served with natural gas. That there is a public need and demand for natural gas as a fuel for customers along the pipeline route who do not have access to natural gas service and must rely on other energy sources. Numerous customers would benefit from having access to safe, reliable, and affordable natural gas service. The best interests of

the public and this Applicant will be served by the granting of the Certificate of Public Convenience and Necessity requested herein.

As noted, Kindred is currently unserved by any natural gas providers; therefore, no other natural gas public utility will be affected by the construction and operation of the proposed natural gas distribution system.

IX.

That Applicant is fit, willing and able to extend service to Kindred and the area surrounding the City and to maintain and operate the system(s) when completed.

X.

The Applicant will have the opportunity to earn a reasonable rate of return on its investment, provide customers with a competitive source of energy and provide benefit to all customers served by Applicant in North Dakota.

XI.

That Applicant believes it is in the public interest that Applicant be granted a Certificate of Public Convenience and Necessity for the authority it requests herein.

WHEREFORE, Applicant respectfully requests that the Commission:

1. Give Notice of Opportunity to request a hearing to interested parties and, if no hearing is requested within twenty days, to waive the hearing in accordance with N.D.C.C. § 49-03.1-05;
2. Enter an Order and issue a Certificate of Public Convenience and Necessity authorizing the Applicant to construct and operate natural gas distribution facilities necessary to extend natural gas service to Kindred and the area surrounding the City along the pipeline route; and

3. Grant such other relief as the Commission shall deem appropriate.

Dated this 28<sup>th</sup> day of January 2022.

MONTANA-DAKOTA UTILITIES CO.

By: \_\_\_\_\_

